

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE AMENDING ORDINANCE NO. 20100913-004 TO AUTHORIZE ADDITIONAL FEES AND WAIVER OF CERTAIN FEES RELATED TO SUSTAINABLE URBAN AGRICULTURE.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:**

**PART 1.** The City Council amends Ordinance No. 20100913-004, the Fiscal Year 2010-2011 Fee Ordinance (Original Fee Ordinance), to authorize the following additional fees and fee waivers be set and charged by the City for Fiscal Year 2010-2011 beginning on the effective date of this ordinance and ending on September 30, 2011:

- A. Under the Category titled "Planning & Development Review Department – Site Plan, Miscellaneous Site Plan Fees – Site Plan" on page 52 of Exhibit A to the Original Fee Ordinance add the following note at the end of the category: "NOTE: Site Plan Commercial Exemption Fee shall be waived for any section 25-5-2(K) site plan exemption associated solely with a City-Supported Community Garden as defined in Chapter 14-7 of the City Code."
- B. Under the Category titled "Planning & Development Review Department – Building Permit Fees, New Construction (Groups A, E, I, H, B – All buildings, except, apartments, motels, hotels, warehouses, parking garages and residences) (4) Plumbing Fee " on page 56 of Exhibit A to the Original Fee Ordinance add the following note at the end of the category: "NOTE: Plumbing Fee shall be waived for any inspection associated solely with a City-Supported Community Garden as defined in Chapter 14-7 of the City Code."
- C. Under the Category titled "Austin Water Utility – Tap & Reconnection Fee performed by the City, Meter Size: 5/8" plus actual cost of meter" on page 147 of Exhibit A to the Original Fee Ordinance add the following note at the end of the category: "NOTE: Meter Tap & Reconnection Fees (not to exceed Meter Size – 5/8" plus actual cost of meter fees) shall be waived for the installation of a water meter solely for a City-Supported Community Garden as defined in Chapter 14-7 of the City Code."
- D. Under the Category titled "Austin Water Utility – Wastewater Service Rates – Wastewater Service Rates for Retail Customers: - "Existing Customers," Item (C) on page 149 of Exhibit A to the Original Fee Ordinance revise the comment as follows: "Non-Residential Customers with Irrigation Meters. For those non-residential customers that have a separate City of Austin water meter for irrigation

other than a water meter solely for a City Supported Community Garden or Urban Farm as defined in Chapter 14-7 of the City Code, the City will base wastewater billing for domestic usage on actual monthly water consumption."

- E. Under the Category titled "Austin Water Utility – Wastewater Service Rates – Wastewater Service Rates for Retail Customers: - “New Customers,” Item (D) on page 149 of Exhibit A to the Original Fee Ordinance revise the comment as follows: "Non-Residential Customers with Irrigation Meters. If a new non-residential customer has installed a separate City of Austin water meter for irrigation other than a water meter solely for a City Supported Community Garden or Urban Farm as defined in Chapter 14-7 of the City Code, the City will base the new customer’s wastewater billing for domestic usage on actual monthly water consumption."
- F. Under the Category titled "Public Works Department – Transportation Fund, Utility Cut Cost Recovery" on page 200 of Exhibit A to the Original Fee Ordinance add the following note at the end of the category: "NOTE: Utility Cut Cost Recovery Fees determined necessary shall be waived for any utility cuts associated with the installation of a water meter solely for a City-Supported Community Garden as defined in Chapter 14-7 of the City Code."
- G. Under the Department designated to administer Chapter 14-7 of the City Code, add the following fees to Exhibit A of the Original Fee Ordinance :

	<u>Approved 2009-10</u>	<u>Approved 2010-11</u>
City-Supported Community Garden Fees:		
Garden Permit Application Fee	\$0.00	\$50.00
License Agreement Application Fee	\$0.00	\$100.00

**PART 2.** To the extent that the Original Fee Ordinance conflicts with this ordinance, the earlier ordinance is repealed.

**PART 3.** This ordinance takes effect on \_\_\_\_\_, 2011.

**PASSED AND APPROVED**

\_\_\_\_\_, 2011

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Lee Leffingwell  
Mayor

**APPROVED:** \_\_\_\_\_  
Karen M. Kennard  
Acting City Attorney

**ATTEST:** \_\_\_\_\_  
Shirley A. Gentry  
City Clerk

DRAFT