

ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 35, "WATER AND SEWERS" OF THE CODE OF THE CITY OF FORT WORTH (2015), AS AMENDED, BY AMENDING SECTIONS 35-58, 35-85, 35-93, AND 35-100 TO INCREASE THE FRONT FOOT CHARGES THE CITY COLLECTS FOR CONNECTIONS TO WATER AND SANITARY SEWER MAINS AND TO INCREASE THE ANNUAL COST ADJUSTMENT ON FRONT FOOT CHARGES, PER ACRE CHARGES, WATER MAIN CAPACITY CHARGES, AND SEWER CAPACITY CHARGES FROM 2% TO 4%; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the purpose of the Front Foot Charges is to allow the City and developers to recoup a portion of the costs related to constructing water and sewer line extensions as adjacent properties connect to the extensions; and

WHEREAS, the rates of the Front Foot Charges were last revised on July 22, 2014; and

WHEREAS, the City Council finds it necessary to increase the rates of the Front Foot Charges; and

WHEREAS, the City currently imposes a 2% annual cost adjustment that is applied to Front Foot Charges, Sewer Per Acre Charges, Water Main Capacity Charges, and Sewer Capacity Charges; and

WHEREAS, the City Council find it necessary to increase the annual cost adjustment for Front Foot Charges, Sewer Per Acre Charges, Water Main Capacity Charges, and Sewer Capacity Charges from 2% to 4%;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS THAT:

SECTION 1.

Chapter 35, "Water and Sewers," Article III "Charges," Division 1, "Generally," Section 35-58 "Assessment Front Footage Charges for Service Connection" of the Code of the City of Fort Worth, Texas (2015), as amended, is hereby amended to revise subsection (e)(2) to read as follows:

(2) The front foot charges are as follows:

Size of Connecting Pipe	Water Front Foot Charge
8-inch or Smaller	\$43.23
10-inch	\$54.22
12-inch	\$57.73
16-inch	\$75.57

Size of Connecting Pipe	Sewer Front Foot Charge
8-inch or Smaller	\$54.26
10-inch	\$56.46
12-inch	\$65.70
15-inch	\$74.94
18-inch	\$84.18
21-inch	\$93.44
24-inch	\$115.95

SECTION 2.

Chapter 35, “Water and Sewers,” Article III “Charges,” Division 1, “Generally,” Section 35-58 “Assessment Front Footage Charges for Service Connection” of the Code of the City of Fort Worth, Texas (2015), as amended, is hereby amended to revise subsection (f)(3) to read as follows:

- (3) A four percent (4%) annual cost adjustment shall be added to each prescribed front footage charge. The annual cost adjustment increase shall be assessed on January 1st of each year.

SECTION 3.

Chapter 35, “Water and Sewers,” Article III “Charges,” Division 3, “Sewer Per Acre Charges,” Section 35-85 “Assessment and Payment of the Per Acre Charge; Refund to a Developer; Administration” of the Code of the City of Fort Worth, Texas (2015), as amended, is hereby amended to revise subsection (e) to read as follows:

- (e) A four percent (4%) annual cost adjustment shall be added to each prescribed per acre charge. The annual cost adjustment increase shall be assessed on January 1st of each year.

SECTION 4.

Chapter 35, “Water and Sewers,” Article III “Charges,” Division 4, “Water Main Capacity Charges,” Section 35-93, “Assessment and Payment of the Water Main Capacity Charge; Refund to a Developer and City, Administration” of the Code of the City of Fort Worth (2015), as amended is hereby amended to revise subsection (e) to read as follows:

(e) A four percent (4%) annual cost adjustment shall be added to each prescribed water main capacity charge. The annual cost adjustment increase shall be assessed on January 1st of each year.

SECTION 5.

Chapter 35, “Water and Sewers,” Article III “Charges,” Division 5, “Sewer Capacity Charges,” Section 35-100, “Assessment and Payment of the Sewer Capacity Charge; Reimbursements and Administration” of the Code of the City of Fort Worth, Texas (2015), as amended, is hereby amended to revise subsection (e) to read as follows:

(e) A four percent (4%) annual cost adjustment shall be added to each prescribed sewer capacity charge. The annual cost adjustment increase shall be assessed on January 1st of each year.

SECTION 6.

This ordinance shall be cumulative of all provisions of ordinances and of the Code of the City of Fort Worth, Texas (2015), as amended, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances and such Code, in which event conflicting provisions of such ordinances and such Code are hereby repealed.

SECTION 7.

All rights and remedies of the City of Fort Worth, Texas, are expressly saved as to any and all violations of the provisions of Code of the City of Fort Worth which have accrued at the time of the effective date of this ordinance and, as to such accrued violations and all pending litigation, both civil and criminal, whether pending in court or not, under such ordinances, same shall not be affected by this ordinance but may be prosecuted until final disposition by the courts.

SECTION 8.

It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses and phrases 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 any of 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 9.

This ordinance shall be effective on January 1, 2024.

APPROVED AS TO FORM AND LEGALITY:

Kevin Anders
Assistant City Attorney I

Jannette S. Goodall
City Secretary

ADOPTED: _____

EFFECTIVE: _____