

**ORDINANCE 2022 – 20**

**AN ORDINANCE OF THE CITY OF COMMERCE, TEXAS AMENDING APPENDIX “C”, “FEES, RATES AND CHARGES” OF THE CODE OF ORDINANCES OF THE CITY OF COMMERCE, TEXAS; ESTABLISHING A MASTER FEE SCHEDULE FOR COSTS, FEES, AND RATES ASSOCIATED WITH PERMITTING, UTILITY SERVICES AND OTHER SERVICES PROVIDED BY THE CITY OF COMMERCE; PROVIDING PURPOSE AND INTENT; PROVIDING FOR THE INCORPORATION OF PREMISES; PROVIDING FOR AN AMENDMENT; PROVIDING FOR A SAVINGS/REPEALING CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City of Commerce is a home rule municipality with the power of local self-government pursuant to Article 11, Section 5 of the Texas Constitution, Section 51.072 of Texas Local Government Code, and the City of Commerce Charter; and

**WHEREAS**, the City of Commerce must charge fees in order to serve as a fiscally responsible governmental entity and to recover costs incurred by the City of Commerce in connection with the aforementioned permits, fees and services provided by the City; and

**WHEREAS**, the adoption of the amended Code of Ordinances requires that a separate ordinance be passed incorporating fees to be applied to City operations; and,

**WHEREAS**, City Staff has studied the cost of providing services and enforcing the regulatory schemes which are currently not covered adequately by the existing fees; and,

**WHEREAS**, after receiving and reviewing fees, the City Council finds that the fees established herein do not exceed the amount reasonably necessary to provide the services and administer and enforce the processes and programs to which they are related; and,

**WHEREAS**, the City Council finds that it is justified and proper that the fines, fees, and rates described herein are necessary to provide for the services and regulated programs within the City of Commerce.

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

**SECTION 1. FINDINGS INCORPORATED.**

The findings set forth above are incorporated into the body of this Ordinance as if fully set forth herein.

## **SECTION 2. AMENDMENT.**

Appendix "C" entitled "Fees, Rates, and Charges" of the Code of Ordinances of the City of Commerce is hereby replaced and a new Appendix "C" entitled "Fees, Rates, and Charges" of the Code of Ordinances is hereby adopted to be and read in its entirety and all the remaining section and subsection of Appendix "C", "Fees, Rates, and Charges" not expressly amended hereby shall remain in full force and effect.

### **Sec 1 – Schedule of fees, rates, etc., for city services.**

Rates, fees, charges, deposits, etc., to be charged for city services shall be as established in the following schedule:

#### **Credit Card Fees:**

If paid over the phone, through online services, or in person .....3% of total purchase

#### **UTILITY FEES:**

##### **Water Deposits**

|                                                                                                                                                                                                               |               |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------|
| Residential (Owner Occupied)                                                                                                                                                                                  | \$100.00/each |
| Residential (Rental/Tenant Occupied)                                                                                                                                                                          | \$150.00/each |
| Fire Hydrant Meter Deposit                                                                                                                                                                                    | \$500.00/each |
| Commercial, Industrial, Institutional, Multi-Family Commercial (Quadplex, Apartments, etc.) utility users will have the deposit calculated by using the charges of a similar user for a two (2) month period. |               |

##### **Water Tap Fees**

|                |                                                                                                   |                |
|----------------|---------------------------------------------------------------------------------------------------|----------------|
| ¾"             | Dirt (Ditch, Yard)                                                                                | \$850.00/each  |
| ¾"             | Concrete/Asphalt Street                                                                           | \$1050.00/each |
| 1"             | Dirt (Ditch, Yard)                                                                                | \$950.00/each  |
| 1"             | Concrete/Asphalt Street                                                                           | \$1150.00/each |
| 1 ½"           | Dirt (Ditch, Yard)                                                                                | \$1125.00/each |
| 1 ½"           | Concrete/Asphalt Street                                                                           | \$1300.00/each |
| 2"             | Dirt (Ditch, Yard)                                                                                | \$1200.00/each |
| 2"             | Concrete/Asphalt Street                                                                           | \$1350.00/each |
| Larger than 2" | \$1350.00 minimum fee, plus cost of materials/labor                                               |                |
| Manifold       | \$2,000.00/each                                                                                   |                |
| Fourplex       | Required to install one 2" water tap, one manifold and a separate meter for each individual unit. |                |

|                                                                                                                      |                                                                                                                        |
|----------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------|
| Multi-family complexes (larger than fourplex)                                                                        | Required to install one 2" water tap, one manifold per every six units, and a separate meter for each individual unit. |
| NOTE: Meter spacing must be detailed on construction site plans for sufficient spacing and reasonable accessibility. |                                                                                                                        |

### Water Tap Fees, Sprinkler System

|                                                                                                                                                                                                                                                                                                                                                                                               |           |               |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------|---------------|
| ¾"                                                                                                                                                                                                                                                                                                                                                                                            | Yard Line | \$250.00/each |
| 1"                                                                                                                                                                                                                                                                                                                                                                                            | Yard Line | \$350.00/each |
| NOTE: Yard line taps for sprinkler systems are tapped in the meter box and require a backflow device installation and must be certified and tested before the meter will be turned on for active use. The report for the backflow device shall be delivered to SC Tracking Solutions by a licensed irrigation specialist installing the sprinkler system to be attached to the property file. |           |               |

### Sewer Tap Fees

|                                                                                                                                                                                                                                                                                                |                         |                |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------|----------------|
| 4"                                                                                                                                                                                                                                                                                             | Dirt (Ditch, Yard)      | \$650.00/each  |
| 4"                                                                                                                                                                                                                                                                                             | Concrete/Asphalt Street | \$850.00/each  |
| 6"                                                                                                                                                                                                                                                                                             | Dirt (Ditch, Yard)      | \$800.00/each  |
| 6"                                                                                                                                                                                                                                                                                             | Concrete/Asphalt Street | \$1000.00/each |
| 6" sewer taps which have secondary sewer lines attached may require manhole installation at the intersection of the 6" sewer line and the mainline. Costs associated with material and labor and potential third-party installation due to depth of lines and connection requirements of TCEQ. |                         |                |

