

**ORDINANCE NO. 18-11**

**AN ORDINANCE OF THE CITY OF BRECKENRIDGE, TEXAS, REPEALING AND REPLACING ORDINANCE NO. 17-10; ESTABLISHING A GENERAL FEE SCHEDULE FOR THE CITY OF BRECKENRIDGE; INCLUDING REVISED RATES FOR SOLID WASTE COLLECTION SERVICES; ESTABLISHING FEES FOR FOOD TRUCK VENDORS; ESTABLISHING FEES FOR NETWORK NODES; ESTABLISHING A PROJECT SURCHARGE ON ALL UTILITY ACCOUNTS FOR ONE YEAR; PROVIDING AN OPEN MEETINGS CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.**

**WHEREAS**, pursuant to its contract with Republic Services of Abilene for solid waste collection, the City has already published revised rates which were effective as of August 1, 2018, but those revised rates have not yet been incorporated into the City Fee Schedule;

**WHEREAS**, the City Commission of the City of Breckenridge (the "City Commission") adopted Ordinance No. 18-03 on February 6, 2018 regulating mobile food units, or "food trucks", within the City and wishes to establish a fee for the permit application process established by same;

**WHEREAS**, the City Commission is adopting Ordinance No. 18-12 simultaneously with the adoption of this Ordinance removing all fees from the Network Nodes Ordinance to be incorporated into the City Fee Schedule; and

**WHEREAS**, the City Commission wishes to adopt a monthly project surcharge of \$7.50 to be applied to every utility account for one year to help cover the costs of the East Highway 180 waterline replacement.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF BRECKENRIDGE, TEXAS:**

I. **Repeal.** Ordinance No. 17-10, adopted on August 1, 2017, is, hereby repealed. All other ordinances or parts of ordinances in conflict herewith shall be and are hereby repealed to the extent of such conflict.

II. **Enactment.** This Ordinance No. 18-11 shall be the Fee Schedule Ordinance of the City of Breckenridge and shall establish all fees under the Breckenridge Code of Ordinances.

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**Fee Schedule of the City of Breckenridge, Texas**

Effective October 15, 2018

**I. Chapter 4 – Animals and Fowl**

(a) **Permit for Selling, Grooming, Breeding, or Boarding of Dogs** (Sec. 4-14): \$75.00 per year

- (b) Dog License Fee (Sec. 4-20): \$10.00 per year
- (c) Impoundment Fees (Sec. 4-31):
  - (1) Impounded dog, cat, or fowl:
    - (A) Pound fee: \$15.00 per animal or fowl
    - (B) Board fee: \$10.00 per 24-hour period or part thereof
    - (C) Impounded dog without City license: \$25.00
    - (D) The cost of any vaccinations or veterinary care provided to the animal while impounded: Minimum of \$25.00.
  - (2) All other impounded animals:
    - (A) Pound fee: \$20.00 per animal
    - (B) Board fee: \$15.00 per 24-hour period or part thereof
    - (C) The cost of any vaccinations or veterinary care provided to the animal while impounded: Minimum of \$25.00
- (d) Dangerous Dog Registration Fee (Sec 4-40): \$50.00 per year

## II. Chapter 5 – Buildings and Structures

- (a) Building Permits (Sec. 5-3):
  - (1) New Construction: \$50.00 plus \$0.05 per square foot
  - (2) Remodel – Residential: \$50.00
  - (3) Remodel – Commercial: \$50.00 plus \$0.05 per square foot
  - (4) Sign, Fence, and Window Permits: \$40.00
- (b) Demolition Permits (Sec. 5-4): \$100 plus insurance
- (c) Electrical Permits (Sec. 5-37):
  - (1) Residential: \$40.00
  - (2) Commercial: \$40.00 plus \$0.05 per square foot
  - (3) Re-inspection Fee: \$25.00 per trip
  - (4) Meter Upgrade: \$75.00
- (d) Permit to Move Building (Sec. 5-51): \$50.00
- (e) Plumbing Permits and Inspections (Sec. 5-60.1):
  - (1) Residential: \$40.00
  - (2) Commercial: \$40.00 plus \$0.05 per square foot
  - (3) Re-inspection Fee: \$25.00 per trip
  - (4) Inspections outside of normal business hours: Not available
  - (5) Inspections for which no fee is specifically indicated: \$20.00 per hour (minimum charge of ½ hour)
  - (6) Additional plan review required by changes, additions, or revisions to approved plans: \$20.00 per hour (minimum charge of ½ hour)

