

ORDINANCE NO. 19-005

AN ORDINANCE PROVIDING FOR FEES FOR BUILDING PERMITS AND PLANNING AND ZONING SUBMITTALS AND ACTIVITIES AS PROVIDED FOR IN THE BUILDING CODE ADOPTION AND SUBDIVISION ORDINANCE OF THE CITY OF SOMERVILLE AS AMENDED FROM TIME TO TIME; AND PROVIDING FOR RELATED MATTERS.

WHEREAS, the Building Code Adoption Ordinance of the City of Somerville prohibits construction without permits issued by, and inspections performed on behalf of, the City Somerville, Texas; and

WHEREAS, the cost of planning and construction services including but not limited to: providing public assistance with permitting or platting issues, reviewing submittals, verifying administrative completeness, research, issuing permits, maintaining records, and performing or having inspections performed should be covered by fees assessed on the applicant requiring or requesting such services; and

WHEREAS, the Texas Legislature has passed HB 852, prohibiting the assessment of residential building permit fees based on the value of a dwelling or the cost of improving or constructing a residential dwelling, the permit fees set out in Appendix A to the Code Adoption ordinance as amended from time to time must be revised by the City Somerville, Texas; and

WHEREAS, There is no fee schedule for Platting under the current Subdivision Ordinance preventing efficient and fair administration of the Subdivision regulations; and

WHEREAS, such fees are required to be set by ordinance or policy and are required be kept on file in the office of the City Secretary of the City of Somerville.

NOW, THEREFORE, LET IT BE ORDAINED BY THE CITY COUNCIL OF THE CITY OF SOMERVILLE, TEXAS THAT:

1. The attached “Fee Schedule for Construction and Planning” is incorporated herein for all purposes and is adopted by the City of Somerville.
2. The fees herein have been modified to meet the statutory limitation on value based fee assessment.
3. The fees for planning have been added to the Schedule and the fees for zoning are reserved at present.

4. The fee schedule may be amended from time to time, with or without amendment of the Subdivision Ordinance, the Code Adoption Ordinance or other Ordinances of the City of Somerville that may reference the fees contained herein.
5. This ordinance shall take effect immediately from and after its passage and publication in accordance with the provisions of the *Texas Local Government Code*.

DULY PASSED, APPROVED AND ADOPTED by the City Council of the City of Somerville, Texas this _____ day of _____, 2019 by the following vote:

Ayes _____ Noes _____ Abstentions _____

APPROVED:

Micheal Bradford, Mayor

ATTEST:

Rose Rosser, City Secretary