### Other Fees

|                                                                                                                                                                                               |              |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------|
| Utility Service Application/Connection and Transfer Fee                                                                                                                                       | \$30.00/each |
| Transfer fee occurs when water service is transferred from one location to another inside the City of Commerce service area. The deposit will also be transferred to the new utility account. |              |
| Late Charge/20 <sup>th</sup> Day After Billing Date                                                                                                                                           | 10% of Bill  |
| Meter Reread (One free reread annually)                                                                                                                                                       | \$30.00/each |
| Cut-off Fee/30 <sup>th</sup> Day After Billing Date                                                                                                                                           | \$30.00/each |
| Returned Check or ACH Fee                                                                                                                                                                     | \$30.00/each |
| Temporary Water Service (7 Days)                                                                                                                                                              | \$50.00/week |
| Bulk Construction Water Purchase (Up to 2,500 gallons per load to 700 Washington-Service Center)                                                                                              | \$15.00 each |

## Tampering with Water Meter Fees

|                                                                                                                                                      |                                       |
|------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------|
| First Occurrence Penalty                                                                                                                             | \$50.00/each                          |
| Second Occurrence or More Penalty                                                                                                                    | \$50.00/each + \$50.00 per occurrence |
| Lock Replacement                                                                                                                                     | \$30.00/each                          |
| 3/4" Meter Replacement                                                                                                                               | \$500.00/each                         |
| Replacement Meter Installation                                                                                                                       | \$30.00/each                          |
| Cost associated with damage done to a meter and/or utility service lines may require additional material and labor, which will be billed separately. |                                       |

## PARKS AND RECREATION FEES:

| Description                                                                                                                                                                                                       | Residents                                                                               | Non-Residents                                                                           |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------|
| <b>Existing Recreation Programs</b>                                                                                                                                                                               |                                                                                         |                                                                                         |
| Basketball Registration                                                                                                                                                                                           | \$50.00                                                                                 | \$60.00                                                                                 |
| Baseball/Softball Registration                                                                                                                                                                                    | \$60.00                                                                                 | \$70.00                                                                                 |
| Soccer Registration                                                                                                                                                                                               | \$50.00                                                                                 | \$60.00                                                                                 |
| Volleyball Registration                                                                                                                                                                                           | \$50.00                                                                                 | \$60.00                                                                                 |
| Track & Field Registration                                                                                                                                                                                        | \$50.00                                                                                 | \$60.00                                                                                 |
| <b>New Programs</b>                                                                                                                                                                                               |                                                                                         |                                                                                         |
| Fees for new programs may be set by the Director of Parks and Recreation with approval by the City Manager on a case-by-case basis. Nonresidents shall pay a \$10.00 surcharge per program or special event.      |                                                                                         |                                                                                         |
| <b>Facility Rentals</b>                                                                                                                                                                                           |                                                                                         |                                                                                         |
| Pavilion Rental                                                                                                                                                                                                   | \$50 for up to 4 hours<br>\$10/hour for each additional hour thereafter                 | \$60 for up to 4 hours<br>\$10/hour for each additional hour thereafter                 |
| Field Rental                                                                                                                                                                                                      | \$50 Deposit<br>\$25 for up to 4 hours<br>\$10/hour for each additional hour thereafter | \$50 Deposit<br>\$30 for up to 4 hours<br>\$10/hour for each additional hour thereafter |
| Staffing Fee                                                                                                                                                                                                      | \$25 per hour                                                                           | \$30 per hour                                                                           |
| Facility Clean Up Fee                                                                                                                                                                                             | \$40 per hour                                                                           | \$50 per hour                                                                           |
| <b>Late Fees</b>                                                                                                                                                                                                  |                                                                                         |                                                                                         |
| All programs are subject to a \$10.00 late fee for participants registering after posted deadlines.                                                                                                               |                                                                                         |                                                                                         |
| <b>Discount Registration</b>                                                                                                                                                                                      |                                                                                         |                                                                                         |
| The Director of Parks and Recreation with approval of the City Manager may offer a discount on the cost of registration for up to \$10 for participants who register within a posted "early registration" period. |                                                                                         |                                                                                         |

## BUILDING & DEVELOPMENT SERVICE FEES:

### Planning and Development Fees

\*The City utilizes a third-party plan reviewer and inspector. These costs are added to permit fees unless otherwise noted.

| Plats                                       |                              |
|---------------------------------------------|------------------------------|
| Residential Plat/Replat                     | \$200.00/plus recording fees |
| Commercial Plat/Replat                      | \$200.00/plus recording fees |
| Vacating Plat, Amending Plat and Minor Plat | \$200.00/plus recording fees |
| Plat Variance Request/Appeal                | \$200.00                     |

| <b>Zoning</b>                                                       |              |
|---------------------------------------------------------------------|--------------|
| Board of Adjustment Variance Request/Appeal                         | \$250.00     |
| Conditional and Special Use Request                                 | \$250.00     |
| Planned Development District                                        | \$250.00     |
| Street, Alley, Easement Abandonment                                 | \$250.00     |
| Zoning Variance Request/Rezone/Appeal                               | \$250.00     |
| <b>Development Plans</b>                                            |              |
| Single-Family and Two-Family Residential Building Plan Review Fee   | Actual Cost* |
| Multi-Family (3 or More Units) Residential Building Plan Review Fee | Actual Cost* |
| Commercial Building and Site Plan Review Fee                        | Actual Cost* |
| Engineering Review Fees                                             | Actual Cost* |

