

ORDINANCE NO. 1934

AN ORDINANCE AMENDING THE CITY OF KELLER CODE OF ORDINANCES, APPENDIX C - FEE SCHEDULE, SEC. 1. - BUILDING SERVICES, AS IT RELATES TO RESIDENTIAL CONSTRUCTION FEES, ADOPTED BY ORDINANCE NO. 1905, ON SEPTEMBER 18, 2018, BY ADOPTING A REVISED APPENDIX C - FEE SCHEDULE, SEC. 1. - BUILDING SERVICES; AUTHORIZING PUBLICATION; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, The 84th Texas Legislature passed HB 852, and the Governor signed the legislation into law effective May 21, 2019. The legislation prohibits municipalities from calculating residential building permit fees based on the valuation of the project; and

WHEREAS, in 2016, City based its fees on a square footage calculation using 78 cents per square foot for assessing residential fees. Using the Bureau of Labor Statistics Consumer Price Index for inflation, today's value of 78 cents would be 84 cents per square foot; and

WHEREAS, using the Bureau of Labor Statistics Consumer Price Index for inflation, today's value of 78 cents would equate to 84 cents per square foot; and

WHEREAS, the City shall adopt the 84 cents per square foot standard to calculate building permit fees for residential construction.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF KELLER THAT:

Section 1: THAT, the above findings are hereby found to be true and correct and are incorporated herein in their entirety.

Section 2: THAT, the City of Keller Code of Ordinances, Appendix C - Fee Schedule, Sec. 1. - Building Services, as it relates to residential construction fees, adopted by Ordinance No. 1905, on September 18, 2018, is hereby amended, by adopting a revised Appendix C - Fee Schedule, Sec. 1. - Building Services for the City of Keller.

Section 3: THAT, the City commits to implement the revised fees adopted by this Ordinance.

Section 4: THAT, should any part, portion, section, or part of a section of this Ordinance be declared invalid, or inoperative, or void for any reason by a court of competent jurisdiction, such decision, opinion, or judgment shall in no way affect the remaining provisions, parts, sections, or parts of sections of this Ordinance, which provisions shall be, remain, and continue to be in full force and effect.

Section 5: THAT, the City Secretary is hereby authorized and directed to cause publication of the descriptive caption of this Ordinance as an alternative method of publication provided by law.

Section 6: THAT, this Ordinance shall become effective upon its adoption.

AND IT IS SO ORDAINED.

Passed and approved by a vote of 6 to 0 on this the 4th day of June, 2019.

CITY OF KELLER, TEXAS

BY: _____
P.H. McGrail, Mayor

ATTEST:

Kelly Ballard, City Secretary

Approved as to Form and Legality:

L. Stanton Lowry, City Attorney