

CITY OF TALTY, TEXAS

ORDINANCE NO. 2023-02

AN ORDINANCE OF THE CITY OF TALTY, TEXAS, AMENDING THE MASTER FEE SCHEDULE FOR THE CITY OF TALTY TO ADOPT AND ESTABLISH RENTAL FEES FOR PERSONS AND GROUPS THAT MAY UTILIZE CITY FACILITIES; PROVIDING THAT FUTURE AMENDMENTS TO THE MASTER FEE SCHEDULE MAY BE EFFECTED BY ORDINANCE OR RESOLUTION; PROVIDING A REPEALING CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Talty has heretofore adopted a Master Fee Schedule for the purpose of setting forth the comprehensive fees assessed and collected by the City for a range of applications, permits, licenses, services and activities; and

WHEREAS, the City Council desires to amend the said Fee Schedule to revise or add existing or new fees and does so by this Ordinance; and

WHEREAS, in the event there is a conflict between a fee listed in the Master Fee Schedule and the provisions of any other City ordinance or resolution, the provisions of the Master Fee Schedule shall prevail; and

WHEREAS, although the purpose of this ordinance is to amend the Master Fee Schedule, this ordinance is not intended to and shall not amend, abolish or change any fee heretofore established that is not listed in the Master Fee Schedule. Now, Therefore

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TALTY, TEXAS:

SECTION 1. That of and from the Effective Date of this Ordinance, the City’s Master Fee Schedule shall be and is hereby amended as set forth in Exhibit “A”, attached hereto. Of and from the Effective Date of this Ordinance, the fees and charges set out in Exhibit “A” shall be assessed and collected by and on behalf of the City for the use and rental of City facilities to private persons and groups.

SECTION 2. That in the event of a conflict between a fee set out in the Master Fee Schedule and the provisions of any other City ordinance or resolution, the provisions of the Master Fee Schedule shall prevail; however, this ordinance shall not amend, abolish or change any fee

heretofore established that is not listed in the Master Fee Schedule and such fees shall continue in effect for all purposes until amended by ordinance or resolution or transferred to the Master Fee Schedule.

SECTION 3. That future amendments to the Master Fee Schedule may be accomplished by the City Council by ordinance or resolution, each of which shall have the same effect in amending the provisions of the Master Fee Schedule.

SECTION 4. That all provisions of the ordinances and resolutions of the City of Talty in conflict with the provisions of this ordinance be and the same are hereby repealed and all other provisions of the ordinances and resolutions of the City of Talty not in conflict with the provisions hereof shall remain in full force and effect.

SECTION 5. That if any section, sentence, clause, or phrase of this ordinance is for any reason held to be unconstitutional or otherwise invalid or unenforceable by a court of competent jurisdiction, such decision shall not affect the validity of the remaining sections, sentences, clauses, or phrases of this ordinance, it being the legislative intent that the provisions of this ordinance are severable and that the ordinance shall continue in effect notwithstanding the invalidity of such section, sentence, clause, or phrase.

SECTION 6. This Ordinance shall take effect immediately from and after its passage and the publication of the caption as the law in such cases provides.

DULY ADOPTED AND APPROVED by the City Council of the City of Talty, Texas, on this the 21st day of March, 2023.

APPROVED:

ATTEST:

MAYOR, Frank Garrison

CITY SECRETARY, Sherry Bagby