### **Building Permit Fees**

| <b>Building Permit - New Construction Residential<br/>(Single Family and Two-Family Dwellings) (Per dwelling unit)</b> |                                       |
|------------------------------------------------------------------------------------------------------------------------|---------------------------------------|
| *Permit includes electrical, plumbing, and mechanical.                                                                 |                                       |
| 0 sq. ft. to 5,000 sq. ft.                                                                                             | \$250.00 base fee plus \$0.15/sq. ft. |
| 5,001 to 10,000 sq. ft.                                                                                                | \$250.00 base fee plus \$0.13/sq. ft. |
| 10,000 and Up                                                                                                          | \$250.00 base fee plus \$0.12/sq. ft. |

| <b>Building Permit - New Construction Commercial, Commercial Alteration/Additions, &amp; Roofing</b> |                                                                                                                                       |
|------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------|
| *Permit includes electrical, plumbing, and mechanical.                                               |                                                                                                                                       |
| *Total Valuation = Fair market value of work, including all materials and labor.                     |                                                                                                                                       |
| \$1.00 to \$1,000.00                                                                                 | \$35.00                                                                                                                               |
| \$1,001.00 to \$50,000.00                                                                            | \$35.00 for the first \$1,000.00 plus \$5.00 for each additional \$1,000.00, or fraction thereof, up to and including \$50,000.00     |
| \$50,001.00 to \$100,000.00                                                                          | \$350.00 for the first \$50,000.00 plus \$4.00 for each additional \$1,000.00, or fraction thereof, up to and including \$100,000.00  |
| \$100,001.00 to \$500,000.00                                                                         | \$600.00 for the first \$100,000.00 plus \$4.00 for each additional \$1,000.00, or fraction thereof, up to and including \$500,000.00 |
| \$500,001.00 and Up                                                                                  | \$2,000.00 for the first \$500,000.00 plus \$2.50 for each additional \$1000.00, or fraction thereof                                  |

| <b>Building Permit – Multi-Family</b>                                            |                                                                                                                                       |
|----------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------|
| *Permit includes electrical, plumbing, and mechanical.                           |                                                                                                                                       |
| *Total Valuation = Fair market value of work, including all materials and labor. |                                                                                                                                       |
| \$1.00 to \$1,000.00                                                             | \$50.00                                                                                                                               |
| \$1,001.00 to \$50,000.00                                                        | \$50.00 for the first \$1,000.00 plus \$5.00 for each additional \$1,000.00, or fraction thereof, up to and including \$50,000.00     |
| \$50,001.00 to \$100,000.00                                                      | \$295.00 for the first \$50,000.00 plus \$4.00 for each additional \$1,000.00, or fraction thereof, up to and including \$100,000.00  |
| \$100,001.00 to \$500,000.00                                                     | \$495.00 for the first \$100,000.00 plus \$4.00 for each additional \$1,000.00, or fraction thereof, up to and including \$500,000.00 |
| \$500,001.00 and Up                                                              | \$2,095.00 for the first \$500,000.00 plus \$2.50 for each additional \$1000.00, or fraction thereof                                  |

| <b>Building Permit - Single-Family, Two-Family, Remodel, Fire Damage, Repairs, Additions &amp; Alterations</b> |       |
|----------------------------------------------------------------------------------------------------------------|-------|
| a. 0 to 1,500 sq. ft.                                                                                          | \$150 |
| b. 1,501 to 2,500 sq. ft.                                                                                      | \$200 |
| c. 2,501 sq. ft. to 3,500 sq. ft.                                                                              | \$300 |
| d. 3,501 sq. ft. to 5,000 sq. ft.                                                                              | \$400 |
| e. 5,001 sq. ft. or more                                                                                       | \$500 |
| Building Permits are required for alterations which cannot be quantified by square footage at \$100.00         |       |

| <b>Residential Construction Plan Review and Inspection</b>       |                                                                                                 |
|------------------------------------------------------------------|-------------------------------------------------------------------------------------------------|
| Square Footage                                                   | Fee                                                                                             |
| 0 – 1,500 S.F.                                                   | \$785.00                                                                                        |
| 1,501 – 10,000 S.F.                                              | \$785.00 for the first 1,500 S.F. plus \$0.35 for each additional S.F. to including 10,000 S.F. |
| Over 10,000 S.F.                                                 | \$3,760.00 for the first 10,000 S.F. plus \$0.15 for each additional S.F. over 10,000 S.F.      |
| <b>Alteration/Addition</b>                                       |                                                                                                 |
| Trade Permits                                                    | Fee                                                                                             |
| Building, Mechanical, Electrical, Plumbing, Fuel Gas and similar | \$100.00 per trade (includes plan review and inspections remodel)                               |
| Other project types not listed above                             | \$160.00 per trade                                                                              |

| <b>Building Permits (Includes Inspection Fee)</b> |                              |          |
|---------------------------------------------------|------------------------------|----------|
| 1                                                 | Building Permit - Electrical | \$100.00 |
| 2                                                 | Building Permit - Plumbing   | \$100.00 |
| 3                                                 | Building Permit – Mechanical | \$100.00 |

| <b>Commercial Building Permit – Mechanical (Inspection Fee to be added)</b> |                                                                                                                                           |                                                                                                                                                                       |
|-----------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1                                                                           | Base Permit Fee                                                                                                                           | \$100.00                                                                                                                                                              |
|                                                                             | <b>Additional Fees Listed Below</b>                                                                                                       |                                                                                                                                                                       |
| 2                                                                           | New Mechanical, Repair or Alteration – Heating, Air Conditioning, Refrigeration, Ventilating, Duct Work, Vent-a-hood, and Fire Protection | \$35.00 for the first \$1000.00 plus \$5.00 for each additional \$1000.00, or fraction thereof                                                                        |
| 3                                                                           | Broiler/Compressor Installation, Relocation or Repair                                                                                     | 33,000 BTU to 165,000 BTU....\$10.00<br>165,001 BTU to 330,000 BTU....\$15.00<br>330,001 BTU to 1,165,000 BTU....\$20.00<br>1,165,001 BTU to 3,300,000 BTU....\$25.00 |

| <b>Building Permit Inspection Fees</b> |                                             |               |
|----------------------------------------|---------------------------------------------|---------------|
| 1                                      | Commercial and Multi-Family Inspection Fees | Actual Cost * |
| 2                                      | Reinspection, Residential                   | \$76.92/each  |
| 3                                      | Reinspection, Commercial                    | \$125.00/each |

