

**ORDINANCE NO. 2007- 1**

**An ordinance amending Chapter 24 of the Victoria City Code to change miscellaneous fees therein; repealing conflicting parts of existing ordinances; providing for severability; providing for codification and savings; and declaring an effective date.**

The City Council finds that the following fees and all of the fees of Chapter 24 of the Victoria City Code (1) are **not** more than reasonably necessary to cover the cost of providing the services to which they relate, (2) are **not** more than reasonably necessary to cover the cost of granting the licenses or permits to which they relate and of exercising proper police regulation related to such licenses or permits, and (3) bear a reasonable relationship to the legitimate objects of the regulations related to which those fees are being charged.

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF VICTORIA, TEXAS:

1.

The following sections of Chapter 24, "Fees" of the Victoria City Code are amended to read as follows:

**Sec. 24-61. Planning Department Fees.**

Major Plat Review Fees (If preliminary & final plat submitted simultaneously, only the greater of the two fees will be collected)

Preliminary Plat Review Fee	
Less than 1 acre .....	\$150.00
1-5 Acres .....	\$300.00
More than 5 acres .....	\$450.00

Final Plat Review Fee	
Less than 1 acre .....	\$120.00
1-5 acres .....	\$220.00
More than 5 acres .....	\$320.00

Minor Plat Review Fees	
Single Lot Minor Plat .....	\$120.00
Multi-lot Minor Plat .....	\$150.00

Filing Fees (Filing fees are paid by check made payable to the County of Victoria):	
Plat Filing Fees .....	\$65.00 (includes 1st page of plat, Clerk's form & tax statement fee), plus \$50.00 for each additional page of plat
Plat Vacation Filing Fees .....	\$11.00 for first page, plus \$4.00 for each additional page

Correcting Plat Fee .....\$40.00

Plat Vacation Review Fee .....\$75.00

Deed Approval Review Fee .....\$35.00

Variance Request Review Fee	
First Request.....	\$150.00
Each Additional Request .....	\$50.00

Site Plan Review Fees	
Less than 1 acre .....	\$175.00
1-5 acres .....	\$275.00
More than 5 acres .....	\$375.00

Exaction Hearing Application Fee .....\$350.00

**Construction Plan Review Fees**

Less than 1 acre .....	\$175.00
1-5 acres .....	\$275.00
More than 5 acres .....	\$375.00

**Geographic Information System (GIS) Fees**

Standard City Maps:

Size A (8.5" x 11") .....	\$5.00
Size B (11" x 17") .....	\$7.00
Size C (17" x 22") .....	\$9.00
Size D (22" x 34") .....	\$12.00
Size E (34" x 44") .....	\$15.00

Digital Files: (Compact Disc)

Digital File(s) .....	\$30.00 for each disk required
Set of City Aerial Photos .....	\$225.00
Set of ETJ Aerial Photos .....	\$225.00
Set of County Aerial Photos .....	\$225.00
Set of City Planametrics .....	\$225.00
Set of ETJ Planametrics .....	\$225.00

Note: All fees shall be paid at the earlier of document filing or application.

**Sec. 24-73. Charges for lost or damaged items.**

When a library item is lost and/or damaged, the patron shall be responsible for payment to the library for the replacement cost of the lost or damaged item. The charges for such lost or damaged item shall include:

- (1) the actual cost of the item or a default price if item cost is unavailable,
- (2) a processing fee, and
- (3) any overdue fines that may have accumulated. **Maximum fine is half the actual cost of the item or default item price if item cost unavailable. Examples are set out below:**

Media Type	Default Item Price	Processing Fee	Maximum Fine Example Using Default Item Price
Hardback book	\$25.00	\$4.00	\$12.50
Paperback book	8.00	4.00	4.00
Tape, cassette	9.00 per tape	6.00	4.50
Pamphlet	2.00	4.00	1.00
Interlibrary loan	50.00	4.00	25.00
Juvenile magazine	2.00	4.00	1.00
Video tape	40.00 (per tape)	6.00	20.00
Music CD	20.00	6.00	10.00
Multimedia	50.00	6.00	25.00
DVD	30.00	6.00	12.50
Book on CD	40.00	6.00	20.00
Per disk cost (if available)	10.00		
Replacement Library Card	2.00		

**Sec. 24-124. Meter connection fees.**

(a) Line prestubbed at no expense to the city. The fee for connecting a meter to a line that has been prestubbed at no expense to the city shall be based on meter size, as follows:

Meter Size (inches)	Connection Fees
¾	\$160.00
1	\$205.00
1½	\$430.00

2	\$495.00
3	\$2,225.00
4	\$3,035.00
6	\$7,600.00
8	\$9,800.00
10	\$16,100.00

Note for meters larger than 2": Price is for furnishing and delivering the meter and meter strainer to customer. Customer shall install meter and strainer and shall furnish and install required meter box or vault, valves, bypasses, and all other required appurtenances.

