

ORDINANCE NO. 21-01-07-01

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAGO VISTA, TEXAS, AMENDING APPENDIX A FEE SCHEDULE OF THE CODE OF ORDINANCES, ARTICLE 1.000 GENERAL AND ADMINISTRATIVE FEES, ARTICLE 3.000, BUILDING RELATED FEES, ARTICLE 5.000 SUBDIVISION FEES, ARTICLE 6.000 UTILITY RELATED FEES, ARTICLE 7.000 ZONING AND ANNEXATION FEES, PROVIDING CODIFICATION AND PUBLICATION, AN EFFECTIVE DATE, REPEALER, SEVERABILITY, PROPER NOTICE AND OPEN MEETINGS CLAUSE.

WHEREAS, The City of Lago Vista, Texas is a Home Rule City; and

WHEREAS, The City Council of the City of Lago Vista finds that from time to time it is necessary to review and amend its fee schedule for permits and rates; and

WHEREAS, the City Council desires to amend Appendix A, Fee Schedule, as set out in the attached Exhibits "A", "B", "C", "D" and "E"; and

WHEREAS, the City Council finds that it is necessary and proper for the purpose of promoting effective and efficient government of the City to adopt the proposed amendments to Appendix A, Fee Schedule of the City of Lago Vista Code of Ordinances.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAGO VISTA, TEXAS, THAT:

SECTION 1. FINDINGS OF FACT. All of the above and foregoing recitals are hereby found to be true and correct legislative findings of the City and are incorporated herein as findings of fact.

SECTION 2. AMENDMENT. The City Council of the City of Lago Vista, Texas, does hereby amend Article 1.000 General and Administrative Fees, Article 3.000, Building Related Fees, Article 5.000 Subdivision Fees, Article 6.000 Utility Related Fees, Article 7.000 Zoning and Annexation Fees as shown in Exhibits "A.", "B", "C" "D" and "E." Underlined language shall be added and language to be deleted is signified by strike-through.

SECTION 3. REPEALER. All ordinances, orders or resolutions heretofore passed and adopted by the City Council of the City of Lago Vista, Texas, are hereby repealed to the extent said ordinances, orders or resolutions or parts thereof are in conflict herewith.

SECTION 4. SEVERABILITY CLAUSE. If any section, subsection, article, paragraph, sentence, clause, phrase or word in this Ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such holding shall not

affect the validity of the remaining portions of this Ordinance, and the City Council hereby declares it would have passed such remaining portions of this Ordinance despite such invalidity, which remaining portions shall remain in full force and effect.

SECTION 5. CODIFICATION AND PUBLICATION. The City Secretary is hereby directed to record and publish the attached rules, regulations and policies in the City's Code of Ordinances as authorized by Section 52.013 of the Texas Local Government Code.

SECTION 6. EFFECTIVE DATE. This Ordinance shall take effect immediately upon its passage and publication in accordance with the Texas Local Government Code.

SECTION 7. OPEN MEETINGS. It is hereby officially found and determined that the meeting at which this ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

AND, IT IS SO ORDERED.

PASSED AND APPROVED this 7th day of January 2020 by a vote of the City Council of the City of Lago Vista, Texas.



Ed Tidwell
Ed Tidwell, Mayor

ATTEST:

Sandra Barton

Sandra Barton, City Secretary

On a motion by Councilmember Weatherly, seconded by Councilmember Marion, the above and foregoing ordinance was passed and approved.

Exhibit "A"

