

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE AMENDING CHAPTER 30 (STREETS AND SIDEWALKS), ARTICLE VIII (TRANSPORTATION IMPACT FEES) OF THE CODE OF THE CITY OF FORT WORTH, TEXAS (1986), AS AMENDED, BY ADOPTING UPDATED LAND USE ASSUMPTIONS; ADOPTING AN UPDATED CAPITAL IMPROVEMENTS PLAN FOR TRANSPORTATION FACILITIES; ADOPTING REVISED TRANSPORTATION IMPACT FEE PER SERVICE UNIT SCHEDULES 1 AND 2; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, Chapter 395, Tex. Loc. Gov't Code, provides requirements and procedures for updating land use assumptions, capital improvements plans and impact fees; and

**WHEREAS**, on May 13, 2008, the City of Fort Worth adopted Ordinance No. 18083-05-2008 creating impact fees for transportation facilities in accordance with the statutory procedures for adopting such fees, known as the Fort Worth Transportation Impact Fee Regulations, which were effective July 1, 2008; and

**WHEREAS**, the City of Fort Worth previously updated its transportation impact fee land use assumptions, capital improvements plan and proposed transportation impact fees by Ordinance Number 20605-02-2013 on February 5, 2013, effective April 1, 2013; and

**WHEREAS**, the City of Fort Worth has retained consultants to prepare land use assumptions, impact fee capital improvements plans, impact fees and ordinance provisions in order to meet statutory requirements; and

**WHEREAS**, the City of Fort Worth's Capital Improvements Advisory Committee for Transportation Impact Fees submitted its written comments on the proposed amendments to the Land Use Assumptions, Capital Improvements Plan, and Transportation Impact Fees on November 17, 2017; and

**WHEREAS**, on November 30, 2017, the City made available to the public, copies of the proposed amended Land Use Assumptions, Capital Improvements Plan, and Maximum Assessable Transportation Impact Fees; and

**WHEREAS**, as required by Section 395.054 of the Texas Local Government Code, the City Council conducted a public hearing to discuss an ordinance amending the Land Use Assumptions, Capital Improvements Plans and Transportation Impact Fees on January 9, 2018, notice of which was published on December 6, 2017; and

**WHEREAS**, the City Council desires to adopt the updated Land Use Assumptions, Capital Improvements Plan, and Transportation Impact Fees for roadway facilities;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH:**

**SECTION 1  
2017 TRANSPORTATION IMPACT FEE STUDY  
UPDATED LAND USE ASSUMPTIONS, TRANSPORTATION IMPROVEMENTS  
PLAN, AND MAXIMUM ASSESSABLE TRANSPORTATION IMPACT FEES**

The 2017 Transportation Impact Fee Study, performed by Kimley-Horn and Associates, Inc. ("2017 Study"), which contains updated land use assumptions for transportation facilities, an updated Transportation Improvements Plan, and updated Maximum Assessable Transportation Impact Fees Per Service Unit, as contained in Table 8 of the Study, is hereby adopted to update all previously adopted land use assumptions, Transportation Improvements Plans, and Maximum Assessable Transportation Impact Fees Per Service Unit (a/k/a Schedule 1), of the City of Fort Worth. The 2017 Study is incorporated herein by reference as if fully set forth, to be maintained in the Office of City Secretary.

**SECTION 2  
UPDATED MAXIMUM ASSESSABLE TRANSPORTATION IMPACT FEES PER  
SERVICE UNIT  
SCHEDULE 1**

The Maximum Assessable Transportation Impact Fees Per Service Unit, Table 8 of the 2017 Study is hereby specifically adopted for all purposes as the 2018 Schedule 1 and hereby updates the previously adopted Schedule 1 of the City. An exhibit containing the revised Schedule 1 is attached hereto as Attachment A and incorporated herein for all purposes.

**SECTION 3  
UPDATED TRANSPORTATION IMPACT FEES PER SERVICE UNIT  
SCHEDULE 2**

The 2017 City of Fort Worth Transportation Impact Fees Per Service Unit, the 2017 Schedule 2, is hereby specifically adopted for all purposes and, subject to the provisions of Chapter 30, Article VIII, Division 2, Sec. 30-173, Collection of Impact Fees, updates the previously adopted Schedule 2 of the City. An exhibit containing Schedule 2 is attached hereto as Attachment B and incorporated herein for all purposes.

**SECTION 4  
SEVERABILITY**

It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses and phrases of this ordinance are severable and if the validity of any section, subsection, sentence, clause or phrase of this ordinance should be declared to be invalid, the

same shall not affect the validity of any other section, subsection, sentence, clause or phrase of this ordinance.

## **SECTION 5 CONFLICTS**

This ordinance shall be cumulative of all provisions of ordinances and of the Code of Ordinances for the City of Fort Worth, Texas, as amended, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances and such Code, in which event the conflicting provisions of such ordinances and Code are hereby repealed.

## **SECTION 6 EFFECTIVE DATE**

This ordinance shall take effect on March 1, 2018.

