

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MANSFIELD, TEXAS FOR THE PURPOSE OF AMENDING THE PERMIT FEES FOUND IN CITY CODE OF ORDINANCES AS THEY RELATE TO THE FEES FOR INSPECTIONS PERFORMED BY THE TARRANT COUNTY HEALTH DEPARTMENT OF FOOD ESTABLISHMENTS, PUBLIC POOLS, SPAS, AND INTERACTIVE WATER FEATURES WITHIN THE CITY; PROVIDING FOR THE REPEAL OF ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City of Mansfield is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and

**WHEREAS**, the City Council of the City of Mansfield, Texas, through an interlocal agreement utilizes Tarrant County Health Department to inspect and regulate the Food Establishments, Public Pools, Spas, and Interactive Water Features within the City of Mansfield; and

**WHEREAS**, the City Council of the City of Mansfield, Texas desires to remain consistent with the fees charged by Tarrant County Health Department for such services performed outside of the City, and desires to adopt the current fee schedule as proposed by the Tarrant County Health Department.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MANSFIELD, TEXAS, THAT:**

**SECTION 1.  
ADOPTION OF SCHEDULE OF FEES**

The schedule of fees contained in Exhibit “A” attached hereto and incorporated herein as if recited verbatim are hereby adopted for services performed by the Tarrant County Health Department within the City of Mansfield.

**SECTION 2.  
REPEAL OF CONFLICTING ORDINANCES**

This ordinance shall and does amend and/or repeal every prior Ordinance or rule or regulation or policy in conflict herewith, but as to all other Ordinances or rules or regulations or policies or sections of Ordinances or rules or regulations or policies not in conflict herewith, this Ordinance shall be and is hereby made cumulative.

**SECTION 3.**  
**SEVERABILITY CLAUSE**

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs and sections of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance, since the same would have been enacted by the city council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

**SECTION 4.**  
**EFFECTIVE DATE**

This Ordinance shall be effective from and after its adoption and publication as required by law.

First reading approved on the \_\_\_\_ day of \_\_\_\_\_, 2014.

Second reading approved on the \_\_\_\_ day of \_\_\_\_\_, 2014.

DULY PASSED on the third and final reading by the City Council of the City of Mansfield, Texas, this \_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
**David Cook, Mayor**

ATTEST:

\_\_\_\_\_  
**Vicki Collins, City Secretary**

APPROVED AS TO FORM AND LEGALITY:

\_\_\_\_\_  
City Attorney