### Miscellaneous Fees and Permits

|    |                                                               |                                                  |
|----|---------------------------------------------------------------|--------------------------------------------------|
| 1  | Alcoholic Beverage Permit                                     | 50% of TABC Fees                                 |
| 2  | Carport                                                       | \$50.00                                          |
| 3  | Certificate of Occupancy, Commercial                          | \$100.00                                         |
| 4  | Dance Hall Permit                                             | \$200.00 per location/year                       |
| 5  | Demolition Permit, Accessory Building                         | \$50.00                                          |
| 6  | Demolition Permit, Commercial                                 | \$200.00                                         |
| 7  | Demolition Permit, Residential                                | \$100.00                                         |
| 8  | Driveway Permit                                               | \$50.00                                          |
| 9  | Fence Permit                                                  | \$0.00                                           |
| 10 | Irrigation Permit, Residential                                | \$50.00                                          |
| 11 | Irrigation Permit, Commercial                                 | \$75.00                                          |
| 12 | Itinerant Vendor License                                      | \$80.00 per 30 days from date of issuance        |
| 13 | Mobile Home Park License                                      | \$100.00/year                                    |
| 14 | Residential Accessory Building Permit, 200.01 sq. ft. or more | \$50.00 plus \$0.15 per sq. ft. over 200 sq. ft. |
| 15 | Right of Way Permit                                           | \$75.00                                          |
| 16 | Solicitors Permit                                             | \$50.00 for 30 days from date of issuance        |
| 17 | Structure Moving Permit, Accessory Building                   | \$25.00                                          |
| 18 | Structure Moving Permit, Single Family Residential            | \$100.00                                         |
| 19 | Working Without Permit                                        | Twice Permit Fee                                 |
| 20 | Swimming Pool Permit                                          | \$100.00                                         |
| 21 | Residential Roofing Permit                                    | \$100.00                                         |

### Contractor Registration Fees

|    |                                |              |
|----|--------------------------------|--------------|
| 1  | Backflow Tester Contractor     | \$50.00/year |
| 2  | Electrical Contractor          | \$0.00/year  |
| 3  | Electrical Sign                | \$0.00/year  |
| 4  | Fencing Contractor             | \$0.00/year  |
| 5  | Fire Protection Contractor     | \$50.00/year |
| 6  | Fire/Security Alarm Contractor | \$50.00/year |
| 7  | General Contractor             | \$0.00/year  |
| 8  | Irrigation Contractor          | \$50.00/year |
| 9  | Mechanical Contractor          | \$0.00/year  |
| 10 | Pool Contractor                | \$0.00/year  |
| 11 | Plumbing Contractor            | \$0.00/year  |
| 12 | Roof Contractor                | \$0.00/year  |
| 13 | Sign Contractor                | \$50.00/year |
| 14 | Utility Contractor             | \$50.00/year |

### Life, Health, and Safety Inspection Fees (Residential Occupancy Inspection)

|   |                                                                               |                                                                                                                                                         |
|---|-------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1 | Residential Structures and Residential Rental Units (Non-Apartment Complexes) | Initial Inspection....\$25.00/each<br>First Reinspection Upon Failed Initial Inspection....\$0.00<br>Each Additional Reinspection....\$50.00/each       |
| 2 | Apartment Complexes (3 or More Consecutive Rental Units)                      | Initial Inspection....\$10.00/unit<br>First Reinspection Upon Failed Initial Inspection....\$30.00/unit<br>Each Additional Reinspection....\$75.00/unit |

### Sign Permit Fees

|                      |         |
|----------------------|---------|
| 1 <sup>st</sup> Sign | \$50.00 |
| Each Additional Sign | \$17.50 |

### Fire and Security Alarm Permit Fees

|   |                                            |              |
|---|--------------------------------------------|--------------|
| 1 | Security and Fire Alarm Permit, Commercial | \$50.00/year |
|---|--------------------------------------------|--------------|

### Brush and Limb Drop-off Fees

|   |                                         |                                                       |
|---|-----------------------------------------|-------------------------------------------------------|
| 1 | Residential Brush and Limb Drop Off Fee | \$5.00 per load for residents of the City of Commerce |
| 2 | Commercial Brush and Limb Drop Off Fee  | \$20.00 per load                                      |

### Aviation Fees

|   |                                                                  |                                                              |
|---|------------------------------------------------------------------|--------------------------------------------------------------|
| 1 | Ground Lease                                                     | \$30.00/month                                                |
| 2 | City Owned T-Hangar Lease                                        | \$100.00/month                                               |
| 3 | Shade T-Hangar Lease                                             | \$70.00/month                                                |
| 4 | Enclosed T-Hangar                                                | \$150.00/month                                               |
| 5 | Incident Response Fee                                            | \$500.00 (first hour) plus \$100.00 for each additional hour |
| 6 | Spill Clean-Up Fee, per Barrel of Absorbent + Any Fines Incurred | \$250.00                                                     |

### MISCELLANEOUS FEES:

#### Open Records:

If over 30 pages of regular sized copies ..... \$0.10  
per page

Nonstandard-size copy

- (a) Diskette ..... \$1.00 each
- (b) Magnetic Tape ..... \$10.00 each
- (c) VHS Video Cassette ..... \$2.50 each
- (d) Audio Cassette ..... \$1.00 each
- (e) Paper Copy ..... \$0.50 each

(f) Other ..... Actual cost

Personnel Charge ..... \$15.00  
per hour

Overhead Charge ..... 20% of personnel charge (can only charge overhead and labor if over 50 pages of  
standard sized copy)

Microfiche or Microfilm Charge:

(a) Paper copy ..... \$0.25

(b) Fiche or film copy ..... Actual cost

Remote document retrieval charge ..... Actual cost

Computer resource charge:

Mainframe ..... \$17.50 per minute

Midsized ..... \$3.00 per minute

Client/Server ..... \$1.00 per minute

PC or LAN ..... \$0.50 per minute

Programming time charge..... \$26.00 per hour

Miscellaneous Supplies ..... Actual cost

Postage and Shipping Charges ..... Actual cost

Fax Charge ..... \$2.00 per page

Other Costs ..... Actual cost

#### **COURT FEES:**

In accordance with state law

#### **PUBLIC SAFETY**

Accident Reports ..... \$6.00 per report

Other Records ..... See open records

Fingerprints for handgun permits ..... \$5.00

Dance Hall Permit..... \$200 per location/annually

Game Room Permits..... \$1,500.00 annually

|   |                                            |                                                                                                                                                     |
|---|--------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------|
| 1 | Security and Fire Alarm Permit, Commercial | \$50.00/year                                                                                                                                        |
| 2 | False Security Alarm Fee                   | 1-4 False Alarms....\$0.00<br>5-8 False Alarms....\$25.00/each<br>9-10 False Alarms....\$50.00/each<br>11 Plus False Alarms....Suspension of Permit |
| 3 | False Fire Alarm Fee                       | 1-4 False Fire Alarms....\$0.00<br>5-8 False Fire Alarms....\$50.00/each                                                                            |

|  |  |                                                                                              |
|--|--|----------------------------------------------------------------------------------------------|
|  |  | 9-10 False Fire Alarms....\$100.00/each<br>11 Plus False Fire Alarms....Suspension of Permit |
|--|--|----------------------------------------------------------------------------------------------|

Parking Boot/Vehicle Immobilization Fee.... \$100.00 plus charges associated with towing of vehicle if applicable

### **MITIGATION RATES**

The mitigation rates below are average “billing levels”, and are typical for the incident responses listed, however, when a claim is submitted, it will be itemized and based on the actual services provided.

### **MOTOR VEHICLE INCIDENTS**

#### **Level 1 - \$506.00**

Provide hazardous materials assessment and scene stabilization. This will be the most common “billing level”. This occurs almost every time the fire department responds to an accident/incident.

#### **Level 2 - \$576.00**

Includes Level 1 services as well as clean up and material used (sorbents) for hazardous fluid clean up and disposal. We will bill at this level if the fire department has to clean up any gasoline or other automotive fluids that are spilled as a result of the accident/incident.

#### **Level 3 – CAR FIRE - \$704.00**

Provide scene safety, fire suppression, breathing air, rescue tools, hand tools, hose, tip use, foam, structure protection, and clean up gasoline or other automotive fluids that are spilled as a result of the accident/incident.

### **ADD-ON SERVICES:**

#### **Extrication - \$1,520.00**

Includes heavy rescue tools, ropes, airbags, cribbing etc. This charge will be added if the fire department has to free/remove anyone from the vehicle(s) using any equipment. We will not bill at this level if the patient is simply unconscious and fire department is able to open the door to access the patient. This level is to be billed only if equipment is deployed.

#### **Creating a Landing Zone - \$465.00**

Includes Air Care (multi-engine company response, mutual aid, helicopter). We will bill at this level any time a helicopter landing zone is created and/or is utilized to transport the patient(s).

**Itemized Response:** You have the option to bill each incident as an independent event with custom mitigation rates, for each incident using, itemized rates deemed usual, customary and reasonable (UCR). These incidents will be billed, itemized per apparatus, per personnel, plus products and equipment used.

### **ADDITIONAL TIME ON-SCENE**

Engine billed at \$466 per hour.

Truck billed at \$582 per hour.

Miscellaneous equipment billed at \$341.

## **HAZMAT**

### **Level 1 - \$816.00**

**Basic Response:** Claim will include engine response, first responder assignment, perimeter establishment, evacuations, set-up and command.

### **Level 2 - \$2,913.00**

**Intermediate Response:** Claim will include engine response, first responder assignment, hazmat certified team and appropriate equipment, perimeter establishment, evacuations, set-up and command, Level A or B suit donning, breathing air and detection equipment. Set-up and removal of decon center.

### **Level 3 - \$6,875.00**

**Advanced Response:** Claim will include engine response, first responder assignment, hazmat certified team and appropriate equipment, perimeter establishment, evacuations, first responder set-up and command, Level A or B suit donning, breathing air and detection equipment and robot deployment. Set-up and removal of decon center, detection equipment, recovery and identification of material. Disposal and environment clean up. Includes above in addition to any disposal rates of material and contaminated equipment and material used at scene. Includes 3 hours of on scene time - **each additional hour @ \$336.00 per HAZMAT team.**

### **ADDITIONAL TIME ON-SCENE (for all levels of service)**

Engine billed at \$466 per hour.

Truck billed at \$582 per hour.

Miscellaneous equipment billed at \$341.

## **FIRE INVESTIGATION**

**Fire Investigation Team - \$321.00 per hour.**

### **Includes:**

- Scene Safety
- Investigation
- Source Identification
- K-9/Arson Dog Unit
- Identification Equipment
- Mobile Detection Unit
- Fire Report

**The claim begins when the Fire Investigator responds to the incident and is billed for logged time only.**

## **FIRES**

**Assignment - \$466.00 per hour, per engine / \$582.00 per hour, per truck**

**Includes:**

- Scene Safety
- Investigation
- Fire / Hazard Control

This will be the most common “billing level”. This occurs almost every time the fire department responds to an incident.

**OPTIONAL:** A fire department has the option to bill each fire as an independent event with custom mitigation rates.

**Itemized, per person, at various pay levels and for itemized products use.**

**ILLEGAL FIRES**

**Assignment - \$466.00 per hour, per engine / \$582.00 per hour, per truck**

When a fire is started by any person or persons that requires a fire department response during a time or season when fires are regulated or controlled by local or state rules, provisions or ordinances because of pollution or fire danger concerns, such person or persons will be liable for the fire department response at a cost not to exceed the actual expenses incurred by the fire department to respond and contain the fire. Similarly, if a fire is started where permits are required for such a fire and the permit was not obtained and the fire department is required to respond to contain the fire the responsible party will be liable for the response at a cost not to exceed the actual expenses incurred by the fire department. The actual expenses will include direct labor, equipment costs and any other costs that can be reasonably allocated to the cost of the response.