APPROVED AS TO FORM AND LEGALITY:

By: \_\_\_\_\_  
Douglas W. Black  
Sr. Assistant City Attorney

Adopted: \_\_\_\_\_

Effective: \_\_\_\_\_

## Attachment A

Service Areas	<u>Schedule 1</u> Maximum Assessable Transportation Impact Fees Per Vehicle-Mile			
	Assessment Date [as per City Code §30-172(a)]	Before 4/1/2013	On 4/1/2013 to Before 3/1/2018	On or After 3/1/2018
Service Area A		\$ 989	\$ 2,158	\$ 2,025
Service Area AA		\$ 63	\$ 228	\$ 205
Service Area B		\$ 2,014	\$ 2,419	\$ 3,316
Service Area C		\$ 640	\$ 1,323	\$ 1,144
Service Area D		\$ 987	\$ 966	\$ 463
Service Area E		\$ 969	\$ 2,708	\$ 3,449
Service Area F		\$ 387	\$ 998	\$ 675
Service Area G		\$ 755	\$ 2,091	\$ 1,799
Service Area L		\$ 619	\$ 1,562	\$ 441
Service Area M		\$ 1,450	\$ 2,551	\$ 3,164
Service Area N		\$ 742	\$ 1,283	\$ 845
Service Area O		\$ 1,632	\$ 1,014	\$ 3,560
Service Area PI*		\$ 492	\$ 492	\$ 492
Service Area S		\$ 1,028	\$ 2,398	\$ 2,984
Service Area T		\$ 726	\$ 2,322	\$ 1,826
Service Area U		\$ 567	\$ 2,921	\$ 3,457
Service Area V*		\$ 3,269	\$ 3,269	\$ 3,269
Service Area W		\$ 121	\$ 860	\$ 1,356
Service Area X		\$ 999	\$ 2,312	\$ 3,806
Service Area Y		\$ 1,213	\$ 2,370	\$ 2,348
Service Area Z		\$ 1,618	\$ 2,962	\$ 3,706

\*Assessments occur on March 1, 2018

## Attachment B

	<b>Schedule 2</b> <b>Collection Rates</b> <b>Transportation Impact Fees</b> <b>Per Vehicle-Mile</b>							
<b>Assessment Date</b> [as per City Code §30-172(a)]	<b>Before 4/1/2013</b>		<b>On 4/1/2013 to Before 3/1/2018; and</b>				<b>On or After 3/1/2018; and</b>	
<b>Building Permit Application Date</b>	<b>On or after two years from date of Final Plat Approval</b>		<b>Within two years from date of Final Plat Approval</b>		<b>On or after two years from date of Final Plat Approval</b>		<b>On or After 3/1/2018</b>	
<b>Service Areas</b>	<b>Residential</b>	<b>Non-Residential</b>	<b>Residential</b>	<b>Non-Residential</b>	<b>Residential</b>	<b>Non-Residential</b>	<b>Residential</b>	<b>Non-Residential</b>
<b>A</b>	\$773.20	\$468.75	\$618.50	\$375.00	\$773.20	\$468.75	\$773.20	\$468.75
<b>AA</b>	\$63.00	\$63.00	\$228.00	\$228.00	\$228.00	\$228.00	\$205.00	\$205.00
<b>B</b>	\$773.20	\$468.75	\$618.50	\$375.00	\$773.20	\$468.75	\$773.20	\$468.75
<b>C</b>	\$640.00	\$468.75	\$618.50	\$375.00	\$773.20	\$468.75	\$773.20	\$468.75
<b>D</b>	\$773.20	\$468.75	\$618.50	\$375.00	\$773.20	\$468.75	\$463.00	\$463.00
<b>E</b>	\$773.20	\$468.75	\$618.50	\$375.00	\$773.20	\$468.75	\$773.20	\$468.75
<b>F</b>	\$387.00	\$387.00	\$618.50	\$375.00	\$773.20	\$468.75	\$675.00	\$468.75
<b>G</b>	\$755.00	\$468.75	\$618.50	\$375.00	\$773.20	\$468.75	\$773.20	\$468.75
<b>L</b>	\$619.00	\$468.75	\$412.30	\$247.52	\$773.20	\$468.75	\$441.00	\$441.00
<b>M</b>	\$773.20	\$468.75	\$412.30	\$247.52	\$773.20	\$468.75	\$773.20	\$468.75
<b>N</b>	\$742.00	\$468.75	\$412.30	\$247.52	\$773.20	\$468.75	\$773.20	\$468.75
<b>O</b>	\$773.20	\$468.75	\$412.30	\$247.52	\$773.20	\$468.75	\$773.20	\$468.75
<b>PI</b>	\$492.00	\$468.75	\$492.00	\$375.00	\$492.00	\$468.75	\$492.00	\$468.75
<b>S</b>	\$773.20	\$468.75	\$618.50	\$375.00	\$773.20	\$468.75	\$773.20	\$468.75
<b>T</b>	\$726.00	\$468.75	\$618.50	\$375.00	\$773.20	\$468.75	\$773.20	\$468.75
<b>U</b>	\$567.00	\$468.75	\$618.50	\$375.00	\$773.20	\$468.75	\$773.20	\$468.75
<b>V</b>	\$773.20	\$468.75	\$618.50	\$375.00	\$773.20	\$468.75	\$773.20	\$468.75
<b>W</b>	\$121.00	\$121.00	\$618.50	\$375.00	\$773.20	\$468.75	\$773.20	\$468.75
<b>X</b>	\$773.20	\$468.75	\$618.50	\$375.00	\$773.20	\$468.75	\$773.20	\$468.75
<b>Y</b>	\$773.20	\$468.75	\$618.50	\$375.00	\$773.20	\$468.75	\$773.20	\$468.75
<b>Z</b>	\$773.20	\$468.75	\$618.50	\$375.00	\$773.20	\$468.75	\$773.20	\$468.75