

9-16-16

ORDINANCE NO. 30215

An ordinance amending Article XXVIII, “Storm Water Drainage Utility,” of Chapter 2, “Administration”; amending Sections 15D-5, 15D-9, 15D-9.2, 15D-9.10, 15D-9.16, 15D-9.31, 15D-21, 15D-23, 15D-30, 15D-36, and 15D-58 of Chapter 15D, “Emergency Vehicles”; amending Sections 105 and 115 of Chapter 16, “Dallas Fire Code”; amending Sections 18-9 and 18-11 of Chapter 18, “Municipal Solid Wastes”; amending Sections 48A-6, 48A-8, 48A-14, and 48A-20 of Chapter 48A, “Vehicle Tow Service”; amending Sections 48C-6, 48C-8, 48C-15, 48C-21, and 48C-30 of Chapter 48C, “Vehicle Immobilization Service”; amending Sections 49-18.1, 49-18.2, 49-18.4, 49-18.5, 49-18.7, and 49-18.9 of Chapter 49, “Water and Wastewater,” of the Dallas City Code; amending Section 51A-1.105 of Chapter 51A, the “Dallas Development Code”; amending the stormwater fee structure, including removing exemptions and providing incentives for residential-benefitted properties; amending definitions consistent with the new stormwater fee structure; adjusting emergency ambulance transport fees; adjusting private ambulance service license fees; adjusting ambulance personnel permit fees; adjusting the inspection fee for private ambulances; adjusting fees related to emergency wrecker services; adjusting permit and reinspection fees for Dallas Fire-Rescue; adjusting fees for sanitation collection service and charges for disposal of solid waste materials; adjusting fees related to vehicle tow services; adjusting fees related to vehicle immobilization services; adjusting rates and charges for treated water service, wastewater service, wholesale water, and wastewater service to governmental entities, untreated water service, service connections, and fire hydrant usage; adjusting fees for inspections related to infrastructure improvements constructed under private development contracts; adding fees related to development impact review decisions;

adding and adjusting fees for miscellaneous items in the Dallas Development Code; adjusting fees for engineering plan submissions; adding fees for sign review in special provision sign districts; adding a fee schedule for property description reviews; making certain conforming, semantic, grammatical, and structural changes; providing for a penalty not to exceed \$2,000 for a person violating a provision of this ordinance governing fire safety, zoning, or public health and sanitation and a penalty not to exceed \$500 for all other provisions; providing a saving clause; providing a severability clause; and providing an effective date.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

SECTION 1. That Article XXVIII, "Storm Water Drainage Utility," of Chapter 2, "Administration," of the Dallas City Code is retitled to read as follows:

**"ARTICLE XXVIII.**

**STORMWATER [STORM-WATER] DRAINAGE UTILITY."**

SECTION 2. That Article XXVIII, "Stormwater Drainage Utility," of Chapter 2, "Administration," of the Dallas City Code is amended to read as follows:

**"SEC. 2-167. PURPOSE AND CREATION; ADOPTION OF STATE LAW;  
[CREATION] AND ADMINISTRATION OF STORMWATER  
[STORM-WATER] DRAINAGE UTILITY.**

(a) Purpose and creation. To protect public health and promote public safety from loss of life and property caused by stormwater overflows, stagnation, and pollution, ~~[In the interest of public health and safety and a more efficient and economic operation of storm water drainage facilities of the city]~~, a stormwater ~~[storm-water]~~ drainage utility is created, which shall be a public utility.

(b) Adoption of state law. The rules of Subchapter C, Chapter 552 ~~[402, Subchapter E]~~ of the Texas Local Government Code, as amended, which is adopted and incorporated into this article by reference, and any other provisions of this code relating to stormwater ~~[storm water]~~ drainage shall govern the operation of the utility. Nothing in this section shall be construed to restrict the city council's ability to make other rules or policies governing the operation of the utility.

(c[b]) Administration. The city manager shall designate a department to manage the stormwater ~~[storm-water]~~ drainage utility. The director of the designated department must be a person professionally competent by experience and training to manage stormwater ~~[storm-water]~~ drainage operations. The director of the designated department shall perform such duties as required by:

[(e) ~~The director of the designated department shall perform such duties as required by:~~]

(1) Subchapter C, Chapter 552 ~~[402, Subchapter C]~~ of the Texas Local Government Code, as amended;

(2) the city manager; or [and]

(3) city council action ~~[ordinance of the city council].~~

**SEC. 2-168. DEFINITIONS; STORMWATER [STORM-WATER] DRAINAGE UTILITY RATES; EXEMPTIONS; INCENTIVES FOR RESIDENTIAL-BENEFITTED PROPERTIES; BILLING AND COLLECTION PROCEDURES.**

(a) Definitions. ~~[In this section:]~~

(1) ~~[AGRICULTURAL USE has the meaning given that term in Section 51A-2.102 of this code.~~

(2) BENEFITTED PROPERTY has the meaning assigned in Section 552.044, Chapter 552, Texas Local Government Code, as amended ~~[CALCULATED DRAINAGE AREA means the impervious area of a lot or tract of land that is determined by multiplying the total square footage of the lot or tract by its applicable runoff coefficient].~~

(2[3]) CITY TAX ROLLS means the current tax records of the appraisal district in which a particular property is located.

[(4) COMMERCIAL REAL PROPERTY means an improved lot or tract, platted or unplatted:

(A) ~~to which storm water drainage service is made available;~~

(B) ~~that eventually discharges into a creek, river, slough, culvert, or other channel that is part of the city's storm water drainage utility system; and~~

(C) ~~that is not residential or unimproved real property.]~~

(3[5]) CUSTOMER OF RECORD has the meaning assigned ~~[given that term]~~ in Section 49-1 of this code, as amended, and also includes the term customer, as assigned in Section 49-1 of this code, as amended.

(4[6]) DIRECTOR means the director of the department designated by the city manager to manage the stormwater ~~[storm-water]~~ drainage utility or the director's designee.

(5) DRAINAGE SYSTEM has the meaning assigned in Subchapter C, Chapter 552 of the Texas Local Government Code, as amended.

(6) IMPERVIOUS AREA means any surface that prevents or substantially impedes the natural infiltration of stormwater into the ground, and includes, but is not limited to, roads, parking areas, buildings, patios, sheds, driveways, sidewalks, and surfaces made of asphalt, concrete, and roofing materials.

~~[(7) IMPROVED LOT OR TRACT means a lot or tract of land that has a structure or other improvement on it that causes an impervious coverage of the soil under the structure or improvement.]~~

(7[8]) RESIDENTIAL-BENEFITTED ~~[REAL]~~ PROPERTY means an improved lot or tract:

(A) a benefitted property ~~[to which storm-water drainage service is made available;~~

(B) ~~that eventually discharges into a creek, river, slough, culvert, or other channel that is part of the city's storm-water drainage utility system; and~~

(C) that contains one of the following structures: ~~[or is platted to contain a] single [-] family (including townhouse), [or] duplex, or multifamily with four or fewer dwelling units, as those terms are defined in the Dallas Development Code, as amended [dwelling unit].~~

(8) STORMWATER means rainfall runoff, snow or ice melt runoff, or surface runoff and drainage.

~~[(9) RUNOFF COEFFICIENT means a percentage of a lot or tract of land determined to be impervious based on the use of the lot or tract in accordance with the following schedule:~~

<b>TYPE OF USE</b>	<b>RUNOFF COEFFICIENT (percentage of impervious area)</b>
Mobile home, master metered	55%
Multifamily apartments	70%
Townhomes/condominiums	80%

Schools	70%
Churches	80%
Commercial	90%
Parking lots	95%
Cemetery/agricultural business	25%
Parks/golf courses	25%
Vacant lot/raw land	20%

(10) ~~UNIMPROVED REAL PROPERTY~~ means a lot or tract of land:

(A) ~~to which storm water drainage service is made available;~~

(B) ~~that eventually discharges into a creek, river, slough, culvert, or other channel that is part of the city's storm water drainage utility system; and~~

(C) ~~that is:~~

(i) ~~owned and maintained in its natural, undeveloped state; or~~

(ii) ~~subdivided, but does not yet contain any structure or other improvement.~~

(11) ~~WHOLLY SUFFICIENT AND PRIVATELY OWNED STORM WATER DRAINAGE SYSTEM~~ means real property owned and operated by a person other than the city, the drainage of which property does not discharge into a creek, river, slough, culvert, or other channel that is part of the city's storm water drainage utility system.]

(b) Stormwater drainage utility rates.

