

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF PROSPER, TEXAS, AMENDING APPENDIX A, "FEE SCHEDULE," TO THE TOWN'S CODE OF ORDINANCES BY REPEALING THE FOLLOWING EXISTING SECTIONS: SECTION I, "ENGINEERING SERVICES FEES," AND SECTION XIII, "PARKS AND RECREATION USER FEES," AND REPLACING THEM WITH A NEW SECTION I, "ENGINEERING SERVICES FEES," AND A NEW SECTION XIII, "PARKS AND RECREATION USER FEES"; REPEALING EXISTING SUBSECTIONS (F), "PARK FEES," AND (G), "WATER OR WASTEWATER REINSPECTION FEES," OF SECTION 2, "OTHER FEES," OF SECTION V, "DEVELOPMENT FEES," OF APPENDIX A, "FEE SCHEDULE," TO THE TOWN'S CODE OF ORDINANCES, AND REPLACING THEM WITH NEW SUBSECTIONS (F), "PARK LAND DEDICATION FEES," AND (G), "PARK IMPROVEMENT FEES; MAKING FINDINGS; PROVIDING FOR REPEALING, SAVINGS AND SEVERABILITY CLAUSES; PROVIDING FOR AN EFFECTIVE DATE; AND PROVIDING FOR THE PUBLICATION OF THE CAPTION HEREOF.

**WHEREAS**, the Town Council of the Town of Prosper, Texas ("Town Council"), has investigated and determined that, as a result of recent legislation as well as cost increases associated with services, including engineering plan review, engineering inspections, and park utilization performed by the Town of Prosper, various fee amendments are necessary to Appendix A, "Fee Schedule," to the Town's Code of Ordinances; and

**WHEREAS**, the Town Council has reviewed the current and proposed fees and recommends the adoption of the revised fee schedule, as contained in Appendix A, "Fee Schedule," to the Town's Code of Ordinances.

**NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF PROSPER, 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, Section I, "Engineering Services Fees"; Section V, "Development Fees," and Section XIII, "Parks and Recreation User Fees," of Appendix A, "Fee Schedule," to the Town's Code of Ordinances are hereby repealed in their entirety and replaced with the following new Sections: Section I, "Engineering Inspection Fees"; Section V, "Development Fees," and Section XIII, "Parks and Recreation User Fees," to read as follows:

### **“§ I. Engineering Services Fees.**

#### **(a) Inspections:**

- (1) The following engineering inspection fees are hereby adopted for**

all public infrastructure and related development:

Type	Fee
<b>Single-Family Residential Development</b>	\$2,500 base fee plus \$1,000 per platted lot
<b>Non-Residential Development</b>	\$2,500 base fee plus \$2,000 per final platted acreage
<b>Non-Residential Infrastructure*</b> = or as identified on preliminary site plan	\$2,500 base fee plus \$2,000 per conveyance* platted acreage
<b>Multi-Family Development</b>	\$2,500 base fee plus \$2,700 per final platted acreage
<b>Linear Utility</b> for offsite utilities outside of platted boundary** = no base fee if done with platted development	\$2,500 base fee** plus Wastewater — \$5.00 per linear foot Water — \$5.00 per linear foot Storm Sewer — \$5.00 per linear foot
<b>Development Road</b> Separate from platted development** = no base fee if done with platted development	\$2,500 base fee** plus \$5.00 per square yard of concrete surface
<b>Turn Lanes and Median Openings**</b> = no base fee if done with platted development	\$2,500 base fee** plus \$5.00 per square yard of concrete surface
<b>Creek Stabilization**</b> = no base fee if done with platted development	\$2,500 base fee** plus \$1.00 per square yard of disturbed area
<b>Saturday and After Hours Inspections</b>	\$500.00 per day

(b) Plan Review:

