

ORDINANCE NO. O-2019-94

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS, AMENDING CHAPTER 10, "TYLER UNIFIED DEVELOPMENT CODE", OF THE CODE OF ORDINANCES OF THE CITY OF TYLER, TEXAS, AMENDING AND UPDATING VARIOUS FEES AND MAKING OTHER APPLICABLE ADJUSTMENTS TO PLAN REVIEWS AND OTHER DEVELOPMENT-RELATED SERVICES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, various fees for services are established in the City Code; and

WHEREAS, it is important for the City Council to update and revise various fees in the City Code; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS;

PART 10: That Tyler City Code Chapter 10, "Tyler Unified Development Code", Article X., "Administration and Enforcement", Division B., "Fees", is hereby amended by amending Section 10-776, to read as follows:

Sec. 10-776 Fees

Application, Permit, Test, or Deposit	Fee
Alternative Compliance Review	\$80.00
Annexation (Voluntary)	\$420.00 [a] [b] + [c]+ [e]
Billboard Annual Registration	\$85.00 per billboard initially and annually thereafter
FEMA Map Revision Letter Review	\$500.00
Master Sign Plan	\$80.00
Master Street Plan Amendment	\$100.00 \$500.00
Plats	
Minor Plat (four lots or less with no street or utility extensions)	\$300.00 + \$5 per lot + [a] (when applicable) [c]
Major Plat	\$400.00 + \$5 per lot + [c] + [e]
Preliminary Plat (Residential or Commercial)	\$300 + \$5 per lot + [e]
Pre Plat Agreement	\$200.00
Vacation (Plat Vacation or Vacating Plat)	\$100.00 + [c]
Variance/Waiver Request	\$100.00
Predevelopment Meeting (site > 1 acre)	\$100.00
Quality Control Testing (Ord. 0-2006-79, 9/13/2006)	1% (inside City limits) 3% (outside City) Plus \$500.00 per each submitted plan review
Right-of-way Closure	\$350.00 [a] + [e]
Sexually Oriented Business License	\$600.00 Initially and annually thereafter
Street Name Change	\$200.00 [a] + [e]
Subdivision Infrastructure Plan Review	\$500.00 \$1,000
Temporary Sign Permit	\$10.00
Temporary Use Permit	\$35.00
Traffic Impact Analysis Review	\$1,500

Outdoor Transient Vendor Permit	\$150.00 [d]
Unified Development Code Amendment	\$500.00
Variance	\$386.00 [a] + [c] + [e]
Zoning Change / Special Use Permit/Beer and Wine Site Verification /Zoning Site Inspection Verification	\$550.00 [a] [b] + [e]
Zoning Change Planned Development	\$1,050.00 [a] [b] + [e]
Zoning Site Plan Amendment	\$1,050.00 [a] [b] + [e]
Zoning Site Plan Amendment (Administrative)	\$80.00
Zoning Verification Letter Request	\$25.00 \$50.00


Notes:

- a. Includes mandatory \$30 publication and \$20 mailed notification required for owners whose property is within 200 feet of the proposed action.
- b. Includes \$20 Zoning Sign Deposit (refundable upon sign's return)
- c. Includes the City fee only. An additional recording fee in the amount published by the Smith County Clerk must also be paid.
- d. The Outdoor Transient Vendor permit fee shall not be required for a Non-Profit.
Non Profit – An organization or entity formed for the purpose of serving a purpose of public or mutual benefit other than the pursuit or accumulation of profits, i.e., 501(c)(3)s, schools, religious organizations, governmental organizations. Proof of non profit status is required. All other entities/individuals will be charged the regular rate.
- e. Late submittal convenience fee equals 50% of total application fee added to application fee. (Ord. No. 0-2009-19; 3/11/09) (Ord. No. 0-2009-88; 8/26/09) (Ord. No. 0-2010-99; 09/22/10) (Ord. No. 0-2012-69, 9/12/12) (Ord. No. 0-2012-83; 10/12/12) (Ord. No. 0-2012-91; 11/13/12) (Ord. No. 0-2013-16; 2/27/13) (Ord. No. 0-2014-8; 1/22/14) (Ord. No. 0-2017-77; 9/13/17) (Ord. No. 0-2019-94; 9/25/19)

PART 2: That if any provision or any section of this ordinance shall be held to be void or unconstitutional, such holding shall in no way affect the validity of the remaining provisions or sections of this ordinance, which shall remain in full force and effect.

PART 3: That any person, firm, or corporation violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine as provided in Section 1-4 of the Tyler Code. Each day such violation shall continue, or be permitted to continue, shall be deemed a separate offense. Since this ordinance has a penalty for violation, it shall not become effective until after its publication in the newspaper as provided by Section 85 of the Charter of the City of Tyler, Texas, which date is expected to be October 25th, 2019.

PASSED AND APPROVED this 23rd day of October, A. D., 2019.



MARTIN HEINES, MAYOR
OF THE CITY OF TYLER, TEXAS

ATTEST:


CASSANDRA BRAGER, CITY CLERK



APPROVED:


DEBORAH G. PULLUM,
CITY ATTORNEY