

**ORDINANCE NO. 2025-03**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, AMENDING THE CITY CODE OF ORDINANCES DIVISION 2. ENTITLED "COMMUNITY IMPACT FEE ESTABLISHED" AND SECTION 2-292 ENTITLED "AMOUNT" AND DIVISION 3. ENTITLED "APPLICABILITY OF COMMUNITY IMPACT FEES" AND SECTION 3-372 ENTITLED "IMPACT FEE CALCULATIONS"; PROVIDING CUMULATIVE, REPEALER, AND SEVERABILITY CLAUSES; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE**

**WHEREAS**, Chapter 395 of the Texas Local Government Code requires impact fees to be reviewed every five years; and

**WHEREAS**, the last amendment to the impact fees was made in 2019, five years ago; and

**WHEREAS**, the City Council, with the assistance of the consultant NewGen Strategies, has performed the required calculations for the development and/or establishment of the impact fees; and

**WHEREAS**, the City Council finds, determines, and declares that the readoption of the Community Impact Fee will be \$1,084.50 for water service and \$1,173.00 for wastewater service, as indicated in Division 2, entitled "Community Impact Fee Established," and Section 2-292, entitled "Amount," as originally approved in City Ordinance No. 2004-22; and

**WHEREAS**, the City Council finds, determines, and declares that the meeting at which this Ordinance is adopted was open to the public, and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Ordinance, was given as required by Chapter 551 of the Texas Government Code; and

**WHEREAS**, City Council, finds, determines, and declares that publication of notice of this Ordinance, as required by Section 3.14 of the City Charter and the laws of the State of Texas, was made by the City Secretary within the period prescribed by Section 3.14; and

**WHEREAS**, City Council, finds, determines, and declares that the meeting at which this Ordinance is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Ordinance, was given as required by Chapter 551 of the Texas Government Code.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, THAT:**

**Section One. Code Amendment.** The Code of Ordinances Division 3. Entitled “Applicability of Community Impact Fees” and Section 2-292 Entitled “Amount” and Section 3-372 Entitled “Impact Fee Calculations” is hereby amended by adding language that is underlined (underlined) and deleting the language that is stricken (~~stricken~~) as follows:

Sec. 2-372. - Impact fee calculations.

Reference Impact Fee Memorandum associated with the Impact Fee Ordinance Approval and/or amendment as updated from time to time.

~~Impact fee calculations using J. Limon projections~~

~~2004 Population: .....6,140~~

~~2014 Population: .....12,603~~

~~10-Year Population Growth: .....6,463~~

~~Projected Factor: ..... 3.1 Persons Per Connection~~

~~10-Year Total Standard Development Units (SDU): ..... 6463/3.1 = 2,085~~

~~CIP Water Projects over next 10 Years: .....Cost~~

~~12" Line on 281 S .....\$420,000~~

~~16" NW Transmission Line .....714,301~~

~~Water Treatment Facility .....1,500,000~~

~~Elevated Storage Tank .....300,000~~

~~12" Line on Hwy 29 W .....60,000~~

~~12" Line of Hwy 29 E .....1,530,000~~

~~4,524,301~~

~~Water Impact Fee:~~

~~4,524,301/2085 = 2,169~~

~~CIP Wastewater Projects over next 10 years:~~

~~8" effluent irrigation .....603,461~~

~~15" relief interceptor .....528,329~~

~~Lift Station/ 8" line .....190,000~~

~~Wastewater Treatment Plant .....3,500,000~~

~~12" interceptor .....69,701~~

~~4,891,461~~

~~Wastewater Impact Fee:~~

~~\$4,891,461/2085 = \$2,346~~

~~\$2,169 + \$2,346 = \$4,515~~

~~\*A municipality may either calculate the revenue and grant stream and subtract those totals from the fee or simply remove 50 percent from the cost of the projects to compensate:~~

~~\$4,515 × 50% = \$2,257.50 Formal Recommendation~~

**Section Two. Findings.** The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Ordinance for all purposes and are adopted as a part of the judgment and findings of the Council.

**Section Three. Cumulative.** This ordinance shall be cumulative of all provisions of all ordinances and codes, or parts thereof, except where the provisions of this Ordinance are in direct conflict with the provisions of such Ordinances, in which event Section 5, (entitled "Repealer") shall be controlling.

**Section Four. Repealer.** All ordinances and codes, or parts thereof, which are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters resolved herein.

**Section Five. Severability.** If any provision of this Ordinance or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Ordinance and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City hereby declares that this Ordinance would have been enacted without such invalid provision.

**Section Six. Publication.** The publishers of the City Code are authorized to amend said Code to reflect the changes adopted herein and to correct typographical errors and to format and number paragraphs to conform to the existing Code.

**Section Seven. Effective Date.** This Ordinance shall be effective upon the date of final adoption hereof.

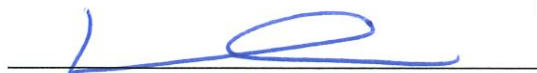
**PASSED, APPROVED, AND ADOPTED** on this 14<sup>th</sup> day of January 2025.

**CITY OF BURNET, TEXAS**



Gary Wideman, Mayor

**ATTEST:**



Maria Gonzales, City Secretary