**WATER INCIDENTS****Level 1**

**Basic Response:** Claim will include engine response, first responder assignment, perimeter establishment, evacuations, first responder set-up and command, scene safety and investigation (including possible patient contact, hazard control). This will be the most common “billing level”. This occurs almost every time the fire department responds to a water incident.

**Billed at \$466 plus \$58 per hour, per rescue person.**

**Level 2**

**Intermediate Response:** Includes Level 1 services as well as clean up and material used (sorbents), minor hazardous clean up and disposal. We will bill at this level if the fire department has to clean up small amounts of gasoline or other fluids that are spilled as a result of the incident.

**Billed at \$932 plus \$58 per hour, per rescue person.**

### **Level 3**

**Advanced Response:** Includes Level 1 and Level 2 services as well as D.A.R.T. activation, donning breathing apparatus and detection equipment. Set up and removal of decon center, detection equipment, recovery and identification of material. Disposal and environment clean up. Includes above in addition to any disposal rates of material and contaminated equipment and material used at scene.

**Billed at \$2,334 plus \$58 per hour per rescue person, plus \$117 per hour per HAZMAT team member.**

### **Level 4**

**Itemized Response:** You have the option to bill each incident as an independent event with custom mitigation rates for each incident using itemized rates deemed usual, customary and reasonable (UCR). These incidents will be billed, itemized, per trained rescue person, plus rescue products used.

### **BACK COUNTRY OR SPECIAL RESCUE**

**Itemized Response:** Each incident will be billed with custom mitigation rates deemed usual, customary and reasonable (UCR). These incidents will be billed, itemized per apparatus per hour, per trained rescue person per hour, plus rescue products used.

**Minimum billed \$466 for the first response vehicle plus \$58 per rescue person. Additional rates of \$466 per hour per response vehicle and \$58 per hour per rescue person.**

### **CHIEF RESPONSE**

This includes the set-up of Command and providing direction of the incident. This could include operations, safety, and administration of the incident.

**Billed at \$290 per hour.**

### **MISCELLANEOUS / ADDITIONAL TIME ON-SCENE**

Engine billed at \$466 per hour.

Truck billed at \$582 per hour.

Miscellaneous equipment billed at \$341.

### **GAS LEAKS (Natural)**

#### **LEVEL 1**

#### **(Natural Gas Leak Outside Without Fire)**

**Description:** Minimal danger to life, property, and the environment, leak typically for mechanical damage to a meter or pipe.

**Actions:** Evacuate immediate area, notify gas company, evaluate hazards including exposures, environment, vehicular traffic etc. Conduct fence line monitoring to determine control zones. Remove

ignition sources from the area, consider non-intervention strategy, if offensive tactics selected, ensure proper PPE, respiratory protection, thermal protection, and tactics are utilized.

**Assignment - \$466.00 per hour, per engine / \$582.00 per hour, per truck**

## **LEVEL 2**

### **(Natural Gas Leak Outside with Fire)**

**Description:** Moderate danger to life, property, and the environment, leak typically caused from mechanical damage with nearby operating equipment (car, backhoe, etc) causing a fire.

**Actions:** Evacuate immediate area, notify gas company, protect hazards from fire damage, do not extinguish the fire unless directed to do so by the gas company, consider water supply options.

**Assignment- \$748 per hour, per engine / \$58 per hour, per rescue person.**

## **LEVEL 3**

### **(Natural Gas Leak inside Structure)**

**Description:** Significant danger to life, property, and the environment, leak is typically difficult to identify and locate.

**Actions:** Evacuate building and nearby structures, notify gas company, position apparatus away from the structure, attempt to control gas where it enters the building, ventilate the building (using intrinsically safe methods), remove ignition sources from inside but shutting off power on the outside of the structure.

**Assignment- \$932 per hour, per engine / \$58 per hour, per rescue person.**

## **FIRE MARSHAL INSPECTION AND PERMITTING FEES**

### ***a) Fire Marshal Inspections.***

- 1) Certificate of Occupancy - \$60.00.
- 2) Temporary Certificate of Occupancy - \$60.00.
- 3) After Hours Inspections (after 5:00 p.m. or on weekend)
  - i. \$150.00 per hour for first two hours.
  - ii. \$50.00 per hour for each additional hour beyond the first two hours.

### ***b) Fire Protection Systems.***

- 1) 1-10 devices - \$75.00.
- 2) 11-25 devices - \$100.00.
- 3) 26-100 devices - \$200.00.
- 4) 101-200 devices - \$275.00.
- 5) 201-500 devices - \$500.00.
- 6) Per device for each device over 500 - \$1.00.

**c) Fire Sprinkler Systems.**

- 1) Underground- \$150.00.
- 2) Aboveground, 1-19 heads - \$75.00
- 3) Aboveground 20-100 heads - \$100.00.
- 4) Aboveground, 101-300 heads - \$200.00.
- 5) Aboveground 301-1,000 heads - \$400.00.
- 6) Per head/or each over 1,000 heads - \$1.00.
- 7) Fire Pump, additional - \$150.00.

**d) Access Control.**

- 1) 1-10 Doors - \$75.00.
- 2) 11-25 Doors - \$100.00
- 3) 26-100 Doors - \$200.00.
- 4) 101-200 Doors - \$275.00
- 5) 201-500 Doors - \$500.00.
- 6) Per device for each device over 500 - \$1.00.

**e) Fire Alarm System Permits.**

- 1) *Residential Permit Fee - \$50.00 annually.*

i. This residential fee shall be waived if a burglar alarm permit fee has already been paid.

- 2) *Non-Residential Permit Fee - \$100.00 annually.*

**f) False Alarm Billing Fee (Residential).**

- 1) The first three (3) false alarm calls within a twelve (12) month period are free of charge.
- 2) The fee for the fourth (4th) and fifth (5th) false alarm calls within a twelve (12) month period is \$75.00 per call.
- 3) The fee for the sixth (6th) and seventh (7th) false alarm calls within a twelve (12) month period is \$250.00 per call.
- 4) The fee for the eighth (8th) false alarm call and any false alarm call beyond the eighth (8th) within a twelve (12) month period is \$500.00 per call.

