

ORDINANCE NO.2023-O-02

AN ORDINANCE OF THE CITY OF LULING, TEXAS, AMENDING APPENDIX C FEE SCHEDULE OF THE CODE OF ORDINANCES OF THE CITY OF LULING, TEXAS TO REFLECT MULTIPLE REVISED FEES; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Luling (“City”) is a Texas home rule municipality; and

WHEREAS, pursuant to the laws of the State of Texas, including Texas Local Government Code section 51.001, the City Council has the authority to adopt, publish, amend or repeal an ordinance that is for the good government, peace or order of the City; and

WHEREAS, as a home rule municipality, Texas Local Government Code Section 51.072 confirms that the City has the full power of local self-government; and

WHEREAS, the City has adopted various fees related to City services which are found in Appendix C of the City’s Code of Ordinances; and

WHEREAS, after evaluating the proposed budget and current fees the City Council desires to amend various fees related to services the City provides; and

WHEREAS, the City Council desires to amend Appendix C to reflect the revised fees for the 2023-2024 budget;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Luling, Texas that:

I. AMENDMENTS

Appendix C, Fee Schedule, Article XII, Utilities of the Code of Ordinances of the City of Luling, Texas is hereby amended in its entirety to read as follows:

Sec. 12.1 Deposits

Residential Electric Deposit.....\$200.00
Residential Water Deposit.....\$100.00
Commercial Utility Deposit..... Average of previous tenant, minimum \$300.00

Sec. 12.2 Electric rates and pole installation

The following rate schedule is hereby adopted for rates for electrical service supplied by the city:

- (1) Class of service: All residential
 - a. Base charge: \$12.74 per meter

- b. Transmission/distribution wires charge: \$.04640 per KWh
- c. Capital improvement rate: \$.002
- d. Purchased power cost (PPC): \$

(2)Class of service: All commercial/industrial

- a. Base charge: \$25.35 per meter
- b. Transmission/distribution wires charge: \$.05030 per KWh
- c. Capital improvement rate: \$.002
- d. Purchased power cost (PPC): \$

(3)Class of service: All oil/gas wells

- a. Base charge: \$42.85 per meter
- b. Transmission/distribution wires charge: \$.05030 per KWh
- c. Capital improvement rate: \$.002
- d. Purchased power cost: \$

(4)Class of service: Security lights

- a. 175 watt security light: \$10.00
- b. 400 watt security light: \$16.00
- c. 1,000 watt security light: \$45.00

All electric infrastructure required to be installed by the City, including, but not limited to poles and lines will be charged at the actual cost of materials plus 15%.

NOTE: Purchased power cost (PPC) is the computation of total purchased power cost from LCRA, fuel and generation, transmission, power supply cost including applicable ERCOT charges. The purchased power cost (PPC) shall be applicable to all classes of customers; each kilowatt hour consumed shall be computed as follows: The total purchased power cost (PPC) from LCRA invoice of the previous month which includes all applicable fees and mandated charges shall be divided by the total number of kilowatt hours on the LCRA invoice. The city shall adjust this charge monthly to reflect any changes from LCRA.

Sec. 12.3 Security light fees

The following fees shall be established for security lights to be served by the city electric department as follows:

- Street LED 83 Watts Installation.....\$495.00
- Security LED 50 Watts Installation.....\$175.00
- Monthly charge.....\$10.00
- Light relocation.....\$80.00

Sec. 12.4. - Water rates.

The following monthly rates shall be charged for the use of city water to all persons:

Inside City—Residential/commercial/industry, minimum charge up to 2,000 gallons:

Minimum charge for a ¾-inch connection or less\$18.75

Minimum charge for a 1-inch connection31.13

Minimum charge for a 1½-inch connection40.80

Minimum charge for a 2-inch connection90.15

Minimum charge for a 3-inch connection198.38

Minimum charge for a 4-inch connection296.78

Minimum charge for a 6-inch connection493.65

Outside City—Residential/commercial/industry, minimum charge up to 2,000 gallons:

Minimum charge for a ¾-inch connection or less\$24.75

Minimum charge for a 1-inch connection37.13

Minimum charge for a 1½-inch connection46.80

Minimum charge for a 2-inch connection96.15

Minimum charge for a 3-inch connection204.38

Minimum charge for a 4-inch connection302.78

Minimum charge for a 6-inch connection499.65

Residential rate for usage in excess of 2,000 gallons:

All over 2,000 gallons, per 1,000 gallons\$3.55

Charge for infrastructure improvements, per 1,000 gallons0.10

Commercial/industry rate for usage in excess of 2,000 gallons:

All over 2,000 gallons, per 1,000 gallons\$3.15

Charge for infrastructure improvements, per 1,000 gallons0.10

Bulk water rate per 1,000 gallons\$12.00, \$12.00 minimum

Bulk water deposit \$200.00 key replacement

Fire hydrant meter deposit \$1,200.00 fire hydrant and shut off valve replacement (not including \$800 - \$1300 for backflow protection)

Fire hydrant monthly base fee \$90.15 2in base fee

Monthly base fee for key \$18.75 ¾ base fee

Sec. 12.5 Sewer rates

The following monthly rates shall be charged for sewer services to all persons:

Residential rate:

Minimum charge up to 2,000 gallons of water.....\$19.36

All additional gallons of water usage, per 1,000 gallons.....2.62

Charge for infrastructure improvements, per 1,000 gallons.....0.10

Maximum residential sewer charge is \$50.00 per month.

Commercial/industry rate:

Minimum charge up to 2,000 gallons of water.....\$19.58

All additional gallons of water usage, per 1,000 gallons.....2.80

Charge for infrastructure improvements, per 1,000 gallons.....0.10

Waste disposal at sewer plant rate:

Per gallon before 70,000 gallons.....\$.05

Per gallon after 70,000 gallons.....\$.03

Sec. 12.6 Water and sewer tapping fees

WATER TAP FEE

3/4 X 5/8 inch connection, includes meter and endpoint.....\$2,500.00

1 inch connection plus meter cost.....\$2,550.00

1 1/2 inch connection plus meter cost.....\$2,600.00

2 inch connection plus meter cost.....\$3,200.00 (\$700.00 ball valve increase)

3 inch connection plus meter cost.....\$3,400.00 (\$900.00 valve increase)

4 inch connection plus meter cost.....\$3,460.00 (\$960.00 valve increase)

6 inch connection plus meter cost.....\$4,300.00 (\$1,800.00 valve increase)

Water Endpoint.....\$176.10

Installation of Customer Cut-off Valve.....\$58.65

Request to move a water meter.....Same as a new tap.

Repair and/or replacement of broken water cut-off.....Total cost of materials and labor for repair.

SEWER TAP FEE

4 inch connection.....\$2,500.00

6 inch connection.....\$2,550.00

Sewer Line Camera Inspection.....\$200.00

Request to move a sewer tap.....Same as a new tap.

The above water and sewer tap fees shall apply where the tap is made in an unpaved street. There will be an additional charge for the restoration of the street to its original condition where the excavation is made in paved or improved streets.

Sec. 12.7 Charges for connections, reconnections and disconnections

Utility Connection/Disconnection/Transfer fee upon request.....\$25.00

Utility Disconnection fee for non-payment....\$50.00

Reconnect at pole.....\$100.00

If Connection/Disconnection/Transfer occurs after normal business hours.....\$100.00

Sec. 12.8 Service charges

The utility service charge shall be \$100.00.

Sec. 12.9 Industrial waste surcharge

The basis for surcharge on industrial wastes is a capital and operating cost of \$0.20 per part per million gallons for the BOD (biochemical oxygen demand) and a capital and operating cost of \$0.59 per part per million gallons for the suspended solids exceeding normal sewage.

Sec. 12.10 Miscellaneous fees

Servicemen dispatched at customer's request and trouble found on customer's side. During regular business hours.....\$25.00
Administration fees for all invoices.....\$10.00
Banner hanging per banner.....\$60.00
Penalty after due date.....10%
Damage of City Equipment or Facilities.....Actual Cost of Replacement
Electric/Water Meter testing on Customer Request.....\$100.00
12 Month History Report.....\$2.50
Meter tampering - 2nd incident and thereafter.....\$200.00

Appendix C, Fee Schedule, Article IX, Peddlers and Solicitors, of the Code of Ordinances of the City of Luling, Texas is hereby amended in its entirety to read as follows:

Sec. 9.1 Application fee.

The application fee for all applications submitted pursuant to chapter 82 of \$25.00.

Sec. 9.2 Registration card.

The fee for a registration card under chapter 82 shall be \$75.00 per person per year.

Appendix C, Fee Schedule, Article II, Alcoholic Beverages, of the Code of Ordinances of the City of Luling, Texas is hereby amended in its entirety to read as follows:

Sec. 2.1 General license fee.

The general license fee for vinous or malt beverages shall be an amount equal to one-half the fee charged by the state for a license or permit to engage in a similar activity.

Sec. 2.2 Temporary license for retail sale of beer.

The fee for a temporary license for the retail sale of beer shall be the amount set by state law.

Sec. 2.3 On-premises and off-premises fee.

The following fees shall be charged:

On-premises \$75.00
Off-premises.... \$30.00

Appendix C, Fee Schedule of the Code of Ordinances of the City of Luling, Texas is hereby amended by adding Article XVI to read as follows:

ARTICLE XVI – CITY FACILITY RESERVATION AND USE FEES

Sec. 16.1 Southside Swimming Pool

Swimming Pool Admission 6 and over.....\$2.50
Swimming Pool Reservation Deposit.....\$50.00
Swimming Pool Reservation with lifeguards(2hrs) up to 25 swimmers.....\$120.00
Pool Reservation additional swimmer over 25, per swimmer.....\$2.00
Pool Reservation additional lifeguards over 50 swimmers, per lifeguard.....\$25.00
Summer Pool Pass 13-59.....\$65.00
Summer Pool Pass 5-12.....\$40.00
Summer Pool Pass 60+.....\$40.00
Family of 4 Summer Pool Pass.....\$100.00
Swimming Lessons 1 child.....\$65.00
2 children.....\$80.00
3 children.....\$100.00
4 children.....\$125.00
Private Lessons.....Contact Pool Manager
All Parks Reservation.....First come, first serve
Longer Park Electric/Water.....\$5.00 hr.
NS Pavilion Electric.....\$5.00 hr.

Sec. 16.2 Northside and Southside Clubhouse

Reservation Deposit.....\$300.00
Reservation Friday, Saturday, or Sunday.....\$200.00
Reservation Monday, Tuesday, Wednesday, or Thursday....\$100.00
Prior Entry(after 5:00 p.m.).....\$50.00
Additional Per Hour Rate.....\$75.00
Clean up Fee.....\$100.00
PA System Use & Setup Fee.....\$50.00
Lost keys.....Actual Cost of Re-key
Damage of City Equipment or Facilities.....Actual Cost of Replacement

Sec. 16.3 Civic Center

Reservation Deposit.....\$700.00
Reservation Friday, Saturday, or Sunday.....\$1,000.00 Friday/Sunday \$800.00
Reservation Monday, Tuesday, Wednesday, or Thursday.....\$500.00
Prior Day Entry(after 5:00 p.m.).....\$200.00

Addition Per Hour Rate.....\$100.00
Clean up Fee.....\$300.00
Projector & Screen Use & Setup Fee.....\$50.00
Stage Use & Setup Fee.....\$75.00
PA System Use & Setup Fee.....\$50.00
Lost keys.....Actual Cost of Re-key
Damage of City Equipment or Facilities.....Actual Cost of Replacement

Sec. 16.4 Zedler Mill Pavilion

Reservation Friday or Sunday.....\$2,500.00
Reservation Saturday.....\$3,000.00
Reservation Monday, Tuesday, Wednesday, or Thursday.....\$1,000.00
Reservation Valentine's Day, July 4th, Labor Day & Memorial Day.....\$2,500.00
Prior Day Entry (after 5:00 p.m.).....\$200.00
Clean up Fee.....\$300.00
Golf Cart Shuttle per day.....\$100.00
City employee only-Golf Cart Driver to be paid directly by renter per hour.....\$10.00
Chandeliers (4), each.....\$150.00
Effects Lighting, pkg. of 8 cans.....\$150.00
Ceremony Site Arch....\$100.00
Cocktail Tables (10), each.....\$10.00
Propane Heaters (4), each.....\$75.00
Rustic Oak Barrels (2), each.....\$50.00
Cornhole Game Boards & Eight (8) Bean Bags Rental.....\$50.00
55-Gallon Drums (for Beer Kegs).....\$25.00
Zedler Mill Ice.....\$4.00 per bag
Lost keys.....Actual Cost of Re-key
Damage of City Equipment or Facilities.....Actual Cost of Replacement

Appendix C, Fee Schedule, Article I, Administration, Sec. 1.1, Returned Checks of the Code of Ordinances of the City of Luling, Texas is hereby amended in its entirety to read as follows:

Sec. 1.1 Returned checks.

The fee for returned checks/returned drafts is \$35.00

Appendix C, Fee Schedule, Article I, Administration, Sec. 1.3, Credit Card Fees of the Code of Ordinances of the City of Luling, Texas is hereby amended in its entirety to read as follows:

Sec. 1.3 Credit card fees.

Credit card service fee.... Actual amount charged by EZNET PAY or other City credit card service provider

Credit card charge backs\$35.00

Appendix C, Fee Schedule, Article I, Administration of the Code of Ordinances of the City of Luling, Texas is hereby amended by adding Sec. 1.4 to read as follows:

Sec. 1.4 Release of Lien

The following fee shall apply to the release of a lien by the City..... Cost of Lien, plus 6% annual increase.

Appendix C, Fee Schedule, Article I, Administration of the Code of Ordinances of the City of Luling, Texas is hereby amended by adding Sec. 1.5 to read as follows:

Sec. 1.5 Public Information Act Request

The following fees shall apply to Public Information Act requests:

Black and white copy per page.....\$0.10

Flash Drive.....\$5.00

Appendix C, Fee Schedule, Article I, Administration of the Code of Ordinances of the City of Luling, Texas is hereby amended by adding Sec. 1.6 to read as follows:

Sec. 1.6 Bad debt fees

Administration fees for Contract for Bad Debt Request.....\$10.00

Bad Debt Collection Fee.....Pass through of amount charged by City's debt collection services provider

Appendix C, Fee Schedule, Article I, Administration of the Code of Ordinances of the City of Luling, Texas is hereby amended by adding Sec. 1.7 to read as follows:

Sec. 1.7 Library

Black and white copy per page.....\$0.10

Daily overdue fee for books for days Library is open.....\$0.10

Daily overdue fee for DVDs for days Library is open.....\$1.00

Lost or damaged items.....Actual Cost of Replacement

Appendix C, Fee Schedule, Article I, Administration of the Code of Ordinances of the City of Luling, Texas is hereby amended by adding Sec. 1.8 to read as follows:

Sec. 1.8 Festival permit fee

Festival permit fee.....\$50.00

Appendix C, Fee Schedule of the Code of Ordinances of the City of Luling, Texas is hereby

amended by adding Article XVII to read as follows:

ARTICLE XVII – CEMETERY

Sec. 27.1 Cemetery fees

Cemetery Grave Space/Interment Right....\$1,200.00(non-resident)/\$700.00(county resident)/\$600.00(City resident)
Interment Cremation.....\$50.00
Interment Burial.....\$400.00(non-resident)/\$200.00(county resident)/\$100.00(City resident)
County Clerk Filing Fee per.....\$26.00

Appendix C, Fee Schedule, Article III, Animals, Section 3.2 of the Code of Ordinances of the City of Luling, Texas is hereby amended in its entirety to read as follows:

Sec. 3.2 Impoundment of animals

Daily Boarding fee.....\$10.00 a day
Impounding/Pickup fee.....\$25.00, LAWS gets \$10.00
Subsequent Impounding /Pickup fee occurring with 12 month period.....\$0.00
Loan of live traps per day.....\$0.00

Appendix C, Fee Schedule, Article X, Solid Waste, Sec. 10.2, Pickup of Brush of the Code of Ordinances of the City of Luling, Texas is hereby amended in its entirety to read as follows:

Sec. 10.2 Pickup of brush.

Residential Monthly fee.....\$1.50
Apartment/Housing Monthly fee.....\$5.00
Commercial as needed per 15 minutes.....\$20.00
By Work Order Request per 15 minutes.....\$7.50
Large Brush Request.....Actual Cost of Equipment & Time Quote
Truck Load Brush drop-off.....\$10.00
Trailer Load Brush drop-off.....\$20.00
Mulch Pickup.....Free

Appendix C, Fee Schedule, of the Code of Ordinances of the City of Luling, Texas is hereby amended by adding Article XVIII to read as follows:

ARTICLE XVIII ZONING & SUBDIVISION FEES

Sec. 28.1 Zoning Ordinance Fees

Variance Application.....\$250.00 + Actual Cost of Engineer and Legal Review
Zone Change Application.....\$200.00 + Actual Cost of Engineer and Legal Review
Conditional Use Application.....\$200.00 + Actual Cost of Engineer and Legal Review

Sec. 28.2 Subdivision Ordinance Fees

Final Plat.....\$300.00 + Actual Cost of Engineer and Legal Review
Minor Plat.....\$250.00 + Actual Cost of Engineer and Legal Review
Amended Plat.....\$200.00 + Actual Cost of Engineer and Legal Review
Re-Plat without Vacating.....\$250.00
Final Plat(ETJ).....\$250.00 + Actual Cost of Engineer and Legal Review
Development Permit.....\$50.00 + Actual Cost of Engineer and Legal Review
Construction Plan Review.....Actual Cost of Engineer and Legal Review

Appendix C, Fee Schedule, Article IV, Buildings and Building Regulations of the Code of Ordinances of the City of Luling, Texas is hereby amended in its entirety to read as follows:

Sec. 4.1 Electricians' license fees

(a) There shall be charged for the original issuance of each electrician's license a fee as follows:

Master electrician\$75.00
Journeyman electrician10.00
Master sign electrician25.00

(b) Renewal license fees shall be as follows:

Master electrician\$10.00
Journeyman electrician5.00
Master sign electrician5.00

All renewal license fees shall be paid by January 31 of each license year. Reapplying for an original electrician's license shall be assessed after January 31 of each license year.

Sec. 4.2 Bond required from electricians

Bonds of electricians shall be in the sum of \$1,000.00.

Sec. 4.3 Maintenance electrician's fees

The maintenance electrician's fees shall be:

January—June\$10.00
July—December5.00
Renewal5.00

Sec. 4.4 Building permit fees for commercial and residential

Commercial New Construction & Alterations Building Permit.....\$15 for the first \$1K, then \$5 per thousand from \$1K TO \$50K, then \$4 per thousand from \$51K TO \$100K, then \$3 per

thousand from \$101K TO \$500K, then \$2 per thousand from \$501K+

Commercial Plan Review.....Half of Commercial Building Permit + Actual Cost of Engineer and Legal Review

Residential New Construction & Alterations Building Permit.....\$0.36 per sq. ft.

Residential Plan Review.....\$0.18 per sq. ft.

Industrialized Home.....\$850.00

Manufactured Home.....\$750.00

Curb Cut.....\$1.00

Demolition.....\$10.00

Moving Fee.....\$100.00

Building Penalty.....\$500.00

Inspection Fee.....\$25.00

Re-Inspection Fee.....\$25.00

Fence Installation/Roof Replacement.....\$15.00

Residential Storage Building.....\$50.00 EA 0 – 100 sq. ft., \$75.00 EA 101 sq. ft.– 400 sq. ft., \$100.00 EA over 400 sq. ft.

Certificate of Occupancy.....\$10.00

Driveway/Parking/Flatwork/Foundation Repair.....\$125.00

Sec. 4.5 Electrical permit fees

Permit Fee.....\$20.00

Inspection Fee.....\$25.00

Re-Inspection Fee.....\$15.00

New/Alter/Change Meter Loop.....\$10.00

Temporary Meter Loop.....\$15.00

Switches, Fixtures, Fans.....\$1 per up to 5, \$.50 per after 5

Outlets.....\$.50 per 5 TO 100, \$.25 per after 100

Water Heater.....\$2.00

Unit Heater or Air Conditioner.....\$5.00

Low Voltage XFMR.....\$2.00

Signs.....\$5.00

Electric Range.....\$1.00

Motors ½ h.p. to 5 h.p.....\$4.00

Motors Above 5h.p.....\$5.00

Three Phase.....\$30.00

Distributed Generation (Solar/Generator).....\$125.00

Escalator, Freight Elevator.....\$5.00

Welders.....\$2.00

Gasoline Pumps New/Replacement.....\$5.00

Electrical Penalty.....\$250.00

Sec. 4.6 Mechanical permit fees

Permit Fee.....\$20.00

Inspection Fee.....\$25.00

Re-Inspection Fee.....\$25.00
Heating, Vent, Duct, AC, Refrigeration.....\$10.00
Repair to Existing System.....\$5.00
Boilers Based on Btu Input.....\$0.00
Mechanical Penalty.....\$250.00

Sec. 4.7 Plumbing permit fees

Permit Fee.....\$20.00
Inspection Fee.....\$25.00
Re-Inspection Fee.....\$25.00
Plumbing Penalty.....\$250.00
House Sewer.....\$5.00
Water Plumbing.....\$5.00
Plumbing Fixture, Drain or Trap.....\$2.50
Vent Piping.....\$5.00
Water Heater and/or Vent.....\$2.50
Cesspool.....\$5.00
Drainfield.....\$10.00
House Sewer Replaced or Repaired.....\$5.00
Vacuum Breakers.....\$2.50
Residential Irrigation.....\$125.00
Commercial Irrigation.....\$150.00

Sec. 4.8 Gas permit fees

Permit Fee.....\$20.00
Gas Penalty.....\$250.00
Inspection Fee.....\$25.00
Re-Inspection Fee.....\$25.00
Gas Piping.....\$5.00
Burner, Furnace, Boiler, Central.....\$5.00 Initial, increments of \$1.00 per
Vented Wall Furnace, Water Heater.....\$2.50 Initial, increments of \$1.00 per

Sec. 4.9 Fire permit fees

Permit Fee.....\$20.00
Inspection Fee.....\$25.00
Re-Inspection Fee.....\$25.00
Plan Review.....1/2 of (\$15 for the 1st \$1K, then \$5 per thousand from \$1K to \$50K, then \$4 per thousand from \$51K to \$100K, then \$3 per thousand from \$101K to \$500K, then \$2 per thousand from \$501K+)
Suppression Systems.....\$10.00 Initial \$1K, and \$2.00 per \$1K after

Sec. 4.10 Demolition fees

The following fees will be charged for demolition related activities:

City of Luling Providing Demolition.....Determined by Equipment Used and Number of Hours Required
Administration Fee/Payment Plan Fee.....\$250.00

II. REPEALER

All provisions of the ordinances of the City of Luling in conflict with the provisions of this Ordinance are hereby repealed, and all other provisions of the ordinances of the City of Luling, not in conflict with the provisions of this Ordinance, shall remain in full force and effect. The repeal of any ordinance or part of ordinances effectuated by the enactment of this Ordinance shall not be construed as abandoning any action now pending under or by virtue of such ordinance or as discontinuing, abating, modifying or altering any penalty accruing or to accrue, or as affecting any rights of the municipality under any section or provisions of any ordinance at the time of passage of this Ordinance.

III. SEVERABILITY

It is the intention of the City Council that this Ordinance, and every provision thereof, shall be considered severable and the invalidity of any section, clause or provision or part or portion of any section, clause, or provision of this Ordinance shall not affect the validity of any other portion of this Ordinance.

IV. EFFECTIVE DATE

This Ordinance shall become effective immediately upon its passage and publication as required by law.

PASSED AND APPROVED THIS THE 30th DAY OF MARCH, 2023.



Martha C. Velasquez
Martha Velasquez, City Secretary

C. J. Watts

Hon. CJ Watts, Mayor
City of Luling, Texas