



ORDINANCE NO. 3522

AN ORDINANCE OF THE CITY OF FARMERS BRANCH, TEXAS, AMENDING THE FARMERS BRANCH CODE OF ORDINANCES, APPENDIX A “FEE SCHEDULE,” RELATING TO FEES ESTABLISHED PURSUANT TO CHAPTER 2 “ADMINISTRATION”; CHAPTER 18 “ANIMALS”; CHAPTER 30 “EMERGENCY SERVICES,” ARTICLE II “EMERGENCY MEDICAL SERVICES;” CHAPTER 38 “FIRE PREVENTION AND PROTECTION”; CHAPTER 50 “PARKS AND RECREATION”; AND CHAPTER 86 “UTILITIES,” ARTICLE III “SANITARY SEWER SYSTEM, SECTION 86-161 “APPLICATION” AND ARTICLE IV “SERVICE RATES AND BILLING PROCEDURE,” SECTION 86-276 “WATER SERVICE RATES” AND SECTION 86-277 “SEWER RATES”; AMENDING FARMERS BRANCH CODE OF ORDINANCES CHAPTER 38 “FIRE PREVENTION AND PROTECTION,” ARTICLE II “FIRE CODE,” SECTION 38-38 “LOCAL AMENDMENTS ADOPTED” BY AMENDING THE INTERNATIONAL FIRE CODE TO PROVIDE FOR INSPECTION FEES; AMENDING FARMERS BRANCH CODE OF ORDINANCES SECTION 86-161(b)(1) RELATING TO WASTEWATER DISCHARGE PERMIT REQUIREMENTS; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Farmers Branch, Texas, finds it to be in the public interest to amend the City of Farmers Branch Code of Ordinances, Appendix A “Fee Schedule” and/or related sections of the Code of Ordinances in order to better reflect the cost of certain services provided by the City of Farmers Branch and to reestablish a schedule of fees and charges related to the use and rental of City facilities.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FARMERS BRANCH, TEXAS, THAT:

SECTION 1. The Code of Ordinances of the City of Farmers Branch, Appendix A “Fee Schedule” shall be amended in part to read as follows:

- A. Appendix A, “Fee Schedule,” of the Code of Ordinances of the City of Farmers Branch, Texas, is amended to provide for rental fees and deposits for various City facilities as pursuant to Code of Ordinances Chapter 2 “Administration” follows:

Chapter 2 - Administration				
Section this Code	Description	Amount		Deposit
2-703	The HUB Rental Fee	Resident Rate	Non-Resident Rate	\$200
		Open Hours: \$50.00	Open Hours: \$75.00	
		Closed Hours: \$75.00	Closed Hours: \$100.00	
	City Hall Lobby Rental	Resident Rate	Non-Resident Rate	\$200
		Open Hours: \$50.00	Open Hours: \$75.00	
		Closed Hours: \$75.00	Closed Hours: \$100.00	
	Study Session Room Rental	Resident Rate	Non-Resident Rate	\$100
		Open Hours: \$30.00	Open Hours: \$50.00	
		Closed Hours: \$75.00	Closed Hours: \$100.00	
	Fire Administration Training Room	Resident Rate	Non-Resident Rate	\$200
		Open Hours: \$50	Open Hours: \$75	
		Closed Hours: \$75	Closed Hours: \$100	
	Library Conference Room Rental	Resident Rate	Non-Resident Rate	\$100
		Open Hours: \$30.00	Open Hours: \$50.00	
		Closed Hours: \$75.00	Closed Hours: \$100	
	Library Meeting Room Rental	Resident Rate	Non-Resident Rate	\$200
		Open Hours: \$50	Open Hours: \$75	
		Closed Hours: \$75	Closed Hours: \$100	

- B.** Appendix A, “Fee Schedule,” of the Code of Ordinances of the City of Farmers Branch, Texas, relating to Chapter 18 “Animals” is amended in its entirety to read as follows:

