

ORDINANCE NO. 2019-20

**AN ORDINANCE OF THE VILLAGE OF SALADO, TEXAS, AMENDING ORDINANCE NO. 2018-12 REGARDING IMPACT FEES FOR WASTEWATER IMPROVEMENTS THAT ARE ATTRIBUTABLE TO NEW DEVELOPMENT IN THE VILLAGE'S PROPOSED WASTEWATER IMPACT FEE SERVICE AREA; PROVIDING FOR FINDINGS OF FACT, AN EFFECTIVE DATE, SEVERABILITY; REPEALER AND PROPER NOTICE AND MEETING.**

**WHEREAS,** the Village of Salado, Texas (the "Village") is responsible for and committed to the provision of public services (including wastewater services) at levels necessary to provide service for customers connecting to the wastewater system; and

**WHEREAS,** the Board of Aldermen Village of Salado, Texas (the "Village") seeks to promote the health, safety and general welfare of the citizens of the Village, and the best interests of the Village; and

**WHEREAS,** the Village adopted Ordinance No. 2018-12 establishing requirements for impact fees for wastewater improvements for the Village Sewer System on August 2, 2018; and

**WHEREAS,** the Board of Aldermen has carefully reviewed the policies and procedures established by Ordinance No. 2018-12 and desires to make certain amendments to the policies and process for impact fees to ensure the efficient administration; and

**WHEREAS,** the Board of Aldermen, after careful consideration of the matter, hereby finds and declares that it is in the best interests of the general welfare of the Village and its residents to adopt this ordinance amending Ordinance 2018-12 relating to the impact fees for wastewater utilities;

**WHEREAS,** the Board of Aldermen, finds that it is necessary and proper for the good government, peace or order of the Village of Salado to adopt this ordinance relating to impact fees for the Village Sewer System.

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE VILLAGE OF SALADO, TEXAS:**

**SECTION 1. FINDINGS OF FACT**

The facts and recitations found in the preamble of the Ordinance are true and correct and incorporated herein for all purposes.

## **SECTION 2. AMENDMENT**

Ordinance No. 2018-12 is hereby amended to add new paragraph D to Section 14. Applicability, Exceptions and Exemptions to read as follows:

“D: A property in the initial service area is not required to pay impact fees for the improvements existing on the property as of October 17, 2019.”

Ordinance No. 2018-12 is also amended to increase the impact fee per LUE from \$3,750 to \$5,152.

## **SECTION 3. REPEALER**

All ordinances, resolutions, or parts thereof, that are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters regulated, herein.

## **SECTION 4. SEVERABILITY**

In the event any clause, phrase, provision, sentence or part of this Ordinance or the application of the same to any person or circumstances shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconditional; and the Board of Aldermen of the Village of Salado, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any part thus declared to be invalid or unconstitutional, or whether there be one or more parts.

## **SECTION 5. EFFECTIVE DATE**

This Ordinance is in full force and effect immediately upon its adoption and publication.

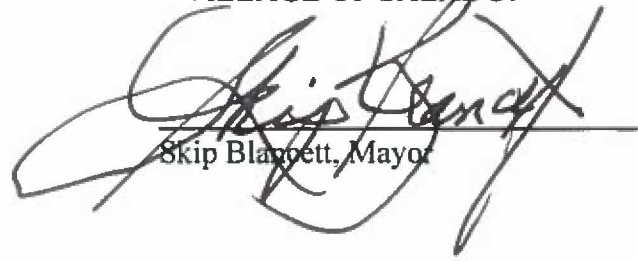
## **SECTION 6. PROPER NOTICE AND MEETING**

That it is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public as required and the public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Chap. 551, Tex. Loc. Govt. Code.

**FIRST READING OF ORDINANCE PASSED, APPROVED, AND ADOPTED** on this the 17<sup>th</sup> day of Oct., 2019 by a 5 (ayes) to 0 (nays) to 0 (abstentions) vote of the Board of Aldermen of the Village of Salado, Texas.

**SECOND READING OF ORDINANCE PASSED, APPROVED, AND ADOPTED** on this the 7<sup>th</sup> day of Nov., 2019 by a 4 (ayes) to 1 (nays) to 0 (abstentions) vote of the Board of Aldermen of the Village of Salado, Texas.

VILLAGE OF SALADO:

  
Skip Blamett, Mayor

ATTEST:

  
Cara McPartland, City Secretary

