

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF JOHNSON CITY, TEXAS ESTABLISHING AND AMENDING FEES, COSTS, AND FINES CHARGED BY THE CITY OF JOHNSON CITY, TEXAS AND RELATED TO MUNICIPAL SOLID WASTE COLLECTION; ADOPTING SAVINGS, REPEALER, AND PENALTY CLAUSES; AND ADOPTING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Johnson City, Texas (the "City") finds that the fees, costs, and fines charged by the City should be organized, consolidated, and amended.

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

Section One. Establishment of Fees. The fees, costs, and fines to be charged by the City of Johnson City are hereby adopted, as set forth in Exhibits A and B, attached hereto, and titled Johnson City Fee Schedule and Court Fees and Fines, respectively. Any such prior fees, costs, and fines established by ordinance or resolution in the City of Johnson City, which are in conflict with Exhibits A or B, are hereby revoked, and the fees, costs, and fines set forth herein shall be enforced.

Section Two. Severability. If any section, subsection, sentence, clause, or phrase of this Ordinance is for any reason held to be unconstitutional or illegal, such decision shall not affect the validity of the remaining sections of this Ordinance. The City Council hereby declares that it would have passed this Ordinance, and each section, subsection, clause, or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared void.

Section Three. Repealer. All ordinances, or parts thereof, that are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters regulated herein.

Section Four. Penalty. Any person, firm, company, partnership, corporation, or association violating any provision of this Ordinance shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be fined an amount of not more than five hundred dollars (\$500.00) for each such violation, and each and every day that the provisions of this Ordinance are violated shall constitute a separate and distinct offense.

Section Five. Effective Date. This Ordinance shall be effective immediately following its publication in the Johnson City Record Courier. Thereafter, the rules contained therein will apply within the City of Johnson City.

PASSED AND APPROVED by the City Council of the City of Johnson City, Texas on the ____ day of _____ 2023.

APPROVED:

Stephanie Fisher
Mayor

ATTEST:

Whitney Walston
City Secretary

Published: Johnson City Record Courier
Date:

EXHIBIT A.			Current Charge	New Charge	
CITY OF JOHNSON CITY FEE SCHEDULE (ALL FEES NONREFUNDABLE UNLESS EXPLICITLY STATED HEREIN)					
A. ADMINISTRATIVE FEES					
a.	Duplication, including incident and other misc. reports:				
		Copies and/or printouts, up to 8-1/2 x 14	\$ 0.10	Same	pg
		Copies and/or printouts, up to 8-1/2 x 14, color	\$ 0.25	Same	pg
		Personnel (Labor)	\$ 15.00	Same	hr (after 1st hr)
		Diskettes/CD's	\$ 1.00	Same	ea
		Envelopes (small)	\$ 0.50	Same	ea
		Envelopes (large)	\$ 1.00	Same	ea
		Postage	Actual Cost	Same	ls
		Oversize paper copy (11'x17")	\$ 0.50	Same	pg
		Oversize paper copy, (11'x17"), color	\$ 0.75	Same	pg
		Audio cassette	\$ 1.00	Same	ea
		DVD	\$ 3.00	Same	ea
	Duplication charges not listed shall be charged pursuant to Texas Administrative Code Title 1, Part 3, Chapter 70, Rule 70.3.				
b.	Certification of City Record		\$ 6.00	Same	ea
c.	Police Accident Report				
		As per Texas Transportation Code, Chapter 550, Section 550.065(d)			
d.	Certification of Police Accident Report				
		As per Texas Transportation Code, Chapter 550, Section 550.065(d)			
e.	Notary Service, acknowledgement		\$ 6.00	Same	ea
		For Notarial Acts not listed , as per Texas Government Code, Section 406.024.			
f.	NSF Check Charge		\$ 35.00	Same	ea
g.	City Maps (18" x 24" or 24" x 36")		Actual Cost	Same	ls
h.	Credit Card Processing		Actual Cost	Same	ls
i.	Postage		Actual Cost	Same	ls
j.	Use of City Hall for Meetings (during business hours)		No Charge	Same	ls

k.	Use of City Hall for Meetings (after hours) (City Officials, Appointees, and Staff exempt from fee.)		\$ 48.96	Same	hr
l.	False alarm / per incident		\$ 58.76	Same	ea
m.	Use of City Barricades, Signs, and/or Traffic Handling Equip.		\$ 1.09	Same	ea + hourly employee cost + 10%
n.	Expenses and/or costs incurred by the City and not included within the Fee Schedule		Actual Cost + 10%	Same	ls
o.	Use of official City seal, logo, emblem, motto, website banner, and other City insignia		\$ 27.20	Same	ea
p.	Police Body Worn Camera Recording	As per Texas Administrative Code Title 1, Part 3, Chapter 70, Rule 70.13.			
B.	ANIMAL CONTROL FEES				
a.	Dangerous Animal License		\$ 60.93	Same	annual
b.	Penalties				
	1.	Abandonment	\$ 67.46	Same	ea + Court costs
	2.	No Rabies Vaccine	\$ 261.14	Same	ea + Court costs
	3.	Allowed to Run Loose	\$ 35.91	Same	ea + Court costs
	4.	Failure to Surrender for Rabies Vaccine	\$ 261.14	Same	ea + Court costs
c.	Impoundment				
	1.	First Impoundment	\$ 48.96	Same	ls
	2.	Second Impoundment	\$ 79.43	Same	ls
	3.	Third + Impoundment(s)	\$ 133.84	Same	ls
d.	Daily Boarding		\$ 34.82	Same	per day
e.	Rabies Vaccination		\$ 23.94	Same	per animal
f.	Quarantine / Observation and Applicable Fees		\$ 32.64	Same	per animal / per day

