

ORDINANCE NO. _____

AN ORDINANCE AMENDING CITY CODE OF THE CITY OF FORT WORTH CHAPTER 2, ARTICLE XII, SECTION 2-321; CHAPTER 7, ARTICLE I, SECTIONS 7-111, 7-118, AND 7-119; CHAPTER 7, ARTICLE IX, SECTIONS 7-402; CHAPTER 12, ARTICLE VIII, SECTION 12.5-843; CHAPTER 12.5, ARTICLE X, SECTION 12.5-881; CHAPTER 15, ARTICLE III, SECTION 15-51; AND CHAPTER 16, ARTICLE IV, SECTIONS 16-115 AND 16-142 TO REFLECT CHANGES IN THE FEES STATED IN THOSE CODE SECTIONS; ADDING NEW FEES AND CHANGING CERTAIN FEES; ALLOWING FOR CHANGES IN CERTAIN FEES DUE TO MARKET CONDITIONS; DESIGNATING OTHER DEPARTMENTS ACTING ON BEHALF OF THE FINANCIAL MANAGEMENT SERVICES DEPARTMENT; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A SAVINGS CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council deems it appropriate to amend fee schedules in the City Code of the City of Fort Worth, add new fees, change certain fees as they relate to services rendered by the City to recover the costs incurred by the City to provide such services.

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

SECTION 1.

The following sections of the City Code of the City of Fort Worth are hereby amended in accordance with the attached Exhibit “A” to reflect changes in certain fees:

1. Chapter 2, Article XII, Section 2-321;
2. Chapter 7, Article I, Sections 7-111, 7-118, and 7-119;
3. Chapter 7, Article IX, Sections 7-402;
4. Chapter 12, Article VIII, Section 12.5-843;
5. Chapter 12.5, Article X, Section 12.5-881;
6. Chapter 15, Article III, Section 15-51; and
7. Chapter 16, Article IV, Sections 16-115 and 16-142.

SECTION 2.

The new fees and fee changes detailed on Exhibit “A” to this Ordinance in the Development Department, Code Compliance Department, Aviation Department, Transportation and Public Works Department, and Public Events Department are hereby approved.

SECTION 3

The Aviation, Neighborhood Services, Public Events and Park & Recreation Departments operate facilities and programs that compete with public and private sector facilities for business and periodically need to make adjustments in response to market demands and for promotional and educational purposes. Approval of this Ordinance authorizes the Aviation, Neighborhood Services, Park & Recreation, and Public Events Directors and their designees, directly or in connection with non-profit support groups, to adjust or waive fees in response to market demands, including, but not limited to, seasonal, weather-related, and facility condition-driven factors; customer service resolutions; memberships; advertising opportunities; special marketing promotions; and educational purposes. The maximum amount of fees for facilities operated by these departments will continue to be capped at those amounts previously approved by the City Council.

SECTION 4

Approval of this Ordinance will also officially designate other personnel and departments as acting on behalf of the Financial Management Services (FMS) Department in collecting fees and issuing licenses, as applicable. The City Charter charges the City's Finance Department "with the administration of the financial affairs of the city, including the keeping and supervision of all accounts and the issuance of licenses and the collection of license fees." As the City has grown over the years, responsibilities for issuing licenses and collecting fees became decentralized, with various departments and personnel being assigned as reflected in the City's revenue manual. In connection with the adoption of the Fiscal Year 2016 budget, the City Council approved M&C G-18545 (September 15, 2015), which formally designated the assigned personnel and departments to act on behalf of FMS in collecting fees and issuing licenses, where applicable. Adoption of this Ordinance continues that designation through Fiscal Year 2023.

SECTION 5.

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 6.

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 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 Ordinance No. 3011, Ordinance No. 13896, Ordinance 21653 or any other ordinances affecting zoning 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.

This Ordinance shall take effect on October 1, 2022 and after publication as required by law, if necessary.

