

RESOLUTION NO. 36-2003

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS, ESTABLISHING A PUBLIC HEARING DATE TO CONSIDER UPDATED LAND USE ASSUMPTIONS, A CAPITAL IMPROVEMENTS PLAN AND IMPACT FEE RATES FOR THE AMENDMENT OF ROADWAY IMPACT FEES; AND DECLARING AN EFFECTIVE DATE THEREOF.

WHEREAS, Chapter 395 of the Local Government Code ("Chapter 395") authorizes political subdivisions to finance capital improvements associated with new development in municipalities; and

WHEREAS, Chapter 395 prescribes a process that incorporates the required methodology, the procedures for public hearings and the reporting components related to the imposition and amendment of impact fees; and

WHEREAS, the City Council has received updated land use assumptions for roadway facilities; and

WHEREAS, the City Council has received an updated capital improvements plan for roadway facilities; and

WHEREAS, the City Council has received a recommendation from the Capital Improvements Advisory Committee regarding the land use assumptions, a capital improvements plan and a recommendation for impact fee rates; and

WHEREAS, Chapter 395 requires the City Council to set a public hearing to consider land use assumptions, a capital improvements plan and impact fee rates.

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

SECTION 1. That a public hearing shall be held at 3:00 p.m. on September 2, 2003, in the City Council Chamber, City Hall, 711 N. Galloway, Mesquite, Dallas County, Texas, to consider updated land use assumptions, a capital improvements plan and impact fee rates for the amendment of roadway impact fees.

SECTION 2. That notice of such public hearing shall be published in one or more newspapers of general circulation in Dallas County to appear before the 30th day before the date set for the hearing. The headline for the notice shall read as follows: "NOTICE OF PUBLIC HEARING ON AMENDMENT OF IMPACT FEES." The text of the notice shall contain the following information:

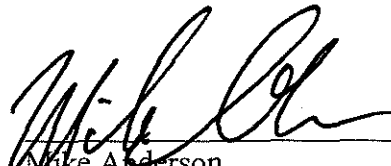
- (a) The time, date and location of the hearing; and

- (b) A statement that the purpose of the hearing is to consider the amendment of land use assumptions, a capital improvements plan and the imposition of an impact fee; and
- (c) A statement that any member of the public has the right to appear at the hearing and present evidence for or against the update.

SECTION 3. That 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 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.

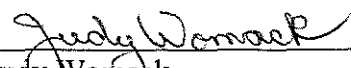
SECTION 4. That this resolution shall take effect immediately from and after its passage.


DULY RESOLVED by the City Council of the City of Mesquite, Texas, on the 21st day of July, 2003.

  
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 Mike Anderson  
 Mayor

ATTEST:

APPROVED:

  
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 Judy Womack  
 City Secretary

  
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 B. J. Smith  
 City Attorney