

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

DEPARTMENT: City Development

AGENDA DATE: Introduction: February 11, 2013
Public Hearing: February 19, 2013

CONTACT PERSON NAME AND PHONE NUMBER: Mirian Spencer, (915) 541-4482, spencermd2@elpasotexas.gov

DISTRICT(S) AFFECTED: All Districts

SUBJECT:

An Ordinance amending Title 15 (Public Services), Chapter 15.08 (Street Rentals), Section 15.08.120 (Special Privilege Licenses and Permits) Subsection F (Fees) to allow flexibility in identifying annual fees for special privilege licenses and permits granted in the Tax Increment Reinvestment Zones. Penalty is as provided in Chapter 15.08.125 (All Districts).

BACKGROUND / DISCUSSION:

The proposed ordinance allows for flexibility in determining annual fees for special privilege licenses and permits for projects within Tax Increment Reinvestment Zones (TIRZ). This will allow City Council to amend fees for special privileges within the TIRZ districts.

PRIOR COUNCIL ACTION:

City Council Approved Ordinance 017827 on July 31, 2012 which amended Section 15.08.120 in its entirety.

AMOUNT AND SOURCE OF FUNDING:

N/A

BOARD / COMMISSION ACTION:

N/A

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD:

**Mathew S. McElroy, Director
City Development Department**

Information copy to appropriate Deputy City Manager

ORDINANCE NO. _____

AN ORDINANCE AMENDING TITLE 15 (PUBLIC SERVICES), CHAPTER 15.08 (STREET RENTALS), SECTION 15.08.120 (SPECIAL PRIVILEGE LICENSES AND PERMITS) SUBSECTION F (FEES) TO ALLOW FLEXIBILITY IN IDENTIFYING ANNUAL FEES FOR SPECIAL PRIVILEGE LICENSES AND PERMITS GRANTED IN THE TAX INCREMENT REINVESTMENT ZONES. PENALTY IS AS PROVIDED IN CHAPTER 15.08.125 OF THE EL PASO CITY CODE.

WHEREAS, the right of control, ownership and use of public right of way is held by the City of El Paso; and,

WHEREAS, the City encourages development in the Tax Increment Reinvestment Zones; and

WHEREAS, the City Planning Staff desires to amend the El Paso City Code to allow flexibility in identifying annual fees for Special Privilege Licenses and Permits granted in the Tax Increment Reinvestment Zones in Section 15.08.120 (Special Privilege Licenses and Permits);

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EL PASO TEXAS:

Section 1: That Title 15 (Public Services), Chapter 15.08 (Street Rentals), Section 15.08.120 (Special Privilege Licenses and Permits), Subsection F (Fees) is hereby amended to add paragraph 5, which will read as follows:

5. The established annual fee for any special privilege license or permit located in a Tax Increment Reinvestment Zone of the City of El Paso, Texas may be reduced or waived as determined by City Council.

Section 2. Except as expressly herein amended, Title 15 (Public Services), Chapter 15.08 (Street Rentals), of the El Paso City Code shall remain in full force and effect.

PASSED AND APPROVED this ____ day of _____, 2013

(Signatures begin on following page)

THE CITY OF EL PASO

John F. Cook, Mayor

ATTEST:

Richarda Duffy Momsen,
City Clerk

APPROVED AS TO FORM:

Lauren K. Ferris
Assistant City Attorney

APPROVED AS TO CONTENT:

Mathew S. McElroy, Director
City Development