

ORDINANCE NO. 24-05-1355

AN ORDINANCE OF THE CITY OF MURPHY, COLLIN COUNTY, TEXAS AMENDING APPENDIX A, FEE SCHEDULE, OF THE CODE OF ORDINANCES OF THE CITY OF MURPHY, TEXAS BY AMENDING SECTION A5.004, "FOOD, FOOD ESTABLISHMENTS, AND FOOD VENDORS PERMIT AND INSPECTION FEES" OF ARTICLE A5.000, "BUSINESS RELATED FEES" AND SECTION A9.008, "SWIMMING POOL AND SPA PERMIT" OF ARTICLE A9.000, "BUILDING, CONSTRUCTION, AND DEVELOPMENT RELATED FEES" AS SET FORTH IN EXHIBIT "A" TO THIS ORDINANCE; PROVIDING FOR THE INCORPORATION OF PREMISES; PROVIDING FOR AMENDMENT; PROVIDING A SAVINGS AND REPEALING CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council adopted its first Fee Schedule on September 15, 1988, which provides a listing of various fees adopted by the City for services provided to the public ("Fee Schedule"); and

WHEREAS, the City Council has established fees for a variety of City services, and amended the Fee Schedule as needed to cover the cost of services provided in accordance with the City's authority under state law, and has codified the Fee Schedule as Appendix A of the Code of Ordinances of the City ("Fee Schedule"); and

WHEREAS, Article A5.000, "Business Related Fees" of the Fee Schedule sets fees for alarm permits and inspection, food establishments and food vendors, and other fees for business-related activities within the city, and the City Council wishes to amend certain fees therein; and

WHEREAS, Article A9.000, "Building, Construction and Development Related Fees" of the Fee Schedule sets fees for building permits and trade inspections, land zoning, and other fees for development-related activities within the city, and the City Council wishes to amend certain fees therein; and

WHEREAS, the City Council finds and determines that the adoption of amendments to Section A5.004, "Food, Food Establishments, and Food Vendors Permit and Inspection Fees" and to Section A9.008, "Swimming Pool and Spa Permit" as set forth in Exhibit "A" hereto is reasonable, the fees adopted are commensurate with the services provided, the fees are not excessive, and these amendments should be adopted to further the public health, safety, and welfare; and

WHEREAS, the City Council further finds and determines that the amendments adopted hereby in Exhibit "A" hereto serve to benefit the health, safety, and welfare of citizens of the City of Murphy.

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

Section 1. Findings Incorporated. The findings set forth above are incorporated into the body of this Ordinance as if fully set forth herein.

Section 2. Fee Schedule Amendment. Section A5.004, “Food, Food Establishments, and Food Vendors Permit and Inspection Fees” of Article A5.000, “Business Related Fees” and Section A9.008, “Swimming Pool and Spa Permit” of Article A9.000, “Building, Construction, and Development Related Fees” of Appendix “A,” “Fee Schedule” of the Code of Ordinances of the City of Murphy, Texas are hereby adopted as set forth in Exhibit “A”, a copy of which is attached hereto and incorporated herein, and all other sections and articles of Appendix “A” of the Code of Ordinances not expressly amended hereby shall remain in full force and effect.

Section 3. Savings/Repealing Clause. This Ordinance shall be cumulative of all other Ordinances and shall not repeal any of the provisions of such Ordinance except for those instances where there are direct conflicts with the provisions of this Ordinance. Ordinances or parts thereof in force at the time this Ordinance shall take effect and that are inconsistent with this Ordinance are hereby repealed to the extent that they are inconsistent with this Ordinance. Provided, however, that any complaint, action, claim, or lawsuit which has been initiated or has arisen under or pursuant to such Ordinance on the date of adoption of this Ordinance shall continue to be governed by the provisions of that Ordinance and for that purpose the Ordinance shall remain in full force and effect.

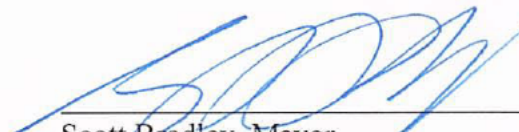
Section 4. Severability Clause. Should any section, subsection, sentence, clause, phrase, or word in this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, it is expressly provided that any and all remaining portions of this Ordinance shall remain in full force and effect. The City Council of the City of Murphy hereby declares it would have passed this Ordinance, and each section, subsection, sentence, clause, or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared unconstitutional or invalid.

Section 5. Effective Date. This Ordinance shall take effect immediately upon its passage in accordance with the law.

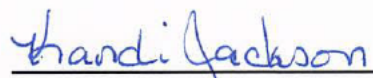
PASSED, APPROVED, AND ADOPTED by the City Council of the City of Murphy, Texas, on this 7th day of May 2024.



ATTEST:



Scott Bradley, Mayor
City of Murphy, Texas



Kandi Jackson, City Secretary

APPROVED AS TO FORM:



Wm. Andrew Messer, City Attorney

Appendix A Fee Schedule

Article A5.000 Business Related Fees

Section A5.004 Food, Food Establishments, and Food Vendors Permit and Inspection Fees

No fee shall be charged to any food establishment owned and operated by a governmental agency, independent school district, institution of purely public charity or church; however, such establishments shall comply with all other requirements of this article.

- (1) Mobile catering vendors, annual permit: \$300.00/hot, \$200.00/cold. This permit requires a solicitor permit to be obtained as well.
- (2) Temporary event vendor, 1 day: \$135.00.
- (3) Event vendor, annual permit valid for the calendar year: \$200.00.
- (4) Convenience stores, annual permit: \$250.00.
- (5) Grocery stores, annual permit: \$500.00.
- (6) Restaurants/cafes, annual permit: \$375.00.
- (7) Other facilities serving the public food and/or beverage, annual permit: \$175.00.
- (8) Health plan review fee: \$300.00.
- (9) Inspection fees: \$150.00 for all failed inspections with a score below 85.

Article A9.000 Building, Construction and Development Related Fees

Section A9.008 Swimming Pool and Spa Permit

- (a) Work started without a permit: Permit fee \$ x 2.
- (b) Permit replacement: \$25.00.
- (c) In-ground pool and/or spa combination: \$475.00.
- (d) Above-ground pool or spa: \$150.00.
- (e) Public/semi-public pools, annual operation permit:\$225.00.