Chapter 18 – Animals		
Section this Code	Description	Amount
18-70	Redemption fee for impounded animal: 1 st offense	\$20
18-70	Redemption fee for impounded animals: 2 nd offense	\$40
18-70	Redemption fee for impounded animals: 3 rd offense	\$60
18-70	Unsterilized Animal	\$75
18-70	Rabies Vaccination Fee	\$5.00
18-70	RTO Sterilization Surgical fee	\$75
18-70/18-160	Care and Handling Charges, Per Day in Shelter	\$10
18-70/18-159	Microchipping Fee	\$10
18-153	Pet Sterilization Deposit	\$100
18-159	Animal Adoption Fee	\$85
18-160	Pet owner release to shelter fee	\$20
18-260(i)	Annual Permit for Keeping Dangerous Animal	\$100

18-300	Backyard Chicken Permit (including education program)	\$50
18-329(a)	Shelter Quarantine Fee	\$100
18-329(c)	Home Quarantine Fee	\$50

- C. Appendix A, "Fee Schedule," of the Code of Ordinances of the City of Farmers Branch, Texas, relating to the fees for Emergency Medical Services authorized under Section 30-33 of the Code of Ordinances, is amended to read as follows:

Section this Code	Description	Amount	
30-33	Fee per ambulance trip	Resident	Non-Resident
	Basic Life Support	\$725	\$950
	Advanced Life Support, Level 1	\$750	\$1,050
	Advanced Life Support, Level 2	\$825	\$1,125
	Mileage charge for transport from nearest City limit to any hospital outside of the City. One (1) mile charge for transport to any hospital within the City.	\$15	\$15
	Basic Life Support Supplies	\$200	\$200
	Advanced Life Support Supplies, Level 1 & 2	\$300	\$300
	Oxygen, Any Level	\$150	\$150

- D. Appendix A, "Fee Schedule," of the Code of Ordinances of the City of Farmers Branch, Texas, relating to Chapter 38 "Fire Prevention and Protection" is amended by adding the following additional fees relating to the inspections of property within the City:

Chapter 38 – Fire Prevention and Protection		
Section this Code	Inspection Fee Purpose (Per Occupancy Type)	Amount
38-38	Group A Occupancy (Assembly)	
	Place of Worship	\$50.00
	All others	\$100.00
	Group B Occupancy (Business)	
	Less than four (4) floors	\$50.00
	Four (4) floors or more	\$100.00
	High Rise less than ten (10) floors	\$250.00
	High Rise ten (10) floors or more	\$500.00
	Municipal, County, State and Federal Government facilities	EXEMPT
	Group E Occupancy (Private Educational)	
	Less than four (4) floors	\$50.00
	Four (4) floors or more	\$100.00
	Public School District facilities	EXEMPT
	Group F Occupancy (Factory/Industrial)	
	Less than 20,000 square feet	\$100.00
	20,000 square feet or greater	\$200.00
	Municipal, County, State and Federal Government facilities	EXEMPT

Group H Occupancy (Hazardous)	
Hazardous	\$250.00
Group I Occupancy (Institutional)	
Institutional	\$100.00
Municipal, County, State and Federal Government facilities	EXEMPT
Group M Occupancy (Mercantile)	
Less than 20,000 square feet	\$50.00
20,000 square feet or greater	\$150.00
Group R1 Occupancy (Residential Hotel/Motels)	
Less than four (4) floors	\$100.00
Four (4) floors or more	\$150.00
High Rises	\$250.00
Group R2 Occupancy (Residential Apartments)	
One (1) and two (2) stories (entire complex)	\$100.00
Three (3) or more stories (entire complex)	\$150.00
Group S Occupancy (Storage)	
Less than 20,000 square feet	\$100.00
20,000 square feet or greater	\$200.00
Municipal, County, State and Federal Government facilities	EXEMPT
Group U Occupancy, Group Homes, and Foster Homes	
Group Homes and Foster Homes	EXEMPT

- E. Appendix A, “Fee Schedule,” of the Code of Ordinances of the City of Farmers Branch, Texas, relating to Chapter 50 “Parks and Recreation” is amended in its entirety to read as follows:

	Chapter 50. Parks and Recreation	
	<i>Article II. Rules and Regulations</i>	
50-41	Parks and Recreation User Fees (fees apply to both city residents and non-residents unless otherwise noted)	
	<i>Athletic fees:</i>	
	Athletic field rental fee, (per field per day)	Game Field - \$250/field/day – resident; \$300/field/day - non-resident; \$200 deposit
		Practice Area - \$40/hr/area – resident; \$50/hr/area – non-resident; \$100 deposit
	Adult athletic user fee (per team per season)	\$50.00
	Youth athletic League Player Fee	\$0.00
	Assigned space at Farmers Branch Park for select soccer	\$7,000.00 per year

	Local Tournament Fee/Complex	\$250/field/day – resident \$300/field/day non-resident \$500 deposit
	Field Lighting – Local Tournaments/Rentals	\$25/hour/field/area
	Concession Stand Usage – Local Tournaments/Rentals	\$0.00
	Private Catering/Food Truck Fee – Tournaments/Rentals	\$50/event; \$200 deposit
	Food Truck/Outside Concessionaire Commission – Tournaments/Rentals	12% of net revenue for concession sales
	Vendor Fee	\$25/day
	<i>Aquatic Center Use and Rental Fees—Outdoor Facility (Frog Pond)</i>	
	<i>Daily entry fees:</i>	
	Spectator Fee	\$3/person
	Outside Food/Beverage	\$5/person
	If two years old or younger (resident or non- resident)	Free
	Resident older than two years	\$5.00
	Non-resident older than two years	\$8.00
	Swim Lessons	\$45/session
	<i>Day camp rate:</i>	
	Rate per swimmer	\$5.00
	<i>Resident season passes:</i>	
	Individual residents	\$50.00
	Family residents (up to 4 members)	\$130.00 Add'l members: \$10.00
	Individual non-resident	\$80.00
	Family non-resident* (up to 4 members)	\$210.00 Add'l members: \$15.00
	<i>Punch cards:</i>	

	Non-residents—valid for 10 swims	\$65.00
	<i>Rental fees—Resident and non-resident:</i>	
	Deposit for Picnic Tables	\$0
	Table rental	\$15.00/hr/table
	Cabana rental	\$25.00/hour/cabana;
	Patio	\$0
	Shelter rental—in season	\$50.00/hour; \$50.00 deposit
	Shelter rental (pavilion)—off season	\$25.00/hr – resident; \$40.00/hr - non-resident; \$100.00 deposit (4-hr min.)
	Froggy Spot	\$50.00/hr -resident; \$60.00/hr - non-resident; \$100 deposit
	<i>After hours pool rental:</i>	
	Pool area (Frog Pond)	\$300.00/hr - resident; \$350.00/hr - non-resident; \$200.00 deposit (2-hr min.)
	Activity pool area	\$125.00/hour; \$100.00 deposit
	<i>Aquatic Center Use and Rental Fees—Indoor Facility</i>	
	<i>Daily entry fees:</i>	
	If two years old or younger (residents or non- residents)	Free
	Resident older than two years	\$3.00
	Non-resident older than two years	\$5.00
	<i>Day camp rate:</i>	
	Rate per swimmer	\$3.00
	<i>Resident annual indoor membership:</i>	
	Individual	\$90.00
	Family	\$180.00
	Senior resident individual (50 years or older)	\$75