- (1) Residential Development: \$2,000.00 + \$350.00 per lot
- (2) Non-residential Development: \$2,000.00 + \$850.00 per acre
- (3) Multi-Family-residential Development: \$2,000.00 + \$75.00 per unit
- (4) After 3<sup>rd</sup> Submittal (4<sup>th</sup> or more) Plan Review Fee: \$1,000.00 each resubmittal

(c) Land Disturbance (without development):

- (1) Tracts one acre or less: \$100.00
- (2) Tracts greater than one acre: \$100.00 + \$25.00 per acre
- (3) Floodplain reclamation only: \$500.00 + \$25.00 per acre

(d) Land Disturbance (with development): \$200.00

(e) Floodplain Study Review: \$3,500.00 deposit (includes two reviews and one meeting) + \$250.00 non-refundable administrative fee. After third party billing, any remaining deposit not expended will be refunded.

(f) Stormwater

- (1) Re-inspection: \$100.00 per re-inspection
- (2) Notice of Violation: \$150.00
- (3) Lot Hold: \$150.00
- (4) Stop Work Order: \$150.00

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**§ XIII. Parks and Recreation User Fees.**

(a) Field user fees.

- (1) Prosper Youth Sports Commission leagues (co-sponsored leagues):
  - (A) All participants who reside within town boundaries: \$10.00 per player per season.
  - (B) All participants who reside outside of the town boundary but reside within the Prosper Independent School District boundary: \$30.00 per player per season.
  - (C) All participants who reside outside of the town boundary and who reside outside of the Prosper Independent School District Boundary: \$50.00 per player per season.
  - (D) Fees shall be paid in full prior to the use of any town athletic field.
  - (E) The number of scheduled practices and games will be assigned based on the facility use agreement with the town.
  - (F) Each participant shall be assessed the full fee amount based on residency.
- (2) Non-co-sponsored resident teams comprised of eighty percent (80%) or more participants who reside in the town boundary:
  - (A) Nonsynthetic turf field use: \$40.00 per hour.
  - (B) Synthetic turf field use: \$75.00 per hour.
  - (C) Additional \$20.00 per hour for use of the field lights.
- (3) Non-co-sponsored resident teams comprised of less than 80% participants who reside in the town boundary:
  - (A) Nonsynthetic turf field use: \$150.00 per hour.
  - (B) Synthetic turf field use: \$200.00 per hour.
  - (C) Additional \$20.00 per hour for use of the field lights.

- (4) Co-sponsored teams comprised of 80% or more participants who reside in the town boundary:
  - (A) Nonsynthetic turf field use: \$40.00 per hour.
  - (B) Synthetic turf field use: \$75.00 per hour.
  - (C) Additional \$20.00 per hour for use of the field lights.
- (b) Pavilion rental fees.

Number of Participants	Resident Rate	Nonresident Rate	Refundable Deposit
1-50	\$50.00	\$500.00	\$100.00
51-100	\$75.00	\$500.00	\$100.00
100+	\$125.00	\$500.00	\$100.00

This fee structure is based on a four-hour time slot. Rental fee must be paid in full at the time the reservation is made. 14-day cancellation is required. Acceptable forms of payment are check, Visa, and MasterCard. The splash pad is open annually from Memorial Day to Labor Day.

- (c) Tournaments, camps, and clinic fees.

During in-season play, defined as recreational play by the youth sports commission leagues, only co-sponsored organization tournaments will be allowed to utilize the synthetic turf fields. During in- season play, only co-sponsored camps and clinics will be permitted to utilize the synthetic turf fields but must contain at least 80 percent of town residents.

During out-of-season play, defined as seasons wherein recreational play by the youth sports commission has concluded or is not currently being scheduled, co-sponsored and non-co-sponsored organizations, camps, clinics and tournaments will be permitted to utilize the synthetic turf fields, regardless of residency status. The number of camps, clinics and tournaments held throughout the off-season shall be determined by the Director of the Parks and Recreation Department.

In the event that the tournament director would like to include food vendors at scheduled events, all town health requirements must be met no later than 30 days before the scheduled event. Please email [health@prospertx.gov](mailto:health@prospertx.gov) with any questions.