ARTICLE 1.000 GENERAL AND ADMINISTRATIVE FEES

Sec 1.100 Administrative Fees

1. Code of Ordinances: \$185.00.
2. Copies:
 1. = 8.5 x 14:
 1. Black and white: \$0.10 per page.
 2. Color: \$0.20 per page.
 2. 11 x 17:
 1. Black and white: \$0.50 per page.
 2. Color: \$1.00 per page.
 3. ~~>11 x 17 and = 44 x 60:~~
 1. ~~Black and white: \$3.00 per sheet.~~
 2. ~~Color: \$5.00 per sheet.~~
3. Returned or insufficient funds on check or credit card service charge: \$30.00.
4. Request for utility extension estimate: \$100.00.
5. Credit/debit card payments (not applicable to municipal golf course with the exception of membership payments): 3.00%.
6. GIS services fees:
 1. Printing existing 8 x 11-inch map:
 1. Black and white: \$10.00
 2. Color: \$15.00
 2. Printing existing 11 x 17-inch map:
 1. Black and white: \$15.00
 2. Color: \$20.00
 3. Printing existing large format map up to 24 x 36 inches:
 1. Black and white: \$35.00
 2. Color: \$40.00
 4. Printing existing large format map up to 44 x 60 inches:
 1. Black and white: \$95.00
 2. Color: \$120.00
 5. Customized: in addition to the printing costs above, \$80 per hour (two-hour minimum), billed in quarter-hour increments.
 7. Airport runway crossing permit: \$50.00.

Exhibit "B"

ARTICLE 3.000 BUILDING RELATED FEES

Sec 3.100 Building Permit Fees

- (a) Residential:
 - (1) Single-family: \$175.00 plan review fee plus \$0.75/sq. ft. permit fee.
 - (2) Single-family in the floodplain: \$200.00 plan review fee plus \$0.75/sq. ft. permit fee.
 - (3) Industrialized: \$175.00 plan review fee plus \$0.75/sq. ft. permit fee.
 - (4) Duplex: \$175.00 plan review fee plus \$0.75/sq. ft. permit fee.
 - (5) Multifamily: \$175.00 plan review fee plus \$0.80/sq. ft. permit fee.
 - (6) Mobile home: \$1,000.00.
- (b) Commercial: \$600.00 plan review fee plus:
 - (1) 0 to 5,000 sq. ft. (per sq. ft.): \$0.85.
 - (2) 5,001 sq. ft. and more (per sq. ft.): \$0.80.
- (c) Building permits:
 - (1) 1st renewal: \$200.00.
 - (2) 2nd and subsequent renewal: \$450.00.
- (d) Subcontractor permits:
 - (1) 1st renewal: \$50.00.
 - (2) 2nd and subsequent renewals: \$100.00.
- (e) Engineering review and inspection fees: \$200.00 + \$1.00 for every 100 square feet.
- (f) Residential accessory storage buildings:
 - (1) 120 sq. ft. or less: \$50.00.
 - (2) Over 120 sq. ft.: \$125.00 plus \$0.25/sq. ft.
- (g) Remodeling ~~and room additions that does not include additions~~: \$50.00 plan review fee plus \$0.20/sq. ft.
- (h) Boat docks/decks/patios:
 - (1) 100 sq. ft. or less: \$100.00.
 - (2) Over 100 sq. ft.: \$150.00.
- (i) Sprinkler systems: \$35.00.
- (j) Fences (constructed at any time), driveways and cosmetic remodeling/pads 400 sq. ft. or less: \$75.00.
- (k) Pools including pool, electrical, plumbing, and fence: \$200.00.
- (l) Plumbing permit:
 - (1) Single-family residence, multifamily multiply by number of units: \$100.00.
 - (2) Commercial:
 1. Up to 3,000 sq. ft. minimum: \$125.00.
 2. 3,001 sq. ft. and larger: Permit fee plus \$0.05/sq. ft.
- (m) Water well permit: \$200.00.
- (n) Mechanical permit:
 - (1) Single-family residence, multifamily multiply by number of units: \$100.00.
 - (2) Commercial:
 1. Up to 3,000 sq. ft. minimum: \$125.00.

2. 3,001 sq. ft. and larger of heated and AC space: Permit fee plus \$0.05/sq. ft.

(o) Electrical permit:

- (1) Single-family residence, multifamily multiply by number of units: \$100.00.
- (2) Commercial:
 1. Up to 3,000 sq. ft. minimum: \$125.00.
 2. 3,001 sq. ft. and larger: Permit fee plus \$0.05/sq. ft.

(p) Minor plumbing, electric and mechanical repairs: \$25.00.

(q) Variance or appeal request (Building Codes or Chapter 3): \$250.00.