	FB Colleges (Brookhaven, DCC) Annual	Same as resident
	<i>Non-resident annual indoor membership:</i>	
	Individual	\$120.00
	Family*	\$240.00
	<i>Punch Cards:</i>	
	Non-residents—valid for 10 swims	\$40.00/card
	Room rentals	\$30.00/hr: resident; \$50.00/hr -non-resident; \$100.00 deposit
	After hours pool rental (includes room)	\$150.00/hr – resident \$200.00/hr non-resident; \$100.00 deposit (2-hr min.)
	Therapy pool rental	\$10.00/hr/area
	<i>Aquatics Center Use and Rental Fees— Resident Membership Combinations:</i>	
	Resident disabled veterans	Residents who are veterans of any branch of the United States Armed Forces and provide documentation evidencing the person has received a total service related disability rating of 50% or greater from the Department of Veterans Affairs shall be exempt from the payment of recreation and aquatic centers individual membership fees.
	Carrollton-Farmers Branch ISD employees and private schools located in Farmers Branch	Non-resident employees of the Carrollton-Farmers Branch ISD and non-resident employees of private schools located in Farmers Branch are eligible to receive resident rates.
50-41	<i>Senior Center</i>	
	Membership Fee - Resident	\$25/yr; \$2.50/mo
	Membership Fee – Non- Resident	\$50/yr; \$5/mo
50-41	<i>Historical Park</i>	
	School Facility Tour(s)	\$3.00 per person All schools
	Guided Tours	\$3.00

	Christmas Tea Ticket	\$40.00 (\$30 for Friends of Historical Park members)
	Dodson House, Gazebo or Specified Areas (Non-Wedding)	\$50/hr. resident \$75/hr. Non-res. After Hours: \$75/hr. resident \$100/hr. Non-res. \$200 dep/2 hr. min
	Old Church (Non-Wedding)	\$100/hr. resident \$125/hr. Non-res. After Hours: \$125/hr. resident \$150/hr. Non-res. \$200 dep/2 hr. min
	<i>Additional</i>	
	Resident and non-resident	\$150.00
	<i>Pavilion deposit and rental fees—Gussie Field Watterworth Park:</i>	
	Resident	
	Deposit (refundable only if pavilion is left in good condition)	\$100.00
	Rental fee (per hour with a four-hour minimum)	\$40.00
	Non-resident	
	Deposit (refundable only if pavilion is left in good condition)	\$100.00
	Rental fee (per hour with a four-hour minimum)	\$50.00
	<i>Rose Garden deposit and rental fees—Gussie Field Watterworth Park:</i>	
	<i>Resident:</i>	
	Garden only, deposit	\$200.00
	Rental, per hour with a two-hour minimum	\$100 – Resident; \$150 - Non-resident

	Garden & Pavilion, deposit	\$200
	Rental, per hour with a four-hour minimum	\$140 - Resident \$190 - Non-resident
	<i>Non-Resident (Hotel/Motel):</i>	
	Garden only, deposit	\$200.00
	Rental, per hour with a two-hour minimum	\$50.00
	Garden & Pavilion, deposit	\$200
	Rental, per hour with a four-hour minimum	\$62.50
	<i>Farmers Branch-Based Non-Profit:</i>	
	Garden, deposit	\$200.00
	Garden & Pavilion, deposit	\$200
		No rental fee
	<i>Pavilion deposit and rental fees—Farmers Branch Park:</i>	
	<i>Resident:</i>	
	Deposit (refundable if pavilion is left in good condition)	\$100
	Rental fee (per hour with a two- hour minimum)	\$30/hr. (4-hour min.)
	<i>Non-resident:</i>	
	Deposit (refundable if pavilion is left in good condition)	\$100
	Rental fee (per hour with a two-hour minimum)	\$40/hr. (4-min.)
	<i>Park deposit and rental fees—The Grove:</i>	
	Deposit	\$100
	Resident	\$40/hr. (4-hr min.)
	Non-resident	\$50/hr. (4-hr min)
	<i>Park deposit and rental fees—Community Garden:</i>	

	Plot Rental	\$30/yr; Late fee \$10
	<i>Recreation center memberships—Annual basic fee:</i>	
	City resident — Individual membership	\$25.00
	City resident—Family membership	\$50.00
	Corporate—Individual membership (available to individual non- resident who works in city)	\$25.00
	Corporate—Family membership (available to person that qualifies for corporate individual membership and person's immediate family*)	\$50.00
	Non-resident— Individual membership	\$50.00
	Non-resident—Family membership (available to individual non- resident and immediate family*)	\$100.00
	<i>Recreation center memberships—Annual basic fee + fitness (must be 15 years of age or older)</i>	
	City resident— Individual membership	\$180.00
	City resident—Family membership	\$360.00
	Corporate—Individual membership (available to individual non- residents who work in city)	\$180.00

