

**ORDINANCE NO. 16-05-05-01**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAGO VISTA, TEXAS, ADOPTING THE UPDATES TO THE LAND USE ASSUMPTIONS AND CAPITAL IMPROVEMENTS PLAN AND APPROVING THE IMPOSITION OF CHANGED IMPACT FEES THROUGH A PUBLIC HEARING CONCERNING AMENDING ORDINANCE NO. O-29-14 AND TABLE 1, SET OUT IN APPENDIX "A," SEC. 6.100, CODE OF ORDINANCES OF LAGO VISTA; PROVIDING OPEN MEETING AND EFFECTIVE DATE PROVISIONS; AND PROVIDING FOR RELATED MATTERS.**

**Whereas**, pursuant to *Chapt. 395, TEX. LOC. GOV'T. CODE*, the City Council (the "Council") of the City of Lago Vista, Texas (the "City") adopted Ordinance No. O-29-14, which approved the Capital Improvement Plan and Land Use Assumptions, set out as Exhibit "A" to the Ordinance, and established water and wastewater impact fees for connection to the City's water and wastewater system, set out presently in Article 13.200, Water and Wastewater Impact Fees, Chapter 13, Utilities;

**Whereas**, the City has undertaken to update the Capital Improvement Plan and the Land Use Assumptions to determine whether any amendments are advisable and determine whether the impact fees should be amended pursuant to *Sec. 395.052, TEX. LOC. GOV'T. CODE*;

**Whereas**, pursuant to *Sec. 9.1702, Code of Ordinances of the City of Lago Vista*, the City's Planning and Zoning Commission is to serve as the Advisory Committee.

**Whereas**, the Advisory Committee met on April 12, 2016 in order to issue written comments in accordance with *Secs. 395.056 TEX. LOC. GOV'T CODE*, set out as Exhibit "B" to the Ordinance; and

**Whereas**, pursuant to *Secs. 395.050 TEX. LOC. GOV'T CODE*, the Advisory Committee has filed its written comments on the proposed impact fees before the fifth (5th) business day before the date of the public hearing on the imposition of the fees; and

**Whereas**, pursuant to *Secs. 395.054 TEX. LOC. GOV'T CODE*, the City Council held a public hearing on April 21, 2016 to discuss the proposed Ordinance amending land use assumptions, the capital improvements plan, and the impact fee.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAGO VISTA, TEXAS, THAT:**

**Section 1. Findings.** The findings and recitations set out hereinabove are found to be true and correct and are hereby adopted by the City Council, and made a part hereof for all purposes as findings of fact.

**Section 2. Public Hearing.** The City Council of the City of Lago Vista held a public hearing to discuss and review the updates to the Capital Improvement Plan and the Land Use Assumptions and determine whether to amend the plan and if so, what amendments to the Capital Improvement Plan, Land Use Assumptions and/or Impact Fee.

**Section 3. Advisory Committee.** The City Council of the City of Lago Vista confirms that the Advisory Committee reviewed and filed its written comments on the proposed amendments to the Land Use Assumptions, Capital Improvements Plan, and Impact Fees before the fifth (5th) business day before the date of the public hearing on the amendments.

**Section 4. Effective Date.** This Ordinance shall take effect on May 6, 2016.

**Section 5. Open Meetings.** It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, *Chapter 551, Texas Government Code*.

PASSED AND APPROVED on this the 5th day of May, 2016.



Attest:

*Sandra Barton*  
Sandra Barton, City Secretary

THE CITY OF LAGO VISTA

*Ed Tidwell*  
Ed Tidwell, Mayor

EXHIBIT "A"

**APPENDIX A**  
**FEE SCHEDULE**

**Table 1: Impact Fees**

<b>Utility</b>	<b>Impact Fee</b>
Sewer	\$2,115.00
Water	\$3,000.00