(1) The stormwater [monthly storm water] drainage charge for residential-benefitted [real] property per month is as follows:

<b><u>IMPERVIOUS</u></b> <b><u>[PROPERTY] AREA</u></b> <b>(in square feet)</b>	<b><u>MONTHLY</u></b> <b><u>RATE</u></b>
up to <u>2,000</u> [6,000]	<u>\$3.25</u> [3.65]
<u>2,000 – 3,500</u> [6,001 – 8,000]	<u>\$5.17</u> [5.77]
<u>3,501 – 5,500</u> [8,001 – 17,000]	<u>\$7.75</u> [7.77]
<u>17,001 – 215,000</u>	<u>\$13.87</u>
more than <u>5,500</u> [215,000]	<u>\$12.67</u> [43.87]

(2[e]) The stormwater [storm water] drainage charge for all other benefitted properties not defined as residential-benefitted [commercial and unimproved real] property is an

amount equal to \$1.75 ~~[0.1589]~~ per month for each 1,000 ~~[100]~~ square feet, or parts thereof, of impervious ~~[the calculated drainage]~~ area of the benefitted ~~[commercial and unimproved real]~~ property, with a minimum charge of \$5.00 per month for non-residential-benefitted ~~[commercial and unimproved real]~~ property ~~[and a maximum charge of \$57.10 per month for unimproved real property]~~.

(3~~[d]~~) If information regarding the impervious area square footage of a particular lot or tract of benefitted ~~[residential, commercial, or unimproved real]~~ property is unavailable or inadequate, the director may make a reasonable estimate of impervious area square footage and levy the drainage charge on that basis.

(c~~[e]~~) Exemptions. All of the real property that requires an exemption under Subchapter C, Chapter 552 of the Texas Local Government Code, as amended, as well as the real property owned by the following are [is] exempt from the charges prescribed in this section:

(1) ~~[real property with proper construction and maintenance of a wholly sufficient and privately owned storm water drainage system;~~

(2~~]~~) ~~real property owned by~~ the city if ~~[and]~~ used for municipal purposes;

(3~~)~~ ~~real property that is appraised for agricultural use on the city tax rolls;~~  
and]

(2~~[4]~~) ~~[real property owned by]~~ the State of Texas; and

(3~~)~~ ~~[or by]~~ a public or private institution of higher education.

(d) Residential-benefitted property incentives.

(1) A customer of record may be eligible for an incentive in the form of a reduction to the customer of record's monthly rate as follows:

(A) the monthly rate for the customer of record's impervious area shall be charged at the next lower monthly rate; or

(B) if the customer of record's monthly rate is the lowest monthly rate, the customer of record shall be charged 60 percent of the lowest monthly rate.

(2) To be eligible, the:

(A) customer of record must use a pond, bioswale, cistern, gravel paving, or other stormwater storage method, as approved by the director;

(B) stormwater storage method must comply with federal, state, and local laws and regulations; and

(C) stormwater storage method must store more than 134 cubic feet or 1,000 gallons of stormwater.

(3) To apply for an incentive under this subsection, a customer of record must make application to the director, on a form approved by the director, and include the following: stormwater storage method used, amount of stormwater stored, zoning district in which the customer of record's residential-benefitted property is located, and any other information the director deems necessary.

(4) The director shall approve the incentive if the customer of record meets all of the eligibility criteria in Paragraph (2) of this subsection. If approved by the director, an incentive in the form of a reduction to the customer of record's monthly stormwater drainage charge will be effective on the next full billing cycle after approval.

(5) The director may periodically inspect and review approved incentives, and may invalidate an incentive if the customer of record no longer meets the eligibility criteria in Paragraph (2) of this subsection. If the incentive is invalidated, the director will send the customer of record a letter stating the basis of invalidation, and the monthly rate adjustment shall apply to the next full billing cycle after invalidation.

(e[~~f~~]) Billing and collection procedures. Stormwater [~~storm water~~] drainage charges will be billed and collected in accordance with the following procedures:

(1) The [~~For storm water drainage service to commercial and residential real property, the~~] water utilities department shall bill the customer of record in the regular water and wastewater service bill or, if no water or wastewater service account exists, the true owner of record as shown in the current city tax rolls.

[(2) ~~For storm water drainage service to unimproved real property, the water utilities department shall bill the true owner of record as shown in the current city tax rolls or, if a water or wastewater service account exists, the customer of record. For the purpose of assessing and billing storm water drainage charges, adjoining tracts of unimproved real property that have the same true owner of record, as shown in the current city tax rolls, will be treated as a single property.~~]

(2[3]) In cases involving occupancy of a lot or tract [~~of commercial real property~~] by two or more tenants who are customers of record, the water utilities department may either prorate the charges on an equitable basis between all the customers of record or may instead bill the property owner for stormwater [~~storm water~~] drainage service under a separate account. In addition, if a lot or tract of land receives water or wastewater service under two or more service accounts and the service accounts are all in the name of the same customer of record, the water utilities department may bill the entire drainage charge due through one service account.

(3[4]) If more than one person is named in the current city tax rolls as the true owner of record of benefitted [~~unimproved real~~] property, each person is jointly and severally

liable for stormwater [~~storm-water~~] drainage charges on the property. The water utilities department may bill any or all of the joint owners through one service account.

(f[g]) The water utilities department shall administer collection procedures and service accounts under this section. [~~An application for water or wastewater service is deemed to include application for storm-water drainage service.~~]

(g[h]) Except as otherwise provided in this section, the provisions of Sections 49-3, 49-7, 49-8, 49-12, 49-15, and 49-16 of this code, as amended, will govern in all matters regarding the application for stormwater [~~storm-water~~] drainage service, payment and collection of stormwater [~~storm-water~~] drainage charges, the liability of persons for charges, and the remedies of the city in the event of nonpayment.

#### **SEC. 2-169. SERVICE AREA.**

The service area of the stormwater [~~storm-water~~] drainage utility shall be defined by the corporate boundaries of the city, as those boundaries are altered from time to time in accordance with state law and the charter and ordinances of the city."

SECTION 3. That Paragraph (1) of Subsection (b) of Section 15D-5, "Emergency Ambulance Service Provided by Fire Department; Fee," of Division 2, "Emergency Medical Services," of Article I, "Ambulances," of Chapter 15D, "Emergency Vehicles," of the Dallas City Code is amended to read as follows:

"(1) \$1,578 [~~485~~] for each transport of a resident of the city of Dallas to a hospital and \$1,678 [~~578~~] for each transport of a nonresident of the city of Dallas to a hospital."

SECTION 4. That Paragraph (13) of Subsection (a) of Section 15D-9, "Application for License," of Division 3, "Private Ambulance Service License," of Article I, "Ambulances," of Chapter 15D, "Emergency Vehicles," of the Dallas City Code is amended to read as follows:

"(13) a nonrefundable application processing fee of \$120 [~~250~~]."

SECTION 5. That Subsection (c) of Section 15D-9.2, "License Issuance; Fee; Display; Transferability," of Division 3, "Private Ambulance Service License," of Article I, "Ambulances," of Chapter 15D, "Emergency Vehicles," of the Dallas City Code is amended to read as follows:



“(c) The annual fee for a private ambulance service license is \$445 [360]. The fee for issuing a duplicate license for one lost, destroyed, or mutilated is \$5. The fee is payable to the director upon issuance of a license. No refund of a license fee will be made.”

SECTION 6. That Section 15D-9.10, “Application for Ambulance Personnel Permit,” of Division 4, “Ambulance Personnel Permit,” of Article I, “Ambulances,” of Chapter 15D, “Emergency Vehicles,” of the Dallas City Code is amended to read as follows:

**“SEC. 15D-9.10. APPLICATION FOR AMBULANCE PERSONNEL PERMIT.**

To obtain an ambulance personnel permit or renewal of an ambulance personnel permit, a person must file with the director a completed written application on a form provided for that purpose and a nonrefundable application fee of \$64 [40]. The director shall require each application to state any information the director considers necessary to determine whether an applicant is qualified.”

SECTION 7. That Section 15D-9.16, “Duplicate Permit,” of Division 4, “Ambulance Personnel Permit,” of Article I, “Ambulances,” of Chapter 15D, “Emergency Vehicles,” of the Dallas City Code is amended to read as follows:

**“SEC. 15D-9.16. DUPLICATE PERMIT.**

If an ambulance personnel permit is lost, destroyed, or mutilated, the director may issue the permittee a duplicate permit upon receiving payment of a duplicate permit fee of \$40[18].”