	Corporate—Family membership (available to person that qualifies for corporate individual membership and person's immediate family*)	\$360.00
	Non-resident—Individual membership	\$270.00
	Non-resident—Family membership (available to individual non-resident and immediate family)	\$455.00
	College/seasonal (available to resident college students, 18 to 22 years of age for the months of June, July, August)	\$55.00/season
	<i>Summer Funshine:</i>	
	Financial Aid	\$55/wk
	Resident	\$95/wk
	Non-resident	\$150/wk
	Youth Program Late Pick Up Fee	\$1/min. after 10 min. grace period
	Halloween in the Park	\$0 park admission \$5 haunted hedge

Recreation Center Room Rentals:

Room*	Deposit Operating Hours	Resident/Non-Residential Hourly Rent* Operating Hours	Deposit After Hours	Resident/Non-Residential Hourly Rent* After Hours
Oak, Pecan, Mesquite	\$100	\$30/\$50	\$200	\$75/\$100
Magnolia	\$200	\$50/\$75	\$200	\$75/\$100
Conference	\$100	\$30/\$50	\$20	\$75/\$100
Dance Studio	\$100	\$30/\$50	\$200	\$75/\$100
Full Gym 1 Full Gym 2	\$100	\$50/\$75	\$200	\$75/\$100

Half Court Gym 1 & 2	\$100	\$30/\$50	\$0 (full court only)	\$0 (full court only)
Treehouse	\$100	\$30/\$50	\$200	\$75/\$100

*The following rooms are considered Standard Rooms under the City Facility Rental Policy: Oak, Pecan, Mesquite, Conference, Dance Studio, Half Court Gym 1, Half Court Gym 2, and Treehouse. The Magnolia Room, Gym 1 (full gym), and Gym 2 (full gym) are considered Large/Specialty Rooms under the City Facility Rental Policy.

<i>Senior Center Rental Rates</i>	
Conference room; Craft room; Bridge room; or Mirrored room	\$75/hr – resident \$100/hr – non-resident \$100 deposit
Ballroom	\$200/hr – resident \$250/hr – non-resident \$200 deposit

- F.** Appendix A, “Fee Schedule,” of the Code of Ordinances of the City of Farmers Branch, Texas, relating to Chapter 86 “Utilities” is amended by amending the permit application fee for discharge of industrial waste into public sewer in accordance with Code of Ordinances Section 86-161 as follows:

Chapter 86 – Utilities		
Section this Code	Description	Amount
86-161	5-year Permit application fee for discharge of industrial waste into public sewer	\$2,000.00

- G.** The portion of Appendix A, “Fee Schedule,” of the Code of Ordinances of the City of Farmers Branch, Texas, relating to Chapter 86 “Utilities,” Article IV “Service Rates and Billing Procedure,” Section 86-276 “Water Service Rates,” Section 86-277 “Sewer Rates,” shall be amended to read as follows:

Section this Code	Description	Amount
	<i>Chapter 86. Utilities</i>	
	<i>Article IV. Service Rates and Billing Procedure</i>	
86-276(a)	Water service rates (monthly rate):	
	First 2,000 gallons or less:	
	Minimum (all meter sizes), and meters connected solely to fire protection systems, per unit.....	\$20.94
	Meters connected solely to fire protection systems charged for 3/4-inch meter, regardless of size.	
	Plus the following oversize meter charge:	
	5/8- or 3/4-inch meter--No additional charge	