(r) Reinspection fee and construction activity violation inspections: \$75.00.

(s) Reinspection fee (including construction activity violations) for items not initially corrected (2nd or subsequent trips): \$150.00.

(t) Model home permit (per dwelling, per year): \$50.00.

(u) Fire suppression permit: \$125.00.

(v) Demolition permit: No charge \$150.00

(w) Tenant finish-out permit: \$150.00 plan check fee plus \$0.30/sq. ft. permit fee.

(x) Third-party plan review (if required by building official): Actual cost.

(y) Right-of-way license agreement: \$350.00.

Sec 3.200 Security Alarm Systems

- (a) Initial permit fee: \$35.00.
- (b) Renewal fee (per year): \$25.00.
- (c) False alarm fee (5 in 12 months): \$50.00.

Sec 3.300 Street Cut Permit Fees

- (a) Street cuts, up to 50': \$50.00 plus \$0.50/sq. ft \$0.50/sq. ft, minimum 1' wide.
- (b) Street cuts, 50' or more: \$75.00 plus \$0.50/sq. ft. \$50.00 inspection, plus \$0.50/sq. ft minimum 1' wide.
- (c) Work in Right of Way without Permit: \$175 plus cost of permit.
- (d) Right of Way Permit Fee of \$75

New Sec. 3.400 Required Fire Marshall Reviews and Inspections (all commercial, multifamily, special projects and related components)

(a) Building Permits:

1. For projects valued at less than \$200,000, the fee is \$750.00.
2. For projects valued at \$200,000 but less than \$1,000,000, the fee is \$750.00 for the first \$200,000 plus \$1.75 per \$1,000, or fraction thereof, for the value over \$200,000.
3. For projects valued at \$1,000,000 but less than \$5,000,000, the fee is \$2,700 for the first \$1,000,000 plus \$1.00 for every \$1,000, or fraction thereof, for the value over \$1,000,000.
4. For projects valued at \$5,000,000 or more, the fee is \$10,140 for first \$5,000,000 plus \$0.50 for every \$1,000,

- (b) Special Project: The fee is \$500.00 plus \$60.00 per hour for plans review and inspections. Travel time will be incorporated when calculating this fee.
- (c) Express Permit: The fee is \$100.00 per structure
- (d) Site Plan: \$60.00 per hour with a four-hour minimum. Travel time will be incorporated when calculating this fee.
- (e) Automatic Fire Extinguishing System: \$260.00
- (f) Fire Alarm and Detection System: The fee is based upon the number of initiating or signaling devices included in the system.
 - 1. For systems with 100 or fewer devices, the fee is \$260.00.
 - 2. For systems with 101 or more devices the fee is \$260.00 plus \$0.50 for each device in excess of 100. The maximum fee is \$2,000.00
- (g) Fire Pump System: \$260.00
- (h) Fire Sprinkler System: The fee is based upon the number of sprinklers included in each riser/system.
 - 1. For risers/systems with 200 or fewer sprinklers the fee is \$260.00.
- (i) For risers/systems with 201 or more sprinklers, the fee is \$260.00 plus \$0.50 for each sprinkler in excess of 200. The maximum fee is \$2,000.00 per system.
- (j) Fire Standpipe System: \$260.00
- (k) Private Water Supply: \$260.00
- (l) Underground Fire Line: \$260.00
- (m) Tank Installation: \$260.00 for each tank or set of tanks located within a single containment system.
- (n) After Hours Inspection: An afterhours inspection is billed at \$90.00 per hour with a two-hour minimum. Travel time will be incorporated when calculating this fee.
- (o) Duplicate Permit: \$20.00
- (p) Pre-Development Review: The first two pre-development functions will be conducted at no charge to the project. Additional meetings will be billed at \$60.00 per hour. Travel time will be incorporated when calculating this fee.
- (q) Reinspection: Reinspections will be billed at \$60.00 per hour with a two-hour minimum. Travel time will be incorporated when calculating this fee.
- (r) Rescheduling: \$60.00
- (s) Standby Personnel: Standby personnel scheduled during normal working hours will be billed at \$60.00 per hour with a two-hour minimum. Standby personnel scheduled outside normal working hours will be billed at \$90.00 per hour with a two-hour minimum. Travel time will be incorporated when calculating these fees.
- (t) All Operational Permits and Periodic Inspections (full list available on the City Website and through the Development Services Department): \$45.00 per permit.

