

ORDINANCE NO. 2022-22

AN ORDINANCE OF THE CITY OF OVILLA, TEXAS, AMENDING APPENDIX A (FEE SCHEDULE), ARTICLE A4.000, SECTION A4.001(1)(D) OF THE CODE OF ORDINANCES OF THE CITY OF OVILLA; PROVIDING A FEE FOR HVAC PERMIT AND INSTALLATION INSPECTIONS; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERANCE CLAUSE; PROVIDING FOR INCORPORATION INTO THE CODE OF ORDINANCES; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Ovilla is a Type-A general law municipality; and

WHEREAS, the administrative staff of the City of Ovilla periodically reviews the city's ordinances and recommends revisions thereto based on current needs, outdated provisions, changes in the law, advances in technology, changes in costs and necessary fees, administrative needs, and/or for the protection of citizens of the city; and

WHEREAS, the City of Ovilla uses a third-party vendor to perform inspections for building and construction related to permitting and inspections, including but not limited to HVAC permit installations and inspections; and

WHEREAS, city staff has determined that the current fees charged by the City of Ovilla for HVAC permits do not cover the permit and inspection fees charged to the city by the third-party vendor; and

WHEREAS, the city staff has recommended revising the city's HVAC permit fee; and

WHEREAS, the City Council finds and determines that the recommended revision to the city's HVAC permit fee is in the best interest of the health, safety, and welfare of the citizens of Ovilla.

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

SECTION 1. INCORPORATION OF RECITALS. The foregoing recitals are hereby incorporated by reference and made a part hereof as if fully set forth.

SECTION 2. AMENDMENT OF APPENDIX A, ARTICLE A4.000, SECTION A4.001(1)(D), OF THE CODE OF ORDINANCES OF THE CITY OF OVILLA. Appendix A, Article A4.000, Section A4.001(1)(D), of the Code of Ordinances of the City of Ovilla is hereby amended to read as follows:

- (D) HVAC permit installation: Fee charged to city by third-party vendor for inspection plus ten percent (10%) for city's related administrative services.

SECTION 4. SAVINGS CLAUSE. This ordinance shall be cumulative of all provisions of ordinances and of the Code of Ordinances for the City of Ovilla, Texas, as amended, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances and such Code, in which event, conflicting provisions of such ordinances and Code are hereby superseded.


SECTION 5. SEVERANCE CLAUSE. Should any word, sentence, paragraph, subdivision, clause, phrase, or section of this Ordinance, or of the Code of Ordinances, as amended hereby, be held to be void or unconstitutional by a court of competent jurisdiction, the same shall not affect the validity of the remaining portions of said Ordinance or the Code of Ordinances, as amended hereby, which shall remain in full force and effect.

SECTION 6. INCORPORATION INTO CODE OF ORDINANCES. The provisions of this ordinance shall be included and incorporated in the Code of Ordinances of the City of Ovilla, Texas, and shall be appropriately renumbered to conform to the uniform numbering system of the Code.


SECTION 7. PUBLICATION. The City Secretary is hereby authorized and directed to cause publication of the descriptive caption and penalty clause hereof as an alternative method of publication provided by law.

SECTION 8. EFFECTIVE DATE. Because of the nature of the interests sought to be protected and of the safeguards sought to be provided by this Ordinance, and in the interest of the health, safety, and welfare of the citizens of Ovilla, Texas, this Ordinance shall take effect immediately after its passage, approval, and publication as required by law.

PASSED, APPROVED and ADOPTED by the City Council, the City of Ovilla, Texas, on this the 14<sup>th</sup> day of November, 2022.

  
Richard Dormier, Mayor

ATTEST:

  
Bobbie Jo Taylor, City Secretary



APPROVED AS TO FORM:

  
Ron G. MacFarlane, Jr., City Attorney