

**CITY OF SANDY OAKS, TEXAS**

**ORDINANCE NO. 2023-219**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANDY OAKS, TEXAS ADOPTING A SCHEDULE OF FEES TO BE PAID TO THE CITY OF SANDY OAKS AT THE TIME OF SUBMITTING A PLAT OR PLAN FOR DEVELOPMENT.**

**WHEREAS**, Chapter 212 of the Local Government Code provides after a public hearing on the matter, the governing body of a municipality may adopt rules governing plats and subdivisions of land within the municipality's jurisdiction to promote the health, safety, morals, or general welfare of the municipality and the safe, orderly, and healthful development of the municipality; and

**WHEREAS**, it is the intent of the City Council to off-set the costs to the City for the professional services required to review the submission of plats or plans for the development of a subdivision or development within the City of Sandy Oaks; and

**WHEREAS**, the City Council held a public hearing in accordance with section 212.002 of the Local Government Code prior to adopting this ordinance;

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

**SECTION 1. DEFINITIONS.** For the purposes of this Ordinance, the following terms shall have the following meanings, unless the context clearly indicates that a different meaning is intended:

- (a) "City" shall mean the City of Sandy Oaks, Texas, a Type A General Law municipality incorporated and operating in Bexar County under the laws of the State of Texas.
- (b) "Plan" means a subdivision development plan, including a subdivision plan, subdivision construction plan, site plan, land development application, and site development plan as defined by section 212.001 of the Local Government Code, as amended.
- (c) "Plat" includes a preliminary plat, general plan, final plat, and replat as provided by section 212.001 of the Local Government Code, as amended.

**SECTION 2. SCHEDULE OF FEES.** The following schedule of plat fees and plan and review shall be paid into the General Fund of the City of Sandy Oaks. Each of the plat fees and plan review fees provided herein shall be paid at the time the application is submitted in advance of consideration and approval by the City and no action of the Planning and Zoning Commission and/or City Council shall be valid until such fees have been paid. An application is not complete and may not be reviewed for administrative completeness and legal compliance until the required fee is paid. Fees are nonrefundable regardless of the action taken by City Council.

The City Clerk, shall calculate and collect the fees in accordance with the following schedules:

**PLATS**

Base or Minimum Review fee for all subdivisions \$500.00 + Below as applies:

- Review fee for Plat without roads or flood plain \$100.00/lot
- Review fee for Plat with roads or floodplain \$2,500 + \$100.00/lot
- Review fee for a Replat \$100.00/lot created
- Review fee to Amend/Correct a Plat \$200.00
- Review fee to Cancel a Plat \$100.00/lot
- Review fee for non-standard plat or variance \$150.00

**PLAN REVIEW**

- Review Subdivision Plans (2 reviews) = 10 lots or Less = \$750
- Review Subdivision Plans (2 reviews) = 11 lots or more = \$2,500
- Review Non-residential (2 Reviews) = \$2,200

**CREDIT CARD TRANSACTIONS:** 5% Fee on all credit card transactions

**SECTION 3. COSTS INCURRED BY DEVELOPER.** The developer shall pay all fees and charges that may be incurred by the City for engineering, legal, and any other professional services directly related to and incurred by the City during the examination, investigation, review and processing of developments, or subdivisions, including but not limited to plats, land plans, construction plans, drainage plans, and other design standards.

**SECTION 4. SEVERABILITY.** It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs, and sections of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

**SECTION 5. PUBLICATION.** The City Clerk is hereby authorized and directed to publish this Ordinance, or a caption that summarizes the purpose of this Ordinance and the fees prescribed by this Ordinance in the manner and for the length of time prescribed by law.

**SECTION 6. EFFECTIVE DATE.** This Ordinance shall take effect immediately upon its publication as required by section 52.011 of the Local Government Code.

**PASSED and APPROVED on the 12th day of January 2023.**

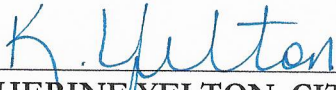
CITY OF SANDY OAKS, TEXAS



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MICHAEL MARTINEZ, JR., MAYOR

ATTEST:



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KATHERINE YELTON, CITY SECRETARY