SECTION 8. That Subsection (c) of Section 15D-9.31, “Inspection of Private Ambulances and Equipment,” of Division 7, “Vehicles and Equipment,” of Article I, “Ambulances,” of Chapter 15D, “Emergency Vehicles,” of the Dallas City Code is amended to read as follows:

“(c) The fee for each inspection of each vehicle to be operated under a private ambulance service license is \$131 [52].”

SECTION 9. That Subsection (a) of Section 15D-21, “License Application; Change of Zone,” of Division 2, “Emergency Wrecker Service License,” of Article II, “Emergency

Wreckers,” of Chapter 15D, “Emergency Vehicles,” of the Dallas City Code is amended to read as follows:

**“SEC. 15D-21. LICENSE APPLICATION; CHANGE OF ZONE.**

(a) A person desiring to engage in emergency wrecker service in the city shall file with the director a written application upon a form provided for that purpose, accompanied by a nonrefundable application processing fee of \$250 [93]. The application must be signed by an individual who will own, control, or operate the proposed emergency wrecker service. The application must be verified and include the following information:

(1) The trade name under which the applicant does business and the street address and telephone number of the emergency wrecker service’s business location.

(2) The number and types of wreckers to be operated, including the year, make, model, vehicle identification number, and state license plate number of, and the type of winch or lifting device to be operated on, each wrecker.

(3) The name, address, and telephone number of the applicant.

(4) An agreement that the applicant will participate in the wrecker rotation list.

(5) A list, to be kept current, of the owners (including each owner’s percentage of ownership) and management personnel of the emergency wrecker service, and of all employees who will participate in emergency wrecker service, including names, state driver’s license numbers, wrecker driver’s permit numbers, and whether the person holds an incident management towing operator’s license.

(6) A statement attesting that all property, both real and personal, used in connection with the emergency wrecker service has been rendered for ad valorem taxation in the city and that the applicant is current on payment of those taxes.

(7) Documentary evidence from an insurance company indicating a willingness to provide liability insurance as required by this article.

(8) Proof of an ability to provide emergency wrecker service with at least four wreckers, including a minimum of one conventional light duty wrecker and one tilt bed/roll back carrier (the other two wreckers may be either conventional light duty or tilt bed/roll back), that meet the requirements of this article and any rules and regulations promulgated by the director or the chief of police pursuant to this article.

(9) Detailed financial reports for the previous three years that include income statements and balance sheets covering all wrecker activities or, if the applicant does not prepare

an annual financial report, copies of the applicant's federal income tax statements for the previous three calendar years relating to the business.

(10) Proof of a valid certificate of occupancy issued by the city in the name of the company and for the location of the emergency wrecker service business."

SECTION 10. That Subsection (c) of Section 15D-23, "License Issuance; Fee; Display; Transferability; Expiration," of Division 2, "Emergency Wrecker Service License," of Article II, "Emergency Wreckers," of Chapter 15D, "Emergency Vehicles," of the Dallas City Code is amended to read as follows:

"(c) The annual fee for an emergency wrecker service license is \$520 [~~323~~], prorated on the basis of whole months. The fee for issuing a duplicate license for one lost, destroyed, or mutilated is \$20 [~~5~~]. The fee is payable to the director upon issuance of a license. No refund of a license fee will be made."

SECTION 11. That Section 15D-30, "Application for Wrecker Driver's Permit; Fee," of Division 3, "Wrecker Driver's Permit," of Article II, "Emergency Wreckers," of Chapter 15D, "Emergency Vehicles," of the Dallas City Code is amended to read as follows:

**"SEC. 15D-30. APPLICATION FOR WRECKER DRIVER'S PERMIT; FEE.**

To obtain a wrecker driver's permit, or renewal of a wrecker driver's permit, a person must file with the director a completed written application on a form provided for the purpose and a nonrefundable application fee of \$29 [~~15~~]. The director shall require each application to state such information as the director reasonably considers necessary to determine whether an applicant is qualified."

SECTION 12. That Section 15D-36, "Duplicate Permit," of Division 3, "Wrecker Driver's Permit," of Article II, "Emergency Wreckers," of Chapter 15D, "Emergency Vehicles," of the Dallas City Code is amended to read as follows:

**"SEC. 15D-36. DUPLICATE PERMIT.**

If a wrecker driver's permit is lost or destroyed, the director shall issue the permittee a duplicate permit upon payment to the city of a duplicate permit fee of \$24 [~~15~~]."

SECTION 13. That Subsection (b) of Section 15D-58, "Vehicles and Equipment," of Division 7, "Vehicles and Equipment," of Article II, "Emergency Wreckers," of Chapter 15D, "Emergency Vehicles," of the Dallas City Code is amended to read as follows:

"(b) An inspection fee of \$226 [30] must be paid for each wrecker that is used in the emergency wrecker service. Upon inspection and approval of each vehicle, the director shall issue a decal to the applicant or licensee. The decal must be affixed securely to the lower left corner of the front windshield of the inspected wrecker."

SECTION 14. That Subsection 105.8 "Fees and Permits Schedule," of Section 105, "Permits and Fees," of Part 2, "Administrative Provisions," of Chapter 1, "Scope and Administration," of Chapter 16, "Dallas Fire Code," of the Dallas City Code is amended to read as follows:

**"105.8 Fees and permits schedule.** An applicant for a permit required by Section 105.6 shall pay, upon issuance of the permit, a nonrefundable permit fee in accordance with the following schedule.

1. Acetylene generator, annual	\$300.00
2. Aerosol products, annual	\$250.00
3. Air curtain incinerator/pit/trench burn, <u>daily</u> [ <del>per day</del> ]	\$404.00
4. Amusement building, <u>annual</u>	\$150.00
5. Asphalt (tar) kettles, <u>annual</u>	\$199.00
6. Aviation facilities, <u>annual</u>	\$300.00
7. Calcium carbide storage, annual	\$300.00
8. Candle and open flames	\$125.00
9. Carnivals and fairs, daily	\$200.00
10. Combustible storage (miscellaneous), annual	\$250.00
11. Commercial cooking fire-extinguishing system	\$267.00
12. Compressed gas filling/storage/use, annual	\$250.00
13. Cryogenic fluids, annual	\$250.00
14. Dry cleaning plant, annual	\$300.00
15. <i>Explosive</i> /blasting, daily	\$450.00
16. Fireworks/ <i>explosive</i> storage, daily	\$300.00
17. Fireworks/ <i>explosive</i> transportation, daily	\$300.00
18. Fireworks display (initial)	\$500.00
19. Fireworks display (subsequent)	\$300.00
20. Flammable and combustible liquids, annual	\$250.00
21. Floor/wall finishing	\$150.00
22. Fruit and crop ripening, annual	\$279.00
23. Hazardous materials, annual	\$550.00

24. Hazardous production material (HPM), annual	\$550.00
25. High-piled storage, annual	\$200.00
26. Industrial oven, <u>annual</u>	\$250.00
27. Limited access gates, <u>annual</u>	
(1 to 3 gates)	\$250.00
(4 to 7 gates)	\$300.00
(8 or more gates)	\$400.00
28. Liquid- or gas-fueled vehicles or equipment in assembly buildings, per event:	
(1 to 10 vehicles or pieces of equipment)	\$200.00
(11 to 30 vehicles or pieces of equipment)	\$300.00
(31 to 400 [ <del>or more</del> ] vehicles or pieces of equipment)	\$400.00
(over 400 vehicles or pieces of equipment)	\$500.00
29. LP-gas storage/use	\$254.00
30. LP-gas demonstration/portable cooking (CART)	\$150.00
31. LP-gas demonstration/portable cooking (VEHICLE)	\$300.00
32. Lumber yards and woodworking plants, annual	\$269.00
33. Magnesium, annual	\$250.00
34. Mobile fueling	
(site survey), annual	\$400.00
(vehicle inspection), annual	\$300.00
35. Open burning/recreational fires	\$250.00
36. Private fire hydrant and water supplies, annual	\$350.00
37. Pyrotechnic special effects material, daily:	
Initial performance	\$300.00
Subsequent performances	\$300.00
38. Refrigeration equipment, <u>annual</u>	\$205.00
39. Scrap tire storage, annual	\$200.00
40. Spray painting/dipping, <u>annual</u>	\$200.00
41. <u>Standby personnel, hourly</u>	\$150.00
42. State licensed facilities	
(child care facility, <u>35 children or fewer</u> ), annual [ <del>35 Children or less</del> ]	\$150.00
(child care facility, <u>more than 35 children</u> ), annual [ <del>36 Children or more</del> ]	\$200.00
(residential care facility), annual	\$200.00
(small assisted living), annual	\$200.00
(adult day care facility), annual	\$200.00
43[2]. Temporary membrane structures and tents, Including plan review (per event)	\$300.00
44[3]. Tire-rebuilding plant, annual	\$200.00
45[4]. Torch and open flames	\$200.00
46[5]. Waste handling, annual	\$250.00
47. Welding/cutting/hotworks	\$194.00"

SECTION 15. That Subsection 105.9, “Reinspection Fee,” of Section 105, “Permits and Fees,” of Part 2, “Administrative Provisions,” of Chapter 1, “Scope and Administration,” of Chapter 16, “Dallas Fire Code,” of the Dallas City Code is amended to read as follows:

**“105.9 Reinspection fee.** Reinspection fees shall be assessed in accordance with Sections 105.9.1 and 105.9.2.

**105.9.1 When required.** Whenever a building or premises in the city is inspected by the *fire code official* and a violation of this code is found, the building or premises shall, after the expiration of any time limit for compliance given in a notice or order issued because of the violations, be reinspected by the *fire code official* to determine that the violation has been eliminated. The owner, occupant, operator or other person responsible for the violation shall pay to the city assessor and collector of taxes a fee in accordance with the following schedule for each reinspection that is conducted until the violation is determined to be eliminated.

