

ORDINANCE NO. 2016-09-____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AMENDING THE CODE OF ORDINANCES OF THE CITY OF MCKINNEY, TEXAS, RELATING TO FEES, BY AMENDING APPENDIX A, IN PART, BY AMENDING SECTIONS 66-21, 87-11, 110-45, 110-141, 110-230, 122-39, AND 142-37; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF

WHEREAS, the City Council of the City of McKinney, Texas, finds, determines and declares that certain fees are necessary to provide for efficient government services; and

WHEREAS, the City Council of the City of McKinney, Texas, finds and determines that the current fees are insufficient to cover the costs of the respective services; and

WHEREAS, the City Council of the City of McKinney, Texas, desires to adopt fees necessary for the City to provide good and efficient government for the benefit of the citizens of the City.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, 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. Appendix A, entitled "Schedule of Fees", of the Code of Ordinances, City of McKinney, Texas, Section 66-21, is hereby amended to read as follows:

Appendix A, Sec. 66-21. Administrative fees.

Defensive driving course, processing fee10.00
Municipal court building security fee3.00
Request for list of those who have paid a processing fee for defensive driving, for each request15.00
Juvenile case manager fee5.00
Special expense fee50.00
Request for expunction of one or more criminal conviction:
 Filing fee, per criminal case30.00
 Expunction fee, per agency5.00
Omnibase fee for each complaint or citation reported30.00
Child Safety Fee5.00
Copies0.10/sheet
Rewritable CD (CD-RW)1
Non-rewritable CD (CD-R)1
Digital video disc (DVD)3
Labor for programming28.50/hour
Labor for locating, compiling, and reproducing15.00/hour
Overhead charge - 20% of labor chargecalculated
Postage and shipping charge - actual costcalculated
Other costs - actual chargecalculated

Section 3. That Appendix A, entitled "Schedule of Fees", of the Code of Ordinances, City of McKinney, Texas, Section 87-11, is hereby amended to read as follows:

Appendix A, Sec. 87-11. Application process.

Application fee. A non-refundable application fee of \$50.00, plus any costs incurred by the city, must be submitted with the application and is required for each permit or renewal of a permit, which permit shall extend only to those dates requested in the application and which are approved by the committee.

Section 4. That Appendix A, entitled "Schedule of Fees", of the Code of Ordinances, City of McKinney, Texas, Section 110-45, is hereby amended to read as follows:

Appendix A, Sec. 110-45. Miscellaneous charges.

Payment Plan Processing Fee5.00
Removal or lockup of meter for non-payment50.00
Tampering with meter50.00
Damaged lock30.00
Meter test fee:
 Residential meter30.00
 1-inch meter50.00
 2-inch meter75.00
 3-inch meter or larger, the minimum fee shall be250.00
Meter box replacement150.00
Trip fee (i.e. emergency shut off, delivery of disconnection notice in lieu of reconnection fee)
 During normal city working hours40.00
 After normal city working hours60.00
Missed appointment fee (charge for making appointments and customer is a "no show"):
 Return trip—Next day15.00
 Return trip—Same day20.00

Section 5. That Appendix A, entitled "Schedule of Fees", of the Code of Ordinances, City of McKinney, Texas, Section 110-141, is hereby amended to read as follows:

Appendix A, Section 110-141. Monthly water rates.

Water rates and applicable criteria therefore for each monthly period:

- (1) Single-family dwelling accounts, excluding separate irrigation meters:
 - a. The base monthly rate per meter shall be 14.30
 - b. From 1 gallon to 20,000 gallons the rate per 1,000 gallons or any portion thereof shall be 4.08
 - c. From 20,001 gallons to 40,000 gallons the rate per 1,000 gallons or any portion thereof shall be 5.10
 - d. For usage to exceed over 40,000 gallons, the rate per 1,000 gallons or any portion thereof shall be 6.12
- (2) Multifamily/Commercial/industrial/governmental accounts:
 - a. The base monthly rate per meter shall be:
 1. 5/8-inch x 3/4-inch meter 14.30
 2. 1-inch meter 25.05
 3. 1½-inch meter 42.90