- (f) Gas Permits and Inspections (Sec. 5-61.1):
- |  |                  |
|--|------------------|
| (1) Permit:                                      | \$40.00          |
| (2) Re-inspection Fee:                           | \$25.00 per trip |
| (3) Inspections outside of normal business hours | Not available    |

- (g) Mechanical Permits and Inspections (Sec. 5-100)  
 \*For installation of heating, ventilating, refrigeration, or air conditioning systems
- |                        |                                     |
|------------------------|-------------------------------------|
| (1) Residential:       | \$40.00                             |
| (2) Commercial:        | \$40.00 plus \$0.05 per square foot |
| (3) Re-inspection Fee: | \$25.00 per trip                    |

**III. Chapter 9 – Fire Protection and Prevention**

- (a) Fire Sprinkler Permits (Sec. 9-9): \$40.00

**IV. Chapter 10 – Garbage, Trash, Weeds and Other Wastes**

- (a) Administrative Sanitation Fee: \$4.00

(b) Rate Code:

T1 – RI – 1 Poly Cart	\$13.55	T12 – CO – 3 Poly Carts	\$53.08
T2 – RI – 2 Poly Carts	\$20.32	T13 – CI at a RI – 1 Poly Cart	\$13.55
T3 – RI – 3 Poly Carts	\$27.10	T14 – CI – 3 Poly 2x's Weekly	\$102.24
T4 – CI – 1 Poly Cart	\$26.54	T15 – CI – 1.5 yd 1x Weekly	\$44.18
T5 – CI – 2 Poly Carts	\$39.81	T27 – CO – 1.5 yd 2x's Weekly	\$85.62
T6 – CI – 3 Poly Carts	\$53.08	T16 – CI – 3 yd 1x Weekly	\$81.93
T7 – RO – 1 Poly Cart	\$13.55	T17 – CI – 3 yd 2x's Weekly	\$145.19
T8 – RO – 2 Poly Carts	\$20.32	T18 – CI – 3 yd 3x's Weekly	\$203.22
T9 – RO – 3 Poly Carts	\$27.10	T19 – CI – 3 yd 4x's Weekly	\$271.82
T10 – CO – 1 Poly Cart	\$26.54	T20 – CI – 3 yd 5x's Weekly	\$339.59
T11 – CO – 2 Poly Carts	\$39.81	T26 – CI – 1 Poly 2x's Weekly	\$34.08
TDCJ	\$5,572.80		

(RI = Residential Inside City Limits, CI = Commercial Inside City Limits, RO = Residential Outside City Limits, CO = Commercial Outside City Limits)

- (c) Extra pick-up/Extra Yardage:
- |                |                        |
|----------------|------------------------|
| (1) T23 3 yd   | \$45.15 per occurrence |
| (2) T24 1.5 yd | \$38.70 per occurrence |

- (d) Delivery/Removal:
- |                     |                        |
|---------------------|------------------------|
| (1) T21 1.5 yd      | \$45.15 per occurrence |
| (2) T22 3 yd        | \$45.15 per occurrence |
| (3) T25 1 Poly Cart | \$26.88 per occurrence |
| (2) T23 3 yd        | \$45.15 per occurrence |

- (e) Convenience Station - Disposal Fee (Sec. 10-40):
  - (1) Per cubic yard \$21.50
  - (2) Less than one (1) cubic yard Appropriate fee for portion on 1 cubic yard, \$7.00 minimum

**V. Chapter 13 – Occupational Licenses and Regulations**

- (a) Permit Fee for Shows, Circuses, etc. (Sec. 13-3): \$50.00 per day
- (b) Peddler License Fees (Sec. 13-65):
  - (1) Peddler or solicitor
    - (A) Application fee \$30.00
    - (B) License fee \$35.00
  - (2) Itinerant Vendor
    - (A) License fee \$250.00
  - (3) Canvasser
    - (A) Application fee None
    - (B) License fee None
  - (4) Mobile Food Vendor
    - (A) Application fee \$25.00