ATTEST:

By: _____
Jannette Goodall, City Secretary

APPROVED AS TO FORM AND LEGALITY

By: _____
John B. Strong, Senior Assistant City Attorney

ADOPTED: September 27, 2022

EFFECTIVE: October 1, 2022

General Fund

General Fund					
Development Services Department					
Fee Title	New Fee Amount	Current Fee Amount	Description of Change	Notes	Reference to Code section
Easements and Vacations	\$700.00		New Fee		
Comp Plan Inconsistency	\$600.00		New Fee		
Applicant Initiated Continuance	\$600.00	\$200.00	Increase of \$400.00	At applicant's request (after public notice) of board of adjustment, city plan commission and zoning commission public hearings	Chapter 2, Article XII, Section 2-321
Zoning-Multi Family Dwelling (MFD/PD)	\$600 for the first waiver and then \$300 after		New Fee		
Zoning - UFC - Appeal to UDC	Tiered, \$550-\$5,000	\$300.00	Increase of \$250.00-\$4,700	Waivers to UF Ordinance: Waiver from Tree planting and preservation of non-protected trees: \$550; Waiver from Preservation of protected trees: \$1000; Waiver from preservation of significant trees or large trees - City wide: \$5000; Waiver from preservation of significant tree or large trees east of I35: \$3000 (lower threshold)	Chapter 2, Article XII, Section 2-321
UFC - Vesting Letters	\$200.00		New Fee		
UFC - Permit Renewal	\$125.00		New Fee		
UFC - Developer Agreement	\$1,500.00		New Fee		
Special Exception - Residential Homestead	\$750.00	\$500.00	Increase of \$250.00		Chapter 2, Article XII, Section 2-321
First Variance - Residential Homestead	\$500.00	\$300.00	Increase of \$200.00		Chapter 2, Article XII, Section 2-321
Additional Variance - Residential Homestead	\$250.00	\$150.00	Increase of \$100.00	Plus an additional two hundred fifty dollars (\$250.00) for each additional variance requested in same application for owner-occupied residential.	Chapter 2, Article XII, Section 2-321
Special Exception - Residential Non-Homestead or Commercial	\$1,500.00	\$1,000.00	Increase of \$500.00		Chapter 2, Article XII, Section 2-321
First Variance - Residential Non-Homestead or Commercial	\$750.00	\$500.00	Increase of \$250.00		Chapter 2, Article XII, Section 2-321
Additional Variance - Residential Non-Homestead or Commercial	\$400.00	\$300.00	Increase of \$100.00	Plus an additional four hundred dollars (\$400.00) for each additional variance requested in the same application for nonresidential property or other residential property	Chapter 2, Article XII, Section 2-321
Variance - Sign	\$1,000.00	\$750.00	Increase of \$250.00	Plus an additional \$1,000 for each additional variance requested in the same application for nonresidential property or other residential property.	Chapter 2, Article XII, Section 2-321
Transportation Impact Fee Credit Application	\$1,000.00	\$860.00	Increase of \$140.00		Chapter 2, Article XII, Section 2-321
Private ETJ Release	\$400.00		New Fee		
Demolition of structure 45+ years old or older	\$50.00		New Fee		
Mobile Vendor	\$93.00	\$60.00	Increase of \$33.00		Chapter 7, Article I, Section 7-111
Building Contractor Registration	\$150.00	\$120.00	Increase of \$30.00		Chapter 7, Article I, Section 7-118
Sign Contractor Registration	\$150.00	\$120.00	Increase of \$30.00		Chapter 7, Article I, Section 7-118
Plumbing Irrigator Registration	\$150.00	\$120.00	Increase of \$30.00		Chapter 7, Article I, Section 7-118
Billboard Registration	\$300/ billed every 3 years	\$150.00	Increase of \$150.00		
News Rack	\$28 app fee/\$10 per news rack/add \$15 tech fee to every app	\$20 app fee/\$5 per news rack	Increase of \$23.00		Chapter 2, Article XII, Section 2-321
Gas Well Annual Fee	\$1,000.00	\$600.00	Increase of \$400.00		Chapter 15, Article III, Section 15-51
Residential Parkway Permit	\$225.00	\$100.00	Increase of \$125.00		Chapter 2, Article XII, Section 2-321
Commercial Parkway Permit	\$250.00	\$150.00	Increase of \$100.00		Chapter 2, Article XII, Section 2-321
Permanent Encroachments	\$900.00	\$700.00	Increase of \$200.00		Chapter 7, Article I, Section 7-119
Development Services Misc. Projects - Review Fee	387 per design sheet		New Fee		
Development Services Misc. Projects - Project Management Fee	3% of total construction cost		New Fee		

