

ORDINANCE NO. 16-02-18-01

AN ORDINANCE OF THE CITY OF LAGO VISTA, TEXAS, ORDERING 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, set out as Exhibit "A" and the Land Use Assumptions, set out as Exhibit "B" 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 *Secs. 395.053 and 395.054, TEX. LOC. GOV'T CODE*, the City must adopt an order setting a public hearing to discuss and review the update and shall determine whether to amend the plan, assumptions and/or impact fees; and

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.

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. Order. The City Council of the City of Lago Vista hereby orders a public hearing to be set for April 21, 2016 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, which amendments are to be approved to the Capital Improvement Plan, Land Use Assumptions and/or Impact Fees and to cause such notices of such public hearing to be given as required by *Secs. 395.053, 395.054 and 395.055, Tex. Loc. Gov't Code*.

Section 3. Advisory Committee. The City Council of the City of Lago Vista requests that the Advisory Committee review and file its written comments on the proposed amendments to the Land Use Assumptions, Capital Improvements Plan, and Impact Fees before April 14, 2016, the fifth (5th) business day before the date of the public hearing on the amendments.

Section 4. Effective Date. This ordinance shall take effect immediately upon its passage and adoption.

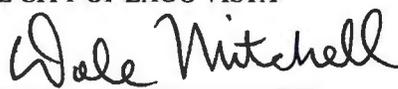
Section 5. Open Meetings. It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, *Chapter 551, Texas Government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

PASSED AND APPROVED on this the 18th day of February, 2016.

Attest:


Sandra Barton, City Secretary

THE CITY OF LAGO VISTA


Dale Mitchell, Mayor

IMPACT FEE AMENDMENT/UPDATE SCHEDULE 2016

- _____ City approves Walker Engineering/Gary Graham (WE/GG) to update the Land Use Assumptions (LUA) and Capital Improvements Plan (CIP) and Impact Fee Study (Study).
- Jan, 2016 WE/GG revises LUA/CIP/Study per City.
- 2/10 Per Local Government Code Sec. 395.052, WE/GG to complete update the LUA/CIP/Study and submit to City.
- 2/18 Governing Body (City Council) shall adopt resolution/ordinance to set public hearing for 04/21/16 (per 395.053, Local Government Code)
- Copy of LUA/CIP/Study available to the public through City Secretary.**
- 3/01 **Send** Notice to newspaper to publish (use the Statesman) for publication NOT LATER THAN 3/21. **Do not send if do not have LUA/CIP/Study.**
- 3/21 Notice of Public Hearing to discuss and review the Updated LUA/CIP/Study **published. (30-days prior to hearing date.)**
- City Staff to assist:
In addition, **before the 30th day before the date of the public hearing**, the City must send written notice by certified mail to anyone who has given written notice by certified or registered mail requesting notice of the public hearing within two years preceding the date of the adoption of the order for a public hearing.
- 4/12 April Planning and Zoning Meeting – Acting as CIP Advisory Committee, the Advisory Committee (P&Z) pursuant to 9.1700, Personnel, City’s Code of Ordinances, should convene, review the Updated LUA/CIP/Study and submit written comments.
- 4/14 **Last day** for Capital Improvements Advisory Committee’s written comments to be filed. Fifth business day before the date of the hearing.
- 4/21 Regular CC Meeting
Hold Public Hearing to discuss and review the Update LUA/CIP/Study and may adopt Ordinance approving amendments and new impact fees. If changes are required from Comments given at the Public Hearing, the Hearing will remain open and reconvened at a Special Called CC meeting on 5/05.
- 4/21-4/28 If required, WE/GG amends LUA/CIP/Study per Public Meeting.
- 4/28 Deliver amended plans for CC packet.
- 5/5 At the Special Called City Council meeting, may adopt Ordinance.