NUMBER OF REINSPECTIONS	FEE
1 <sup>ST</sup>	\$0
2 <sup>ND</sup>	\$125 [ <del>\$100</del> ]
3 <sup>RD</sup> AND EACH SUBSEQUENT	\$205 [ <del>\$105</del> ]

SECTION 16. That Paragraph 115.3.1, “Multiple Buildings or Occupancies,” of Subsection 115.3, “Application for Registration,” of Section 115, “Registration and Inspection of High Risk Buildings and Occupancies,” of Part 2, “Administrative Provisions,” of Chapter 1, “Scope and Administration,” of Chapter 16, “Dallas Fire Code,” of the Dallas City Code is amended to read as follows:

**“[A] 115.3.1 Multiple buildings or occupancies.** If the application for a certificate of Registration is being made for multiple buildings or occupancies at the same address, the information required in Section 115.3 [~~113.3~~] must be provided for each building or occupancy at that address.”

SECTION 17. That Subsection 115.4, “Registration Fee and Inspection Charge,” of Section 115, “Registration and Inspection of High Risk Buildings and Occupancies,” of Part 2, “Administrative Provisions,” of Chapter 1, “Scope and Administration,” of Chapter 16, “Dallas Fire Code,” of the Dallas City Code is amended to read as follows:

“[A] **115.4 Registration fee and inspection charge.** The fee for a certificate of registration for a high risk occupancy is \$150 [25], plus an inspection charge in accordance with the following schedule.

**BUILDING TYPE:****INSPECTION FEE:**

## Public Assembly

Under 5,000 square feet	\$150.00
5,000 - 9,999 square feet	\$200.00
10,000 - 59,999 square feet	\$250.00
60,000 - 99,999 square feet	\$250.00
100,000 square feet and over	\$300.00

## Hazardous Materials

Under 5,000 square feet	\$250.00
5,000 - 9,999 square feet	\$250.00
10,000 - 59,999 square feet	\$300.00
60,000 - 99,999 square feet	\$313.00
100,000 square feet and over	\$400.00

## High-rise Office/Storage/Assembly

Under 200,000 square feet	\$250.00
200,000 - 600,000 square feet	\$260.00
Over 600,000 square feet	\$291.00

## High-rise Residential

Under 250 <i>dwelling units</i>	\$300.00
250 to 600 <i>dwelling units</i>	\$439.00
Over 600 <i>dwelling units</i>	\$550.00

## Health Care Facilities

Under 100 patient rooms or individual <i>dwelling units</i>	\$300.00
100-500 patient rooms or individual <i>dwelling units</i>	\$550.00
Over 500 patient rooms or individual <i>dwelling units</i>	\$650.00

**Exceptions:**

1. The inspection charge shall not be assessed for inspecting a building or occupancy that is subject to inspection in order to obtain one of the following operational permits from the *fire code official*:
  - a. Amusement building.
  - b. Aviation facilities.
  - c. Dry cleaning plant.

- d. Lumber yards and woodworking plants.
  - e. State licensed facility (child care, residential care, small assisted living, adult day care).
2. The inspection charge shall not be assessed for any property that is exempt from paying City of Dallas property taxes.
  3. The inspection charge shall not be assessed for any property that has a current vacant building certificate of registration from the City of Dallas."

SECTION 18. That Subsection (c), "Schedule of Service Charges," of Section 18-9, "Specifying Charges for Sanitation Service," of Article I, "Collection and Disposal," of Chapter 18, "Municipal Solid Wastes," of the Dallas City Code is amended to read as follows:

"(c) Schedule of service charges.

- (1) The collection service charge for a residence or duplex is as follows:

(A) Alley or curb collection service for municipal solid waste - \$24.32 [22.79] per dwelling unit per month for one rollcart, plus \$10.56 per month for each additional garbage rollcart requested by the owner or occupant of the premises.

(B) Packout or drive-in collection service for municipal solid waste - \$84.69 [79.35] per dwelling unit per month.

- (2) The collection service charge for an apartment or a mobile home park that receives manual collection service from the sanitation services of the city is as follows:

(A) Alley, curb, or drive-in collection service for municipal solid waste - \$24.32 [22.79] per apartment unit or mobile home space per month.

(B) Packout collection service for municipal solid waste - \$84.69 [79.35] per apartment unit or mobile home space per month.

- (3) A monthly collection service charge will be made for all commercial establishments for collection service provided by the sanitation services of the city as follows:

**TABLE OF MONTHLY CHARGES**  
(Garbage & Recycling, per Section 18-9(b)(6), more than once a week)

	<u>NUMBER OF COLLECTIONS PER WEEK*</u>						
<u>96-gallon</u>	<u>1</u>	<u>2</u>	<u>3</u>	<u>4</u>	<u>5</u>	<u>6</u>	<u>7</u>



<u>RollCarts</u>							
<u>1</u>	<u>\$30.33</u>	<u>\$59.59</u>	<u>\$88.85</u>	<u>\$118.11</u>	<u>\$147.37</u>	<u>\$176.63</u>	<u>\$205.89</u>
<u>2</u>	<u>\$60.66</u>	<u>\$119.18</u>	<u>\$177.70</u>	<u>\$236.22</u>	<u>\$294.73</u>	<u>\$353.25</u>	<u>\$ 411.77</u>
<u>3</u>	<u>\$90.99</u>	<u>\$178.77</u>	<u>\$266.54</u>	<u>\$354.32</u>	<u>\$442.10</u>	<u>\$529.88</u>	<u>\$617.66</u>
<u>4</u>	<u>\$121.32</u>	<u>\$238.36</u>	<u>\$355.39</u>	<u>\$472.43</u>	<u>\$589.47</u>	<u>\$706.51</u>	<u>\$823.54</u>
<u>5</u>	<u>\$151.65</u>	<u>\$297.95</u>	<u>\$444.24</u>	<u>\$590.54</u>	<u>\$736.84</u>	<u>\$883.13</u>	<u>\$1,029.43</u>
<u>6</u>	<u>\$181.98</u>	<u>\$357.54</u>	<u>\$533.09</u>	<u>\$708.65</u>	<u>\$884.20</u>	<u>\$1,059.76</u>	<u>\$1,235.32</u>
<u>7</u>	<u>\$212.31</u>	<u>\$417.13</u>	<u>\$621.94</u>	<u>\$826.75</u>	<u>\$1,031.57</u>	<u>\$1,236.39</u>	<u>\$1,441.20</u>
<u>8</u>	<u>\$242.64</u>	<u>\$476.72</u>	<u>\$710.78</u>	<u>\$944.86</u>	<u>\$1,178.94</u>	<u>\$1,413.01</u>	<u>\$1,647.09</u>
<u>9</u>	<u>\$272.97</u>	<u>\$536.31</u>	<u>\$799.63</u>	<u>\$1,062.97</u>	<u>\$1,326.30</u>	<u>\$1,589.64</u>	<u>\$1,852.98</u>
<u>10</u>	<u>\$303.30</u>	<u>\$595.90</u>	<u>\$888.48</u>	<u>\$1,181.08</u>	<u>\$1,473.67</u>	<u>\$1,766.27</u>	<u>\$2,058.86</u>