**g) False Alarm Fee (Non-Residential).**

- 1) The first three (3) false alarm calls within a twelve (12) month period are free of charge.

- 2) The fee for the fourth (4th) and fifth (5th) false alarm calls within a twelve (12) month period is \$150.00 per call.
- 3) The fee for the sixth (6th) and seventh (7th) false alarm calls within a twelve (12) month period is \$500.00 per call.
- 4) The fee for the eighth (8th) false alarm call and any false alarm call beyond the eighth (8th) within a twelve (12) month period is \$1,000.00 per call.

***h) Fire Marshal Annual Inspection Fee.***

- 1) 1 - 1,500sq.ft. - \$50.00 annually.
- 2) 1,501 - 3,000 sq. ft. - \$55.00 annually.
- 3) 3,001 - 5,000 sq. ft. - \$60.00 annually.
- 4) 5,001 - 10,000 sq. ft. - \$65.00 annually.
- 5) 10,001 - 25,000 sq. ft. - \$70.00 annually.
- 6) 25,001 - 50,000 sq. ft. - \$75.00 annually.
- 7) 50,001 - 75,000 sq. ft. - \$80.00 annually.
- 8) 75,001 - 100,000 sq. Ft. - \$100.00 annually.
- 9) 100,001 - 200,000 sq. ft. - \$120.00 annually.
- 10) 200,001 sq. ft. and greater - \$280.00 annually.

***i) Hazardous Materials Annual Permit (includes flammable/combustible liquids).***

**1) Powders and Solids**

- i. 1,000 lbs. and less - \$25 .00
- ii. 1,001 - 2,000 lbs. - \$37.50.
- iii. 2,001 - 5,000 lbs. - \$70.00.
- iv. 5,001 lbs. and over - \$137.50.

**2) Liquids and Gels.**

- i. 25 gallons or less - \$25.00.
- ii. 26 -100 gallons - \$37.50.
- iii. 101- 1,000 gallons - \$70.00.
- iv. 1,001 gallons or more - \$137.50.

***j) Plan Review Fees.***

- 1) Plan Review - \$60.00.

- 2) Fire Alarm System - \$70.00.
- 3) Fire Sprinkler System - \$150.00.
- 4) Emergency Lighting- \$37.50.
- 5) Special Lighting - \$30.00.
- 6) Liquid storage tanks, hazardous materials - \$70.00.
- k) Reinspection Fee - \$60.00.**
- l) Special Permits.**
  - 1) Blasting operation - \$65.00 per day.
  - 2) Pyrotechnic display - \$65.00 per day.
  - 3) Tent permit.
    - i. 1 - 30 days - \$30.00.
    - ii. Each additional 30 days or portion thereof- \$30.00.
- m) Underground Storage Tanks Installation.** The fees set forth in this subsection are applicable to both temporary and permanent underground storage tanks.
  - 1) 0 - 1,000 gallons - \$50.00.
  - 2) More than 1,000 gallons - \$100.00.
- n) LPG Tank Installation or Removal - \$50.00.**
- o) Special Event Fees.**
  - 1) Fire marshal permit.
    - i. \$125.00 for first day.
    - ii. \$75.00 per each additional day thereafter.
  - 2) Fire marshal on premises - \$65.00 per hour.
  - 3) Standby fire personnel, no apparatus - \$65 .00 per hour (each, three hour minimum).
  - 4) Standby ambulance, with personnel - \$130.00 per hour (three hour minimum).
  - 5) Standby engine or truck, with personnel - \$195.00 per hour (three hour minimum).
- p) State Mandated Inspections.**
  - 1) Hospitals - \$100.00
  - 2) Nursing and long-term care homes - \$75.00.
  - 3) Daycare/Mother's Day out- \$50.00.
  - 4) Foster home or adoptive home - \$10.00.
  - 5) Home inspection (insurance) - \$50.00."

## MITIGATION RATE NOTES

The mitigation rates above are average “billing levels”, and are typical for the incident responses listed, however, when a claim is submitted, it will be itemized and based on the actual services provided.

These average mitigation rates were determined by itemizing costs for a typical run (from the time a fire apparatus leaves the station until it returns to the station) and are based on the actual costs, using amortized schedules for apparatus (including useful life, equipment, repairs, and maintenance) and labor rates (an average department’s “actual personnel expense” and not just a firefighter’s basic wage). The actual personnel expense includes costs such as wages, retirement, benefits, workers comp, insurance, etc.

## ANIMAL SERVICES

Impound fees ..... \$10.00 per animal/per day

2<sup>nd</sup> offense ..... \$25.00 per animal/ per day

3<sup>rd</sup> offense and each subsequent. .... \$45.00 per animal/ per day

Animal License ..... No Charge

Impound of Livestock ..... \$10.00 per day

Quarantine Fees ..... \$10.00 per day/ 10 days

### Animal Surrender Fees:

|                                                               |                                                                                                                                                            |
|---------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Accepting animals inside city limits                          | \$20.00                                                                                                                                                    |
| Accepting animals outside city limits, but within Hunt County | \$25.00                                                                                                                                                    |
| Accepting Animals outside Hunt County limits                  | \$100.00 per animal unit <ul style="list-style-type: none"><li>• For 2-5 animals = \$200.00</li><li>• 5+ animals = we will not be able to accept</li></ul> |

\*Puppies or Kittens still nursing would be considered a single animal unit.