Exhibit "C"

ARTICLE 5.000 SUBDIVISION FEES

- (a) Appeal request: \$200.00 + professional cost + 15% (\$1,000.00 initial escrow account deposit required).
- (b) Easement release/dedication/filing: \$125.00.
- (c) Amending plat application fee (includes lot consolidation): \$250.00.
- (d) Replat/short form plats/minor plats: \$200.00 + \$50 per lot.
- (e) Development agreement:
 - 1. Application: \$5,000.00 (not refundable) plus \$5,000.00 professional service deposit. Total fees shall be \$5,000.00 plus actual cost of professional services plus 15%.
 - 2. Amendment: Application: \$2,500.00 (not refundable) plus \$2,500.00 professional service deposit. Total fees shall be \$2,500.00 plus actual costs of professional services plus 15%.
- (f) Administrative processing Subdivision Plats:
 - 1. Concept plan, master plan, preliminary plat and site development, preliminary conferences:
 - 1. With city attorney: Professional costs + 15%.
 - 2. Staff only: \$200.
 - 2. Concept plan/master plan submission: \$250.00 + \$50 per Acre up to \$10,000 maximum.
 - 3. Preliminary plat ~~or Construction Plat submission~~: \$350.00 + \$50 per lot.
 - 4. Final plat submission: \$350.00 + \$50 per lot.
 - 5. ~~Site development plan/permit submission review fee: \$350.00 + \$1 for every 100 square feet of impervious cover.~~
 - 6. ~~Private site development engineering inspection fees: \$200.00 + \$1 for every 100 square feet of impervious cover.~~
 - 7. Plat vacation: \$300.00.
 - 8. ~~Nonpoint pollution permit fee: \$35.00.~~
 - 9. ~~Nonpoint pollution Plan Review fee: \$250.00.~~
- (g) Subdivision plat development construction plans:
 - 1. Review fee: \$2,000.00 + professional cost + 15% (\$5,000.00 initial escrow account deposit required).
 - 2. ~~Subdivision construction of public improvements inspection fee: 1% of the approved construction estimate Inspection and Testing: 0.5% of approved and certified engineer's estimate +professional cost + 15% (initial escrow account deposit of 1% of the approved and certified engineer's estimate required).~~
 - 3. ~~In-house development inspections (minimum 1 hour): \$35.00 per hour.~~
 - 4. ~~Subdivision plat recording (Travis County Clerk), if city records: Actual cost plus 15%.~~
- (h) Special district:
 - 1. Application: \$5,000.00 fee (not refundable), plus \$5,000.00 deposit for the actual cost of professional services. Total fees shall be \$5,000.00 plus the actual cost of professional services plus 15%.

2. Amendment of approval: Application: \$2,500.00 fee (not refundable), plus \$2,500.00 deposit for professional services. Total fees shall be \$2,500.00 plus the actual cost of professional services plus 15%.
 - (i) Site Development Plan Review: \$350.00 + \$1.00 per square foot of total impervious surface area (\$1,000.00 minimum) + professional cost + 15% (\$5,000.00 initial escrow deposit required)
 - (j) Site Development Plan Inspections and Testing (collected along with the building permit fees):
 1. Under 20,000 sf impervious surface area: \$1,000.00
 2. 20,000 sf impervious surface area and larger: \$1,000.00 + professional cost + 15% (\$5,000.00 initial escrow deposit required)
- (k) Nonpoint Source Pollution Permit (when separate from any application above):
 1. Nonpoint source pollution plan (separate) review fee: \$250.00
 2. Nonpoint source pollution (separate) permit: \$75.00

Exhibit "D"

ARTICLE 6.000 UTILITY RELATED FEES
Sec 6.200 Utility Rates And Fees

(a) Residential and commercial water service:

1. Utility Line Extension
Rate:

Unit Cost per Linear Foot									
Line Size	2"	3"	4"	6"	8"	10"	12"	16"	18"
Cost	\$67	\$68	\$92	\$100	\$119	\$136	\$146	\$203	\$212

2. Construction Administrative Fees:
 - (A) 5% of the estimate for Option 1 (Resident Applicant)
 - (B) 10% of the estimate for Option 1a (Home Builder Applicant)
 - (C) 15% of the estimate for Option 1b (All Other Applicants and over 400' Extension)
 - (D) 5% of the estimate for Option 2 (Developers and Non-City Managed Construction)
3. Monthly fee per LUE during stage 1 of water conservation: \$5.00
4. Consumption Report Fee: \$20.00
5. Residential (base rate plus volumetric rate (actual usage) by customer class). Effective: New rate effective with water sold beginning January 1, 2020, billed February 29, 2020 and bills due March 15, 2020:
 - (A) Base rate: \$36.52.
 - (B) Volumetric rate:
 - (i) 0–2,000 gallons: \$0.00.
 - (ii) 2,001–5,000 gallons: \$5.25 per 1,000 gallons.
 - (iii) 5,001–10,000 gallons: \$6.50 per 1,000 gallons.
 - (iv) 10,001–15,000 gallons: \$8.50 per 1,000 gallons.
 - (v) 15,001–25,000 gallons: \$11.00 per 1,000 gallons.
 - (vi) 25,001–50,000 gallons: \$14.00 per 1,000 gallons.
 - (vii) 50,001–above: \$17.50 per 1,000 gallons.
6. Commercial (base rate plus volumetric rate (actual usage) by customer class). Effective: New rate effective with water sold beginning January 1, 2020, billed February 29, 2020 and bills due March 15, 2020:
 - (A) Base rate: \$36.52.
 - (B) Volumetric rate:
 - (i) 0–2,000 gallons: \$3.95 per 1,000 gallons.
 - (ii) 2,001–5,000 gallons: \$5.77 per 1,000 gallons.
 - (iii) 5,001–10,000 gallons: \$7.15 per 1,000 gallons.
 - (iv) 10,001–15,000 gallons: \$9.35 per 1,000 gallons.
 - (v) 15,001–25,000 gallons: \$11.87 per 1,000 gallons.

- (vi) 25,001–50,000 gallons: \$15.17 per 1,000 gallons.
- (vii) 50,001–above: \$19.02 per 1,000 gallons.

7. Water irrigation rates (base fee plus volumetric rate (actual usage) by customer class). Effective: New rate effective with water sold beginning January 1, 2020, billed February 29, 2020 and bills due March 15, 2020:

- (A) Base rate: \$36.52.
- (B) Volumetric rate:
 - (i) 0–2,000 gallons: \$6.11 per 1,000 gallons.
 - (ii) 2,001–5,000 gallons: \$7.64 per 1,000 gallons.
 - (iii) 5,001–10,000 gallons: \$9.55 per 1,000 gallons.
 - (iv) 10,001–15,000 gallons: \$11.94 per 1,000 gallons.
 - (v) 15,001–25,000 gallons: \$14.93 per 1,000 gallons.
 - (vi) 25,001–50,000 gallons: \$18.66 per 1,000 gallons.
 - (vii) 50,001–above: \$23.32 per 1,000 gallons.

8. Industrial water rates (base fee plus volumetric rate (actual usage) by customer class). Effective: New rate effective with water sold beginning January 1, 2020, billed February 29, 2020 and bills due March 15, 2020:

- (A) Base rate: \$36.52.
- (B) Flat volumetric rate: \$4.17 per 1,000 gallons.

(b) Temporary water turn-on for inspections and cleaning (up to 3,000 gallons): \$55.00.