C. BUILDING FEES					
a.	Residential Building Permit Fee				
	(Subcontractor fees included; Square footage includes total living, garage, and covered porches and balconies (all area under roof))				
	1 to 200 sq. ft.	\$1.96 / sq. ft.	2.13 / sq. ft.	Same	ls
	201 to 500 sq. ft.	\$1.60 / sq. ft.	\$1.74 / sq. ft.	Same	ls
	501 to 1000 sq. ft.	\$1.23 / sq. ft.	\$1.34 / sq. ft.	Same	ls
	1,001 to 2,000 sq. ft.	\$0.94 / sq. ft.	\$1.02 / sq. ft.	Same	ls
	2,001 to 3,000 sq. ft.	\$0.80 / sq. ft.	\$0.87 / sq. ft.	Same	ls
	3,001 to 4,000 sq. ft.	\$0.74 / sq. ft.	\$0.81 / sq. ft.	Same	ls
	4,001 to 5,000 sq. ft.	\$0.71 / sq. ft.	\$0.77 / sq. ft.	Same	ls
	5,001 sq. ft. and up	\$0.64 / sq. ft.	\$0.70 / sq. ft.	Same	ls
b.	Commercial Building Permit Fee				
	(Subcontract fees included)				
	\$1.00 TO \$500.00 (Valuation)	\$25.00 (Fee)	\$27.20	Same	ls
	\$501.00 TO \$2,000.00	\$25.00 for the first \$500.00 plus \$3.35 for each additional \$100.00, or fraction thereof, to and including \$2,000.00	\$27.20 for the first \$500.00 plus \$3.65 for each additional \$100.00, or fraction thereof, to and including \$2,000.00	Same	ls
	\$2,001.00 TO \$25,000.00	\$75.00 for the first \$2,000.00 plus \$15.50 for each additional \$1,000.00, or fraction thereof, to and including \$25,000.00	\$81.60 for the first \$2,000.00 plus \$16.87 for each additional \$1,000.00, or fraction thereof, to and including \$25,000.00	Same	ls
	\$25,001.00 TO \$50,000.00	\$430.00 for the first \$25,000.00 plus \$11.00 for each additional \$1,000.00, or fraction thereof, to and including \$50,000.00	\$467.88 for the first \$25,000.00 plus \$11.97 for each additional \$1,000.00, or fraction thereof, to and including \$50,000.00	Same	ls
	\$50,001.00 TO \$100,000.00	\$708.00 for the first \$50,000.00 plus \$7.70 for each additional \$1,000.00, or fraction thereof, to and including \$100,000.00	\$770.34 for the first \$50,000.00 plus \$8.38 for each additional \$1,000.00, or fraction thereof, to and including \$100,000.00	Same	ls
	\$100,001.00 TO \$500,000.00	\$1,093.00 for the first \$100,000.00 plus \$6.15 for each additional \$1,000.00, or fraction thereof, to and including \$500,000.00	\$1,189.29 for the first \$100,000.00 plus \$6.69 for each additional \$1,000.00, or fraction thereof, to and including \$500,000.00	Same	ls
	\$500,001.00 TO \$1,000,000.00	\$3,557.00 for the first \$500,000.00 plus \$5.25 for each additional \$1,000.00, or fraction, to and including \$1,000,000.00	\$3,870.37 for the first \$500,000.00 plus \$5.71 for each additional \$1,000.00, or fraction, to and including \$1,000,000.00	Same	ls
	\$1,000,001.00 and up	\$6,170.00 for the first \$1,000,000.00 plus \$4.00 for each additional \$1,000.00, or fraction thereof	\$6,713.58 for the first \$1,000,000.00 plus \$4.35 for each additional \$1,000.00, or fraction thereof	Same	ls
c.	Plan Review Fee				
	1.	Residential Plans	35% of Building Permit Fee	Same	ls
	2.	Commercial Plans	65% of Building Permit Fee	Same	ls
	3.	All Withdrawn / Changed Plans	65% of Building Permit Fee	Same	ls
d.	Inspections Outside Normal Business Hours		\$ 67.46	Same	hr
e.	Re-inspection Fee		\$ 163.22	Same	hr
f.	Inspections for Which No Fee is Indicated		\$ 67.46	Same	hr

g.	Additional Plan Review Due to Modifications		\$ 67.46	Same	hr
h.	Outside Consultants		Actual Cost +10%	Same	ls
i.	Pool Permit		See Building Permit Fee Schedule	Same	
j.	Electrical, Mechanical, Plumbing Permit		\$ 97.93	Same	ea (incl. 1 inspection)
k.	Sprinkler System Permit		\$ 67.46	Same	ea
l.	Certificate of Occupancy (C of O) Permit		\$ 133.84	Same	ea
m.	Reissuance of Existing C of O		\$ 30.47	Same	ea
n.	Driveway Permit		\$ 133.84	Same	ea
o.	Street Cut Permit		\$ 297.05	Same	ea
p.	Encroachment License		\$ 194.77	Same	ea
q.	Tree Survey Review and Approval (Commercial Development Only)		\$ 194.77	Same	ea
r.	Landscape Plan Review and Approval (Commercial Development Only)		\$157.77 ls + \$84.87	Same	per hr
s.	Protected Tree Removal Permit (Commercial Development Only)		\$ 84.87	Same	ls
t.	Tree Trimming Permit (Commercial Contr. Only)		\$ 30.47	Same	ls
u.	Stormwater, Detention, and Drainage				
	1.	Fee In Lieu of Detention (Residential)	\$ 3,404.66	Same	per acre
	2.	Fee In Lieu of Detention (Commercial)	\$ 3,769.18	Same	per acre
v.	Demolition Permit		\$ 194.77	Same	ls
w.	House Moving (Foundation Insp.)		\$ 67.46	Same	ls
x.	House Moving Permit		\$ 97.93	Same	ls
y.	Traffic Impact Analysis and Review (Level 1)		\$ 322.08	Same	ls
z.	Traffic Impact Analysis and Review (Level 2)		\$ 644.16	Same	ls
aa.	Traffic Impact Analysis and Review (Level 3)		\$ 966.23	Same	ls
bb.	Fence Construction Permit		\$ 91.40	Same	ls
cc.	Change of DBA (on Cert. of Occup.)		\$ 30.47	Same	ls
dd.	Change of Address (on Cert. of Occup.)		\$ 30.47	Same	ls
ee.	Work Performed Without a Permit		Double Standard Permit Fee	Same	
D. COURT FEES AND FINES					
a.	See Exhibit "B" for Violation Code List.				
E. FIRE PROTECTION					
a.	Fire Protection Permit Fees				
	1.	Automatic Fire Extinguishing System:			
	i.	New Sprinkler System* -			
		1-10 Heads	\$ 152.33	Same	ls
		11-25 Heads	\$ 181.71	Same	ls
		26-200 Heads	\$ 243.73	Same	ls
		201+ Heads	\$ 243.73	Same	+1.00 per Additional Head
		\$2000.00 Maximum Charge per Floor			
	*In addition, if the sprinkler system is located on more than one floor, the fee will also include a charge of \$43.50 for each additional floor. Basements, underground levels, and above ceiling grade are considered floors for purposes of this fee.				
	<i>This fee includes reviewing plans, rough-in inspections, and witnessing the 2-hour hydrostatic testing for fire sprinkler systems.</i>				
	ii.	Sprinkler Modification/Remodel with Heads** -			
		1-9 Heads	\$ 91.40	Same	ls
		10-25 Heads	\$ 152.33	Same	ls
		26-200 Heads	\$ 243.73	Same	ls
		201+ heads	\$ 243.73	Same	+ 1.00 per Additional Head
		\$2000.00 Maximum Charge per Floor			
	**In addition, if the sprinkler system is located on more than one floor, the fee will also include a charge of for \$43.50 for each additional floor. Basements, underground levels, and above ceiling grade are considered floors for purposes of this fee.				
	<i>This fee includes reviewing plans, rough-in inspections, and witnessing the 2-hour hydrostatic testing for fire sprinkler systems.</i>				
	iii.	Sprinkler Modification without Heads:	\$ 121.87	Same	ls
	<i>This fee includes reviewing plans, rough-in inspections, and witnessing the 2-hour hydrostatic testing for fire sprinkler systems.</i>				
	iv.	Paint Spray Booth:	\$ 304.67	Same	ls
	<i>This fee includes reviewing plans, witnessing the testing, and inspection of commercial paint spray booth fire suppression systems.</i>				
	v.	Vent Hood Suppression System:	\$ 182.80	Same	ls
	<i>This fee includes reviewing plans, witnessing the testing, and inspection of commercial fire suppression systems in kitchen vent hoods and exhaust ducts.</i>				
	vi.	Vent Hood Modification:	\$ 91.40	Same	ls
	<i>This fee includes reviewing plans, witnessing the testing, and inspection of commercial fire suppression systems in kitchen vent hoods and exhaust ducts.</i>				
	vii.	Alternative Fire Protection System:	\$ 304.67	Same	ls
	<i>This fee includes reviewing plans, rough-in inspections, and witnessing any required acceptance / testing of alternative fire protection and fire suppression systems.</i>				
	2.	Fire Alarm and Related Equipment:			

