



ORDINANCE NO. 3532

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 86 “UTILITIES,” ARTICLE VII “MUNICIPAL DRAINAGE UTILITY SYSTEM, SECTION 86-521 “IMPERVIOUS AREA; FEE ASSESSED”; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, having provided the notice and conducted the public hearings by law and considered the comments and information received from the public, 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” with respect to the fees and charges to be assessed in relation to the City Municipal Drainage Utility System.

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

SECTION 1. Appendix A, “Fee Schedule,” of the Code of Ordinances of the City of Farmers Branch, Texas, relating to Chapter 86 “Utilities,” Article VII, “Municipal Drainage Utility System,” Section 86-521 “Impervious Area; Fee Assessed,” shall be amended to read as follows:

<i>Section this Code</i>	<i>Description</i>	<i>New or Revised Rate</i>
	<i>Article VII. Municipal Drainage Utility System</i>	
86-521	Impervious Area; Fee Assessed	
	(b) The drainage utility fee, payable monthly, shall be established with respect to all property within the City according to the following schedule	
	<i>Single-Family Residential Property Type:</i>	
	Tier 1 [$<3,100$ impervious area]	\$ 3.20
	Tier 2 [$3,100$ to $<5,100$ impervious area]	\$ 4.75
	Tier 3 [$\geq 5,100$ impervious area]	\$ 7.60
	All other non-exempt property [ERU (Equivalent Residential Unit) = 4,000 sf impervious area]	\$4.75 per ERU
	(c) A minimum charge of one (1) ERU shall be applied to each non-exempt non-single family residential developed property, regardless of classification.	

SECTION 2. 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 3. This Ordinance shall be effective immediately upon final passage; provided, however, the rates established by the amendments set forth in Section 1 of this Ordinance shall be effective for billing cycles commencing on or after October 1, 2018.

DULY PASSED BY THE CITY COUNCIL OF THE CITY OF FARMERS BRANCH, TEXAS, ON THE 1ST DAY OF OCTOBER, 2018.

ATTEST:

APPROVED:

Amy Piukana, City Secretary

Robert C. Dye, Mayor

APPROVED AS TO FORM:

Peter G. Smith, City Attorney
(kbl:9/17/18:102748)