

**ORDINANCE NO. 2022-11-XXX**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AMENDING SECTION 54-202; SECTION 54-209; SECTION 87-10; SECTION 114-21; SECTION 122-4; CHAPTER 138 (SPECIAL USE REGULATIONS); AND APPENDIX A SCHEDULE OF FEES OF THE CODE OF ORDINANCES; ESTABLISHING PRESUMPTIONS; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; PROVIDING FOR THE PUBLICATION OF THE CAPTION OF THIS ORDINANCE; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF**

**WHEREAS**, the City of McKinney adopted the Code of Ordinances for the protection of the public health and general welfare of the people of the City of McKinney; and

**WHEREAS**, the City Council have recognized that certain provisions of the Code of Ordinances should be reviewed and updated; and

**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; and

**WHEREAS**, amendments to these provisions have been proposed and the City Council of the City of McKinney are of the opinion that these chapters should be amended.

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

Section 1. The Code of Ordinances, City of McKinney, Texas, Section 54-202 (Issuance of Permit) is hereby amended and shall read as indicated in Exhibit "A-1", attached hereto.

Section 2. The Code of Ordinances, City of McKinney, Texas, Section 54-209 (Exceptions) is hereby amended and shall read as indicated in Exhibit "A-2", attached hereto.

Section 3. The Code of Ordinances, City of McKinney, Texas, Section 87-40 (Permit Required) is hereby amended and shall read as indicated in Exhibit "B", attached hereto.

Section 4. The Code of Ordinances, City of McKinney, Texas, Section 114-21 (Auto Pound Specifications—Generally) is hereby amended and shall read as indicated in Exhibit "C", attached hereto.

Section 5. The Code of Ordinances, City of McKinney, Texas, Section 122-4 (Permits within City Limits and Extraterritorial Jurisdiction) is hereby amended and shall read as indicated in Exhibit "D", attached hereto.

Section 6. The Code of Ordinances, City of McKinney, Texas, Chapter 138 (Special Use Regulations) is hereby amended and shall read as indicated in Exhibit "E", attached hereto.

- Section 7. The Code of Ordinances, City of McKinney, Texas, Appendix A—Schedule of Fees is hereby amended and shall read as indicated in Exhibit “F”, attached hereto.
- Section 8. 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 9. 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 10. The caption of this ordinance shall be published one time in a newspaper of general circulation in the City of McKinney.
- Section 11. This Ordinance shall become effective from and after the date of its final passage and publication as provided by law, and it is accordingly so ordained.

**DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, ON THE 15TH DAY OF NOVEMBER, 2022.**

CITY OF MCKINNEY, TEXAS

---

GEORGE C. FULLER  
Mayor

CORRECTLY ENROLLED:

---

EMPRESS DRANE  
City Secretary

DATE: \_\_\_\_\_

APPROVED AS TO FORM:

---

MARK S. HOUSER  
City Attorney