	<del>[NUMBER OF COLLECTIONS PER WEEK*]</del>					
<b>96-gallon RollCarts</b>	<b>2</b>	<b>3</b>	<b>4</b>	<b>5</b>	<b>6</b>	<b>7</b>
1	\$59.59	\$88.85	\$118.11	\$147.37	\$176.63	\$205.89
2	\$119.18	\$177.70	\$236.22	\$294.73	\$353.25	\$ 411.77
3	\$178.77	\$266.54	\$354.32	\$442.10	\$529.88	\$617.66
4	\$238.36	\$355.39	\$472.43	\$589.47	\$706.51	\$823.54
5	\$297.95	\$444.24	\$590.54	\$736.84	\$883.13	\$1,029.43
6	\$357.54	\$533.09	\$708.65	\$884.20	\$1,059.76	\$1,235.32
7	\$417.13	\$621.94	\$826.75	\$1,031.57	\$1,236.39	\$1,441.20
8	\$476.72	\$710.78	\$944.86	\$1,178.94	\$1,413.01	\$1,647.09
9	\$536.31	\$799.63	\$1,062.97	\$1,326.30	\$1,589.64	\$1,852.98
10	\$595.90	\$888.48	\$1,181.08	\$1,473.67	\$1,766.27	\$2,058.86

### TABLE OF MONTHLY CHARGES

(Garbage & Recycling, per Section 18-9(b)(6), once a week only [-, eff. 1/1/16])

-	NUMBER OF COLLECTIONS PER WEEK
<b>96-gallon RollCarts</b>	<b>1</b>
1	\$30.33
2	\$60.66
3	\$90.99
4	\$121.32
5	\$151.65
6	\$181.98
7	\$212.31
8	\$242.64
9	\$272.97
10	\$303.30]

(4) A monthly recycling-only collection service charge will be made for all commercial properties for weekly collection service provided by the sanitation services of the city as follows:

**TABLE OF MONTHLY CHARGES**

(Recycling-Only Service, Outside of the Central Business District [,-eff. 1/1/16])

NUMBER OF 96-GALLON RECYCLING ROLL CARTS									
1	2	3	4	5	6	7	8	9	10
\$19.83	\$39.66	\$59.49	\$79.32	\$99.15	\$118.98	\$138.81	\$158.64	\$178.47	\$198.30

(5) Extraordinary collection and removal service: A cost plus rate determined by the director of sanitation for materials not included in the regular collection service as described in Section 18-8, as amended.

(6) Miscellaneous collection service charges will be as follows:

(A) Public housing may be charged as apartments.

(B) Churches, clinics, hospitals, public buildings, and schools will be charged as commercial locations.

(7) The service charge for the collection and removal of grass cuttings from any premises is:

(A) \$1.50 per bag, if the service is performed by city sanitation services; and

(B) an amount specified by city contract, if the service is performed by a contractor selected by the city under Section 18-8(b)(3), as amended.

(8) Packout or drive-in service for certain handicapped persons meeting uniform requirements specified by the director of sanitation will be provided at the rate for alley or curb collection service. Any applicant for a reduced rate under this subparagraph who intentionally makes any misrepresentation in any written statement required by such uniform requirements is guilty of an offense and, upon conviction, is punishable by a fine not to exceed \$500.

(9) The fee for replacement of a rollcart that is lost or damaged due to a customer's negligence is \$49.59 for a garbage rollcart or \$52.94 for a recycling rollcart.

(10) Large dead animals, including but not limited to horses, cattle, and other animals of similar size, will be picked up by the city for a fee of \$100 per animal."

SECTION 19. That Paragraph (2) of Subsection (b) of Section 18-11, "Specifying Charges for Disposal of Solid Waste Materials," of Article I, "Collection and Disposal," of Chapter 18, "Municipal Solid Wastes," of the Dallas City Code is amended to read as follows:

"(2) Except as provided in Subsection (b)(3), the charge for all materials accepted at a city landfill site is \$25.00 [~~21.50~~] per ton based on the landfill weighing system, with a minimum charge of \$25.00 [~~21.50~~] for any load that is less than one ton."

SECTION 20. That Paragraph (5) of Subsection (c) of Section 18-11, "Specifying Charges for Disposal of Solid Waste Materials," of Article I, "Collection and Disposal," of Chapter 18, "Municipal Solid Wastes," of the Dallas City Code is amended to read as follows:

"(5) In consideration of the agreement of a solid waste collection service to guarantee the disposal of an annual tonnage of solid waste at the landfill pursuant to a disposal service contract, the director of sanitation may provide a discount from the disposal service charge required under Subsection (c)(4) of this section in accordance with the following table:

Disposal Service Contract Discount Rate	
<b>SOLID WASTE DISPOSED OF AT THE LANDFILL DURING A CONTRACT YEAR (in tons)</b>	<b>DISCOUNT RECEIVED BASED ON THE CONTRACT TERM (in percentages)</b>

From	To	1 or 2 Year Contract Term	3 or 4 Year Contract Term	5 Year Contract Term
10,000	49,999	<u>12.28</u> [0.00] %	<u>13.60</u> [1.50] %	<u>14.88</u> [3.00] %
50,000	74,999	<u>14.24</u> [2.25] %	<u>16.24</u> [4.50] %	<u>20.16</u> [9.00] %
75,000	99,999	<u>14.88</u> [3.00] %	<u>17.56</u> [6.00] %	<u>22.80</u> [12.00] %
100,000	124,999	<u>15.60</u> [3.75] %	<u>18.84</u> [7.50] %	<u>25.40</u> [15.00] %
125,000	149,999	<u>15.76</u> [3.94] %	<u>19.16</u> [7.88] %	<u>26.12</u> [15.75] %
150,000	199,999	<u>15.84</u> [4.06] %	<u>19.40</u> [8.13] %	<u>26.52</u> [16.25] %
200,000	No maximum	<u>16.00</u> [4.25] %	<u>19.76</u> [8.50] %	<u>27.16</u> [17.00] %

SECTION 21. That Paragraph (9) of Subsection (b) of Section 48A-6, "License Required; Application," of Article II, "Vehicle Tow Service License," of Chapter 48A, "Vehicle Tow Service," of the Dallas City Code is amended to read as follows:

"(9) a nonrefundable application processing fee of \$135 [250]."

SECTION 22. That Subsection (c) of Section 48A-8, "License Issuance; Fee; Display; Transferability; Expiration," of Article II, "Vehicle Tow Service License," of Chapter 48A, "Vehicle Tow Service," of the Dallas City Code is amended to read as follows:

"(c) The annual fee for a vehicle tow service license is \$362[1,650], prorated on the basis of whole months. The fee for issuing a duplicate license for one lost, destroyed, or mutilated is \$5. The fee is payable to the director upon issuance of a license. No refund of a license fee will be made."

SECTION 23. That Section 48A-14, "Application for Wrecker Driver's Permit; Fee," of Article III, "Wrecker Driver's Permit," of Chapter 48A, "Vehicle Tow Service," of the Dallas City Code is amended to read as follows:

**"SEC. 48A-14. APPLICATION FOR WRECKER DRIVER'S PERMIT; FEE.**

To obtain a wrecker driver's permit, or renewal of a wrecker driver's permit, a person must file with the director a completed written application on a form provided for the purpose and a nonrefundable application fee of \$32 [15]. The director shall require each application to state such information as the director reasonably considers necessary to determine whether an applicant is qualified."

SECTION 24. That Section 48A-20, "Duplicate Permit," of Article III, "Wrecker Driver's Permit," of Chapter 48A, "Vehicle Tow Service," of the Dallas City Code is amended to read as follows:

**"SEC. 48A-20. DUPLICATE PERMIT.**

If a wrecker driver's permit is lost or destroyed, the director shall issue the permittee a duplicate permit upon payment to the city of a duplicate permit fee of \$16 [5]."

SECTION 25. That Subsection (i) of Section 48A-29, "Insurance," of Article IV, "Miscellaneous Licensee and Driver Regulations," of Chapter 48A, "Vehicle Tow Service," of the Dallas City Code is amended to read as follows:

"(i) If the insurance of a licensee lapses or is canceled and new insurance is not obtained, the director shall suspend the license until the licensee provides evidence that insurance coverage required by this section has been obtained. A person shall not operate a vehicle tow service while a license is suspended under this section whether or not the action is appealed. A \$105[0] fee must be paid before a license suspended under this section will be reinstated."

SECTION 26. That Paragraph (9) of Subsection (b) of Section 48C-6, "License Required; Application," of Article II, "Vehicle Immobilization Service License," of Chapter 48C, "Vehicle Immobilization Service," of the Dallas City Code is amended to read as follows:

"(9) A nonrefundable application processing fee of \$96[50]."

