

ORDINANCE NO. 2020-025(O)

AN ORDINANCE SETTING FEES FOR VARIOUS CITY SERVICES AND CONSOLIDATING THOSE FEES FOR CONVENIENCE; AMENDING VARIOUS CITY ORDINANCES; AND CONTAINING A SEVERABILITY CLAUSE AND AN EFFECTIVE DATE.

WHEREAS, the City of Windcrest has adopted numerous ordinances that provide for various fees and charges that are subject to change from time to time; and

WHEREAS, the City has determined that it would be convenient to consolidate those fees in one ordinance that can be reviewed and amended as needed from time to time; and

WHEREAS, the City has adopted a budget for the upcoming fiscal year that incorporates the fees and charges specified herein; and

WHEREAS, the City has determined that the fees and charges specified herein are reasonable, necessary, fair and designed to fund the various activities to which they pertain; and

WHEREAS, the City has conducted a public hearing at which the fees imposed herein were made known to the public and the governing body; and

WHEREAS, the City has determined that the fees set forth herein will promote the health, safety, and welfare of the citizens of Windcrest; and

WHEREAS, this ordinance was adopted at a meeting of the Windcrest City Council held in strict compliance with the Texas Open Meetings Act at which a quorum of the City Council was present and voting;

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

SECTION 1. Rates Imposed.

The City hereby adopts the Fee Schedule attached as Exhibit "A" and "B" hereto and imposes the fees set forth therein upon the services, activities, events, materials, and supplies that are described therein. These rates shall be collected by the City in accordance with the various City ordinances that more particularly describe each of the fees.

Sanitation rates (Exhibit B) are subject to Consumer Price Index (CPI) increase for Commercial and Residential rates.

SECTION 2. Ordinances Amended.

Each City ordinance that originally provided a fee, charge, or fine that is mentioned on Exhibit "A" and "B" is hereby amended as shown on Exhibit "A" and "B".

SECTION 3. Severability.

Should any portion or part of this ordinance be held for any reason invalid or unenforceable by a court of competent jurisdiction, the same shall not be construed to affect any other valid portion hereof, but all valid portions hereof shall remain in full force and effect.

SECTION 4. Effective Date.

This ordinance shall be effective upon passage and publication as required by state and local law.

DULY PASSED ON FIRST READING, on the 17th day of August, 2020 at a regular meeting of the City Council of the City of Windcrest, Texas, which was held in compliance with the Open Meetings Act, Gov't. Code §551.001, et. Seq. at which meeting a quorum was present and voting.

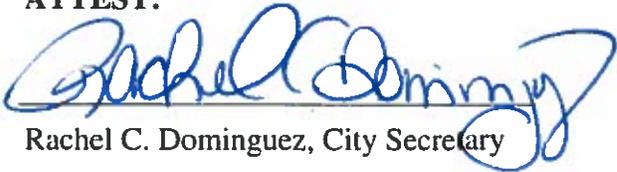
DULY PASSED AND APPROVED, on the 14th day of September, 2020 at a special meeting of the City Council of the City of Windcrest, Texas, which was held in compliance with the Open Meetings Act, Gov't. Code §551.001, et. Seq. at which meeting a quorum was present and voting.

CITY OF WINDCREST, TEXAS



Dan Reese, Mayor

ATTEST:



Rachel C. Dominguez, City Secretary



APPROVED:



Ryan S. Henty, City Attorney

EXHIBIT A

City of Windcrest
Proposed Master Fee Schedule FY 20/21
Ordinance 2020-025(O)

ANIMAL CONTROL

Deposits	
Rabies Vaccination	\$50.00
Sterilization:	
Male Cat	\$75.00
Female Cat	\$90.00
Male Dog	\$75.00
Female Dog	\$90.00
Pet Tags	
Sterilized and Microchipped	Free
Sterilized Only	\$5.00
Not Sterilized	\$25.00
Duplicate Pet Tag	\$2.00
Reclamation	
1st time dog is reclaimed instance per resident, one dog	\$0.00
2nd time dog is reclaimed instance per resident, per dog	\$0.00
3rd time dog is reclaimed instance per resident, per dog	\$75.00
4th time & subsequent times dog is reclaimed instance per resident, per dog	\$200.00
Citations and Fines	
Animal Cruelty	Citation
Dog Off Leash	Citation
Improper Animal Transport	Citation
Inadequate Care and Shelter	Citation
Each instance per residence per cat outside not sterilized	\$50.00
Rabies immunization for reclaimed animals without current proof of vaccination	\$10.00
Fine for animals in violation of Windcrest Code of Ordinances, Sec. 6-59(b), requiring identification tags or microchip	\$25.00

Violation of Windcrest Code of Ordinances, Sec. 6-62, requiring leashing or containment of dogs when under owner's control but outside of owner's fenced premises (The owner will also pay all boarding fees)	\$100.00
Dogs captured who have not been registered with the City, an additional (No proof of vaccination cost will be paid by owner)	\$100.00

BUILDING AND BUILDING CODE**

A. RESIDENTIAL PERMIT FEES

Building and Building Code	
New Construction	
Single-Family Residential	\$950.00 plus \$0.52 per square foot of living space
Curb Cuts/Driveways	\$50.00
Certificate of Occupancy (nonrefundable)	\$100.00
Variance Request	\$150.00
Moving Permit	\$100.00
Demolition Permit	\$200.00
Dumpster Permit	\$100.00
Plan Review Fee	\$475.00
Revised Plan Review Fee	\$100.00
Non-Compliance Fee (work started or performed without a permit)	\$100.00 plus 2x the permit cost. Payment of the double fee shall not relieve any person from fully complying with the requirements of the Code in the execution of the work, nor from any other penalties prescribed herein.
Re-Inspection Fee (for failed inspections)	\$75.00 per failed inspection
Failure to Correct Fee (Code violations)	Citation
Accessory Buildings - (Buildings used as a tool shed, greenhouse, playhouse, storage shed, or other similar use, located in an R-1 zoned district)	Tier 1: 144 sq. ft – 200 sq. ft.: \$50.00 Tier 2: 201 sq. ft. – 250 sq. ft.: \$75.00 Tier 3: > 250 sq. ft.: \$100.00
Residential Remodels/Maintenance	
Foundation	\$55.00
Driveways	\$55.00
Sidewalks	\$55.00

Re-roofs	\$55.00
Fence	\$55.00
Windows Installation/Replacement (Frame)	\$55.00
Accessory Buildings - (Buildings used as a tool shed, greenhouse, playhouse, storage shed, or other similar use, located in an R-1 zoned district)	Tier 1: 144 sq. ft – 200 sq. ft.: \$50.00 Tier 2: 201 sq. ft. – 250 sq. ft.: \$75.00 Tier 3: > 250 sq. ft.: \$100.00
Variance Request	\$35.00
Demolition Permit	\$100.00
Dumpster Permit	\$50.00
Plan Review Fee	\$55.00
Revised Plan Review Fee (Building Inspector)	\$50.00
Non-Compliance Fee (work started or performed without a permit)	\$50.00 plus 2x the permit cost. Payment of the double fee shall not relieve any person from fully complying with the requirements of the Code in the execution of the work, nor from any other penalties prescribed herein.
Inspector Consultation or Site Visit Fee / Additional Inspection	\$50.00
Re-Inspection Fee (for failed inspections)	\$75.00 per failed inspection
Failure to Correct Fee (Code violations)	Citation
Permit Cancellation Fee	25% of original permit cost.
RESIDENTIAL TRADE PERMITS	
Plumbing Permits	
New Construction	\$250.00
Remodel	\$200.00
Issue Permit (Base Fee)	\$50 +
Water Softener	\$5.00
Sewer	\$5.00
Water Heater	\$5.00
Water Piping	\$5.00
Water Line	\$5.00
Gas Test	\$5.00
Bath/Shower	\$5.00
Lavatory/Sink	\$5.00
Lawn Irrigation/Sprinklers	\$100.00
HVAC/Mechanical Permits	
Issue Permit (Base Fee)	\$50.00
New Construction	\$200.00
Replace Unit	\$100.00

A/C Air Duct Replacement	\$150.00
Electrical Permits	
Issue Permit (Base Fee)	\$50.00
New Construction	\$200.00
Remodels	\$150.00
Temporary Meter Loop (TML)	\$50.00
Temporary on Permanent Set (TOPS)	\$50.00
RESIDENTIAL FIRE RELATED PERMIT FEES	
Fire Sprinkler System	
Installation	\$240.00
Repair	\$180.00
Plan Review	\$100.00
Revised Plan Review Fee	\$60.00
Fire Alarm System	
Installation	\$240.00
Repair	\$180.00
Plan Review	\$100.00
Revised Plan Review Fee	\$60.00
False Alarm Fees	
4 or 5 False Alarms within preceding 12 months	Citation
6 or 7 False Alarms within preceding 12 months	Citation
8 or more False Alarms within preceding 12 months	Citation
Miscellaneous Residential Permits	
Oak Tree Trimming and Removal Permit	\$5.00
Swimming Pool/Hot Tub/Spa	\$160.00, includes 3 feet wide deck. Electrical permit required and pulled by the contractor.
Decks, Gazebos, Pergolas, Pool Decks	\$100.00
Temporary Storage Container (30 Days)	Tier 1: Under 8 ft.: \$25 Tier 2: 8-12 ft.: \$30 Tier 3: 12 - 16 ft.: \$35

B. COMMERCIAL PERMIT FEE SCHEDULE

Permit Fees Related to Construction, Remodel, Installation, Replacement, and Demo	
\$500 or less of total value	\$75.00
\$501 to \$2,000 of total value	\$75.00 + \$3.05 for each hundred or fraction thereof over \$500.00
\$2,001 to \$25,000 of total value	\$75.00 + \$14.00 for each thousand or fraction thereof over \$2,000.00
\$25,001 to \$50,000 of total value	\$391.75 + \$10.10 for each thousand or fraction thereof over \$25,000.00
\$50,001 to \$100,000 of total value	\$643.75 + \$7.00 for each thousand or fraction thereof over \$50,000.00
\$100,001 to \$500,000 of total value	\$993.75 + \$5.60 for each thousand or fraction thereof over \$100,000.00
\$500,001 to \$1,000,000 of total value	\$3,233.75 + \$4.75 for each thousand or fraction thereof over \$500,000.00
\$1,000,000 and higher of total value	\$5,608.75 + \$3.65 for each thousand or fraction thereof over \$1,000,000.00
Fence Permit	\$55.00
Dumpster Permit	\$100.00
Plan Review Fee	\$475.00
Revised Plan Review Fee	\$100.00
Variance Request	\$150.00
Non-Compliance Fee (work started or performed without a permit)	\$100.00 plus 2x the permit cost. Payment of the double fee shall not relieve any person from fully complying with the requirements of the Code in the execution of the work, nor from any other penalties prescribed herein.
Re-Inspection Fee (for failed inspections)	\$75.00 per failed inspection
Failure to Correct Fee (Code violations)	Citation
Permit Cancellation Fee	25% of original permit cost
Commercial Trade Permit Fees	
Plumbing Permit	\$500.00
Repair/Replacement/Remodel	\$50.00

HVAC/Mechanical Permit	\$400.00
Repair/Replacement/Remodel	\$50.00
Electrical Permit	\$400.00
Repair/Replacement/Remodel	\$50.00
Temporary Meter Loop	\$50.00
Temporary On Permanent Set (TOPS)	\$50.00
Commercial Fire System Permit Fees	
Fire Related Permits	Refer to Fire Fee Schedule
Fire Alarm System	Refer to Fire Fee Schedule
False Alarm Fees	
4 or 5 False Alarms within preceding 12 months	Citation
6 or 7 False Alarms within preceding 12 months	Citation
8 or more False Alarms within preceding 12 months	Citation
Miscellaneous Commercial Permits and Fees	
Oak Tree Trimming and Removal Permit Fee	\$5.00
Contractor Registration Fee (annual)	\$20.00
Business Registration Fee (annual)	\$10.00
Certificate of Occupation (CoO) Fee (Building Inspector & Fire Marshall inspection)	\$110.00
Health Inspector Certification of Occupancy (CoO) Fee	\$95.00
CoO Reinspection Fee (Building Inspector & Fire Marshal inspections)	\$110.00
Health Inspector CoO Reinspection Fee	\$95.00
Building Inspector Consultation/Site Visit/Additional Inspection Fee	\$50.00
Health Inspector Consultation/Site Visit/Additional Inspection Fee	\$95.00
Fire Marshall Consultation/Site Visit Fee	Refer to Fire Fee Schedule
Temporary Storage Container (30 Days)	Tier 1: Up to 10ft.: \$50 Tier 2: 10-25 ft.: \$100 Tier 3: 25-40 ft.: \$150

****Note:** All permits include one (1) inspection. Refer to Chapter 103 in the Windcrest Code of Ordinances for list of required permits and inspections to be pulled by the homeowner and/or contractor.

PLAT FEES

Filing Fee with City – 0-5 Acres	
Final Plats (including Minor Plats)	\$650.00
Replat*	\$650.00
Amending Plats	\$650.00
Vacating Plat	\$650.00
Filing Fee with City – 5+ Acres	
Final Plats (including Minor Plats)	\$650.00 plus \$50.00 per acre
Replat*	\$650.00 plus \$5.00 per lot
Amending Plats	\$650.00
Vacating Plat	\$650.00
Miscellaneous	
Filing Fee (fee to file and record plat with Bexar County Clerk)	Actual + 20%
Engineer Review Fee	Varies

*A newspaper publication fee will be assessed to all replats without vacating the preceding plat that require a variance or exception. Fee will be "Actual" + 20%.

CHARGES FOR PUBLIC INFORMATION REQUESTS***

<u>Materials onto Which Information is Copied</u>	
Standard paper copy	\$0.10
Nonstandard copy	Listed Below
Diskette	\$1.00
Magnetic tape	Actual cost
Data cartridge	Actual cost
Tape cartridge	Actual cost
Rewritable CD (CD-RW)	\$1.00
Non-rewritable CD (CD-R)	\$1.00
Digital Video Disc (DVD)	\$3.00
JAZ drive	Actual cost
Other electronic media	Actual cost
VHS video cassette	\$2.50
Audio cassette	\$1.00
Oversize paper copy (e.g., 11x17, greenbar, etc.)	\$0.50
Specialty paper (e.g.: Mylar, blueprint, blueline, map, photographic, etc)	Actual Cost

***Please refer to Texas Administrative Code Title 1, Part 3, Chapter 70, Rule §70.3 for additional charges applied.

CIVIC CENTER FEES

Resident	
Deposit	\$100.00 Refundable after event
Rental	\$50.00 per hour minimum 4 hours rental
Cleaning	\$100.00
Sound system	\$100.00
*Security	\$35.00 per hour
Optional set up fee by Civic Center Tech	\$25.00 per hour (this can be deducted from deposit)
Non-Resident	
Deposit	\$300.00 Refundable after event
Facility use, kitchen use, audio system use, and clean-up – 4 hours minimum	\$1,500.00
Additional hours	\$250.00 per hour
*Security	\$35.00 per hour
Schools and Churches	
Resident rate	
Civic Clubs	
Usage fee (per meeting)	\$25.00 per meeting
Usage fee (per banquet/fundraising event)	\$50.00 for banquet/fundraiser event
No cleaning fee	
*Security	\$35.00
*Security fee is paid only when an event will be serving alcohol.	

GARAGE AND ESTATE SALES

Garage Sale Permit	\$10.00
Estate Sale Permit	\$25.00

NOTARY FEES

Acknowledgements	
Taking the acknowledgement or proof of any deed or other instrument in writing, for registration, including certificate and seal:	\$0.00
(1) for the first signature	\$0.00
(2) for each additional signature	\$0.00
Administering an oath or affirmation with certificate and seal	\$0.00
All certificates under seal not otherwise provided for	\$0.00

Copies of all records and papers in the Notary Public's Office, per page	\$0.00
Taking the depositions of witnesses, per each 100 words	\$0.00
Swearing a witness to a deposition, certificate, seal, and other business connected with taking the deposition	\$0.00
Protests	
Protesting a bill or for non-acceptance or non-payment, register & seal	\$0.00
Each notice of protest	\$0.00
Certificate and seal to a protest	\$0.00
Protesting in all other cases	\$0.00
Miscellaneous	
All other notarial acts not provided for	\$0.00

SWIMMING POOL FEES

Daily Fee	\$3.00
Pool Passes	
Resident	
Single	\$60.00
Couple	\$90.00
Family	\$120.00
Swim lessons, 2x/week, 1-hour daily sessions	\$40.00
Non-Resident	
Single	\$125.00
Couple	\$145.00
Family	\$170.00
Swim lessons, 2x/week, 1-hour daily sessions	\$50.00
Swim Team	
1 participant in family	\$86.00
Each additional member of the family	\$76.00
Pool Parties	
Party time length: minimum of 3 hours	
10-25 guests	\$100.00
Additional hours (per hour)	\$30.00

26-50 guests	\$125.00
Additional hours (per hour)	\$30.00
51-75 guests	\$197.50
Additional hours (per hour)	\$37.50
76-100 guests	\$245.00
Additional hours (per hour)	\$45.00
Camps, Daycares, Other Organizations	
Per person	TBD

VEHICLE STORAGE FEES

Deposit	\$50.00
Small (size 8'x15')	\$240.00
Medium (size 10'x20')	\$360.00
Large (size 12'x33')	\$480.00
Large (size 12'x33') with electricity	\$600.00
X-Large (size 12'x40')	\$624.00
X-Large (size 12'x40') with electricity	\$744.00

MISCELLANEOUS PERMITS FEES AND GENERAL FEES

Hay Rides and Horse-drawn Carriage Permits –(Refer to 2019-716(O))	
Application Fee	\$50.00
Permit Fee for each carriage	\$50.00
General Permit Fee (MISC)	\$50.00
Bank NSF Fee	Actual Cost
PayPal Payment Service Fee	2.9% + \$0.30 per transaction fee

Windcrest Commercial Fire Department Fee Schedule FY 20-21

Inspection Type	Description	Fee
Semi-Annual Inspections		
Tier 1 Semi-Annual:	0 - 10,000	\$75.00
Tier 2 Semi-Annual:	10,000 - 49,999	\$ 200.00
Tier 3 Semi-Annual:	50,000+	\$ 300.00
Reinspection Fee:		\$90.00
Fire Alarm Systems New Installation Tests		
Fire Alarm Systems Tier 1:	1 - 20	\$ 180.00
Fire Alarm Systems Tier 2:	21 - 200	\$ 240.00
Fire Alarm Systems Tier 3:	201+	\$ 360.00
Fire Alarm Remodel Tests		
Fire Alarm Remodel Tier 1:	Less than 10	\$60.00
Fire Alarm Remodel Tier 2:	11 - 20	\$90.00
Fire Alarm Remodel Tier 3:	26 - 100	\$ 180.00
Fire Alarm Remodel Tier 4:	101 - 200	\$ 240.00
Fire Alarm Remodel Tier 5:	201+	\$ 480.00
Fire Alarm Panel Replacement		
Fire Alarm Panel Replacement	1 - 9	\$ 120.00
Sprinkler System Inspections		
Sprinkler System Modification Tier 1:	0 Heads	\$60.00
Sprinkler System Modification Tier 2:	1 - 10 Heads	\$90.00
Sprinkler System Modification Tier 3:	11 - 200 Heads	\$ 120.00
Sprinkler System Modification Tier 4:	201+ Heads	\$ 150.00
Fire Protection Plan Review		
Fire Protection Plan Review		\$ 100.00

Windcrest Commercial Fire Department Fee Schedule FY 20-21

Underground Fire Line

Underground Fire Line		\$ 240.00
-----------------------	--	-----------

Fixed Pipe Systems

Fixed Pipe Systems		\$ 180.00
Fixed Pipe for UL 300 Compliance	No Major Pipework	\$90.00

Gaseous Suppression Systems

Gaseous Suppression Systems		\$ 300.00
-----------------------------	--	-----------

Standpipes

Standpipe Tier 1	1-2 Standpipes	\$ 240.00
Standpipe Tier 2	3+ Standpipes	\$ 400.00

Above Ground Storage Tank

Above Ground Storage Tank	Commercial	\$ 180.00
Above Ground Storage Tank	Residential	\$90.00

Underground Storage Tank

Underground Storage Tank	Commercial	\$ 270.00
Underground Storage Tank	Residential	\$90.00

Spray Paint Booths

Spray Paint Booths		\$ 300.00
--------------------	--	-----------

Access Control Systems

Access Control Systems		\$60.00
------------------------	--	---------

Limited Access Security Gates and Perimeter Fencing

Limited Access Security Gates and Perimeter Fencing	Per system	\$ 120.00
---	------------	-----------

Annual State Requires Inspection of Daycare

Annual State Requires Inspection of Daycare		
---	--	--

Windcrest Commercial Fire Department Fee Schedule FY 20-21

Annual State Requires Inspection of Daycare	Includes Foster Care and Group Care	\$ -
Permit for Work Government by NFPA 58		
Permit for Work Government by NFPA 58		\$75.00
Fire Watch		
Fire Watch	Per person, minimum 2 hours	\$75.00
Tents and Membranes		
Tents and Membranes		\$75.00
Hydrant Flow Test		
Hydrant Flow Test		\$ 125.00

EXHIBIT B



Sanitation Rates

Type		2016/17	2017-2018	2018-2019	2019-2020	2020-2021 *CPI increase 3.17%
Residential 6 Month Rate (8.25% Sales Tax Included)		112.04	112.04	146.14	146.14	150.77
Size	Freq					
2yd*	1	80.22	88.24	101.48	111.63	115.16
	2	146.90	161.59	185.83	204.41	210.89
	3	213.53	234.88	270.12	297.13	306.55
	4	280.14	308.15	354.38	389.81	402.17
	5	346.80	381.48	438.70	482.57	497.87
	6	413.43	454.77	522.99	575.29	593.52
3yd*	1	88.01	96.81	111.33	122.47	126.35
	2	161.17	177.29	203.88	224.27	231.38
	3	234.27	257.70	296.35	325.99	336.32
	4	307.36	338.10	388.81	427.69	441.25
	5	380.45	418.50	481.27	529.40	546.18
	6	453.52	498.87	573.70	631.07	651.08
4yd*	1	95.89	105.48	121.30	133.43	137.66
	2	175.45	193.00	221.95	244.14	251.88
	3	254.99	280.49	322.56	354.82	366.06
	4	334.58	368.04	423.24	465.57	480.33
	5	414.09	455.50	523.82	576.20	594.47
	6	493.67	543.03	624.49	686.94	708.71
6yd	1	132.60	145.86	167.73	184.51	190.36
	2	234.21	257.63	296.28	325.90	336.24
	3	336.22	369.85	425.32	467.85	482.69
	4	416.10	457.71	526.37	579.01	597.36
	5	487.32	536.06	616.46	678.11	699.61
	6	601.02	661.12	760.29	836.32	862.83
8yd*	1	157.04	172.75	198.66	218.53	225.46
	2	266.80	293.47	337.50	371.25	383.01
	3	373.26	410.58	472.17	519.39	535.85
	4	462.40	508.64	584.93	643.42	663.82
	5	590.90	649.99	747.48	822.23	848.30
	6	709.91	780.90	898.03	987.83	1,019.15
10yd*	1	205.91	226.51	260.48	286.53	295.61
	2	327.94	360.73	414.84	456.32	470.79
	3	453.41	498.75	573.56	630.92	650.92
	4	576.06	633.67	728.72	801.59	827.00
	5	701.57	771.72	887.48	976.23	1,007.17
	6	824.19	906.61	1,042.60	1,146.86	1,183.22
20yd*	open top haul			421.774	463.95	478.66
30yd*	open top haul			632.661	695.93	717.99
40yd*	open top haul			843.548	927.90	957.32
30yd	compactor					
	container & compactor					
	per pick up					Call for Pricing
40yd	container					
	container & compactor					
	per pick up					
hand*						
pick up	1	28.60	31.46	36.18	39.79	41.05
	2	48.49	53.33	61.33	67.47	69.61

* Commercial rates are shown without tax
Commercial container delivery 25.00
commercial container extra pick up 75.00

* Ordinance 2019-702 "Commercial and Residential Sanitation rates are subject to Consumer Price Index (CPI) increase"