- (1) Co-sponsored organization fees.
  - (A) Tournament fees:
    - (i) \$60.00/per team (up to a two-day tournament).
    - (ii) \$40.00/per team/additional day.

- (iii) Deposit per field: \$100.00.
- (iv) Minimum fee for tournaments: \$1,250.00.
- (v) 10% of the tournament gate fee.

(B) Camps and clinics fees:

- (i) \$5.00/per participant per day.
- (ii) Deposit per field: \$100.00.
- (iii) Minimum fee for camps and clinics: \$250.00.

(2) Resident, non-co-sponsored organization fees.

(A) Tournament fees:

- (i) \$25.00/per team (up to a two-day tournament).
- (ii) \$15.00/per team/additional day.
- (iii) Deposit per field: \$100.00.
- (iv) Minimum fee for tournaments: \$750.00.

(B) Camps and clinics fees:

- (i) \$5.00/per participant per day.
- (ii) Deposit per field: \$100.00.
- (iii) Minimum fee for camps and clinics: \$300.00.

(3) Nonresident, non-co-sponsored organization fees.

(A) Tournament fees:

- (i) \$75.00/per team (up a two-day tournament).
- (ii) \$60.00/per team/additional day.
- (iii) Deposit per field: \$200.00.
- (iv) Minimum fee for tournaments: \$1,500.00.

(B) Camps and clinics fees:

- (i) \$10.00/per participant per day.
- (ii) Deposit per field: \$100.00.
- (iii) Minimum fee for camps and clinics: \$450.00.

(4) General fees.

(A) Lights are charged at \$20.00/hour/field.

- (B) On-site staff: \$25.00/hour/staff member, if deemed necessary by the Parks and Recreation Department.
- (C) Field preparation: \$45.00/field/per preparation.
- (D) Any additional field preparation is a \$20.00 relining and dragging home plate fee. All requests must be made prior to the tournament beginning.
- (E) Water service is \$45.00 per container per day, and this includes cups and ice.
- (F) Temporary mound adjustments are a \$400.00 flat rate per occurrence. Renting organization must provide a minimum of four staff members to assist with mound adjustments.
- (G) Full deposit payment must be received no later than two business days after the tournament has concluded.
- (H) Deposit must be received at time of reservation to guarantee the reservation. First deposit received will have priority over facility reservation.
- (I) Refunds for field rental fees are only refundable due to inclement weather and or cancellation of the rental 30 days prior to the rental date.”

### **SECTION 3**

From and after the effective date of this Ordinance, existing Subsections (F), “Park fees,” and (G), “Water or wastewater reinspection fees,” of Section 2, “Other Fees,” of Section V, “Development Fees,” of Appendix A, “Fee Schedule,” to the Town’s Code of Ordinances are hereby repealed and replaced with new Subsections (F) and (G), to read as follows:

- “(F) Parkland dedication fees: 1 acre of land/30 units or 5% of total acreage, whichever is greater.
- (G) Park improvement fees: \$2,250.00/single family unit; \$3,500.00/multifamily unit.”

### **SECTION 4**

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 5**

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 Town 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 6**

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 Town of Prosper, Texas; however, new Subsections (F), "Park land dedication fees," and (G), "Park improvement fees," of Section 2, "Other Fees," of Section V, "Development Fees," of Appendix A, "Fee Schedule," to the Town's Code of Ordinances, shall take effect and be in full force from and after February 24, 2026.

**DULY PASSED AND APPROVED BY THE TOWN COUNCIL OF THE TOWN OF PROSPER, TEXAS, ON THIS 27TH DAY OF JANUARY, 2026.**

**APPROVED:**

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**David F. Bristol, Mayor**

**ATTEST:**

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**Michelle Lewis Sirianni, Town Secretary**

**APPROVED AS TO FORM AND LEGALITY:**

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**Terrence S. Welch, Town Attorney**