**VI. Chapter 14 – Offenses and Miscellaneous Provisions**

- (a) Sport shooting range application fee (Sec. 14-2) \$25.00

**VII. Chapter 17 – Streets and Sidewalks**

- (a) Permit for Network Nodes (Sec. 17-77): \$500.00 for up to 5 nodes  
\$250.00 for each node after 5  
*These fees shall only be changed pursuant to Chapter 284 of the Texas Local Government Code.*
- (b) Permit for Node Support Poles (Sec. 17-77): \$1,000.00  
*These fees shall only be changed pursuant to Chapter 284 of the Texas Local Government Code.*
- (c) Public Right-of-Way Fees (Sec. 17-78)
  - (1) Transport Facilities \$28.00 per node in right-of-way, per month
  - (2) Network Nodes \$250.00 per node, per year
  - (3) Use of Service Poles \$20.00 per pole utilized, per year*These fees may be increased annually by an amount equal to one-half of the annual change in the consumer price index, as per Section 284.054 of the Texas Local Government Code. Any other changes shall only be made pursuant to Chapter 284 of the Texas Local Government Code.*

**VIII. Chapter 21 – Water and Sewers**

- (a) Water Taps (Sec. 21-1):
  - (1) ¾ inch: \$800.00
  - (2) 1 inch: \$1,000.00
  - (3) 1 ½ inch: \$1,400.00

- (4) 2 inch: \$1,800.00
- (b) Sewer Taps (Sec. 21-1):
- (1) 4 inch: \$850.00
- (2) 6 inch: \$900.00
- (3) 8 inch: \$1,000.00
- (c) Minimum Security Deposit (Sec. 21-11):
- (1) Customers in Good Standing \$140.00  
*Two times the minimum rate for single-family residential homes within the City limits*
- (2) Customers with 2 or more disconnects \$280.00  
*Within a 12 month period*
- (3) If, in the judgement of the city secretary, the minimum security deposit shall be insufficient to insure the city against loss due to nonpayment of a final bill as a result of a customer's use of water above the normal use or based on the payment history, then such customer shall be required to make a deposit in an amount which in the judgement of the city secretary will be sufficient to insure the city against loss due to nonpayment of final bill.
- (d) Water Rate Schedule (Sec. 21-12):
- |  | <i>Inside City Limits</i> | <i>Outside City Limits</i> |
|--|---------------------------|----------------------------|
| (1) <i>Residential—Single Family</i>   |                           |                            |
| First 2,000 gallons (minimum)  | \$22.75                   | \$45.50                    |
| Next 3,000 gallons, per thousand gallons   | \$5.40                    | \$10.80                    |
| Next 5,000 gallons, per thousand gallons   | \$5.85                    | \$11.70                    |
| Next 10,000 gallons, per thousand gallons  | \$6.80                    | \$13.60                    |
| Over 20,000 gallons, per thousand gallons  | \$7.80                    | \$15.60                    |
| (2) <i>Commercial and Apartments</i>   |                           |                            |
| First 2,000 gallons (minimum)  | \$30.00                   | \$60.00                    |
| Next 3,000 gallons, per thousand gallons   | \$5.40                    | \$10.80                    |
| Next 5,000 gallons, per thousand gallons   | \$5.85                    | \$11.70                    |
| Next 10,000 gallons, per thousand gallons  | \$6.80                    | \$13.60                    |
| Over 20,000 gallons, per thousand gallons  | \$7.80                    | \$15.60                    |
| (3) Add \$4.25 or \$8.50 to the minimum charge for each additional family, apartment or house over two (2) allowed for \$30.00 or \$60.00 minimum that is connected to the same meter. |                           |                            |
| (4) <i>Texas Department of Criminal Justice—Walker Sayle Unit:</i> Eight dollars and sixty cents (\$8.60) per one thousand (1,000) gallons.  |                           |                            |
| (5) <i>High Mesa Water Company:</i>  |                           |                            |
| First 2,000 gallons (minimum)  | \$45.50                   |                            |
| 2,001 gallons and over, per thousand gallons   | \$6.00                    |                            |
| (6) <i>Plant Water:</i> Nine dollars and fifty cents (\$9.50) per one thousand (1,000) gallons.  |                           |                            |
- (e) Delinquent Account Fees (Sec. 21-15):
- (1) Late payment fee \$25.00
- (2) Reconnection fee
- (A) During normal operating hours \$10.00