Development Services Misc. Projects - Application Fee	\$1,500.00		New Fee		
General Fund					
Code Compliance Department					
Fee Title	New Fee Amount	Current Fee Amount	Description of Change	Notes	Reference to Code section
Registration Fee - Multi-Family Registration for 3-7 unit Complex: 1st Unit	\$13.00	\$25.00	Decrease of \$12.00 per unit	Registration Fee	Chapter 7, Article IX, Section 7-402
Registration Fee - Multi-Family Registration for 3-7 unit Complex: Additional Unit	\$13.00	\$10.00	Increase of \$3.00 per unit	Registration Fee	Chapter 7, Article IX, Section 7-402
Registration Fee - Multi-Family Registration for 8 or greater unit Complex: First Unit	\$13.00	\$25.00	Decrease of \$12.00 per unit	Registration Fee	Chapter 7, Article IX, Section 7-402
Registration Fee - Multi-Family Registration for 8 or greater unit Complex: Additional Unit	\$13.00	\$10.00	Increase of \$3.00 per unit	Registration Fee	Chapter 7, Article IX, Section 7-402
Annual Child Care Permit	\$285.00	\$250.00	Increase of \$35.00	Fixed Facility Permit	Chapter 16, Article IV, Sections 16.115 & 16.142
Annual Hotel / Motel Permit	\$285.00	\$250.00	Increase of \$35.00	Fixed Facility Permit	Chapter 16, Article IV, Sections 16.115 & 16.142
Annual Restaurant Permit	\$285.00	\$250.00	Increase of \$35.00	Fixed Facility Permit	Chapter 16, Article IV, Sections 16.115 & 16.142
Annual Swimming Pool / Spa Permit	\$285.00	\$250.00	Increase of \$35.00	Fixed Facility Permit	Chapter 16, Article IV, Sections 16.115 & 16.142
Annual Farmers Market	\$285.00	\$250.00	Increase of \$35.00	Permit Fee	Chapter 16, Article IV, Sections 16.115 & 16.142
Annual Farmers Market: Food Vendor	\$100.00	\$285.00	Decrease of \$185.00	Permit Fee	Chapter 16, Article IV, Sections 16.115 & 16.142
Annual Mobile Food Unit Permit	\$285.00	\$250.00	Increase of \$35.00	Vehicle Permit	Chapter 16, Article IV, Sections 16.115 & 16.142
Annual Push Cart Permit	\$285.00	\$250.00	Increase of \$35.00	Vehicle Permit	Chapter 16, Article IV, Sections 16.115 & 16.142
Temporary Health Permit	\$50.00	\$30.00	Increase of \$20.00	Permit Fee	Chapter 16, Article IV, Sections 16.115 & 16.142
Fee add for late payment of annual health permits	15%	10%	Increase of %5	Permit Fee	Chapter 16, Article IV, Sections 16.115 & 16.142
Duplicate Permit Mobile Vendor Sticker	\$15.00	\$0.00	Increase of \$15.00	Other Fees	Chapter 16, Article IV, Sections 16.115 & 16.142
Enterprise Funds					
Municipal Airports Fund					
Aviation Department					
Fee Title	New Fee Amount	Current Fee Amount	Description of Change	Notes	Reference to Code section
Consumer Price Index (CPI)	7.50%		Yearly CPI Adjustment		
Virtual Office	\$40.00		New Fee		