i.	New Fire Alarm System* -				
	1-10 devices		\$ 152.33	Same	Is
	11-25 devices		\$ 182.80	Same	Is
	26-200 devices		\$ 243.73	Same	Is
	201+ devices		\$ 243.73	Same	+ 1.00 per Additional Device
	Maximum Charge of \$2000.00 per Floor				
	*In addition, if the fire alarm system is located on more than one floor, the fee will also include a charge of \$43.50 for each additional floor. Basements, underground levels, and above ceiling grade are considered floors for purposes of this fee.				
	<i>This fee includes reviewing plans, rough-in inspections, and witnessing the fire alarm acceptance testing.</i>				
ii.	Fire Alarm Modification** -				
	1-9 devices		\$ 91.40	Same	Is
	10-25 devices		\$ 152.33	Same	Is
	26-200 devices		\$ 182.80	Same	Is
	201+ devices		\$ 243.73	Same	+ 1.00 per Device
	Maximum Charge of \$2000.00 per Floor				
	**In addition, if the fire alarm system is located on more than one floor, the fee will also include a charge of \$43.50 for each additional floor. Basements, underground levels, and above ceiling grade are considered floors for purposes of this fee.				
	<i>This fee includes reviewing plans, rough-in inspections, and witnessing the fire alarm acceptance testing.</i>				
iii.	Fire Alarm Panel Replacement:				
	1-20 devices		\$ 182.80	Same	Is
	21-200 devices		\$ 243.73	Same	Is
	201+ devices		\$ 243.73	Same	+ 1.00 per Device
	<i>This fee includes reviewing plans, rough-in inspections, and witnessing the fire alarm acceptance testing.</i>				
iv.	Smoke Control Systems:		\$ 213.27	Same	Is
	<i>This fee includes reviewing plans and witnessing the testing of building smoke control systems required by the Building or Fire Code.</i>				
3.	Fire Pumps and Related Equipment:		\$ 243.73	Same	Is
	<i>This fee includes reviewing plans, rough-in inspections, and witnessing any required acceptance testing.</i>				
4.	Standpipes:		\$ 243.73	Same	Is
	<i>This fee includes reviewing plans, rough-in inspections, and witnessing any required acceptance testing.</i>				
5.	Underground Fire Line:		\$ 243.73	Same	Is
	<i>This fee includes reviewing plans and witnessing the 2-hour hydrostatic testing on underground fire protection system.</i>				
6.	Fire Hydrants:		\$ 121.87	Same	Is
	Additional Hydrants:		\$ 30.47	Same	Each
	<i>This fee includes reviewing plans, rough-in inspections, and witnessing any required acceptance testing, including 2-hour hydrostatic testing on private property.</i>				
7.	Underground Storage Tank:		\$ 243.73	Same	Is
	A permit is required for each underground storage tank used for the storage of flammable liquids, combustible liquids, or hazardous materials.				
	<i>This fee includes reviewing plans, rough-in inspections, interior lining, filling with inert material, or removal of any underground storage tank and witnessing any required acceptance testing.</i>				
8.	Aboveground Storage Tank:		\$ 304.67	Same	Is
	A permit is required for each aboveground storage tank, regardless of capacity, used for the storage of flammable liquids, combustible liquids, or hazardous materials.				
	<i>This fee includes reviewing plans, rough-in inspections, or removal of any aboveground storage tank and witnessing any required acceptance testing.</i>				
9.	Working Without a Permit:		Double Standard Permit Fee	Same	Is
	<i>This fee will be assessed when it is discovered by a City of Johnson City code official that work is being performed without the proper permit(s).</i>				
10.	All other permits and fees not addressed by this fee schedule and where a permit is required by the current adopted Fire Code will require a permit and fee of \$54.80.		All other permits and fees not addressed by this fee schedule and where a permit is required by the current adopted Fire Code will require a permit and fee of \$59.63.	Same	
F. FLOODPLAIN FEES					
a.	Floodplain Review Fee				
1.	Request for Single-lot/Single-structure CLOMA and CLOMR-F		\$ 193.68	Same	Is
2.	Request for Single-lot/Single-structure LOMR-F		\$ 164.30	Same	Is
3.	Request for Single-lot/Single-structure LOMR-F, Based on as-built Information (CLOMR-F Previously Issued by City)		\$ 133.84	Same	Is
4.	Request for Multiple-lot/Multiple-structure				