	1-inch meter, per meter.....	\$8.37
	1 1/2-inch meter, per meter.....	\$16.75
	2-inch meter, per meter.....	\$39.70
	3-inch meter, per meter.....	\$209.03
	4-inch meter, per meter.....	\$271.73
	6-inch meter, per meter.....	\$418.01
	8-inch meter, per meter.....	\$585.23
	2,001--10,000 gallons, per 1,000 gallons.....	\$5.72
	10,001--20,000 gallons, per 1,000 gallons.....	\$6.41
	20,001 gallons and over, per 1,000 gallons.....	\$7.36
86-276(b)	Duplexes, triplexes, quadplexes and apartment houses or multifamily dwellings, per unit (minimum).....	\$20.94
86-277	Sewer rates (monthly rate):	
	One-family, private residence:	
	<i>Gallons of Water Used:</i>	
	0 to 2,000 (minimum).....	\$21.89
	2,001 to 10,000, per 1,000 gallons.....	\$2.97
	All over 10,000--no additional charge	0.00
	Duplexes, apartment houses or multifamily dwelling:	
	<i>Gallons of Water Used, per unit:</i>	
	0--2,000, (minimum).....	\$21.89
	2,001 to 10,000, per 1,000 gallons.....	\$2.97
	All over 10,000, per 1,000 gallons.....	\$4.03
	Business, commercial and industrial establishments	
	<i>Gallons of Water Used:</i>	
	0--2,000 (minimum).....	\$21.89
	2,001 to 10,000, per 1,000 gallons.....	\$2.97
	All over 10,000, per 1,000 gallons.....	\$4.03
	Business, commercial and industrial establishment account or accounts used primarily for servicing air conditioning cooling towers. To qualify for rate on this type of account, the establishment must have a prior 12-month annual water consumption of 75 million gallons or more from all of their water account or accounts.	
	<i>Gallons of Water Used:</i>	
	0--2,000 (minimum).....	\$21.89 as they would have been considered a regular business account

	2,001 to 10,000, per 1,000 gallons.....	\$2.97 as they would have been considered a regular business account
	All over 10,000, per 1,000 gallons.....	\$4.03

SECTION 2. Chapter 38 “Fire Prevention and Protection,” Article II “Fire Code,” Section 38-38 “Local Amendments Adopted” is amended by adding the following:

Section 106 – Inspections is amended by adding Section 106.5 title “Inspection Fees” to read as follows:

Section 106.5 - Inspection Fees. A fee shall be charged to and paid by the Owner for inspections performed pursuant to the Fire Code in accordance with a fee schedule adopted from time to time by the City Council and set forth in Appendix A of the Code of Ordinances.

SECTION 3. Farmers Branch Code of Ordinances Chapter 86 “Utilities,” Article III “Sanitary Sewer System,” Division 2 “Industrial Wastes,” Section 86-161 “Application” is amended by amending subsection (b)(1) to read as follows:

(1) No significant industrial user shall discharge wastewater into the POTW without first obtaining a wastewater discharge permit from the administrative authority and paying to the City an industrial discharge permit fee established by ordinance or resolution of the City Council and set forth in Appendix A of this Code, except that a significant industrial user that has filed a timely application pursuant to subsection (c) below and the applicable fee may continue to discharge for the time period specified therein.

SECTION 4. Should any sentence, paragraph, subdivision, clause, phrase or section of this Ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this Ordinance as a whole, or any part or provision thereof other than the part so decided to be invalid, illegal or unconstitutional, and shall not affect the validity of the Code of Ordinances as a whole.

SECTION 5. This Ordinance shall be effective October 1, 2018, after final passage; provided, however, the rates established by the amendment set forth in Section 1.G. of this Ordinance shall be effective for billing cycles commencing on or after October 1, 2018, after final passage.

**DULY PASSED BY THE CITY COUNCIL OF THE CITY OF FARMERS BRANCH,
TEXAS, ON THE 11TH DAY OF SEPTEMBER 2018.**

ATTEST:

APPROVED:

Amy Piukana, City Secretary

Robert C. Dye, Mayor

APPROVED AS TO FORM:

Peter G. Smith, City Attorney
(kbl:8/29/18:102161)