(b) Line not prestubbed; line prestubbed at city expense. The fee for connecting a meter to a line that has not been prestubbed, or has been prestubbed by the city shall be based on meter size, as follows:

Meter Size (inches)	Connection Fees
¾	\$1,215.00
1	\$1,275.00
1½	\$1,550.00
2	\$2,325.00
3	\$4,800.00
4	\$6,000.00
6	\$10,900.00
8	\$13,900.00
10	\$20,775.00

Note for meters larger than 2": City shall tap main and stub-out new service to customer's property line and furnish and deliver the meter and meter strainer to the customer. Customer shall install meter and strainer and shall furnish and install required meter box or vault, valves, bypasses, and all other required appurtenances.

Note: Prices do not include cost for boring and casing, if required. Pricing for boring and casing to be added to these prices based on actual cost.

Customers connecting to the water system, but wanting to leave the water "off" until a later date will not be charged a monthly base rate until the account is activated or turned "on", but they will be charged an additional \$25.00 account activation fee when the service is activated.

**Sec. 24-125. Wastewater connection fees.**

(a) Line prestubbed at no expense to the city. For each individual connection where such connection is made to a pre-existing stub installed at no expense to the city the fee shall be \$100.00.

(b) Line not prestubbed; line prestubbed at city expense. For each individual connection where such connection is made to a pre-existing stub installed at city expense or where such connection is not made to a pre-existing stub, the fee shall be as follows:

Tap Size (inches)	Connection Fees
4	\$ 950.00
6	\$1,175.00
8	\$1,800.00

(c) Prices do not include cost for boring and casing, if required. Pricing for boring and casing to be added to these prices based on actual cost.

(d) For taps made on sewer main lines or manholes at depths greater than 10 feet, prices will be based on actual cost.

**Sec. 24-126. Fees for Tap installation, Service Line Extensions, Fire Hydrant and Manhole Installations.**

The fee for the installation by the city of taps on existing water mains for the connection of new water mains is as follows:

Existing Main Size (inches)	New Main Size (inches)	Connection Fee (inches)
24	16	Based on Actual Cost
24	12	\$5,400.00

24	10	\$4,665.00
24	8	\$3,860.00
24	6	\$3,400.00
24	4	\$3,215.00
20	16	Based on Actual Cost
20	12	\$5,170.00
20	10	\$3,900.00
20	8	\$3,345.00
20	6	\$2,750.00
20	4	\$2,500.00
16	16	Based on Actual Cost
16	12	\$4,825.00
16	10	\$3,600.00
16	8	\$3,135.00
16	6	\$2,535.00
16	4	\$2,290.00
12	12	\$4,435.00
12	10	\$3,165.00
12	8	\$2,760.00
12	6	\$2,200.00
12	4	\$1,955.00
10	10	\$2,850.00
10	8	\$2,445.00
10	6	\$1,880.00
10	4	\$1,635.00
8	8	\$2,150.00
8	6	\$1,750.00
8	4	\$1,590.00
6	6	\$1,750.00
6	4	\$1,580.00

Prices do not include cost for boring and casing, if required. Pricing for boring and casing to be added to these prices based on actual cost.

Fees for installation or extension of water service lines by the City from the tap to the property line:

<u>Diameter of Service Line</u>	<u>Cost per linear foot</u>
4"	\$ 34.00 per linear foot
6"	\$ 37.00 per linear foot
8"	\$ 42.00 per linear foot
10"	\$ 79.00 per linear foot
12"	\$ 88.00 per linear foot
16"	\$107.00 per linear foot

Fee for installation of a single fire hydrant on a water service line extension . . .\$4,070.00.

Fee for installation of a manhole at depths of 10 feet and less.....\$4,290.00

Prices for manholes installed at depths greater than 10 feet will be based on actual cost.

Water Service Lines will only be extended and manholes and hydrants will only be installed by the City when approved by Director of Utilities.

**Sec. 24-127. Fees for changing meter size.**

The charge for changing the size of an existing water meter shall be as follows:

- (1) When an existing meter is changed to a larger size and a new tap and service line are not required, the fee shall be the difference between the amount of the connection fees for the two meter sizes.
- (2) When an existing meter is changed to a smaller size, the fee shall be \$50.00 if the larger of the meter sizes is 2", 1 1/2", or 1". For 3" and larger meters the fee shall be \$300.00.



3"--10" ..... Based upon actual cost

Meters will not be moved more than 30 feet unless approved by the Director of Utilities. If approved, the fee will be based on actual cost.

If an existing meter or meter prestub is located in an area that will conflict with proposed driveway or sidewalk installations, then the customer must move the meter or meter prestub and pay the fees established in this section.

