

ORDINANCE NO. O-2022-0009

AN ORDINANCE OF THE CITY OF LA MARQUE, TEXAS AMENDING THE SCHEDULE OF FEES CHARGED BY THE CITY OF LA MARQUE, TEXAS

WHEREAS, the City of La Marque, Texas charges certain user fees and regulatory fees for permits and other services provided by the City of La Marque, Texas.

WHEREAS, the City of La Marque, Texas desires to update its user fees and regulatory fees to cover the costs of the City of La Marque, Texas to administer programs associated with the user and regulatory fees.

WHEREAS, the City of La Marque, Texas staff and City Council reviewed some of the following cost factors in updating the user fees and regulatory fees:

1. Employees whose direct labor is used in the activity for which the user fee and regulatory fee is charged;
2. Direct costs such as materials, contracts, and supplies used in providing the service or regulating the activity;
3. Internal indirect costs such as administration of the program associated with the user fee and regulatory fee; and
4. External indirect costs of the City of La Marque, including finance, and human resources.

WHEREAS, the amounts raised by these user fees and regulatory fees will cover the costs of the City of La Marque, Texas to administer the programs associated with the user and regulatory fees.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LA MARQUE, TEXAS THAT:

Section 1. The findings and recitals set out in the preamble to this Ordinance are found to be true and correct and they are hereby adopted by the City Council and made a part hereof for all purposes.

Section 2. The City Council formally adopts the Fee Schedule set out in Exhibit 1 as the fee schedule for the City of La Marque, Texas. The City of La Marque, Texas will charge user fees and regulatory fees in the amount adjacent to the fee name set out in Exhibit 1.

Section 3. Repeal. This ordinance is intended to be cumulative and shall not repeal any provision of a previous ordinance or City Code provision, except to the extent that a provision is inconsistent and cannot be reconciled with this ordinance. Any user fee or regulatory fee not referenced in the attached Exhibit 1 shall continue in full force and effect.

Section 4. Severability. In the event any clause, phrase, provision sentence, or part of this Ordinance or the application of the same to any person or circumstance for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it is the intention of the City Council that the invalidity or unconstitutionality of the one or more parts shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision other than the part declared to be invalid or unconstitutional; and the City Council of the City of La Marque, 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. Publication and Effective Date. This Ordinance shall be effective thirty days after final passage by City Council, a public hearing in accordance with Section 2.19 of the City Charter, and publication of this ordinance or a caption that summarizes the purpose of this ordinance.

PASSED, APPROVED AND ADOPTED by the City Council of the City of La Marque on First Reading this ____ day of _____, **2022**; and

PASSED, APPROVED AND ADOPTED by the City Council of the City of La Marque on Second and Final Reading this ____ day of _____, **2022**; and

CITY OF LA MARQUE, TEXAS

Keith Bell, Mayor

ATTEST:

Kierra Nance, TRMC, City Clerk

APPROVED AS TO FORM:

Gus Knebel
City Attorney