

CITY OF GLENN HEIGHTS, TEXAS

ORDINANCE NO. O-14-24

AN ORDINANCE OF THE CITY OF GLENN HEIGHTS GLENN HEIGHTS, TEXAS, AMENDING ARTICLE A4.000 (“FOOD SERVICE FEES”) AND ARTICLE A12.000 (“PARKS AND RECREATION”) OF APPENDIX A, THE CITY’S MASTER FEE SCHEDULE, OF THE CODE OF ORDINANCES, CITY OF GLENN HEIGHTS, TEXAS, TO ADOPT NEW FEES FOR MOBILE FOOD VENDORS AND FOR PARK RENTALS, SPECIAL EVENTS, VENDORS’ FEES AND RELATED ITEMS; PROVIDING THAT OTHER FEES NOT LISTED BUT NOW CHARGED PURSUANT TO OTHER ORDINANCES AND RESOLUTIONS SHALL REMAIN IN EFFECT UNTIL TRANSFERRED TO THE MASTER FEE SCHEDULE BY AMENDMENT; 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 Glenn Heights has heretofore adopted a Master Fee Schedule, which is published and codified as Appendix “A” to the Code of Ordinances, City of Glenn Heights, Texas, 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 add 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 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 GLENN HEIGHTS, TEXAS:

SECTION 1. That Article A4.000, “Food Service Fees,” and Article A12.000, “Parks and Recreation,” of Appendix A, the Master Fee Schedule, of the Code of Ordinances, City of Glenn Heights, Texas, be and is hereby amended by amending subsection (a)(5) of Section A4.001 of Article A4.000 and by amending subsections (a) and (b) and by adding new subsections (e)(7), (g) and (h) to Section A12.001 of Article A12.000, without amendment or repeal to any other subsection or subpart of Article A4.000 or Article A12.000, such that from the effective date of this ordinance, the fees and charges attached hereto as Exhibit “A” shall be collected on behalf of the City for the listed applications, permits, licenses, activities or services.

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 made 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 Glenn Heights 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 Glenn Heights 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.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF GLENN HEIGHTS, TEXAS ON THIS THE 18TH DAY OF JUNE 2024.

APPROVED:

Sonja A. Brown, Mayor

ATTEST:

Brandi Brown, City Secretary

APPROVED AS TO FORM:

David M. Berman, City Attorney

APPENDIX A

MASTER FEE SCHEDULE

...

...

ARTICLE A4.000 Food service fees.

§A4.001 Food Service fees.

(a) Food Service (annually or seasonally)

...

(5) Mobile food vendor: \$250 (annual)

...

...

ARTICLE A12.000 Parks and recreation.

§A12.001 Parks and recreation.

(a) Park pavilion rental (minimum 4-hour rental):

- (1) Heritage Park: \$25.00 hour resident \$40.00 hour nonresident.
- (2) All Abilities Park: \$45.00 hour resident \$55.00 hour nonresident.

(b) Ballfield rental (minimum 2-hour rental):

- (1) Resident: \$25.00 hour.
- (2) Nonresident: \$35.00 hour.
- (3) Concession Deposit: \$100.00 resident \$150.00 nonresident.
- (4) Concession rental: \$25.00 hour resident \$35.00 hour nonresident.

...

(e) Parks and recreation facility rentals:

...

- (7) Heritage Park special events (excluding ballfields) (minimum 4-hour rental).
 - (A) Deposit: \$250.00 resident \$450.00 nonresident.
 - (B) Park rental: \$250.00 hour resident \$400.00 hour nonresident.

...

(g) Special Event Permits (for any organization sponsoring or participating in the event):

- (1) Any vendor engaged in information distribution: \$50.00 per event.

- | | |
|--|---|
| (2) Any vendor engaged in sale of consumables: | \$100.00 per event. |
| (3) Any nonprofit organization: | \$50.00 per event. |
| (4) Mobile Food Vendor Permit: | \$100.00 per event. |
| (5) Optional Fee for 1 table + a max of 4 chairs | \$100.00 per event in addition to items (1) through (4) |
| (6) Optional Permit to sell alcoholic beverages for on-premise consumption | \$200.00 per event in addition to items (1) through (4) |

For purposes of this subsection (g) 'alcoholic beverage' means any beverage containing more than one-half of one percent of alcohol by volume, which is capable of use for beverage purposes, either alone or when diluted.

- (h) The city manager shall have the authority to waive special event permit fees (under (e)(7) or (g) above) as s/he deems appropriate or necessary for the scheduled event.