

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARROLLTON, TEXAS, APPROVING AMENDMENTS TO THE LAND USE ASSUMPTIONS AND UPDATES TO THE WATER AND WASTEWATER CAPITAL IMPROVEMENTS PLANS (CIP) FOR THE DESIGNATED SERVICE AREA PURSUANT TO WHICH AN AMENDED WATER AND WASTEWATER IMPACT FEES MAY BE IMPOSED; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Chapter 395 of the Local Government Code of the State of Texas authorizes the City Council of the City of Carrollton (“City Council”) to enact and impose impact fees on land within the corporate boundaries or extraterritorial jurisdictions of the City of Carrollton (“City”) to finance capital improvements associated with new development; and

WHEREAS, pursuant to Chapter 395 of the Texas Local Government Code, the City Council by Ordinance No. 1648 dated August 7, 1990 established the water and wastewater impact fees; and

WHEREAS, pursuant to Chapter 395 of the Texas Local Government Code, the City Council subsequently updated and amended the water and wastewater impact fees by adopting Ordinance No. 1958 (dated February 1, 1994), Ordinance No. 2322 (dated March 24, 1998), Ordinance No. 2628 (dated August 21, 2001), and Ordinance No. 2677 (dated April 16, 2002); and

WHEREAS, the City has undertaken to update the CIP and the land use assumptions to determine whether any amendments are advisable and determine whether water and wastewater impact fees should be amended pursuant to Chapter 395 of the Texas Local Government Code; and

WHEREAS, pursuant to Chapter 395 of the Texas Local Government Code, the amendments to the land use assumptions and updates to the water and wastewater capital improvements plans were presented to the City’s assigned Capital Improvement Plan Advisory Committee (CIPAC), Planning and Zoning Commission; and

WHEREAS, in accordance with Local Government Code Section 395, the City Council held a public hearing on January 7, 2025, after proper publication of notices required to discuss and review the updates and determine whether to amend the land use assumptions, capital improvements plan, or impact fees; and

WHEREAS, at the public hearing, all members of the public were given the right to appear and present evidence for or against the amended land use assumptions and updated water and wastewater capital improvements plans; and

WHEREAS, the City Council has determined that it is in the best interest of the City to approve the amended land use assumptions and updated water and wastewater capital plans; and

WHEREAS, this resolution is being adopted within thirty (30) days from the date of the public hearing in which the amended land use assumptions and updated water and wastewater capital improvement plans were considered; and

WHEREAS, the City Council deems the adoption of this resolution to be in the best interests of the health, safety, and welfare of the public.

NOW, THEREFORE, BE IT RESOLVED 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 and factual findings of the City Council, and they are hereby approved, ratified, and incorporated into the body of this Resolution as if copied in their entirety.

SECTION 2

The City Council hereby approves the Amended Land Use Assumptions and the Updated Water and Wastewater Capital Improvement Plans, dated (INSERT DATE HERE), prepared by Birkhoff, Hendricks, and Carter, LLC, pursuant to which Amended Water and Wastewater Impact Fees may be imposed. A copy of said Reports shall be maintained at all times in the Office of the Director of Engineering.

SECTION 3

That in accordance with Section 395.043 of the Texas Local Government Code, Chapter 395, the Department of Engineering shall make available to the public during normal business hours the City's proposed amended water and wastewater impact fees.

SECTION 4

This resolution shall take effect immediately from and after its date of passage.

DULY PASSED AND APPROVED this 7th day of January, 2025.

CITY OF CARROLLTON, TEXAS

By: _____
Steve Babick, Mayor

ATTEST:

Chloe Sawatzky, City Secretary

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:

Meredith Ladd, City Attorney

Jonathan Wheat, P.E., Engineering Director