	(B) After hours		\$25.00
(f)	<u>Re-reads</u> (Sec. 21-16):		\$10.00
(g)	<u>Temporary Disconnection of Service</u> (Sec. 21-17):		
	(1) Disconnection during normal operating hours		\$10.00
	(2) Disconnection after hours		\$25.00
(h)	<u>Connection and Transfer Fees</u> (Sec. 21-19):		
	(1) Connection Fee		
	(A) During normal operating hours		\$10.00
	(B) After hours		\$25.00
	(2) Transfer Fee		
	(A) During normal operating hours		\$10.00
	(B) After hours		\$25.00
(i)	<u>Sewer Service Charges</u> (Sec. 21-44):		
		<i>Inside City Limits</i>	<i>Outside City Limits</i>
(1)	<i>Residential—Single Family</i>		
	First 5,000 gallons (minimum)	\$25.85	\$51.70
	Over 5,000 gallons, per thousand gallons	\$2.20	\$4.40
	Maximum monthly charge	\$75.00	\$150.00
(2)	<i>All Other Users</i>		
	First 5,000 gallons (minimum)	\$30.00	\$60.00
	Over 5,000 gallons, per thousand gallons	\$3.00	\$6.00
	Maximum monthly charge	\$400.00	\$800.00
(3)	<i>Texas Department of Criminal Justice—Walker Sayle Unit: Five dollars and five cents (\$5.05) per one thousand (1,000) gallons of water, or portion thereof, used monthly.</i>		
(j)	<u>Reconnection Fee</u> (Sec. 21-44):		
	(1) Reconnection during normal operating hours		\$10.00
	(2) Reconnection after hours		\$25.00
(k)	<u>Penalties for Violations relating to Grease Traps/Interceptors</u> (Sec. 21.93)		
(1)	Blockage Caused by a Generator		
	(A) First Violation		\$400.00
	(B) Second Violation (within 2 years of 1 <sup>st</sup> )		\$500.00
	(C) Third Violation (within 2 years of 1 <sup>st</sup> )		\$750.00
	(D) Repeat Offenders		\$250.00 in addition to penalty in (A), (B), or (C)
(2)	General Violations		
	(A) First Violation		Written warning
	(B) Second Violation (within 2 years of warning)		\$400.00
	(C) Third Violation (within 2 years of warning)		\$500.00
	(D) Fourth Violation (within 2 years of warning)		\$750.00
	(E) Repeat Offenders		\$250.00 in addition to penalty

in (B), (C), or (D)

- (l) Project Surcharge - TxDOT mandated project – East Hwy 180 waterline replacement
  - (A) Surcharge per utility account for 12-month period \$7.50

**IX. Chapter 22 - Zoning**

- (a) Permits Related to Zoning (Sec. 22-8):
  - (1) Mobile Home Permits: \$50.00
  - (2) Certificate of Occupancy: \$20.00 on commercial application
  - (3) Locating Portable Building: \$40.00

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III. Open Meetings. It is hereby officially found and determined that the meeting at which this ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551, Texas Local Government Code.

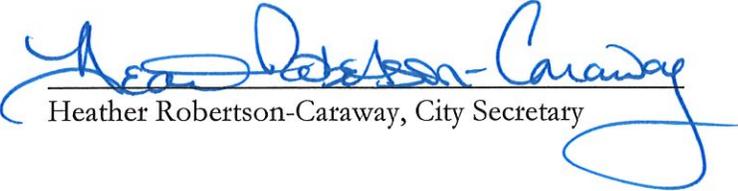
IV. Effective Date. This ordinance shall take effect on October 15, 2018 and shall be published prior to that time according to the terms of the City Charter and the Texas Local Government Code.

The above and foregoing ordinance was duly proposed, read in full, and adopted on first reading on the 4<sup>th</sup> day of September 2018 at a regular meeting of the City Commission.

The above and foregoing ordinance was read and finally adopted on second reading on the 2<sup>nd</sup> day of October 2018 at a regular meeting of the City Commission.

  
 \_\_\_\_\_  
 Bob Sims, Mayor

ATTEST:

  
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 Heather Robertson-Caraway, City Secretary

