

Dedicated to Outstanding Customer Service for a Better Community

SERVICE SOLUTIONS SUCCESS



DEPARTMENT: Planning & Economic Development
AGENDA DATE: Introduction 10/11/11; Public Hearing 10/18/11
CONTACT PERSON/PHONE: Kevin Smith, 541-4903
DISTRICT(S) AFFECTED: All

SUBJECT:

An ordinance amending Title 15 (Public Services) Chapter 15.20 (Water and Wastewater Impact Fees) of the El Paso City Code to delete section 15.20.170 (Certification of Compliance). The penalty being as provided in Chapter 1.08, General Penalty, of the El Paso City Code.

BACKGROUND / DISCUSSION:

N/A

PRIOR COUNCIL ACTION:

N/A

AMOUNT AND SOURCE OF FUNDING:

N/A

BOARD / COMMISSION ACTION:

Development Coordinating Committee (DCC) – N/A
City Plan Commission (CPC) – N/A

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

LEGAL: N/A

FINANCE: N/A

DEPARTMENT HEAD: Mathew McElroy

Deputy Director of Planning, Planning & Economic Development

APPROVED FOR AGENDA:

CITY MANAGER: _____

DATE: _____

Mayor
John F. Cook

City Council

District 1
Ann Morgan Lilly

District 2
Susie Byrd

District 3
Emma Acosta

District 4
Carl L. Robinson

District 5
Dr. Michiel R. Noe

District 6
Eddie Holguin Jr.

District 7
Steve Ortega

District 8
Courtney Carlisle Niland

City Manager
Joyce A. Wilson



Two Civic Center Plaza
El Paso, TX 79901
(915) 541-0000

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MEMORANDUM

DATE: October 3, 2011
TO: The Honorable Mayor and City Council
Joyce A. Wilson, City Manager
FROM: Kevin Smith, Planner
SUBJECT: 15.20.170 – Certification of Compliance

During the 82nd Legislative session, Chapter 395 (Impact Fee Statute) of the Texas Local Government Code was amended to remove the annual requirement for cities to submit a written certification to the attorney general verifying compliance with this statute.

This ordinance amends Title 15 by deleting Section 15.20.170 (Certification of Compliance) to reflect the Legislative changes.

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ORDINANCE NO _____

AN ORDINANCE AMENDING TITLE 15 (PUBLIC SERVICES) CHAPTER 15.20 (WATER AND WASTEWATER IMPACT FEES) OF THE EL PASO CITY CODE TO DELETE SECTION 15.20.170 (CERTIFICATION OF COMPLIANCE). THE PENALTY BEING AS PROVIDED IN CHAPTER 1.08, GENERAL PENALTY, OF THE EL PASO CITY CODE.

WHEREAS, Chapter 395 (Impact Fee Statute) of the Texas Local Government Code provides for the establishment and collection of impact fees by Texas municipalities and mandates the specific process Texas municipalities must take in order to adopt impact fees; and,

WHEREAS, during the 82nd Legislative session, Chapter 395 of the Local Government Code was amended to remove the annual requirement for cities to submit a written certification to the attorney general verifying compliance with Chapter 395;

WHEREAS, the legislative amendment to Chapter 395 is effective immediately;

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

SECTION 1. That Title 15, Public Services, Chapter 15.20, Water and Wastewater Impact Fees, is amended by deleting Section 15.20.170, Certification of Compliance, in its entirety.

SECTION 2. Except as expressly herein amended, Title 15, Public Services, Chapter 15.20, Water and Wastewater Impact Fees, of the El Paso City Code shall remain in full force and effect.

ADOPTED THIS ____ day of _____ 2011.

CITY OF EL PASO

ATTEST:

John F. Cook, Mayor

Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:

Lupe Cuellar
Assistant City Attorney

Mathew S. McElroy, Deputy Director
Planning and Economic Development
Dept.

Robert D. Andron
Robert D. Andron
General Counsel/EPWU