

ORDINANCE NO. 2020-24

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF SPRING VALLEY VILLAGE, TEXAS, BY AMENDING SECTION 3.001 RESIDENTIAL BUILDING AND CONSTRUCTION FEE SCHEDULE OF APPENDIX “A”, SCHEDULE OF FEES, FOR THE CITY OF SPRING VALLEY VILLAGE BY ESTABLISHING NEW FEES FOR DRAINAGE PLAN REVIEW AND PROFESSIONAL FEES (HELD IN ESCROW); AND PROVIDING A REPEALER CLAUSE, A SEVERABILITY CLAUSE, AND AN EFFECTIVE DATE.

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WHEREAS, on December 12, 2017, by Ordinance Number 2017-29, the City Council of the City of Spring Valley Village, Texas adopted drainage criteria applicable within the City, and such Ordinance was codified as Article 3, 1500, Drainage Criteria, of Chapter 3, Building and Construction, of the Code of Ordinances of the City; and

WHEREAS, Section 3.1504 – Administration, established the ability to capture costs associated with the review of drainage plans; and

WHEREAS, Appendix “A”, Schedule of Fees, of the Code of Ordinances of the City of Spring Valley Village, Texas was never amended to include the fees associated with required drainage plan reviews; and

WHEREAS, all plan review fees have historically been collected after the review of such plans has been completed; and

WHEREAS, the City Council finds that it is appropriate to require the costs associated with all plan reviews to be paid prior to any plan review services being provided to ensure costs incurred by the City as a result of an application being filed are paid by the applicants who are generating such costs; and

WHEREAS, the City Council hereby finds that the Master Fee Schedule should be amended to include a Drainage Plan Review fee and a Professional Fee to be held in escrow to accomplish this purpose.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SPRING VALLEY VILLAGE, TEXAS, THAT:

Section 1. The facts and matters set forth in the preamble to this Ordinance are hereby found to be true and correct.

Section 2. Section 3.001, Residential Building and Construction Fee Schedule, of Appendix “A”, Schedule of Fees for the City of Spring Valley Village, is hereby amended to include new fees for Drainage Plan Review and Professional Fees (held in Escrow), to provide as follows:

3.001 Residential Building and Construction Fee Schedule

- (10) Drainage Plan Review..... \$750.00
- (11) Professional Fees (Held in Escrow)..... \$1,000 (This fee is to be collected at the time an application is filed with the City)

Section 3. All other ordinances or parts of ordinances inconsistent or in conflict herewith are, to the extent of such inconsistency or conflict, hereby repealed.

Section 4. In the event any clause phrase, provision, sentence, or part of this Ordinance, or the “Schedule of Fees for the City of Spring Valley Village, Texas” adopted hereby, or the application of same to any person or circumstance shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this ordinance or said schedule of fees as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of the City of Spring Valley Village, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, whether there be one or more parts.

Section 5. The rates established by this Ordinance shall be charged to each applicant whose application has been filed with the City of Spring Valley Village upon the effective date of this Ordinance.

Section 6. This Ordinance shall become effective upon its adoption by the City Council, in accordance with law.

DULY PASSED, APPROVED, AND ADOPTED this 25th day of August, 2020.

Marcus Vajdos, Mayor
City of Spring Valley Village, Texas

ATTEST:

Roxanne Benitez, City Secretary
City of Spring Valley Village, Texas