

RESOLUTION NO. 31-2022

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS, ORDERING A PUBLIC HEARING FOR OCTOBER 17, 2022, TO CONSIDER AMENDMENTS TO LAND USE ASSUMPTIONS, A CAPITAL IMPROVEMENTS PLAN, AND THE IMPOSITION OF AN IMPACT FEE FOR WATER AND WASTEWATER FACILITIES; AND AUTHORIZING THE PUBLICATION OF NOTICE FOR SAID HEARING.

WHEREAS, pursuant to the passage of Ordinance No. 4756 in 2020, the City Council adopted revised land use assumptions, capital improvements plans, and impact fees for roadway, water and wastewater facilities in accordance with Chapter 395 of the Local Government Code; and

WHEREAS, water and wastewater impact fees apply in both the city limits and the extraterritorial jurisdiction, whereas roadway impact fees only apply within the city limits; and

WHEREAS, State law requires periodic update of land use assumptions and capital improvements plans at least every five years and there is a need for such an update and update of the water and wastewater impact fees; and

WHEREAS, updated land use assumptions and capital improvements plan were prepared in accordance with Chapter 395 of the Local Government Code and provided to the City Council; and

WHEREAS, State law requires the City Council, within sixty (60) days after the date it receives the update of land use assumptions and the capital improvements plan, to adopt an order setting a public hearing date to discuss and review the plan and determine whether to amend the plan.

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

SECTION 1. That a public hearing shall be held on Monday, October 17, 2022, at 7:00 p.m. in the Council Chambers at Mesquite City Hall located at 757 N. Galloway, to consider amendments to land use assumptions, a capital improvements plan and impact fees for water and wastewater facilities within the City.

SECTION 2. That notice of the hearing shall be published in one or more newspapers of general circulation in Dallas County and Kaufman County, the notice 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 notices 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 amendments of land use assumptions, a capital improvements plan and the imposition of an impact fee.

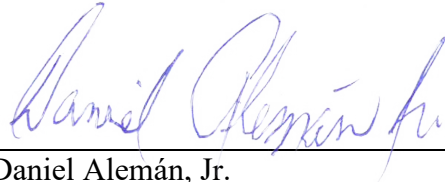
- (c) A statement that any member of the public has the right to appear at the hearing and present evidence for or against the update.

SECTION 3. The City Secretary shall send notices 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. On or before the date of the first publication of the notice of the hearing on the amendments, the land use assumptions and the capital improvements plan, including the amount of any proposed amended impact fee per service unit, shall be made available to the public by maintaining such documents in the office of the City Secretary.

SECTION 5. That this resolution shall take effect immediately from and after its passage as the law in such cases provides.

DULY RESOLVED AND ORDERED by the City Council of the City of Mesquite, Texas, on the 6th day of September 2022.



Daniel Alemán, Jr.  
Mayor

ATTEST:



Sonja Land  
City Secretary

APPROVED AS TO LEGAL FORM:



David L. Paschall  
City Attorney