Non-Signatory Landing Fee Rate per 1,000 pounds	\$2.11	\$1.98	Increased Rate of \$.13		
Non-Signatory Landing Fee Minimum Rate	\$90.09	\$100.00	Decreased Rate of \$9.91		
Signatory Landing Fee Rate per 1,000 pounds	\$1.79	\$1.65	Increased Rate of \$.14		
Signatory Landing Fee Minimum Rate	\$76.58	\$85.00	Decreased Rate of \$8.42		
Spinks Conference Room - Tenant Rate - M-F - Per Hour	\$30.00		New Fee		
Spinks Conference Room - Tenant Rate - M-F - Per Day	\$175.00		New Fee		
Spinks Conference Room - Tenant Rate - After Hours - Per Hour	\$50.00		New Fee		
Spinks Conference Room - Tenant Rate - After Hours - Per Day	\$250.00		New Fee		
Spinks Conference Room - City Department Rate - M-F - Per Hour	\$15.00		New Fee		
Spinks Conference Room - City Department Rate - M-F - Per Day	\$100.00		New Fee		
Spinks Conference Room - City Department Rate - After Hours - Per Day	\$200.00		New Fee		
Spinks Conference Room - Non-Tenant - For Profit/Commercial - M-F - Per Hour	\$45.00		New Fee		
Spinks Conference Room - Non-Tenant - For Profit/Commercial - M-F - Per Day	\$300.00		New Fee		
Spinks Conference Room - Non-Tenant - For Profit/Commercial - After Hours - Per Hour	\$400.00		New Fee		
Spinks Conference Room - Non-Tenant - Non-Profit - M-F - Per Hour	\$15.00		New Fee		
Spinks Conference Room - Non-Tenant - Non-Profit - M-F - Per Day	\$200.00		New Fee		
Spinks Conference Room - Non-Tenant - Non-Profit - After Hours - Per Hour	\$15.00		New Fee		
Spinks Conference Room - Non-Tenant - Non-Profit - After Hours - Per Day	\$225.00		New Fee		
Spinks Conference Room - Refundable Deposit - Flat	\$100.00		New Fee		
Spinks Conference Room - Set Up & Tear Down Fee - Flat	\$50.00		New Fee		
Spinks Conference Room - Clean Up Fee - Flat	\$50.00		New Fee		
Stormwater Utility Fund					
Transportation and Public Works Department					
Fee Title	New Fee Amount	Current Fee Amount	Description of Change	Notes	Reference to Code section
Flood Study Review	\$2,000.00		New Fee		
Combination Drainage & Flood Study	\$2000.00 plus \$10 per acre		New Fee		
Grading Permit	\$500.00 plus \$10 per acre	\$50.00	Increase of \$450.00		Chapter 12.5, Article X, Section 12.5-881
Floodplain Development - Basic	\$500.00		New Fee		
Floodplain Development - Fill	\$2,000.00		New Fee		
Floodplain Development - Single Family Lot	\$1,500.00		New Fee		
Government Community Facilities Agreement Fund					
Transportation and Public Works Department					
Fee Title	New Fee Amount	Current Fee Amount	Description of Change	Notes	Reference to Code section
Construction Inspection Service Fee	\$300.00	\$250.00	Increase of \$50.00		Chapter 2, Article XII, Section 2-321
Municipal Parking Fund					

