

ORDINANCE NO. _____

CITY OF MISSION, TEXAS

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS, AMENDING CHAPTER 114, ARTICLE IV, DRAINAGE, DIVISION 2, DRAINAGE IMPROVEMENT FEE, SECTION 114-171 OF THE CITY OF MISSION CODE OF ORDINANCES; CLARIFYING THE AUTHORIZED USES OF DRAINAGE IMPROVEMENT FEE REVENUES TO INCLUDE OPERATION, MAINTENANCE, PREVENTIVE MAINTENANCE, REPAIR, REHABILITATION, REPLACEMENT, IMPROVEMENT, AND OTHER LAWFUL DRAINAGE-RELATED COSTS; REMOVING OUTDATED EXPIRATION LANGUAGE; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF CONFLICTING PROVISIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Mission has established a monthly Drainage Improvement Fee pursuant to Chapter 114, Article IV, Division 2 of the City of Mission Code of Ordinances; and

WHEREAS, the City Council finds that the proper operation of the City's drainage system requires ongoing operation, inspection, maintenance, preventive maintenance, repair, rehabilitation, replacement, and other activities necessary to preserve and maintain existing drainage infrastructure; and

WHEREAS, the City Council desires to clarify that revenues derived from the Drainage Improvement Fee may be used for all lawful costs associated with providing, operating, maintaining, repairing, and improving the City's drainage system; and

WHEREAS, the City Council further desires to remove outdated expiration language contained in Section 114-171 while maintaining the rates established separately under Section 114-172.

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

SECTION 1. AMENDMENT TO SECTION 114-171

Chapter 114, Article IV, Division 2, Section 114-171 of the City of Mission Code of Ordinances is hereby amended to read as follows:

Sec. 114-171. – Established; authorized uses.

The City hereby establishes and authorizes the continued collection of a monthly drainage fee from all existing and future customers of the City utility system specially benefited by such fee. Such benefits shall correspond to the City's master drainage improvement plan, as it exists or may be amended from time to time, and applicable agreements, contracts, studies, and drainage requirements of the City.

Revenue derived from the drainage fee shall be used for the lawful costs of providing, operating, maintaining, and improving the City's drainage system, including, but not limited to, operation, inspection, maintenance, preventive maintenance, repair, rehabilitation, replacement, improvement, reconstruction, planning, engineering, vegetation management, debris removal, emergency response, machinery, equipment, materials, personnel, administration, and other costs necessary or incident to the provision of drainage services.

The drainage fee shall continue to be collected at the rates established under Section 114-172, as amended from time to time, unless modified or discontinued by subsequent ordinance of the City Council.

SECTION 2. NO CHANGE TO RATES

Nothing in this Ordinance shall modify the Drainage Improvement Fee rates established under Section 114-172 of the City of Mission Code of Ordinances.

SECTION 3. SEVERABILITY

If any section, subsection, sentence, clause, phrase, or provision of this Ordinance is held invalid or unconstitutional by a court of competent jurisdiction, such holding shall not affect the validity of the remaining portions of this Ordinance.

SECTION 4. REPEALER

All ordinances or portions of ordinances in conflict with this Ordinance are hereby repealed to the extent of such conflict.

SECTION 5. EFFECTIVE DATE

This Ordinance shall become effective upon its passage and approval and in accordance with applicable law.

READ, CONSIDERED AND APPROVED on this the 25th day of August, 2026.

Norie Gonzalez-Garza, Mayor

ATTEST:

Anna Carrillo, City Secretary