		CLOMA	\$ 322.08	Same	Is
5.		Request for Multiple-lot/Multiple-structure			
		CLOMR-F and LOMR-F	\$ 644.16	Same	Is

	6.	Request for Multiple-lot/Multiple-structure LOMR-F, Based on as-built information (CLOMR-F Previously Issued by City)	\$ 516.85	Same	ls
b.	CLOMRs Request Fee				
	1.	New Hydrology, Bridge, Culvert, Channel, or Any Combination Request	\$ 1,289.40	Same	ls
	2.	Levee, Berm, or Other Structural Measure Request	\$ 1,933.55	Same	ls
c.	LOMRs and PMRs Request Fee (Not Based on Structural Measures or Alluvial Fans)				
	1.	Bridge, Culvert, Channel, or Any Combination Request	\$ 1,289.40	Same	ls
	2.	Levee, Berm, or Other Structural Measure Request	\$ 2,577.71	Same	ls
	3.	As-built Information Submitted as Follow Up to CLOMR Request	\$ 1,933.55	Same	ls
d.	Floodplain Development Permit Fee		\$ 322.08	Same	ls
e.	Elevation Certificate		\$ 133.84	Same	ls
G. FOOD AND BEVERAGE FEES					
a.	Alcoholic Beverage License		1/2 State Fee	Same	ls
b.	Mobile Food Vendor Permit	180 days	\$ 115.34	Same	ls
H. MISCELLANEOUS FEES					
a.	Special Event / Parade Permit (Per Event)		\$ 81.61	Same	ls
b.	Special Event / Parade Permit (Annual)		\$ 163.22	Same	ls
c.	Peddler Permit				
	1.	1 day	\$ 10.88	Same	ls
	2.	30 days	\$ 27.20	Same	ls
	3.	180 days	\$ 54.41	Same	ls
d.	Blasting Permit		\$ 608.25	Same	ls
e.	Annual Review of Blasting Permit		\$ 608.25	Same	ls
f.	Collocation of Antennae				
	1.	Application Review	\$ 486.38	Same	ls
	2.	Tower Construction Application Review	\$ 486.38	Same	ls
g.	Sexually Oriented Business				
	1.	Administrative Procedures	\$ 304.67	Same	ls
h.	Fireworks Display Permit	Per Event	\$ 54.41	Same	ls
i.	Golf Cart Permit	365 days	\$ 27.20	Same	ls
j.	Travel Trailer Permit	30 days	\$ 32.64	Same	ls
k.	Softball Field Rental	League Deposit (Refundable)	\$ 217.62	Same	ls
	(City Officials, Appointees, and Staff exempt from fee.)	League Request for Mowing	\$ 54.41	Same	ls
		Lost Keys	\$ 54.41	Same	ls
l.	Memorial Park Rental	Full day (Friday thru Sunday)	\$ 108.81	Same	ls
	(City Officials, Appointees, and Staff exempt from fee.)	Full day (Monday thru Thursday)	\$ 81.61	Same	ls
		Hourly Rate (up to 4 hrs.)	\$ 27.20	Same	hr.
		Deposit (Refundable)	\$ 54.41	Same	ls
m.	Park Building Rental	Deposit (Refundable; \$15 for lost key, \$85 for cleaning)	\$ 108.81	Same	ls
	(City Officials, Appointees, and Staff exempt from fee.)	Full day	\$ 163.22	Same	ls
		Hourly Rate (2 hr. minimum)	\$ 38.08	Same	hr.
		Late key pickup (after hours or on weekends)	\$ 54.41	Same	ls
n.	Park Pavillion Rental	Full day	\$ 54.41	Same	ls
	(City Officials, Appointees, and Staff exempt from fee.)				
o.	Johnson City Community Pool Entrance Fees	Resident per day	Free	Same	(3 and under)
	(City Officials, Appointees, and Staff exempt from fee.)	Non-resident per day	\$ 2.00	Same	(3 and under)
		Resident per day	\$ 2.00	Same	(4 and over)
		Non-resident per day	\$ 4.00	Same	(4 and over)
		Resident individual child season pass	\$ 40.00	Same	(4-11)
		Non-resident individual child season pass	\$ 45.00	Same	(4-11)
		Resident individual teen season pass	\$ 50.00	Same	(12-17)
		Non-resident individual teen season pass	\$ 55.00	Same	(12-17)
		Resident individual adult season pass	\$ 60.00	Same	(18+)
		Non-resident individual adult season pass	\$ 65.00	Same	(18+)
		Resident family season pass	\$ 125.00	Same	
		Non-resident family season pass	\$ 130.00	Same	
		Resident senior season pass	\$ 45.00	Same	(60+)
		Non-resident senior season pass	\$ 50.00	Same	(60+)
p.	Johnson City Community Pool Rental	Deposit (Refundable)	\$ 54.41	Same	ls
	(City Officials, Appointees, and Staff exempt from fee.)	Hourly Rate (2 hr. minimum; Includes 1 lifeguard)	\$ 38.08	Same	hr.
		Additional lifeguards	\$ 38.08	Same	hr. / pp
q.	Film / Video Production Permit	Application fee (non-refundable)	\$ 27.20	Same	ls
		Use of public building, park, right of way, or public area	\$ 544.05	Same	per day
		Total closure or obstruction of public right of way, including parking lots and on-street parking	\$ 54.41	Same	per block per day
		Partial closure or obstruction of public right of way, including parking lots and on-street parking	\$ 27.20	Same	per block per day
		Use of City parking lots, parking areas, and City streets	\$ 54.41	Same	per block or lot per day
		Use of City materials and equipment, including vehicles	\$ 326.43	Same	per day
		Use of City personnel (paid at a rate of no less than one and one-half times their hourly rate)	hourly contract rate	Same	
r.	Cell Network Nodes			Same	per application
	Application Fees	Network Node	\$ 544.05		(up to 5); \$272.03 for ea. addtl. node on a single application; up to 30 nodes per application.
		Node Support Pole	\$ 1,088.10	Same	per application for each pole.

