

CITY OF JOSHUA, TEXAS

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF JOSHUA, TEXAS, AMENDING APPENDIX A, "FEE SCHEDULE," TO THE CITY'S CODE OF ORDINANCES BY ADDING A NEW SECTION A5.002, "ENGINEERING FEES," TO ARTICLE A5.000, "LAND USE/DEVELOPMENT FEES"; PROVIDING FOR REPEALING, SAVINGS AND SEVERABILITY CLAUSES; PROVIDING FOR AN EFFECTIVE DATE; AND PROVIDING FOR THE PUBLICATION OF THE CAPTION HEREOF.

WHEREAS, the City Council of the City of Joshua, Texas ("City Council"), has investigated and determined that it is advisable to adopt engineering fees in conformity with House Bill 3492, adopted by the last session of the Texas Legislature; and

WHEREAS, the City Council hereby finds and determines that it will be advantageous, beneficial and in the best interests of the citizens of Joshua to amend Article A5.000, "Land Use/Development Fees," of Appendix A, "Fee Schedule," by adding thereto a new Section A.5.002, "Engineering Fees."

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF JOSHUA, TEXAS, THAT:

SECTION 1

The findings set forth above are incorporated into the body of this Ordinance as if fully set forth herein.

SECTION 2

From and after the effective date of this Ordinance, Article A.5000, "Land Use/Development Fees," of Appendix A, "Fee Schedule," to the City's Code of Ordinances is hereby amended by adding thereto a new Section A.5002, "Engineering Fees," to read as follows:

"§ A.5002 Engineering fees.

1. Construction Plan Review: 10% (residential) or 20% (commercial and industrial) of the following paid at submittal plus progressive monthly payments and balance due before the Notice to Proceed for Public Improvements.

- A. Residential \$500 + \$87.98 per hour x 4.28 hours x number of lots.
- B. Commercial \$500 + \$87.98 per hour x 3.44 hours x number of acres (up to 15 acres)
- C. Industrial (new) \$1000.00 + \$87.98 per hour

2. Construction Inspection (\$500.00 + the following cost):
 - A. Storm Sewer \$1.32 per linear foot
 - B. Roadway Paving (public & private) \$1.14 per square yard
 - C. Sidewalk/Trail \$2.79 per square yard
 - D. Handicap Ramps \$28.39 each
 - E. Storm Manholes/Inlets \$37.26 each
 - F. Public Infrastructure not listed (includes private storm infrastructure associated with roadway) \$49.68 per hour (estimated prior to Notice to Proceed for Public Improvements)
 - G. Final Inspections \$49.68 per hour (2 hour minimum)
 - H. Construction Materials Testing Applicant pays directly to City Approved Vendor
3. Inspection Overtime Rate \$74.52 per hour (2 hour minimum)
4. Closing/Abandoning of:
 - A. Right-of-way \$550.00
 - B. Easement \$250.00
5. Sign Installation \$250.00 per sign
6. Easement/Right of Way Use Agreement \$125.00
7. Traffic Study Fee \$1400.00
8. Flood Study Reviews (Includes detention/retention Analysis) \$1 per foot of reach length (\$2,000 minimum)"

SECTION 3

All provisions of any ordinance in conflict with this Ordinance are hereby repealed to the extent they are in conflict; but such repeal shall not abate any pending prosecution for violation of the repealed ordinance, nor shall the repeal prevent a prosecution from being commenced for any violation if occurring prior to the repeal of the ordinance. Any remaining portion of conflicting ordinances shall remain in full force and effect.

SECTION 4

If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The City hereby declares that it would have passed this Ordinance, and each section, subsection,

clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, and phrases be declared unconstitutional.

SECTION 5

This Ordinance shall take effect and be in full force from and after its passage and publication, as provided by the Revised Civil Statutes of the State of Texas and the Home Rule Charter of the City of Joshua, Texas.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF JOSHUA, TEXAS, ON THIS 18TH DAY OF JANUARY, 2024.

Scott Kimble, Mayor

ATTEST:

Alice Holloway, City Secretary

APPROVED AS TO FORM AND CONTENT:

Terrence S. Welch, City Attorney