

**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

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**BOARD / COMMISSION ACTION:**

N/A

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\*\*\*\*\*REQUIRED AUTHORIZATION\*\*\*\*\*

**DEPARTMENT HEAD:**

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**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 SECTION 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:

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Richarda Duffy Momsen,  
City Clerk

APPROVED AS TO FORM:

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Lauren K. Ferris  
Assistant City Attorney

APPROVED AS TO CONTENT:

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Mathew S. McElroy, Director  
City Development