		Transport Facility	\$ 544.05	Same	per application (up to 5); \$272.03 for ea. addtl. node on a single application; up to 30 nodes per application.
	Annual Public ROW Use Rate	Network Node	\$ 272.03	Same	per node site.
		Node Support Pole	See Network Node.	Same	
		Transport Facility	\$ 30.47	Same	monthly per site, unless an equal or greater amount is paid the City.
		Service Pole Attachment	\$ 21.76	Same	per year to collocate a network node on a service pole in public ROW.
I.	SIGN FEES				
	(All Sign Permit Applications, Other Than Temporary Signs, Shall Pay a Non-refundable Review Fee of \$10.00 or 10% of the Sign Permit Application Fee, Whichever is Greater)				
a.	Sign Up To 10 Square Feet (SF) in Area		\$ 42.44	Same	ls
	Other than Free-standing or Monument				
b.	Signs 10 to 20 SF in Area		\$ 79.43	Same	ls
	Other than Free-standing or Monument				
c.	Signs 25 to 35 SF in Area		\$ 115.34	Same	ls
	Other than Free-standing or Monument				
d.	Signs Larger than 35 SF in Area		\$ 157.77	Same	ls
	Other than Free-standing or Monument				
e.	Free-standing or Monument Signs		\$ 157.77	Same	ls
f.	Private Property Traffic Control Sign Plan		\$ 133.84	Same	ls
g.	Temporary Signs		\$ 11.97	Same	ls
h.	Handheld Signs		\$ 6.53	Same	ls
i.	New Master Sign Program		\$ 194.77	Same	ls
j.	Amendment to Master Sign Program		\$ 35.91	Same	ls
k.	Appeal or Variance Request		\$ 67.46	Same	ls
J.	SOLID WASTE (GARBAGE) COLLECTION				
a.	Late Payment Charge	After 15th of Each Month	10%	Same	ls
b.	Reinstatement Fee		\$ 35.00	Same	ea.
c.	Residential	Residential Unit Service (RUS) 1x weekly (includes 1x biweekly recycling)	\$ 22.64	\$ 23.70	nth
		Handicapped RUS 1x weekly (includes 1x biweekly recycling)	\$ 22.64	\$ 23.70	nth
		Additional RUS Garbage Totter (Qty. 1 - 96 gal)	\$ 8.03	\$ 8.41	nth
		Additional RUS Recycling Totter (Qty. 1 - 96 gal)	\$ 3.30	\$ 3.46	nth
		RUS Extra Pickup	\$ 11.00	\$ 11.52	ea.
d.	Commercial	Commercial Hand Load Service (CHLS) 1x weekly (does not include 1x biweekly recycling)	\$ 23.82	\$ 24.94	nth
		CHLS Recycling 1x biweekly	\$ 5.91	\$ 6.19	nth
		Additional CHLS Garbage Totter (Qty. 1 - 96 gal)	\$ 10.60	\$ 11.10	nth
		Additional CHLS Recycling Totter (Qty. 1 - 96 gal)	\$ 4.35	\$ 4.55	nth
		CHLS Extra Pickup	\$ 11.00	\$ 11.52	ea.
e.	Frontload Commercial Container Trash	2 Cu. Yard / 1X Per Week	\$ 63.80	\$ 66.80	nth
		2 Cu. Yard / 2X Per Week	\$ 126.50	\$ 132.45	nth
		3 Cu. Yard / 1X Per Week	\$ 96.68	\$ 101.22	nth
		3 Cu. Yard / 2X Per Week	\$ 172.70	\$ 180.82	nth
		4 Cu. Yard / 1X Per Week	\$ 131.74	\$ 137.93	nth
		4 Cu. Yard / 2X Per Week	\$ 263.46	\$ 275.84	nth
		4 Cu. Yard / 3X Per Week	\$ 339.90	\$ 355.88	nth
		6 Cu. Yard / 1X Per Week	\$ 201.40	\$ 210.87	nth
		6 Cu. Yard / 2X Per Week	\$ 402.82	\$ 421.75	nth
		6 Cu. Yard / 3X Per Week	\$ 517.00	\$ 541.30	nth
		8 Cu. Yard / 1X Per Week	\$ 220.00	\$ 230.34	nth
		8 Cu. Yard / 2X Per Week	\$ 387.20	\$ 405.40	nth
		8 Cu. Yard / 3X Per Week	\$ 577.50	\$ 604.64	nth
		Frontload Extra Pickup	\$ 41.25	\$ 43.19	ea.
f.	Frontload Commercial Container Recycling	2 Cu. Yard / 1X Per Week	\$ 57.20	\$ 59.89	nth
		3 Cu. Yard / 1X Per Week	\$ 80.30	\$ 84.07	nth
		4 Cu. Yard / 1X Per Week	\$ 104.50	\$ 109.41	nth
		6 Cu. Yard / 1X Per Week	\$ 159.50	\$ 167.00	nth
		8 Cu. Yard / 1X Per Week	\$ 198.00	\$ 207.31	nth
g.	Roll-Off Containers	<i>Large Roll-Off Containers:</i>			
		Delivery Fee	\$ 82.50	\$ 86.38	ea.
		Relocation Fee (Truck Not Onsite)	\$ 82.50	\$ 86.38	ea.
		Rental / Day (First 30 days free)	\$ 5.50	\$ 5.76	day (after 30 days)
		20 Cu. Yard / Pull	\$ 522.50	\$ 547.06	pull (\$66.00 / Ton Disposal Fee)
		30 Cu. Yard / Pull	\$ 577.50	\$ 604.64	pull (\$66.00 / Ton Disposal Fee)

