

CITY OF WILLOW PARK, TEXAS
ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF WILLOW PARK, TEXAS AMENDING THE CITY OF WILLOW PARK CODE OF ORDINANCES, CHAPTER 13 UTILITIES, ARTICLE 13.08 “IMPACT FEES”, BY ADDING A NEW SUBSECTION § 13.08.005(c) “IMPACT FEE CREDITS”, PROVIDING FOR REPEAL; PROVIDING FOR SAVINGS AND SEVERABILITY; PROVIDING FOR PUBLICATION AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City of Willow Park, Texas is a Type-A general law municipality (the “City”) located in Parker County, created in accordance with the provisions of Chapter 6 of the Local Government Code, and operating pursuant to the enabling legislation of the State of Texas; and

WHEREAS, Chapter 395 of the Texas Local Government Code provides for the financing of capital improvements required by new development in the City of Willow Park, Texas through the enactment of water and wastewater impact fees; and

WHEREAS, the City of Willow Park approved and adopted Ordinance 866-22, establishing the current Water and Wastewater Impact Fee rates; and

WHEREAS, the Texas State Legislature approved Senate Bill 14 in the 2nd Special Session of the 89th Legislative Session, amending Chapter 395 of the Texas Local Government Code to include a new Section 395.0231 for the provision of credits against water and wastewater impact fees assessed to a builder or developer for the construction, contribution, or dedication of an eligible facility, system or product that results in water reuse, conservation or savings; and

WHEREAS, Chapter 395.0231 of the Texas Local Government Code also requires the political subdivision to establish procedures for calculating and applying the credits in a fair and consistent manner, and reviewing and approving credits; and

WHEREAS, Senate Bill 14 of the 2nd Special Session of the 89th Legislative Session was formally approved and signed by the Governor of Texas on September 17, 2025, with an effective date of January 1, 2026.

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

SECTION 1. All the above premises are hereby found to be true and correct and are hereby approved and incorporated into the body of this Ordinance as if copied in their entirety.

SECTION 2: Amendment. That Chapter 13 “Utilities”, Article 13.08 “Impact Fees”, of the City’s Code of Ordinances is hereby amended to add a new subsection to read as set forth below:

§ 13.08.005. Payment; accounting.

“(c) The City Council of the City of Willow Park, Texas hereby authorizes the calculation and application of impact fee credits as set forth in the Policy for Calculating and Applying Water and Wastewater Impact Fee Credits for Development that Results in Water Reuse, Conservation or Savings, approved by the City Council of the City of Willow Park, effective January 1, 2026.”

SECTION 3: Savings/Repealing Clause. All provisions of any ordinance in conflict with this Ordinance are hereby repealed; but such repeal shall not abate any pending prosecution for violation of the repealed Ordinance, nor shall the repeal prevent prosecution from being commenced for any violation if occurring prior to the repeal of the Ordinance. Any remaining portions of conflicting ordinances shall remain in full force and effect.

SECTION 4: Severability. Should any section, subsection, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, it is expressly provided that any and all remaining portions of this Ordinance shall remain in full force and effect. Willow Park hereby declares that it would have passed this Ordinance, and each section, subsection, sentence, clause, or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared unconstitutional or invalid.

SECTION 5: Effective Date. This Ordinance shall become effective upon its passage and publication.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF
WILLOW PARK, THIS _____ DAY OF _____ 2026.

Teresa Palmer, Mayor

ATTEST:

Deana McMullen, City Secretary

EXHIBIT A

**POLICY FOR CALCULATING AND APPLYING WATER AND WASTEWATER IMPACT
FEE CREDITS FOR DEVELOPMENT THAT RESULTS IN WATER REUSE,
CONSERVATION OR SAVINGS.**

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