

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARROLLTON, TEXAS, AMENDING CHAPTER 31 THE COMPREHENSIVE FEE SCHEDULE OF THE CARROLLTON CODE OF ORDINANCES OF THE CITY OF CARROLLTON, TEXAS, BY ADDING A NEW SECTION 31.01(W) “DRAINAGE UTILITY FEES”; ESTABLISHING A MUNICIPAL DRAINAGE UTILITY SYSTEM FEE; PROVIDING FOR EXEMPTIONS AND CREDITS; PROVIDING REPEALING, SEVERABILITY, AND SAVINGS CLAUSES; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Carrollton, Texas (“City Council”) has previously investigated and determined that it would be advantageous and beneficial to the citizens of the City of Carrollton, Texas (“City”) to promote the public health, safety, and welfare of the citizens to adopt a Municipal Drainage Utility System; and

WHEREAS, the City Council has created a Municipal Drainage Utility System as authorized by Chapter 552, Subchapter C, Texas Local Government Code, as amended, (“the Act”) pursuant to Ordinance No. _____, which is to be codified as Title XVII, Chapter 177 of the Code of Ordinances; and

WHEREAS, pursuant to the Act, the City Council has investigated and determined that a schedule of drainage fees shall be applied against all real property in the proposed service area(s); and

WHEREAS, the City Council further finds that it would be in the best interest of its citizens to amend the Code of Ordinances to adopt the drainage utility system charges to be collected in support of operation of the City’s drainage utility system:

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

SECTION 1

All of the above premises are found to be true and correct legislative findings and factual findings of the City Council, and they are hereby approved and incorporated into the body of this Ordinance as if copied in their entirety.

SECTION 2

Chapter 31, Comprehensive Fee Schedule, of Title III, Administration, of the Carrollton Code of Ordinances is amended in part by adding a new subsection 31.01(W) to read as follows:

“(W). Municipal Drainage Utility System Fee Schedule

(1). Establishment of Drainage Utility Fee.

The drainage utility fee set forth in this subsection is adopted pursuant to Chapter 177 of the Carrollton Code of Ordinances and shall be collected through the City’s bill for public utilities pursuant to subsection Sec. 31.01(N) and Ch. 52, Subchapter IV of the Carrollton Code of Ordinances, and other applicable law.

(2). Impervious Area; Fee Assessed.

- (a) Drainage utility fees shall be charged based on a property’s contribution to the public drainage utility system. The contribution shall be based on the impervious area (“IA”) for the property.
- (b) The drainage utility fee, payable monthly, shall be established with respect to all property according to the following schedule:

Property Type	Monthly Drainage Utility Fee
Single-Family Residential	Tier 1 - \$4.00* Tier 2 - \$7.25 Tier 3 - \$11.40
All Other Non-Exempt Property	\$8.40 per ERU**

* Tier 1 = less than 2,100 sq. ft. impervious area (“IA”)

Tier 2 = 2,100-4,500 sq. ft. IA

Tier 3 = greater than 4,500 sq. ft. IA

**ERU (Equivalent Residential Unit) = 3,300 square feet impervious area

- (c) A minimum charge of one (1) ERU shall be applied to each non-exempt non-single family residential developed property, regardless of classification.

(3) Exemptions.

(a) **State Mandated Exemptions:** The following property shall not be assessed a drainage utility fee, as required by section 552.053, subchapter C of Texas Local Government Code, and section 580.003 of Texas Local Government Code:

- (i) Property held and maintained in its natural state, until such time that the property is developed and all of the public infrastructure constructed has been accepted by the City in which the property is located for maintenance;
- (ii) A subdivided lot, until a structure has been built on the lot and a Certificate of Occupancy has been issued by the City;
- (iii) Property with proper construction and maintenance of a wholly sufficient and privately owned drainage system;
- (iv) State property; and
- (v) Public or private institutions of higher education property.

(b) **Additional Exemptions:** As permitted by Section 552.053, Subchapter C of Texas Local Government Code, and Section 580.003 of the Texas Local Government Code, the City has determined property owned by the following shall not be assessed a drainage utility fee:

- (i) City;
- (ii) County;
- (iii) Independent School Districts or Open-Enrollment Charter Schools; and
- (iv) Tax Exempt religious institutions”

SECTION 3

All ordinances or parts of ordinances inconsistent or in conflict with this Ordinance shall be and are hereby repealed.

SECTION 4

Save and except as amended by this Ordinance, all other ordinances of the City of Carrollton, Texas shall remain in full force and effect.

SECTION 5

The provisions of this Ordinance are severable in accordance with Section 10.07 of the Code of Ordinances, City of Carrollton, Texas.

SECTION 6

This Ordinance shall take effect from and after October 1, 2026.

PASSED AND APPROVED THIS 4th DAY OF NOVEMBER, 2025.

City Of Carrollton, Texas

By: _____
Steve Babick, Mayor

ATTEST:

Chloe Sawatzky, City Secretary

APPROVED AS TO FORM:

Meredith Ladd, City Attorney

APPROVED AS TO CONTENT:

Diana Vaughn, Chief Financial Officer