

ORDINANCE NO. O-2020-007

**AN ORDINANCE OF THE CITY OF FATE, TEXAS, UPDATING
THE PARK DEVELOPMENT FEE BASED ON THE UPDATED
PARK AND RECREATION IMPROVEMENTS PLAN; AND
PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.**

WHEREAS, the City of Fate (the “City”) is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5, of the Texas Constitution and Chapter 9 of the Local Government Code; and

WHEREAS, the City Council of the City of Fate has determined that the provision of adequate neighborhood and community parks are a necessary part of a healthy community and are in the best interest of the City of Fate and will promote the health safety and welfare of the citizens of the City of Fate and the general public; and

WHEREAS, trails, open space and preservation areas are considered essential components of a high-quality park and recreation system; and

WHEREAS, the City Council has approved the updated Park and Recreation Improvements Plan.

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

Section 1. Findings Incorporated.

The findings set forth above are incorporated into the body of this Ordinance as if fully set forth herein.

Section 2. Revision of the Park Development Fee.

Based on the updated Park and Recreation Improvements Plan, the Park Development Fee for each Park District is hereby levied to provide for the development of neighborhood and community parks as follows:

Park District A

- Neighborhood Park Development Fee \$918.00
- Community Park Development Fee \$1,100.00

TOTAL PARK DISTRICT A \$2,018.00

Park District B

- Neighborhood Park Development Fee \$1,035.00
- Community Park Development Fee \$1,100.00

TOTAL PARK DISTRICT B \$2,135.00

Park District C

- Neighborhood Park Development Fee \$151.00
- Community Park Development Fee \$1,100.00

TOTAL PARK DISTRICT C \$1,252.00

Section 3. Cumulative Clause.

This Ordinance shall be cumulative of all provisions of state or federal law and other ordinances of the City of Fate, Texas, except where the provisions of this Ordinance are in direct conflict with the provisions of such ordinances, in which event the conflicting provisions of such ordinances are hereby repealed.

Section 4. Severability Clause.

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs and sections 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 of this Ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

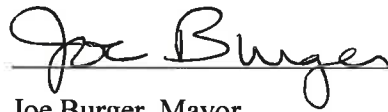
Section 5. Repealer Clause.

Any provisions of any prior ordinance of the City whether codified or uncoded, which are in conflict with any provision of the Ordinance, are hereby repealed to the extent of the conflict, but all other provisions of the ordinances of the City whether codified or uncoded, which are not in conflict with the provisions of this Ordinance, shall remain in full force and effect.

Section 6. Effective Date.

This Ordinance shall become effective immediately upon its passage and publication as required by law.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Fate, Texas, on this the 17th day of February, 2020.



Joe Burger, Mayor

ATTEST:




Victoria Raduech, City Secretary