Euthanasia Request... \$75.00 per animal

Adoption Fee ..... \$100.00 per dog/\$85.00 per cat

### Adoption Specials

2 for \$100 - cat/kitten adoption fee

2 for \$175 - dog/puppy adoption fee

|                                         |                                                                                                                                                              |
|-----------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------|
| “All Paws Matter” Veteran Special       | 10% off adoptions for First Responders & Veterans with proof of military ID                                                                                  |
| A Birthday Celebration                  | 50% off a pet adoption on the adopter’s birthday (must present valid state ID with date of birth or a birth certificate to qualify)                          |
| “Adopt a Heart” Valentine’s Day Special | 25% off adoptions through the week of Valentine’s Day (beginning the Saturday before Valentine’s Day through the Saturday immediately after Valentine’s Day) |

|                                             |                                                                                                                                             |
|---------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------|
| "Feeling Lucky" for St. Patrick's Day       | Shelter will have a bowl containing concealed, folded cards for a chance to receive 10%, 20% or 30% off an adoption on St. Patrick's Day    |
| "Better than A Bunny" Easter Special        | 10% off adoptions through the week of Easter (beginning the Saturday before Easter through the Saturday immediately prior to Easter Sunday) |
| "Spooky Pets"                               | 13% of all adoptions for the last 13 days of October                                                                                        |
| "A Home for the Holidays" Christmas Special | 50% off adoptions for the last 14 days of December                                                                                          |

**\*Adoption Specials shall not interfere with normal operating hours of the shelter.**

### **SOLID WASTE FEES**

Temporary Dumpster Initial Placement Fee (2-6 yard dumpsters only).... \$34.50

Temporary Dumpster Rental Fee..... \$1.73/day

#### **Residential**

Bulky Waste .... \$18.66

Per Cubic Yard..... \$18.52

Construction..... \$23.40

### **Commercial Hand Collect**

| <b>Bags</b>     | <b>Once Per Week</b> | <b>Twice Per Week</b> |
|-----------------|----------------------|-----------------------|
| 5 or fewer bags | \$24.09              | \$29.15               |
| 6-10 bags       | \$29.15              | \$35.48               |
| 10-20 bags      | \$34.85              | \$38.64               |

### **Commercial Dumpster**

| <b>Dumpster Size</b> | <b>Once Per Week</b> | <b>Twice Per Week</b> | <b>3 x Per Week</b> | <b>4 x Per Week</b> | <b>5 x Per Week</b> |
|----------------------|----------------------|-----------------------|---------------------|---------------------|---------------------|
| 2 yards              | \$55.09              | \$86.71               | \$120.87            | \$147.43            | \$172.73            |
| 3 yards              | \$66.47              | \$114.54              | \$163.88            | \$210.68            | \$252.43            |
| 4 yards              | \$85.45              | \$144.90              | \$211.95            | \$266.34            | \$319.47            |
| 6 yards              | \$117.07             | \$209.42              | \$280.26            | \$375.13            | \$451.03            |

### **Open Top Containers**

| <b>Dumpster Size</b>     | <b>Daily Rental</b> | <b>Monthly</b> |
|--------------------------|---------------------|----------------|
| 20 Cubic Yard            | \$3.48              | \$474.38       |
| 20 Cubic Yard (Shingles) | \$3.48              | \$531.30       |
| 30 Cubic Yard            | \$3.48              | \$543.95       |
| 40 Cubic Yard            | \$3.48              | \$613.53       |
| 35 Cubic Yard Compactor  | NA                  | \$664.13       |
| 40 Cubic Yard Compactor  | NA                  | \$695.75       |

Anything over 10 Tons is \$50 per ton. Containers that are overfilled or blocked charge a \$130 dry run fee.

Any commercial non-standard waste disposal or waste disposal equipment not addressed in the above rates will be charges at 10% over the contractor's price.

Special Pick-Up can be requested and accommodated on an "as needed" basis. The cost will be calculated based on weight and invoiced on the resident's next utility bill.

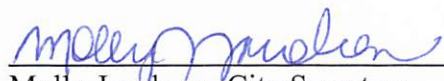
**SECTION 3. SAVINGS/REPEALING CLAUSE.** This Ordinance shall be cumulative of all other Ordinances and shall not repeal any of the provisions of such Ordinances except for those instances where there are direct conflicts with the provisions of this Ordinance. Ordinances or parts thereof in force at the time this Ordinance shall take effect and that are inconsistent with this Ordinance are hereby repealed to the extent that they are inconsistent with this Ordinance. Provided however, that any complaint, action, claim or lawsuit which has been initiated or has arisen under or pursuant to such Ordinance on the date of adoption of this Ordinance shall continue to be governed by the provisions of that Ordinance and for that purpose the Ordinance shall remain in full force and effect.

**SECTION 4. SEVERABILITY CLAUSE.** Should any section, subsection, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, it is expressly provided that any and all remaining portions of this Ordinance shall remain in full force and effect. The City Council of the City of Commerce hereby declares that it would have passed this Ordinance, and each section, subsection, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences clauses and phrases be declared unconstitutional or invalid.

**PASSED AND APPROVED on the first reading** at a regular meeting of the City Council of the City of Commerce, Texas on this the 20<sup>th</sup> day of September 2022.

**PASSED AND APPROVED on the second reading** at a regular meeting of the City Council of the City of Commerce, Texas on this the 18<sup>th</sup> day of October 2022.

**ATTEST:**

  
Molly Jacobsen, City Secretary

**CITY OF COMMERCE:**

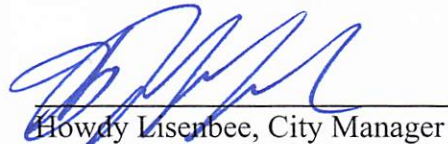
  
Teddy Reel, Mayor

(seal)

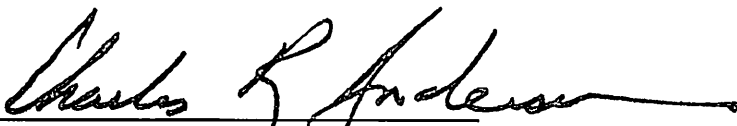
**APPROVED BY FINANCE:**

  
Jamie Campbell, Finance Director

**CITY OF COMMERCE:**

  
Howdy Lisenbee, City Manager

**Approved as to Form:**

  
\_\_\_\_\_  
Charles Anderson, City Attorney

I, Molly Jacobsen, City Secretary of the City of Commerce, Texas, do hereby certify that the above is a true and correct copy of a Resolution, and that the same has not been repealed and is in full force and effect.

(Seal)

  
\_\_\_\_\_  
Molly Jacobsen, City Secretary