SECTION 27. That Subsection (c) of Section 48C-8, "License Issuance; Fee; Display; Transferability; Expiration," of Article II, "Vehicle Immobilization Service License," of Chapter 48C, "Vehicle Immobilization Service," of the Dallas City Code is amended to read as follows:

"(c) The annual fee for a vehicle immobilization service license is \$557[900], prorated on the basis of whole months. The fee for issuing a duplicate license for one lost, destroyed, or mutilated is \$13[5]. The fee is payable to the director upon issuance of a license. No refund of a license fee will be made."

SECTION 28. That Section 48C-15, "Application for Vehicle Immobilization Operator's Permit," of Article III, "Vehicle Immobilization Operator's Permit," of Chapter 48C, "Vehicle Immobilization Service," of the Dallas City Code is amended to read as follows:

**"SEC. 48C-15. APPLICATION FOR VEHICLE IMMOBILIZATION OPERATOR'S PERMIT; FEE.**

To obtain a vehicle immobilization operator's permit, or renewal of a vehicle immobilization operator's permit, a person must file with the director a completed written application on a form provided for the purpose and a nonrefundable application fee of \$56 [~~10~~]. The director shall require each application to state such information as the director reasonably considers necessary to determine whether an applicant is qualified."

SECTION 29. That Section 48C-21, "Duplicate Permit," of Article III, "Vehicle Immobilization Operator's Permit," of Chapter 48C, "Vehicle Immobilization Service," of the Dallas City Code is amended to read as follows:

**"SEC. 48C-21. DUPLICATE PERMIT.**

If a vehicle immobilization operator's permit is lost or destroyed, the director shall issue the permittee a duplicate permit upon payment to the city of a duplicate permit fee of \$14 [~~0~~]."

SECTION 30. That Subsection (h) of Section 48C-30, "Insurance," of Article IV, "Miscellaneous Licensee and Operator Regulations," of Chapter 48C, "Vehicle Immobilization Service," of the Dallas City Code is amended to read as follows:

"(h) If the insurance of a licensee lapses or is canceled and new insurance is not obtained, the director shall suspend the license until the licensee provides evidence that insurance coverage required by this section has been obtained. A person shall not operate a vehicle immobilization service while a license is suspended under this section whether or not the action is appealed. A \$52 [~~100~~] fee must be paid before a license suspended under this section will be reinstated."

SECTION 31. That Subsection (c), "Rate Tables," of Section 49-18.1, "Rates for Treated Water Service," of Article II, "Rates, Charges and Collections," of Chapter 49, "Water and Wastewater," of the Dallas City Code is amended to read as follows:

“(c) Rate tables. The director shall charge customers for treated water service in accordance with the following tables:

(1) Water Service Customer Charges.

<u>METER SIZE</u>	<u>RATE PER METER</u>
5/8-inch meter	<u>\$5.25</u> [5.12]
3/4-inch meter	<u>7.26</u> [7.07]
1-inch meter	<u>10.56</u> [10.28]
1-1/2-inch meter	<u>19.66</u> [19.14]
2-inch meter	<u>31.98</u> [31.14]
3-inch meter	<u>74.90</u> [72.93]
4-inch meter	<u>124.44</u> [121.17]
6-inch meter	<u>247.11</u> [240.61]
8-inch meter	<u>411.31</u> [400.50]
10-inch meter or larger	<u>631.58</u> [614.98]

(2) Usage Charge - Rate Per 1,000 Gallons.

TYPE OF USAGE

(A) Residential:

(i)	Up to 4,000 gallons	<u>\$1.90</u> [1.87]
(ii)	4,001 to 10,000 gallons	<u>4.25</u> [4.13]
(iii)	10,001 to 15,000 gallons	<u>6.03</u> [5.81]
(iv)	Above 15,000 gallons	<u>8.55</u> [8.20]

(B) General service:

(i)	Up to 10,000 gallons	<u>3.65</u> [3.47]
(ii)	Above 10,000 gallons	<u>3.91</u> [3.71]
(iii)	Above 10,000 gallons and 1.4 times annual average monthly usage	<u>5.94</u> [5.63]”

SECTION 32. That Paragraph (1) of Subsection (f), “Election for Certain General Water Service Customers,” of Section 49-18.1, “Rates for Treated Water Service,” of Article II, “Rates,

Charges and Collections,” of Chapter 49, “Water and Wastewater,” of the Dallas City Code is amended to read as follows:

“(1) The customer must agree to pay each year:

(A) the monthly customer charge provided in Subsection (c);

(B) \$2,192.92 [~~2,135.27~~] per month as a usage charge on the first 1,000,000 gallons used in a billing period; and

(C) \$3.03 [~~2.95~~] per 1,000 gallons used in excess of 1,000,000 gallons per month.”

SECTION 33. That Subsection (g), “Adjusted Rates for Hidden Water Leaks,” of Section 49-18.1, “Rates for Treated Water Service,” of Article II, “Rates, Charges and Collections,” of Chapter 49, “Water and Wastewater,” of the Dallas City Code is amended to read as follows:

“(g) Adjusted rates for hidden water leaks. When a customer experiences a substantial increase in water or wastewater usage from a hidden water leak and the customer meets the requirements of Section 49-9(e), the director will adjust the account and bill the customer:

(1) an estimated amount of normal water usage for the period at the regular rate;

(2) the excess water usage caused by the hidden leak at the following applicable rate:

<u>TYPE OF USAGE</u>	<u>RATE PER 1,000 GALLONS</u>
(A) Residential	<u>\$1.90</u> [ <del>1.87</del> ]
(B) General service	<u>3.65</u> [ <del>3.47</del> ]
(C) Optional general service	<u>3.03</u> [ <del>2.95</del> ]
(D) Municipal service	<u>2.42</u> [ <del>2.38</del> ]

and

(3) the applicable wastewater rate prescribed in Section 49-18.2(c), based on an adjustment of wastewater volume to estimated normal volume, where adjustment is appropriate.”



SECTION 34. That Subsection (i), “Rates for Municipal Purpose Water Service,” of Section 49-18.1, “Rates for Treated Water Service,” of Article II, “Rates, Charges and Collections,” of Chapter 49, “Water and Wastewater,” of the Dallas City Code is amended to read as follows:

“(i) Rates for municipal purpose water service. Water service to property owned by the city of Dallas that is used solely for municipal purposes may be charged \$2.42 [~~2.38~~] per 1,000 gallons of water used.”

SECTION 35. That Section 49-18.2, “Rates for Wastewater Service,” of Article II, “Rates, Charges and Collections,” of Chapter 49, “Water and Wastewater,” of the Dallas City Code is amended to read as follows:

**“SEC. 49-18.2. RATES FOR WASTEWATER SERVICE.**

(a) Form of rate. The monthly rate for wastewater service to a customer consists of:

- (1) a customer charge;
- (2) a usage charge; and
- (3) a surcharge for excessive concentration of wastes, if applicable.

(b) Billing cycle. In this section, water used per month is based upon the billing cycle of the department.

(c) Rate tables. The director shall charge a customer for wastewater service in accordance with the following tables:

Wastewater Service Charges.

- (1) Monthly customer charges

<u>METER SIZE</u>	<u>RATE PER METER</u>
5/8-inch meter	<u>\$4.70</u> [ <del>4.58</del> ]
3/4-inch meter	<u>6.44</u> [ <del>6.27</del> ]
1-inch meter	<u>9.35</u> [ <del>9.10</del> ]
1-1/2-inch meter	<u>17.99</u> [ <del>17.52</del> ]
2-inch meter	<u>28.35</u> [ <del>27.60</del> ]
3-inch meter	<u>68.52</u> [ <del>66.72</del> ]

4-inch meter	<u>109.56</u> [ <del>106.68</del> ]
6-inch meter	<u>215.64</u> [ <del>209.97</del> ]
8-inch meter	<u>359.97</u> [ <del>350.51</del> ]
10-inch meter or larger	<u>565.59</u> [ <del>550.72</del> ]

(2) Monthly residential usage charge: \$5.31 [~~5.20~~] per 1,000 gallons of the average water consumption billed in the months of December, January, February, and March, or of the actual Month's water consumption, whichever is less, up to a maximum charge of 40,000 gallons per month.

(3) Monthly general service usage charge: \$4.08 [~~3.95~~] per 1,000 gallons of water used.

(4) Monthly usage charge for Section 49-18.1(f) customer: \$3.65 [~~3.56~~] per 1,000 gallons of water used.

(5) Monthly general service usage charge for wastewater separately metered: \$3.73 [~~3.65~~] per 1,000 gallons of wastewater discharged.