		40 Cu. Yard / Pull	\$ 632.50	\$ 662.23	pull (\$66.00 / Ton Disposal Fee)
		Dry Run Charge (Fee assessed in the event the Contractor is unable to service commercial container due to overload, other weight issues, locked gate(s), or other similar issues.)	\$ 82.50	\$ 86.38	ea.
		Mini Roll-Off Containers:			
		Relocation Fee (Truck Not Onsite)	\$ 82.50	\$ 86.38	ea.
		8 Cu. Yard / Pull	\$ 330.00	\$ 345.51	pull (No Disposal Fee)
		Dry Run Charge (Fee assessed in the event the Contractor is unable to service commercial container due to overload, other weight issues, locked gate(s), or other similar issues.)	\$ 82.50	\$ 86.38	ea.
K.	WATER AND WASTEWATER FEES				
a.	Late Payment Charge	After 15th of Each Month	10%	Same	ls
b.	Water				
	1. Reconnection		\$ 65.00	Same	ea
	2. Water Meter Deposits	Residential	\$ 150.00	Same	plus a \$25 nonrefundable fee
		Commercial:			
		- Less than 10,000 gallons	\$ 175.00	Same	plus a \$25 nonrefundable fee
		- 10,001 - 30,000 gallons	\$ 250.00	Same	plus a \$25 nonrefundable fee
		- 30,001 - 50,000 gallons	\$ 350.00	Same	plus a \$25 nonrefundable fee
		- Greater than 50,000 gallons	\$ 500.00	Same	plus a \$25 nonrefundable fee
	3. Water Meter Transfer of Service		\$ 35.00	Same	ea
	4. Temporary Water Cut-off	Normal Business Hours	\$ 35.00	Same	per hr
		Afterhours	\$ 70.00	Same	per hr
	5. Water Meter Testing / Replacement		\$ 125.00	Same	ea, refundable if meter is faulty
	6. Tap Fee	- New 3/4" Meter w/ Up to 60 ft. of Service Line (Commercial & Residential) (Inside City Limits)	\$ 1,512.00	Same	ea
		- New 1" Meter w/ Up to 60 ft. of Service Line (Commercial & Residential) (Inside City Limits)	\$ 1,935.00	Same	ea
		- New 2" Meter w/ Up to 60 ft. of Service Line (Commercial & Residential) (Inside City Limits)	\$ 2,767.00	Same	ea
		- New Meter >2" w/ Up to 60 ft. of Service Line (Commercial & Residential) (Inside City Limits)	Actual Cost + 10%	Same	ls
c.	Sewer				
	1. Tap Fee	- New Sewage Connection	\$ 1,299.00	Same	ls
		- Labor, Materials, and Equipment Related to New Sewage Connection, including Roadway Repair	Actual Cost + 10%	Same	ls
	2. Reconnection		\$ 160.00	Same	ls
d.	Water and Sewer				
	1. Repair of Damaged Water and Sewer Lines	- Labor (Normal Business Hours)	\$ 55.00	Same	per hour per man
		- Labor (Afterhours)	\$ 75.00	Same	per hour per man
		- Equipment	\$ 60.00	Same	per hour
		- Materials	Actual Cost + 10%	Same	ls
	2. Water and Sewer Rates (Residential and Commercial)	- Joint Minimum Water and Sewer Bill	\$ 37.37	Same	ls
	(Wastewater averaging is calculated from December thru February of each fiscal year when most of the water is deposited into the sanitary sewer system rather than outdoors.)				
		- Water Service:			
		- Residential Inside City Limits:			
		- First 2,000 Gallons or Part Thereof	\$ 16.96	Same	ls
		- Each Additional 1,000 Gallons or Part Thereof	\$ 5.85	Same	per 1,000 gallons
		- Commercial Inside City Limits:			
		- First 2,000 Gallons or Part Thereof	\$ 16.96	Same	ls
		- Each Additional 1,000 Gallons or Part Thereof	\$ 6.88	Same	per 1,000 gallons
		- Residential Outside City Limits (1-1/2 Rate):			
		- First 2,000 Gallons or Part Thereof	\$ 25.45	Same	ls
		- Each Additional 1,000 Gallons or Part Thereof	\$ 8.78	Same	per 1,000 gallons
		- Commercial Outside City Limits (1-1/2 Rate):			
		- First 2,000 Gallons or Part Thereof	\$ 25.45	Same	ls
		- Each Additional 1,000 Gallons or Part Thereof	\$ 9.90	Same	per 1,000 gallons
		- Sewer Service:			
		- Residential Inside City Limits:			
		- First 2,000 Gallons or Part Thereof	\$ 20.41	Same	ls
		- Each Additional 1,000 Gallons or Part Thereof	\$ 4.71	Same	per 1,000 gallons
		- Commercial Inside City Limits:			
		- First 2,000 Gallons or Part Thereof	\$ 20.41	Same	ls
		- Each Additional 1,000 Gallons or Part Thereof	\$ 6.05	Same	per 1,000 gallons
		- Residential Outside City Limits (1-1/2 Rate):			
		- First 2,000 Gallons or Part Thereof	\$ 30.61	Same	ls
		- Each Additional 1,000 Gallons or Part Thereof	\$ 7.08	Same	per 1,000 gallons
		- Commercial Outside City Limits (1-1/2 Rate):			
		- First 2,000 Gallons or Part Thereof	\$ 30.61	Same	ls
		- Each Additional 1,000 Gallons or Part Thereof	\$ 8.20	Same	per 1,000 gallons
	3. Impact Fees	- 5/8" Water Meter			
		- Water	\$ 3,550.00	Same	1.00 Equivalent
		- Sewer	\$ 5,091.00	Same	Single Family
		- 3/4" Water Meter			
		- Water	\$ 6,035.00	Same	
		- Sewer	\$ 8,654.00	Same	1.7 ESFC
		- 1" Water Meter			
		- Water	\$ 9,585.00	Same	
		- Sewer	\$ 13,744.00	Same	2.7 ESFC
		- 1-1/4" Water Meter			
		- Water	\$ 10,650.00	Same	
		- Sewer	\$ 15,272.00	Same	3.0 ESFC

