

**ORDINANCE NO. \_\_\_\_\_****AN ORDINANCE OF THE CITY OF MANSFIELD, TEXAS, ESTABLISHING A SCHEDULE OF FEES; INCORPORATING THE RECITALS INTO THE BODY OF THE ORDINANCE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE**

**WHEREAS**, the City of Mansfield, Texas (“City”) 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 desires to provide a fee schedule containing a list of most fees charged by the City of Mansfield (Master Fee Schedule), save and except water and wastewater impact fees, roadway impact fees, solid waste collection fees, water and sewer rates, and parkland dedication and development fees which are wholly contained in separate ordinances; and,

**WHEREAS**, the proposed Master Fee Schedule is attached hereto as Exhibit “A” and incorporated as a part of this Ordinance; and,

**WHEREAS**, the Master Fee Schedule is intended to repeal and replace existing fees in conflict with the fee schedules found in the Code of Mansfield, save and except water and wastewater impact fees, roadway impact fees, solid waste collection fees, water and sewer rates, and parkland dedication and development fees which are wholly contained in separate ordinances; and,

**WHEREAS**, the City Council has determined that adopting the Master Fee Schedule is in the best interests of the City, promote efficiency in providing services to the citizens of the City, and further finds and determines that the rules, regulations, and provisions of this ordinance are reasonable and necessary to protect public health, safety, and quality of life in the City.

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

**SECTION 1.**

All of the above premises are found to be true and correct and are incorporated into the body of this Ordinance as if copied in their entirety.

**SECTION 2.**

The City of Mansfield hereby adopts the Master Fee Schedule, attached hereto as Exhibit “A” and incorporated herein for all purposes, to be effective October 1, 2024.

**SECTION 3.**

A true and correct copy of the Master Fee Schedule shall be on file with the City Secretary of the City of Mansfield and available on the City's website.

**SECTION 4.**

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

**SECTION 5.**

This Ordinance shall be cumulative of all provisions of ordinances of the City of Mansfield, Texas, except where the provisions of this Ordinance are in direct conflict with the provisions of such ordinances, in which event the conflicting provisions of such ordinances are hereby repealed.

**SECTION 6.**

All rights and remedies of the City are expressly saved as to any and all provisions of any ordinance affecting fees of the City and to any and all violations of the provisions of any prior ordinance pertaining to the fee schedule and regulations within the City which have accrued as of the effective date of this ordinance; as to such accrued fees, collection activity, violations, and any pending litigation, both civil and criminal, whether pending in court or not, under such prior ordinances, same shall not be affected by this ordinance but may be prosecuted and pursued until final disposition by the courts

**SECTION 7.**

The City Secretary of the City is hereby directed to publish this Ordinance to the extent required by law.

**SECTION 8.**

This Ordinance shall be in full force and effect from and after its passage on the first and final reading and the publication of the caption, as the law and Charter in such cases provide, and it is so ordained.

**DULY PASSED ON THE FIRST AND FINAL READING BY THE CITY COUNCIL OF THE CITY OF MANSFIELD, TEXAS, THIS 9<sup>TH</sup> DAY OF SEPTEMBER, 2024.**

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**Michael Evans, Mayor**

**ATTEST:**

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**Susana Marin, City Secretary**

**APPROVED AS TO FORM AND LEGALITY:**

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**Ashley Dierker, City Attorney**