- 4. 2-inch meter 60.10
 - 5. 3-inch meter 105.85
 - 6. 4-inch meter 157.35
 - 7. 6-inch meter 293.30
 - 8. 8-inch meter 579.40
- b. The rate per 1,000 gallons or any portion thereof shall be 4.08
- (3) Water district/municipal accounts. The monthly rates for water sold by the city to treated-water water district accounts and municipal accounts, including separate irrigation meters, per 1,000 gallons or any portion thereof shall be 3.06
- (4) Irrigation accounts:
- a. The base monthly rate per meter shall be:
 - 1. 5/8-inch x 3/4-inch meter 14.30
 - 2. 1-inch meter 25.05
 - 3. 1½-inch meter 42.90
 - 4. 2-inch meter 60.10
 - 5. 3-inch meter 105.85
 - 6. 4-inch meter 157.35
 - 7. 6-inch meter 293.30
 - 8. 8-inch meter 579.40
 - b. From 1 gallon to 20,000 gallons the rate per 1,000 gallons or any portion thereof shall be 4.08
 - c. From 20,001 gallons to 40,000 gallons the rate per 1,000 gallons or any portion thereof shall be 5.10
 - d. For usage to exceed over 40,000 gallons, the rate per 1,000 gallons or any portion thereof shall be 6.12

Section 6. That Appendix A, entitled "Schedule of Fees", of the Code of Ordinances, City of McKinney, Texas, Section 110-230, is hereby amended to read as follows:

Appendix A, Sec. 110-230. Sewer service rates generally.

- (1) Single-family dwelling accounts:
 - a. The base monthly rate shall be 15.25
 - b. The rate per 1,000 gallons up to 8,000 gallons, but not to exceed the winter average if applicable, shall be 4.29
 - c. Utility customers shall be billed at actual metered water consumption not to exceed 8,000 gallons maximum until a winter average may be established. The winter average shall be established using the consumption for the months of December, January and February.
- (2) Multifamily/Commercial/industrial/governmental accounts:
 - a. The base monthly rate shall be:

1. 5/8-inch x 3/4-inch meter 15.25
2. 1-inch meter 25.00
3. 1½-inch meter 41.25
4. 2-inch meter 53.70
5. 3-inch meter 84.25
6. 4-inch meter 119.40
7. 6-inch meter 204.00
8. 8-inch meter 399.20

b. The rate per 1,000 gallons or any portion thereof shall be 4.29

(3) Municipal accounts:

a. The rate per 1,000 gallons or any portion thereof shall be 3.22

(4) Irrigation accounts:

a. Meters used for irrigation purposes only shall not be billed sewer charges.

Section 7. That Appendix A, entitled "Schedule of Fees", of the Code of Ordinances, City of McKinney, Texas, Section 122-39, is hereby amended to read as follows:

Appendix A, Sec. 122-39. Amendments to property maintenance code.

Department of property maintenance, registration, and inspection fees:

Registration fee25.00 per building

Re-inspection fee25.00 per building

Section 8. That Appendix A, entitled "Schedule of Fees", of the Code of Ordinances, City of McKinney, Texas, Section 142-37, is hereby amended to read as follows:

Appendix A, Sec. 142-37. Facilities agreement.

The fee required to file a facilities agreement for recordation with the County Clerk's Office shall be equal to the County's recording fee as published by the County Clerk's Office.

Section 9. That if any section, subsection, paragraph, sentence, phrase or clause of this Ordinance shall be declared invalid for any reason whatsoever, such decision shall not affect the remaining portions of this Ordinance, which shall remain in full force and effect, and to this end, the provisions of this Ordinance are declared to be severable.

Section 10. That this Ordinance shall be cumulative of all other ordinances of the City and shall not repeal any of the provisions of said ordinances except in those instances where provisions of those ordinances are in direct conflict with the provisions of this Ordinance and such ordinances shall remain intact and are hereby ratified, verified and affirmed.

Section 11. This Ordinance shall become effective October 1, 2016.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, ON THE 20TH DAY OF SEPTEMBER, 2016.

CITY OF MCKINNEY, TEXAS

BRIAN LOUGHMILLER
Mayor

CORRECTLY ENROLLED:

SANDY HART, TRMC, MMC
City Secretary
DENISE VICE, TRMC
Assistant City Secretary

DATE: _____

APPROVED AS TO FORM:

MARK S. HOUSER
City Attorney