

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 waives 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 Plan Review Fee" on pages 53-54 of Exhibit A to the Original Fee Ordinance add the following note at the end of the category: "NOTE: Building Plan Review Fee shall be waived for any review of engineer drawings associated solely with a City-Supported Community Garden as defined in Chapter 14-7 of the City Code."

C. 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) Building Fee" on page 54 of Exhibit A to the Original Fee Ordinance add the following note at the end of the category: "NOTE: Building 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.D. Under the Category titled "Planning & Development Review Department – Building Permit Fees, New Construction (~~residential and Miscellaneous~~—Groups ~~R-3A, E, I, H, B~~ – All buildings, except, apartments, motels, hotels, warehouses, parking garages and residences) (4) Plumbing Fee " on page ~~6056~~ of Exhibit A to the Original Fee Ordinance add the following note at the end of the category:

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"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."

D.E. 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."

E.F. 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 replace the comment with the following note: "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."

F.G. 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 replace the comment with the following note: "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."

G.H. Under the Category titled "Austin Transportation Department – Transportation Fund, Construction Inspection Right of Way Fees, Inspection of Utility Cuts " on page 189 of Exhibit A to the Original Fee Ordinance add the following note at the end of the category: "NOTE: Utility Cut Cost Recovery Inspection Fees shall be waived for any inspections of 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."

H.I. 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 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."

I.J. Under the Category titled "City-wide Fees" on page 215 of Exhibit A to 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.** Except as otherwise specifically provided in the Original Fee Ordinance, this ordinance takes effect on \_\_\_\_\_, 2010.

**PASSED AND APPROVED**

\_\_\_\_\_, 2010      §  
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   \_\_\_\_\_  
   Lee Leffingwell  
   Mayor

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

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