(c) Wastewater (sewer) service (base rate plus volumetric rate). Effective: New rate effective with bills due May 15, 2018:

1. Residential (volumetric rate will be determined by “winter averaging” a residential customer’s water usage for the months of November 2019; January and February 2020):
 - (A) Base rate: \$19.00.
 - (B) Volumetric rate: \$10.75 per 1,000 gallons.
2. Commercial/industrial (volumetric rate will be determined based on water usage):
 - (A) Base rate: \$19.00.
 - (B) Volumetric rate: \$10.75 per 1,000 gallons.
3. Sewer only or limited history, citywide average takes into account all water usage for the months of November, January and February. New rate effective with bills due May 15, 2018. Rates are the citywide average.
4. Time of use sewer rate for nonprofit organizations:
 - (A) 1 to 2 days facility use per week: \$32.33.
 - (B) 3,000+ gallons: \$3.80 per 1,000 gallons.
 - (C) 3 to 4 days facility use per week: \$39.30.
 - (D) 3,000+ gallons: \$3.80 per 1,000 gallons.
 - (E) 5 to 7 days facility use per week: \$46.25.
 - (F) 3,000+ gallons: \$3.80 per 1,000 gallons.
5. Rainwater system ONLY customers: For those wastewater customers who are not attached to the city water, a private well, or another public water system and who rely solely on stored rainwater to supply their non-potable needs, their wastewater will be billed at one-half (1/2) of the citywide average for wastewater services for the months of November, January and February. To qualify for the reduced rate, the customer must make

application to the city utility department and provide proof that their service qualifies for this reduced rate. Current application rates will be based upon existing winter averaging rate and then will be updated on May 15, 2018.

(d) Reclaimed Water Rates

1. The Type II Reclaimed Water standard rate shall be one half the volumetric rate per 1,000 gallons established for residential sale of potable water between 2,001 and 5,000 gallons.
2. Any Type II Reclaimed Water nonstandard, or wholesale, rates will be determined via a separate agreement as approved by the City Council.

(e) Sanitation service:

1. Base trash and recycling (includes one trash cart and one recycling cart): \$21.98. Rates take effect October 1, 2017, with bills being sent out October 30th and due November 15, 2017.
2. Additional trash and/or recycling carts: \$9.24 each plus tax.

(f) Deposits:

1. Security deposit: \$130.00.
2. Residential water and sewer deposit (without trash): \$100.00.
3. Commercial water deposit: \$300.00.
4. Sanitation deposit: \$30.00.

(g) Late payment penalty: \$15.00.

(h) Disconnection and reconnection fee: \$50.00.

(i) Disconnection/reconnection fee for nonpayment: \$50.00.

(j) RPZ inspection fee: \$50.00, plus the cost of repairs.

(k) Damage or injury to waterworks utility system: \$50.00- 150.00

(l) Damage to Drainage System in Right of Way or Easement: \$175

(m) Illegal Water/Wastewater Connection or Diversion Fee: \$750 per occurrence plus cost of water used as estimate by the City.

Exhibit "E"

ARTICLE 7.000 ZONING AND ANNEXATION FEES

- (a) Rezoning request (except for PDD), one acre or less: \$250.00.
- (b) Rezoning request (except for PDD), for more than 1 acre: \$250.00 + plus \$50.00 per acre.
- (c) PDD rezoning request:
 - (1) Concept Plan only: \$250.00 plus \$50.00 per acre (\$1,000.00 minimum).
 - (2) Detail Plan only: \$500.00 plus \$50.00 per acre (\$2,000.00 minimum).
 - (3) Combined Concept and Detail Plan: \$500.00 plus \$50.00 per acre (\$2,500.00 minimum)
- (d) Annexation and zoning request (including PDD): No charge.
- (e) Disannexation request: \$150.00
- (f) Special use permit application fee: same as rezoning request.
- (g) Conditional use permit: \$250.00.
- (h) Short-term occupancy permit: \$50.00.
- (i) Zoning Ordinance Variance: \$250.00.
- (j) Protected tree replacement fee: \$50.00-\$250.00/inch.
- (k) Home-based business:
 - (1) Permit: \$50.00.
 - (2) Permit renewal (every 2 years): \$50.00.
 - (3) Conditional use permit or appeal of denial of permit: \$250.00.