

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE FEE SCHEDULE TO REFLECT CHANGES IN PLAN REVIEW AND PERMITTING FEES FOR HOTELS, MOTELS, SWIMMING POOLS, SPAS, SPLASH PADS, FIXED FOOD AND CHILDCARE FACILITIES, MOBILE VENDOR UNITS, AND POOL OPERATORS; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Environmental Services Department provides certain functions on a fee-for-service basis, with such fees designed to recover some or all of the costs incurred by the City to provide such services; and

WHEREAS, the City charges fees for annual health permits and plan reviews for hotels, motels, swimming pools, spas, and splash pads; and

WHEREAS, the City charges fees for plan reviews for fixed food and childcare facilities and mobile vendor units; and

WHEREAS, the City charges fees for pool operator courses; and

WHEREAS, the costs the City incurs for performing these services currently exceed the amount of the fee the City charges; and

WHEREAS, City Council finds it necessary to amend the fee schedule for the foregoing fees to ensure the City adequately covers its costs for services it provides; and

WHEREAS, City Council desires to reclassify the fee for motel-hotel annual health permits based on whether a hotel or motel has an on-site restaurant which serves breakfast, lunch, and dinner; and

WHEREAS, City Council desires to incrementally increase the motel-hotel annual health permit fee for hotels and motels that do not have an on-site restaurant which serves breakfast, lunch, and dinner.

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

SECTION 1.

The fee schedule for the following fees is hereby amended to be as follows:

<u>Fee</u>	<u>Rate</u>
Annual Health Permit Fee – Motel-Hotel <ul style="list-style-type: none"> <u>Full Service: Hotels and motels that have a restaurant which serves breakfast, lunch, and dinner</u> <u>Limited Service: Hotels and motels that do not have a restaurant which serves breakfast, lunch, and dinner</u> 	\$385.00 + \$5.00/Employee-Fee <u>Full Service: \$773.00</u> <u>Limited Service: \$580.00</u>
Annual Health Permit Fee - Swimming Pool/Spa/Splash Pad	\$385.00 + \$5.00/Employee-Fee <u>\$580.00</u>
Plan Review Fee: Fixed Food and Childcare Facility: 0 – 150 Sq. Ft.	\$65.00 <u>\$165.00</u>
Plan Review Fee: Fixed Food and Childcare Facility: 151 - 1,000 Sq. Ft.	\$150.00 <u>\$250.00</u>
Plan Review Fee: Fixed Food and Childcare Facility: 1,001 - 4,000 Sq. Ft.	\$200.00 <u>\$300.00</u>
Plan Review Fee: Fixed Food and Childcare Facility: 4,001 - 8,000 Sq. Ft.	\$250.00 <u>\$350.00</u>
Plan Review Fee: Fixed Food and Childcare Facility: 8,001 – 20,000 Sq. Ft.	\$325.00 <u>\$425.00</u>
Plan Review Fee: Fixed Food and Childcare Facility: Over 20,001 Sq. Ft.	\$400.00 <u>\$500.00</u>
Plan Review Fee: Motel-Hotel	\$100.00 <u>\$200.00</u>
Plan Review Fee: Swimming Pool/Spa/Splash Pad	\$150.00 <u>\$250.00</u>
Mobile Vendor Unit Plan Review	\$65.00 <u>\$165.00</u>
Pool Operator Course	\$65.00 <u>\$100.00</u>

SECTION 2.

Approval of this Ordinance will not change the designation of other personnel and departments as acting on behalf of the Financial Management Services (FMS) Department in collecting fees and issuing licenses, as applicable, pursuant to Ordinance 27191-09-2024.

SECTION 3.

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 4.

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 5.

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 6.

This ordinance shall take effect upon adoption and publication as required by law.

APPROVED AS TO FORM AND LEGALITY:

M. Kevin Anders, II
Assistant City Attorney

Jannette S. Goodall
City Secretary

ADOPTED: _____

EFFECTIVE: _____