(6) Monthly surcharge for excessive concentrations of waste: An amount calculated in accordance with Sections 49-18.12, 49-48 and 49-49 of this chapter.

(7) Monthly surcharge for excessive concentrations of waste for wastewater separately metered: An amount calculated in accordance with Sections 49-18.12, 49-48 and 49-49 of this chapter.

(d) Where residential water service is not used. If a residential customer does not receive water service solely from the city, the director shall estimate water used per month to determine the usage charge in Subsection (c).

(e) Where general water service is not used. If a general service customer does not receive water service solely from the city, the customer must install and maintain, at the customer's expense, adequate meters that measure total water usage from other sources and that meet American Water Works Association standards. The customer must pay an additional customer charge of \$10.00 per month for each meter, regardless of size, installed under this subsection. When a meter is inaccurate, the director may estimate water usage.

(f) Rates for municipal purpose wastewater service. Wastewater service to property owned by the city of Dallas that is used solely for municipal purposes may be charged \$2.58 per 1,000 gallons of water used."

SECTION 36. That Subsection (b), "Rate Table," of Section 49-18.4, "Rates for Wholesale Water and Wastewater Service to Governmental Entities," of Article II, "Rates,

Charges and Collections,” of Chapter 49, “Water and Wastewater,” of the Dallas City Code is amended to read as follows:

“(b) Rate table. The director shall charge a governmental entity for wholesale water service in accordance with the following:

(1) The volume charge for treated water is \$0.4416 [~~0.4305~~] per 1,000 gallons of water used, and the annual water year demand charge is \$262,058 [~~243,453~~] per each mgd, as established by the highest rate of flow controller setting.

(2) If a flat rate charge for treated water is provided by contract, or in the absence of a rate of flow controller, the charge is \$2.0795 [~~1.9521~~] per 1,000 gallons of treated water used.

(3) A monthly readiness-to-serve charge will be assessed for any standby service point. The monthly fee, based on size of connection, is as follows:

<u>Size of Connection</u>	<u>Monthly Standby Fee</u>
3-inch	<u>\$74.90</u> [ <del>72.93</del> ]
4-inch	<u>124.44</u> [ <del>121.17</del> ]
6-inch	<u>247.11</u> [ <del>240.61</del> ]
8-inch	<u>411.31</u> [ <del>400.50</del> ]
10-inch or larger	<u>631.58</u> [ <del>614.98</del> ]

(4) The rate for regular untreated water service to a governmental entity is \$0.9120 [~~0.8335~~] per 1,000 gallons of untreated water used. The rate for interruptible untreated water service to a governmental entity is \$0.4265 [~~0.4044~~] per 1,000 gallons of untreated water used.”

SECTION 37. That Subsection (e), “Wholesale Wastewater Rates,” of Section 49-18.4, “Rates for Wholesale Water and Wastewater Service to Governmental Entities,” of Article II, “Rates, Charges and Collections,” of Chapter 49, “Water and Wastewater,” of the Dallas City Code is amended to read as follows:

“(e) Wholesale wastewater rates. The director may provide wholesale wastewater service to other governmental entities by contract, in accordance with the following rules:

(1) The monthly rate for wholesale wastewater service is \$2.4647 [~~2.2688~~] per 1,000 gallons of wastewater discharged. The director is authorized to compensate those governmental entities located within the boundaries of the city for the city’s use of integrated facilities owned by those governmental entities.

(2) An infiltration and inflow adjustment factor of 11.4 [~~11.3~~] percent will be added to the average water consumption for the months of December, January, February, and March to determine billable volume for a governmental entity with unmetered wholesale wastewater service.

(3) If the BOD or suspended solids concentration of waste discharged exceeds 250 mg/L, the governmental entity must pay a surcharge calculated in accordance with Section 49-18.12(1)(A) or (B), whichever applies.”

SECTION 38. That Subsection (f), “Treatment of Water Owned By Another Governmental Entity,” of Section 49-18.4, “Rates for Wholesale Water and Wastewater Service to Governmental Entities,” of Article II, “Rates, Charges and Collections,” of Chapter 49, “Water and Wastewater,” of the Dallas City Code is amended to read as follows:

“(f) Treatment of water owned by another governmental entity. The director may provide treatment services at the Elm Fork water treatment plant to water owned by another governmental entity in accordance with a written contract. The volume charge for treating water owned by another governmental entity is \$0.3128 [~~0.2994~~] per 1,000 gallons of water treated, and the annual water year demand charge is \$49,207 [~~43,640~~] per each mgd, as established by the maximum demand capacity set forth in the contract.”

SECTION 39. That Subsection (a), “Regular Rate,” of Section 49-18.5, “Rate for Untreated Water,” of Article II, “Rates, Charges and Collections,” of Chapter 49, “Water and Wastewater,” of the Dallas City Code is amended to read as follows:

“(a) Regular rate. The charge for untreated water is \$0.9120 [~~0.8335~~] per 1,000 gallons of water used.”

SECTION 40. That Subsection (b), “Interruptible Rate,” of Section 49-18.5, “Rate for Untreated Water,” of Article II, “Rates, Charges and Collections,” of Chapter 49, “Water and Wastewater,” of the Dallas City Code is amended to read as follows:

“(b) Interruptible rate. The charge for interruptible service is \$0.4265 [~~0.4044~~] per 1,000 gallons of water used.”

SECTION 41. That Subsection (a), “Water Service Installation and Connection Charge,” of Section 49-18.7, “Service Connection Charges,” of Article II, “Rates, Charges and

Collections," of Chapter 49, "Water and Wastewater," of the Dallas City Code is amended to read as follows:

“(a) Water service installation and connection charge. The director shall charge for the installation of all water service connections at the following rates:

(1) Water Service Installation Charges.

<u>Connection Size</u>	<u>Fee</u>
3/4-inch	\$3,420.00 [2,972.00]
1-inch	\$3,520.00 [3,103.00]
1 1/2-inch	\$4,520.00 [4,625.00]
2-inch	\$4,820.00 [4,462.00]

(2) Connecting Existing Water Service.

<u>Connection Size</u>	<u>Fee</u>
3/4-inch	\$820.00 [718.00]
1-inch	\$900.00 [762.00]
1 1/2-inch	\$2,120.00 [1,704.00]
2-inch	\$1,820.00 [1,885.00]
Up to 2-inch bullhead	\$2,180.00 [3,947.00]”

SECTION 42. That Subsection (b), “Wastewater Service Installation and Connection Fees,” of Section 49-18.7, “Service Connection Charges,” of Article II, “Rates, Charges and Collections,” of Chapter 49, “Water and Wastewater,” of the Dallas City Code is amended to read as follows:

“(b) Wastewater service installation and connection fees. Except as provided in Subsection (d), the city shall charge the following rates for the installation or connection of residential wastewater service lines:

- |     |   |                       |
|-----|---|-----------------------|
| (1) | First wastewater service line installation and connection charge              | \$3,000.00 [2,778.00] |
| (2) | For connecting existing wastewater service lines constructed by other persons | \$475.00”             |

SECTION 43. That Section 49-18.9, "Charges for Use of Fire Hydrants," of Article II, "Rates, Charges and Collections," of Chapter 49, "Water and Wastewater," of the Dallas City Code is amended to read as follows:

**"SEC. 49-18.9. CHARGES FOR USE OF FIRE HYDRANTS.**

A person requesting use of water from a fire hydrant pursuant to Section 49-27 shall pay the following application charges:

- (1) a deposit of \$1,500 to be refunded when the service is discontinued and the meter is returned to the city by the person or the person's authorized representative, less any unpaid fees for services and any costs to repair damage in excess of normal wear;
- (2) a monthly fire hydrant service charge of \$74.90 [~~72.93~~]; and
- (3) a usage charge for water that will be billed at the general service rate prescribed in Section 49-18.1(c)(2)(B)."

SECTION 44. That Paragraph (3), "Fee Schedule," of Subsection (g), "Fees for Inspection of Infrastructure Improvements Constructed Under Private Development Contracts," of Section 51A-1.105, "Fees," of Article I, "General Provisions," of Chapter 51A, "Dallas Development Code," of the Dallas City Code is amended to read as follows:

"(3) Fee schedule.

