

RESOLUTION NO. 04-96

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS, ESTABLISHING A PUBLIC HEARING DATE TO CONSIDER LAND USE ASSUMPTIONS TO BE USED TO DEVELOP CAPITAL IMPROVEMENTS PLANS FOR WATER, WASTEWATER AND ROADWAY FACILITIES UNDER WHICH IMPACT FEES MAY BE IMPOSED; AND DECLARING AN EFFECTIVE DATE THEREOF.

WHEREAS, the City Council has authorized an impact fee study to determine whether to adopt water, wastewater and roadway impact fees in accordance with Chapter 395 of the Local Government Code; and

WHEREAS, the City has received land use assumptions for water, wastewater and roadway facilities; and

WHEREAS, Chapter 395 requires the City Council to set a public hearing to consider land use assumptions to be used to develop capital improvements plans for such facilities;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS:

**SECTION 1.** A public hearing shall be held on Monday, April 15, 1996, at 3:00 p.m. in the Council Chambers at Mesquite City Hall located at 711 N. Galloway, to consider land use assumptions for water, wastewater and roadway facilities to be used to develop capital improvements plans.

**SECTION 2.** A notice of the hearing shall be published in one or more newspapers of general circulation in Dallas County, once a week for three consecutive weeks, the first notice to appear before the 30th day but on or after the 60th day before the date set for the hearing. The notice shall not be in the part of the newspaper in which legal notices and classified ads appear and shall not be smaller than one-quarter page of a standard-size of tabloid-size newspaper. The headline for the notice shall read as follows: "NOTICE OF PUBLIC HEARING ON LAND USE ASSUMPTIONS RELATING TO POSSIBLE ADOPTION OF IMPACT FEES." The headline shall be in 18-point or larger type. The text of the notice shall contain the following information:

- (a) The time, date and location of the hearing.
- (b) A statement that the purpose of the hearing is to consider the land use assumptions that will be used to develop capital improvements plans for water, wastewater and roadway facilities under which impact fees may be imposed.

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- (c) An easily understandable map of the service areas to which the land use assumptions apply.
- (d) A statement that any member of the public has the right to appear at the hearing and present evidence for or against the land use assumptions.

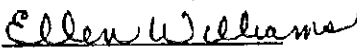
SECTION 3. The City Secretary shall send a notice of the hearing by certified mail to any person who has given written notice by certified or registered mail to the City Secretary or other designated official of the City requesting notice of the hearing within two (2) years preceding the date of adoption of this resolution. These notices shall be sent by certified mail before the 30th day before the date of the hearing.

SECTION 4. That this resolution shall take effect immediately from and after its passage as the law in such cases provides.

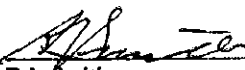
DULY RESOLVED by the City Council of the City of Mesquite, Texas, on the 19th day of February, 1996.

  
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Cathyc Ray  
Mayor

ATTEST:

  
\_\_\_\_\_  
Ellen Williams  
City Secretary

APPROVED:

  
\_\_\_\_\_  
B.J. Smith  
City Attorney