Transportation and Public Works Department					
Fee Title	New Fee Amount	Current Fee Amount	Description of Change	Notes	Reference to Code section
Parking Meter Receipts (2 hour meter)	\$2.00	\$1.50	Increase of \$0.50		
Parking Meter Receipts (4 hour meter)	\$1.00	\$0.75	Increase of \$0.25		
Meter Bagging	\$15.00	\$10.00	Increase of \$5.00		

Special Revenue Funds

Environmental Protection Fund					
Code Compliance Department					
Fee Title	New Fee Amount	Current Fee Amount	Description of Change	Notes	Reference to Code section
Water Account Fee - Active Water Account: Apartment Complex (Per Dwelling Unit)	\$1.50	\$0.50	Increase of \$1.00	Water Account Fee; change effective 1/1/2023	Chapter 12, Article VIII, Section 12.5-843
Water Account Fee - Active Water Account: Commercial	\$30.00	\$10.00	Increase of \$20.00	Water Account Fee; change effective 1/1/2023	Chapter 12, Article VIII, Section 12.5-843
Water Account Fee - Active Water Account: Commercial Multi-Unit	\$30.00	\$20.00	Increase of \$10.00	Water Account Fee; change effective 1/1/2023	Chapter 12, Article VIII, Section 12.5-843
Water Account Fee - Active Water Account: Industry	\$105.00	\$35.00	Increase of \$70.00	Water Account Fee; change effective 1/1/2023	Chapter 12, Article VIII, Section 12.5-843
Water Account Fee - Active Water Account: Municipal / Nonprofit	\$2.25	\$0.75	Increase of \$1.50	Water Account Fee; change effective 1/1/2023	Chapter 12, Article VIII, Section 12.5-843
Water Account Fee - Active Water Account: Residential	\$1.50	\$0.50	Increase of \$1.00	Water Account Fee; change effective 1/1/2023	Chapter 12, Article VIII, Section 12.5-843
Water Account Fee - Active Water Account: Residential Duplex	\$3.00	\$1.00	Increase of \$2.00	Water Account Fee; change effective 1/1/2023	Chapter 12, Article VIII, Section 12.5-843

Culture and Tourism Fund					
Public Events Department					
Fee Title	New Fee Amount	Current Fee Amount	Description of Change	Notes	Reference to Code section
Will Rogers Auditorium Lease	\$3,500.00	\$3,000.00	Increase of \$500.00 per day		
Will Rogers Auditorium Move-In/Move-Out	\$1,750.00	\$1,500.00	Increase of \$250.00 per day		
East or Central Texas Lease	\$4,500.00	\$4,000.00	Increase of \$500.00 per day		
East or Central Texas Move-In/Move-Out	\$2,250.00	\$2,000.00	Increase of \$250.00 per day		
West or Central/East Texas	\$5,500.00	\$5,000.00	Increase of \$500.00 per day		
West or Central/East Texas Move-In/Move-Out	\$2,750.00	\$2,500.00	Increase of \$250.00 per day		
West & Central Texas Lease	\$7,000.00	\$6,500.00	Increase of \$500.00 per day		
West & Central Texas Move-In/Move-Out	\$3,500.00	\$3,250.00	Increase of \$250.00 per day		
Kitchen Lease	\$1,000.00	\$500.00	Increase of \$500.00 per day		
Shavings - loose bag	\$9.00	\$8.00	Increase of \$1.00 each		
Shavings - compressed bag (large)	\$13.00	\$12.00	Increase of \$1.00 each		
R.V. Parking - 30amp/water	\$35.00	\$30.00	Increase of \$5.00 per night		
R.V. Parking - 50amp/full service	\$70.00	\$60.00	Increase of \$10.00 per night		
Portable Guard Shack Labor	\$100.00		New Fee		
Judge's Table Labor	\$10.00		New Fee		
Office Desk Labor	\$20.00		New Fee		
Package Delivery Labor	\$5.00		New Fee		
Picnic Tables Labor	\$25.00		New Fee		
Bicycle Barricade Cover Labor	\$5.00		New Fee		
Flatbed Cart / Dolly Labor	\$10.00		New Fee		
Saltwater Spa Water Usage Fee	\$100.00		New Fee		
Outdoor Events Permit Fee	\$300.00	\$150.00	Increase of \$150.00	Change effective 1/1/2023	
Catering Commission	25%	22%	Increase of 3% of gross		