		- 1-1/2" Water Meter			
		- Water	\$ 11,715.00	Same	
		- Sewer	\$ 16,799.00	Same	3.3 ESFC
		- 2" Water Meter			
		- Water	\$ 37,985.00	Same	
		- Sewer	\$ 54,468.00	Same	10.7 ESFC
		- 3" Water Meter			
		- Water	\$ 75,615.00	Same	
		- Sewer	\$ 108,428.00	Same	21.3 ESFC
		- 4" Water Meter			
		- Water	\$ 118,215.00	Same	
		- Sewer	\$ 169,514.00	Same	33.3 ESFC
		- 6" Water Meter			
		- Water	\$ 236,785.00	Same	
		- Sewer	\$ 339,536.00	Same	66.7 ESFC
		- 8" Water Meter			
		- Water	\$ 378,785.00	Same	
		- Sewer	\$ 543,156.00	Same	106.7 ESFC
		- 10" Water Meter			
		- Water	\$ 544,215.00	Same	
		- Sewer	\$ 780,374.00	Same	153.3 ESFC
e.	Vehicle Equipment Replace Program (VERP)	Per residential utility account per month	\$ 4.00	Same	ls
		Per commercial utility account per month	\$ 14.00	Same	ls
L.	ZONING AND SUBDIVISION FEES				
a.	Zoning				
	1.	Zoning Change or Classification Addition Request	\$ 411.30	Same	ls
	2.	Board of Adjustment Appeal	\$ 411.30	Same	ls
	3.	Board of Adjustment, Refund (<i>In the event of appeal to a Court, it is found that BOA had no jurisdiction on the issue brought forward to BOA.</i>)	\$ 117.51	Same	ls
b.	Subdivision				
	1.	Plat/Replat Filing Fees			
	i.	Base Preliminary Platting Fee	\$ 711.62	Same	per Plat
	ii.	Base Final Platting Fee	\$ 437.42	Same	per Plat
	iii.	Single Family Residential Development	\$ 72.90	Same	per Lot
	iv.	Non-single Family Residential Development	\$ 528.82	Same	per Acre

2.	Variance	\$ 188.24	Same	Is
3.	Plat Deferral	\$ 486.38	Same	Is
4.	Performance Agreement Time Extension	\$ 316.64	Same	Is
5.	Vacating Declaration	\$ 359.07	Same	Is
6.	Replat Involving Notification	\$ 552.75	Same	Is
7.	Amending Plat	\$ 632.19	Same	Is
8.	Plat Withdrawal	\$ 194.77	Same	Is
9.	Emergency Add-on	\$ 389.54	Same	Is
10.	Mobile Home Park Plan Processing Fee	\$ 516.85	Same	Is
11.	Street Name Change Application Processing	\$ 389.54	Same	Is
12.	Street Name Change Installation Fee Per Sign	\$ 261.14	Same	Is
13.	Plat Recording Fee Per Sheet	Actual Cost per Blanco County	Same	Is
14.	Processing Fee	\$ 133.84	Same	Is
15.	Plan Review Fee	\$ 480.94	Same	Is
16.	Minor Plat (in any Zoning District)	Actual Cost + 10%	Same	Is

STATE OF TEXAS
COUNTY OF BLANCO

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**EXCLUSIVE FRANCHISE AND CONTRACT
BETWEEN THE CITY OF JOHNSON CITY AND
HILL COUNTRY WASTE SOLUTIONS
FOR THE COLLECTION AND DISPOSAL OF
MUNICIPAL SOLID WASTE AND RECYCLABLE MATERIALS
IN THE CITY OF JOHNSON CITY, TEXAS**

This Exclusive Franchise and Contract between the City of Johnson City and Hill Country Waste Solutions for the Collection and Disposal of Municipal Solid Waste and Recyclable Materials in the City of Johnson City, Texas (“Contract”) is made on June 1, 2022 (“Effective Date”) and entered into between the City of Johnson City, Texas (“City”) and Hill Country Waste Solutions (“Contractor”), individually “Party”, and collectively “the Parties”, acting by and through their duly authorized representatives.

RECITALS

WHEREAS, the City Council of the City of Johnson City, Texas (“City Council”) has determined that it would be in the best interest of the citizens and businesses of the City and would promote and protect the health, safety, and general welfare of the inhabitants of the City to provide for the collection, removal, and disposal of solid waste in the City; and

WHEREAS, the City Council desires to grant to the Contractor the exclusive franchise, license and privilege and to execute a contract with the Contractor for the collection, hauling, recycling and disposal of recyclable materials and municipal solid waste within the City’s boundaries.

NOW, THEREFORE, in consideration of the foregoing and on the terms and conditions hereinafter set forth and for other good and valuable mutual consideration, the receipt and sufficiency of which is hereby acknowledged, the City and Contractor agree as follows:

I. GRANT OF EXCLUSIVE FRANCHISE; AWARD OF CONTRACT

1.1 As conducted via separate ordinance, the City hereby affirms its grant to the Contractor, for the term of this Contract and in accordance with applicable law and the City’s ordinances and regulations governing solid waste collection and processing, of an exclusive right and franchise to collect, haul and dispose of solid waste and recyclable materials over, upon, along and across the City’s present and future streets, alleys, bridges and public properties within the City’s jurisdictional limits.

1.2 A franchise fee shall not be assessed nor collected by either Party.

1.3 The City hereby selects and awards this Contract to Contractor for the services of collection, hauling and disposal of solid waste and recyclable materials within the City for

XI. ADDITIONAL SERVICE PROVISIONS

11.1 The following holidays may be observed by the Contractor, with no service on these days:

New Year's Day (January 1)
Thanksgiving Day (Last Thursday in November)
Christmas Day (December 25)

11.2 The number of residential, commercial, or industrial units to be served by the Contractor may be increased or decreased by the City at any time.

11.3 Should Contractor fail to respond within seven (7) business days to any complaint of solid waste collection of qualified solid waste, after being notified by the City by telephone or email, the City, without further notice, may collect and dispose of the solid waste, and shall bill the Contractor for charges incurred by the City. Said charges shall not exceed the Schedule of Rates.

11.4 The Contractor shall submit to the City the proposed solid waste collection routes and schedules within thirty (30) days from the effective date of this Contract.

11.5 The Contractor shall notify the City a minimum of five (5) business days before any scheduled delay in the regular solid waste collection schedule. Such notice shall include the Contractor's proposal for completing the delayed collection within a reasonable timeframe.

11.6 The Contractor shall maintain a website and an office or such other facilities by which it may be contacted Monday through Friday, excluding holidays, from 8:00 A.M. to 4:30 P.M. The Contractor shall inform the City on a quarterly basis of the Contractor's business contact phone numbers.

XII. BILLING, RATES, AND FEES

12.1 The City shall be billed for all Units within the City in accordance with the Schedule of Rates . The City shall collect and remit all sales tax in accordance with applicable State Law. The Schedule of Rates shall not be amended nor subject to Consumer Price Index adjustments for a period of one (1) year from the Effective Date of this Contract.

