

ORDINANCE NO. 2018 –

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN MARCOS, TEXAS UPDATING AND AMENDING THE WATER AND WASTEWATER IMPACT FEES TO BE CHARGED BY THE CITY IN CONNECTION WITH NEW LAND DEVELOPMENT UNDER CHAPTER 86, ARTICLE 5, DIVISION 4 OF THE SAN MARCOS CITY CODE AND ASSOCIATED LAND USE ASSUMPTIONS; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR THE REPEAL OF ANY CONFLICTING PROVISIONS; AND PROVIDING AN EFFECTIVE DATE.

RECITALS:

1. In accordance with the provisions of Chapter 395 of the Texas Local Government Code, the City's consultant has prepared the 2018 Update of the Water and Wastewater Impact Fees of the City of San Marcos attached hereto (the "Impact Fee Report") and recommended changes to the water and wastewater impact fees charged by the City.

2. The Capital Improvements Advisory Committee has considered the report and has made recommendations to update to the City's water and wastewater impact fees and land use assumptions in accordance with the Impact Fee Report.

3. The City Council finds that the approval of the updates as set forth in the Impact Fee Report furthers the public health, safety and general welfare by recovering the costs to extend water and wastewater to serve new development.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN MARCOS, TEXAS:

SECTION 1. The Impact Fee Report attached hereto and made a part hereof is hereby approved and adopted.

SECTION 2. The updated water and wastewater impact fees recommended in the Impact Fee Report and as shown in Schedule 1, attached hereto and made a part hereof and the land use assumptions in the Impact Fee Report are hereby approved and adopted.

SECTION 3. If any word, phrase, clause, sentence, or paragraph of this ordinance is held to be unconstitutional or invalid by a court of competent jurisdiction, the other provisions of this ordinance will continue in force if they can be given effect without the invalid portion.

SECTION 4. All ordinances and resolutions or parts of ordinances or resolutions in conflict with this ordinance are repealed.

PASSED AND APPROVED on first reading on April 3, 2018.

PASSED, APPROVED AND ADOPTED on second reading on April 17, 2018.

John Thomaides
Mayor

Attest:

Approved:

Jamie Lee Case
City Clerk

Michael J. Cosentino
City Attorney

ATTACHMENT
Impact Fee Report
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ATTACHMENT
Schedule 1
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