Raising or adjusting meters (where the customer has filled or cut-down the property after the meter has been installed)

3/4" .....	\$105.00
1" .....	\$145.00
1 1/2 " .....	\$785.00
2" .....	\$870.00
3" to 10" .....	Based upon actual cost

Moving sanitary sewer services (less than 15 feet)

4" .....	\$330.00
6" .....	\$385.00
8" .....	\$435.00

Moving sanitary sewer services (more than 15 feet)

4" .....	\$330 + \$33.00 per linear foot in excess of 15 feet
6" .....	\$385.00 + \$38.50 per linear foot in excess of 15 feet
8" .....	\$435.00 + \$43.50 per linear foot in excess of 15 feet

If an existing sanitary sewer prestub is located in an area that will conflict with proposed driveway installation, then customer must move the meter or meter prestub and pay the fees established in this section.

Fees for generators of grease or grit trap waste

Late submittal of report (per report), .....	\$10.00, plus \$5.00 per day the report is late
General inspection fee for special generators (per inspection) .....	\$50.00
Sampling (with city specified sampling port) .....	\$300.00 plus the actual cost of analysis
Sampling (without city specified sampling port) .....	\$400.00 plus the actual cost of analysis
Fee for clearing grease stoppages that can be traced to a commercial facility.....	based upon actual costs

Industrial wastewater surcharge. Section 13-110 definitions shall apply to this subsection. The additional monthly *industrial wastewater surcharge* shall increase the monthly *sewer service charge* for a user who has had a sampled BOD concentration greater than 200 mg/l and a TSS concentration greater than 250 mg/l by multiplying the *charge factor* by the *wastewater use charge*, and adding it to the *sewer service charge* as shown below:

$$\text{Charge factor} = [.3 \times (\text{sampled BOD concentration}/200 \text{ mg/l BOD})] + [.3 \times (\text{sampled TSS concentration}/250 \text{ mg/l TSS})] + 0.4$$

$$\text{Sewer rate per 1,000 gallons} = \text{the rate that the city charges per 1,000 gallons discharged above the monthly minimum per Section 24-122}$$

$$\text{Wastewater Use Charge} = (\text{sewer rate per 1,000 gallons} \times \text{gallons discharged}) / 1,000$$

$$\text{Industrial Wastewater Surcharge} = \text{Charge factor} \times \text{Wastewater Use Charge}$$

$$\text{Total monthly wastewater charge for surcharged user} = \text{industrial wastewater surcharge} + \text{sewer service charges per Section 24-122}$$

This industrial wastewater surcharge shall apply to grease or grit generators that are deemed to be "users" pursuant to Section 13-131 of the City Code.

If an entity is required to sample its wastewater, then the monthly sewer service consumption charge in Section 24-122 shall be assessed and billed to each sewer system customer on the basis of its metered monthly water consumption. A sampled entity shall not be entitled to a gallonage allowance included in the base charge and shall not be entitled to a computation period based on the last complete three-month period of December, January, and February that preceded the billing date.

Out-of-city water and sewer service charge.....50% of water service charge & sewer service charge (to be added to ordinary water and sewer charges) (not applicable to customers whose charges are calculated otherwise by contract).

2.

All parts of ordinances in conflict with this ordinance are repealed to the extent of such conflict.

3.

If any provision of this ordinance, or the application thereof to any person or circumstances, shall be held invalid or unconstitutional by a Court of competent jurisdiction, such invalidity shall not affect the other provisions, or application thereof, of this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

4.

It is the intention of the City Council that this ordinance shall become a part of the Code of the City of Victoria, Texas, and it may be renumbered and codified therein accordingly, in the manner approved by the City Attorney. The Code of the City of Victoria, Texas, as amended, shall remain in full force and effect, save and except as amended by this ordinance.

5.

This ordinance shall become effective 10 days after final passage and approval by the City Council of the City of Victoria, Texas.

PASSED FIRST READING, this the 16TH day of January, 2007.

AYES: 7  
NAYS: 0  
ABSTENTIONS: 0

PASSED SECOND READING, this the 6TH day of FEBRUARY, 2007.

AYES: 7  
NAYS: 0  
ABSTENTIONS: 0

PASSED THIRD READING, this the 6TH day of FEBRUARY, 2007.

AYES: 7  
NAYS: 0  
ABSTENTIONS: 0

APPROVED AND ADOPTED, this the 6TH day of FEBRUARY, 2007.

WILL ARMSTRONG, Mayor of the  
City of Victoria, Texas

APPROVED AS TO LEGAL FORM:

DAVID ATMAR SMITH, City Attorney  
Copies Sent: FEBRUARY 7, 2007

ATTEST:

SCARLET SWOBODA, City Secretary  
Distribution: Legal Department  
City Secretary's Office

