

ORDINANCE NO. O-2020-43

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS, AMENDING TYLER CITY CODE CHAPTER 1, "GENERAL PROVISIONS", ARTICLE I, "CITY CODE", BY CLARIFYING THE AUTHORITY OF CITY COUNCIL RELATED TO FEES AND FEE PROCEDURES; PROVIDING A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, it is the intent of the City Council to protect the public health, safety and welfare; and

WHEREAS, it is important to clarify the City Council's authority related to fees and fee procedures;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS:

PART 1: That Tyler City Code Chapter 1, "General Provisions", Article I., "City Code", is hereby amended by amending Section 1-9 to read as follows:

Sec. 1-9. City Council authority; fees and fee procedures.

The City Council has authority to waive, reduce, refund, suspend, reschedule, delay, alter, transfer or otherwise adjust any fee or fee procedures established herein, where not otherwise mandated or prohibited by State or Federal law, when, in its sole discretion, it determines that circumstances justify such action in order to promote a public purpose or the public safety or welfare, and/or to address an emergency situation. (Ord. No. 0-2012-71; 9/26/12) (Ord. No. 0-2020-43; 4/22/20)

PART 2: That if any provision or any section of this ordinance shall be held to be void or unconstitutional, such holding shall in no way affect the validity of the remaining provisions or sections of this ordinance, which shall remain in full force and effect.

PART 3: That this ordinance shall be effective on and after its date of passage and approval by the City Council.

PASSED AND APPROVED this the 22nd day of April, A.D., 2020.


MARTIN HENNES, MAYOR
OF THE CITY OF TYLER, TEXAS

ATTEST:

APPROVED:


CASSANDRA BRAGER, CITY CLERK


DEBORAH G. PULLUM,
CITY ATTORNEY