12.2 Following one (1) year from the effective date of this Contract, modifications to the Schedule of Rates for any contractual or renewal term shall be subject to a Consumer Price Index (CPI) adjustment. The CPI adjustment shall be based on the U.S. Department of Labor, Bureau of Labor Statistics, Consumer Price Index-Urban Wage Earners and Clerical Workers South Urban (all items) adjustment (CPI-U). Said adjustment shall not vary by more than five percent (5%) from term year to term year.

12.3 In determining the following year's CPI-U adjustment, the Schedule of Rates, as amended from time to time, shall be computed as follows. The CPI-U used will be the CPI-U published by the Bureau during the ninety (90) days preceding the adjustment under this section.

The amount of the increase or decrease shall be equal to the percentage that the CPI-U has increased or decreased over the previous twelve (12) month period.

- a. In addition to the above, the Contractor may adjust the Schedule of Rates at any time after giving thirty (30) days written notice to the City on the basis of unusual changes in the cost of operations. The Contractor shall also be entitled to "pass through" any actual taxes, fees, or other impositions made upon the Contractor by any governmental or regulatory entity by billing the City directly for such costs to the extent the Contractor is affected or liable for them. The City may cancel the Contract by giving the Contractor thirty (30) days written notice should the abovementioned increase(s) in rates be considered by the City, at its sole discretion, to be unreasonable.
- b. The Contractor may implement, at its discretion, a fuel surcharge when the average quarterly price per gallon (three-month average) of "Diesel – All Types" for the "Gulf Coast" region preceding July 1, October 1, January 1, and April 1 equals \$3.70 or higher per gallon, according to the United States Energy Information Administration. The surcharge shall act as a "pass through" whereby the Contractor shall bill the City directly for such surcharge to the extent the Contractor is liable for them. Fuel surcharges shall be computed as follows:

$$\frac{((\text{Avg. Diesel Cost per Gal.}) - \$3.69) * (\text{No. of Gals. Purchased in Preceding 3 Months})}{\text{No. of Residential, Commercial, and Industrial Units within City}}$$

An implemented fuel surcharge shall be removed and discontinued and any excess collection refunded to the City when the average quarterly price per gallon falls below \$3.70 per gallon.

XIII. DISPOSAL OF SOLID WASTE; OWNERSHIP

13.1 Contractor shall dispose all solid waste in compliance with all laws and regulations of the Federal Government and the State of Texas.

13.2 The Contractor shall dispose all solid waste at a properly permitted landfill selected by the Contractor. The Contractor shall pay all landfill fees for solid waste hauled by the Contractor.

13.3 The title to solid waste shall pass to the Contractor when the solid waste is placed in the Contractor's collection vehicle or upon the removal of the same by the Contractor from the unit's curbside location, whichever comes first.

XIV. CONTRACTOR'S STANDARD OF CARE AND EMERGENCY MANAGEMENT

14.1 The Contractor shall use reasonable care and diligence in executing this Contract.

Rick Schroder

From: Rick Schroder
Sent: Friday, May 19, 2023 3:45 PM
To: 'Karlis Ercums IV'
Subject: RE: June Price Adjustment

Karlis –

Everything looks fine. Thx



Rick A. Schroder
Chief Administrative Officer
303 E. Pecan Dr. (Physical) | P.O. Box 369 (Mailing) | Johnson City, Texas 78636
(830) 868-7111, Ext. 8 | (830) 868-7718 (Fax) | www.johnsoncitytx.org
Yesterday is not ours to recover, but tomorrow is ours to win or lose. – President LBJ

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From: Karlis Ercums IV
Sent: Thursday, May 18, 2023 12:04 AM
To: Rick Schroder <rschroder@johnsoncitytx.org>
Subject: RE: June Price Adjustment

Rick - Here's an excel document for your reference reflecting a 4.7% adjustment on the prices that were eligible. Obviously terms such as rental period all remain unchanged and any charges that were NONE to begin with are still NONE.

Let me know if you see any errors, and it has been a pleasure to serve the city this past year. I had mentioned to Whitney that I would be happy to help put a plan together to handle the influx of people for the coming solar event. Whenever y'all begin to strategize for that.

Regards,

Karlis Ercums IV
President
Hill Country Waste Solutions
Office: (830) 885-5512
Direct: (830) 218-1176

www.hcwastesolutions.com



From: Rick Schroder <rschroder@johnsoncitytx.org>
Sent: Monday, May 8, 2023 11:25 AM
To: Karlis Ercums IV
Subject: RE: June Price Adjustment

Karlis –

I show the contract renewal date as June 1, 2023. Consequently, 90-day prior to that date is March 3, 2023. I would use the March number.

CPI increased 4.7% from March 2022 to March 2023.



Rick A. Schroder
Chief Administrative Officer
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From: Karlis Ercums IV
Sent: Friday, May 5, 2023 11:15 AM
To: Rick Schroder <rschroder@johnsoncitytx.org>
Subject: June Price Adjustment

Rick – Hope your week is wrapping up well. Wanted to just touch base about the CPI-U Adjustment coming up for the month of June. I assume the below snapshot is the table we will be referencing and are you wanting to wait for the April Numbers to be released or use the March numbers?

12-Month Percent Change

Series Id: CWUR0300SA0

Not Seasonally Adjusted

Series Title: All items in South urban, urban wage earners and clerical workers, not seasonally adjusted

Area: South

Item: All items

Base Period: 1982-84=100

Download:  [xlsx](#)

Year	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Annual	HALF1	HALF2
2019	0.9	0.9	1.6	1.8	1.3	0.9	1.3	1.1	1.1	1.1	1.4	2.2	1.3	1.2	1.4
2020	2.3	1.9	0.9	-0.6	-0.7	0.2	0.5	1.1	1.3	1.2	1.2	1.3	0.9	0.6	1.1
2021	1.6	2.1	3.2	4.9	6.1	6.4	6.2	6.1	6.2	7.2	7.9	8.1	5.5	4.1	7.0
2022	8.4	9.1	9.8	9.4	9.8	10.6	9.9	9.2	8.8	8.0	7.5	6.7	8.9	9.5	8.3
2023	6.6	6.0	4.7												

Regards,

Karlis Ercums IV

President

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