Type of Inspection	Inspection Fee
The value of the proposed improvement is <u>\$25,000</u> [ <del>12,500</del> ] or less	<u>\$500.00</u> [ <del>600.00</del> ]
The value of the proposed improvement is from <u>\$25,001 to \$100,000</u> [ <del>12,501 to \$25,000</del> ]	<u>\$500.00, plus \$0.02 multiplied by the value of the improvement in excess of \$25,001</u> [ <del>1,000.00</del> ]
The value of the proposed improvement is <u>100,001 or more</u> [ <del>from \$25,001 to \$100,000</del> ]	<u>\$2,000.00, plus \$0.01 multiplied by the value of the improvements in excess of \$100,001</u> [ <del>1,000.00, plus \$0.035 multiplied by the value of the improvement in excess of \$25,001</del> ]
[ <del>The value of the proposed improvement is from \$100,001 to \$500,000</del> ]	<del>\$3,625.00, plus \$0.03 multiplied by the value of the improvements in excess of \$100,001</del>
<del>The value of the proposed improvement is \$500,001 to \$1,000,000</del>	<del>\$15,625.00, plus \$0.025 multiplied by the value of the improvements in excess of \$500,001</del>

~~The value of the proposed improvement is \$28,125.00, plus \$0.02 multiplied by the value of the improvements in excess of \$1,000,001]~~  
~~\$1,000,001 or more~~

SECTION 45. That Subsection (i), "Fees for Development Impact Review," of Section 51A-1.105, "Fees," of Article I, "General Provisions," of Chapter 51A, "Dallas Development Code," of the Dallas City Code is amended to read as follows:

"(i) Fees for development impact review.

- (1) An application will not be processed until the fee has been paid.
- (2) The applicant shall pay the filing fee to the building official. The building official shall deposit fees received in the official city depository not later than the next business day following receipt of the fees.
- (3) No refund of a fee may be made.
- (4) The fee for a site plan review required under Section 51A-4.803 is \$50.00.
- (5) An applicant shall pay a fee of \$300.00 for an appeal to the city plan commission of a decision of the director denying a development impact review or residential adjacency review application, as described in this chapter."

SECTION 46. That Paragraph (3) of Subsection (k), "Fees for Miscellaneous Items," of Section 51A-1.105, "Fees," of Article I, "General Provisions," of Chapter 51A, "Dallas Development Code," of the Dallas City Code is amended to read as follows:

"(3) Fee schedule.

<b>Type of Application</b>	<b>Application Fee</b>	<b>Area of Notification for Hearing</b>
Minor plan amendment	\$825.00	[200 feet. See also note below.]
<u>Appeal of the decision of the director to city plan commission or the decision of the city plan commission to the city council for a minor plan amendment</u>	<u>\$300.00</u>	
Detailed development plan when submitted after passage of an ordinance establishing a planned development district	\$600.00 for each submission	
Waiver of the two year waiting period under	\$300.00	

## Section 51A-4.701(d)(3)

Extension of the development schedule under Section 51A-4.702(g)(3)	\$75.00
Waiver of the requirement of proof that taxes, fees, fines, and penalties are not delinquent under Section 51A-1.104.1	\$200.00
Appeal to the city council of a moratorium on a zoning or nonzoning matter handled by the department	\$300.00
Request for a letter from the department explaining the availability of water services for a development site	<u>\$200.00</u> [ <del>150.00</del> ]
Request for a letter from the department explaining the availability of wastewater services for a development site.	<u>\$200.00</u> [ <del>150.00</del> ]
Request for performance of a wastewater capacity analysis on an existing wastewater line to determine its capacity for a proposed development or land use	<u>\$2,500.00</u> [ <del>800.00</del> ]
<u>Appeal of an apportionment determination to the city plan commission</u>	<u>\$600.00</u>
Appeal an apportionment determination <u>decision of the city plan commission</u> to the city council	\$600.00
Appeal a decision of the landmark \$300.00 commission on a predesignation certificate of appropriateness, certificate of appropriateness, or certificate for demolition or removal to the city plan commission regarding a single family use or a handicapped group dwelling unit use	\$300.00
Appeal a decision of the landmark commission on a predesignation certificate of appropriateness, certificate of appropriateness, or certificate for demolition or removal to the city plan commission regarding any other use	\$700.00
Request for a sidewalk width waiver under Section 51A-4.124(a)(8)(C)(v)	\$300.00
Request for an administrative parking reduction under Section 51A-4.313	\$375.00 and \$25 per space over 10 spaces

Note: The director shall also send notification of minor plan amendments to the city plan commission members, any known neighborhood associations covering the property, and persons



on the early notification list at least 10 days prior to the public hearing.”

SECTION 47. That Paragraph (6) of Subsection (n), “Fees for Platting, Replatting, and Other Related Fees,” of Section 51A-1.105, “Fees,” of Article I, “General Provisions,” of Chapter 51A, “Dallas Development Code,” of the Dallas City Code is amended to read as follows:

“(6) An applicant who submits engineering plans shall pay to the director of development services:

(A) \$1,500 [~~1,050~~] for the initial submission of engineering plans;

(B) no fee for the applicant’s submission of the first modification of the initial submission of engineering plans if it includes only those modifications required in response to comments and requirements made by the department of development services after reviewing the initial submission; and

(C) \$500 [~~300~~] for each subsequent submission.

The fees required in this paragraph must be paid to the director of development services at the time of each submission. After the department of development services has approved all engineering plans and received payment of all required fees, the director of development services shall notify the commission of such approval and payment.”

SECTION 48. That Paragraph (4) of Subsection (q), “Fees for Sign Review in Special Provision Sign Districts,” of Section 51A-1.105, “Fees,” of Article I, “General Provisions,” of Chapter 51A, “Dallas Development Code,” of the Dallas City Code is amended to read as follows:

“(4) Fee schedule.

<b>Type of Application</b>	<b>Application Fee</b>
Certificate of appropriateness for a sign in a special provision sign district when review by the city plan commission is required under Section 51A-7.505.	\$345
<u>Appeal of the decision of the director to city plan commission for a sign permit in a special provision sign district</u>	<u>\$300</u>
<u>Appeal of the decision of the city plan commission to the city council</u>	<u>\$300</u>

for a sign permit in a special provision sign district

Sign location permit under Section 51A-7.930.

\$5,000

Copy change fee under Section 51A-7.930.

10 cents per square  
foot of effective area"

SECTION 49. That Section 51A-1.105, "Fees," of Article I, "General Provisions," of Chapter 51A, "Dallas Development Code," of the Dallas City Code is amended by adding a Subsection (y), "Fees for Property Description Review," to read as follows:

“(y) Fees for property description review.

- (1) An application will not be processed until the fee has been paid.
- (2) The applicant shall pay the fee to the director. The director shall deposit fees received in the official city depository not later than the next business day following receipt of the fees.
- (3) A fee is required for each review.
- (4) No refund of a fee may be made.
- (5) Fee schedule:

<b>Type of Property Description</b>	<b>Application Fee</b>
Platted	\$12.50
Metes and bounds less than four pages	\$25.00
Metes and bounds four pages and more	\$50.00”

SECTION 50. That the amendments to Paragraph 115.3.1 and Subsection 115.4 of Chapter 16, "Dallas Fire Code," as described in Sections 16 and 17 of this ordinance, supersede the amendments to Paragraph 115.3.1 and Subsection 115.4, of Chapter 16, "Dallas Fire Code," in Section 44, of Ordinance Number 30135, passed by the Dallas City Council on June 22, 2016.

SECTION 51. That, unless specifically provided otherwise by this ordinance or by state law, a person violating a provision of this ordinance governing fire safety, zoning, or public health and sanitation, is, upon conviction, punishable by a fine not to exceed \$2,000 and that a

person violating any other provision of this ordinance is, upon conviction, punishable by a fine not to exceed \$500.

SECTION 52. That Chapters 2, 15D, 16, 18, 48A, 48C, 49, and 51A of the Dallas City Code, as amended, will remain in full force and effect, save and except as amended by this ordinance. Any proceeding, civil or criminal, based upon events that occurred prior to the effective date of this ordinance are saved, and the former law is continued in effect for that purpose.

SECTION 53. That the terms and provisions of this ordinance are severable and are governed by Section 1-4 of Chapter 1 of the Dallas City Code, as amended.

SECTION 54. That this ordinance shall take effect on October 1, 2016, and it is accordingly so ordained.

APPROVED AS TO FORM:

CHRISTOPHER D. BOWERS, Interim City Attorney

By   
Assistant City Attorney

Passed SEP 21 2016



## PROOF OF PUBLICATION – LEGAL ADVERTISING

The legal advertisement required for the noted ordinance was published in the Dallas Morning News, the official newspaper of the city, as required by law, and the Dallas City Charter, Chapter XVIII, Section 7.

DATE ADOPTED BY CITY COUNCIL SEP 21 2016

ORDINANCE NUMBER 30215

DATE PUBLISHED SEP 24 2016

ATTESTED BY: