

**ORDINANCE NO. 3356**

**AN ORDINANCE OF THE CITY OF WAXAHACHIE, TEXAS, APPROVING REVISED COLLECTION SCHEDULES FOR WATER, WASTEWATER, AND ROADWAY IMPACT FEES; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, Chapter 395, Tex. Loc. Gov't Code, provides procedures for adopting and updating land use assumptions, capital improvements plans, and impact fees; and

**WHEREAS**, the City Council for the City of Waxahachie, Texas, adopted land use assumptions, capital improvements plans and impact fees for water and wastewater facilities in accordance with statutory procedures and established provisions for administering its impact fee program through Ordinance No. 2092, adopted August 20, 2001; and

**WHEREAS**, the City Council for the City of Waxahachie, Texas, adopted land use assumptions, a capital improvement plan and impact fees for roadway facilities in accordance with statutory procedures and established provisions for administering its impact fee program through Ordinance No. 2494, adopted November 17, 2008; and

**WHEREAS**, the City Council last approved updated land use assumptions and capital improvements plans for water and wastewater facilities by Ordinance No. 3239, adopted December 7, 2020; and

**WHEREAS**, the City last updated its Water and Wastewater Schedule 1 and 2 rates for collecting impact fees by Ordinance No. 3239, adopted December 7, 2020; and

**WHEREAS**, the City Council last approved updated land use assumptions and capital improvements plans for roadway facilities by Ordinance No. 3239, adopted December 7, 2020, 2015; and

**WHEREAS**, the City last updated its Roadway Schedule 1 and 2 rates for collecting impact fees by Ordinance No. 3239 adopted December 7, 2020; and

**WHEREAS**, the City of Waxahachie has appointed an Impact Fee Capital Improvements Advisory Committee to advise the City Council concerning amendments to and adoption of the land use assumptions, impact fee capital improvements plans, and impact fees for water, wastewater, and roadway facilities; and

**WHEREAS**, the City has retained consultants to prepare and/or update land use assumptions, capital improvements plans, and impact fees for water, wastewater, and roadway facilities; and

**WHEREAS**, the capital improvements plans and impact fees for water, wastewater, and roadway facilities were prepared by a qualified professional engineer; and

**WHEREAS**, notice has been published, public hearing held, and the written recommendations of the Impact Fee Capital Improvements Advisory Committee received concerning revised land use assumptions, impact fee capital improvements plans, and the assessment of impact fees for water, wastewater, and roadway facilities; and

**WHEREAS**, the City Council finds that it is in the best interest of the citizens of the City to adopt updated land use assumptions, capital improvements plans, and impact fees for water, wastewater and roadway facilities; and

**WHEREAS**, the City Council finds that in all things the City has complied with Chapter 395 of the Texas Local Government Code in the notice, adoption, promulgation, and methodology necessary to adopt impact fees; and

**WHEREAS**, this ordinance is intended to and satisfies the statutory requirements for adoption of land use assumptions, capital improvements plans and impact fees; and

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

**Section 1. Schedule Two.** Schedule 2 for water, wastewater, and roadway facilities is hereby updated, setting forth the maximum collection rate per service unit to be charged against new development for water, wastewater, and roadway facilities, which schedule is attached hereto as Exhibit A, and is incorporated herein by reference as if fully set forth. City Council may increase or decrease the maximum collection rate for water, wastewater, and roadway facilities, but in no event may the maximum collection rate be set higher than the maximum assessment rate for water, wastewater, and roadway facilities.

**Section 2. Provisions Cumulative; Conflicts.** This ordinance shall be and is hereby declared to be cumulative of all other ordinances of the City of Waxahachie, and this ordinance shall not operate to repeal or affect any of such other ordinances except insofar as the provisions thereof might be inconsistent or in conflict with the provisions of this ordinance, in which event such conflicting provisions, if any in such other ordinance or ordinances are hereby superseded.

**Section 3. Severability.** If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be unconstitutional, such holding shall not affect the validity of any other section, sentence, clause or phrase of this ordinance. The remaining portions of this ordinance.

**Section 4. Effective Date.** This ordinance shall become effective thirty (30) days after approval. The collection rates to the maximums will start on April 1, 2023.

**CITY OF WAXAHACHIE, TEXAS:**

**PASSED, APPROVED AND ADOPTED** on this 19<sup>th</sup> day of December, 2022.



  
CHRIS WRIGHT, MAYOR PRO TEM

ATTEST:

  
AMBER VILLARREAL, CITY SECRETARY

APPROVED AS TO FORM

  
ROBERT F. BROWN, CITY ATTORNEY

EXHIBIT A

CITY OF WAXAHACHIE  
 SCHEDULE 2  
 WATER AND WASTEWATER IMPACT FEE  
 MAXIMUM COLLECTION RATE

Meter Type	Meter Size	Land Use Equivalency	Rate to be Charged		
			Water	Wastewater	Total
Simple	5/8" X 3/4"	1	\$3,275.00	\$3,781.00	\$7,056.00
Simple	1"	2.5	\$8,187.00	\$9,452.00	\$17,639.00
Simple	1-1/2"	5	\$16,373.00	\$18,905.00	\$35,278.00
Simple	2"	8	\$26,197.00	\$30,248.00	\$56,445.00
Compound	2"	8	\$26,197.00	\$30,248.00	\$56,445.00
Turbine	2"	10	\$32,746.00	\$37,810.00	\$70,556.00
Compound	3"	16	\$52,394.00	\$60,496.00	\$112,890.00
Turbine	3"	24	\$78,591.00	\$90,743.00	\$169,334.00
Compound	4"	25	\$81,865.00	\$94,524.00	\$176,389.00
Turbine	4"	42	\$137,534.00	\$158,801.00	\$296,335.00
Compound	6"	50	\$163,731.00	\$189,049.00	\$352,780.00
Turbine	6"	92	\$301,264.00	\$347,849.00	\$649,113.00
Compound	8"	80	\$261,969.00	\$302,478.00	\$564,447.00
Turbine	8"	160	\$523,938.00	\$604,955.00	\$1,128,893.00
Compound	10"	115	\$376,580.00	\$434,812.00	\$811,392.00
Turbine	10"	250	\$818,653.00	\$945,243.00	\$1,763,896.00
Turbine	12"	330	\$1,080,621.00	\$1,247,720.00	\$2,328,341.00

**CITY OF WAXAHACHIE  
SCHEDULE 2  
ROADWAY IMPACT FEE  
MAXIMUM COLLECTION RATE**

<b>Roadway Service Area</b>	<b>Maximum Collection Impact Fee Rate</b>	<b>Percentage of Maxium Assessment Impact Fee Rate*</b>
1	\$1,095.00	100%
2	\$1,130.00	100%
3	\$1,348.00	100%
4	\$1,193.00	100%
5	\$1,221.00	100%
6	\$923.00	100%
7	\$1,463.00	100%