

ORDINANCE NO 2023-26

AN ORDINANCE AMENDING THE ENGINEERING
SERVICES AND CONSTRUCTION INSPECTION FEE IN
THE CITY OF LEAGUE CITY AND REPEALING AND
REPLACING ORDINANCE 2018-46

WHEREAS, the City of League City, Texas incurs administrative expenses in providing engineering and inspection services for public improvements which are constructed by developers, and such expenses should be properly borne as fees by developers; and

WHEREAS, on January 9, 2018, the City Council passed Ordinance 2018-46 which established the public works engineering services and inspection fee ("inspection fee") in an amount equal to 2.5% of the cost to construct public improvements by developers; and

WHEREAS, in 2023, the Texas Legislature passed HB 3492, which added, among other provisions, Section 212.906 of the Texas Local Government Code ("Section 212.906") related to fees assessed by cities for engineering and inspection services and HB 3492 becomes effective September 1, 2023; and

WHEREAS, under Section 212.906: 1) cities may no longer base any application, review, inspection, or other related fees for constructing or improving public infrastructure for a subdivision lot on the cost or value of the infrastructure project, 2) cities may no longer require an applicant to disclose information related to the cost or value of a public infrastructure project for city acceptance of the subdivision or infrastructure project, except as required by the Federal Emergency Agency for participating in the National Flood Insurance Program and 3) cities may only determine such fees by considering the city's actual review, processing, and inspection costs related to the public infrastructure project; and

WHEREAS, under Section 212.906, when determining actual review costs, cities may consider: 1) the fee that a qualified independent third-party entity would charge to review, process, and inspect such applications and construction, 2) the hourly rate for the estimated actual direct time of a city employee to review, process, and inspect such applications and construction or 3) the actual costs that a third-party charged the city to provide such services; and

WHEREAS, in compliance with HB 3492, city staff proposes a new engineering and inspection services fee structure based on (1) the number of plan submittals and the time of construction, or (2) the size of the project.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LEAGUE CITY, TEXAS, as follows:

Section 1. The facts and opinions in the preamble of this ordinance are true and correct.

Section 2. For projects with a minimum of 25 lots, Developers shall pay an Engineering Fee of \$8,500 per plan review submittal and a Construction Inspection Fee of \$5,000 per month. The City will provide an initial invoice to the Developer of the total Engineering Fees and Construction Inspection Fee based on the contracted construction time. The fees listed in the initial invoice must be paid to the City by the Developer of such development prior to the Pre-Construction Meeting being scheduled by city staff. If applicable, the City will provide a final invoice to the Developer for any outstanding Construction Inspection Fees if actual construction time exceeds the contracted constructed time. All final invoices must be paid prior to a project's final acceptance by the City.

Section 3. For projects with less than 25 lots, Developers shall pay a combined Engineering and Inspection Fee of \$7,500. The City will provide an initial invoice to the Developer of the combined Engineering and Construction Inspection Fee based on the contracted construction time. The fees listed in the initial invoice must be paid to the City by the Developer of such development prior to the Pre-Construction Meeting being scheduled by city staff. If applicable, the City will provide a final invoice to the Developer for any outstanding Construction Inspection Fees if actual construction time exceeds the contracted constructed time. All final invoices must be paid prior to a project's final acceptance by the City.

Section 4. In compliance with Section 212.906, Texas Local Government Code, the City Secretary is directed to publish the new fee amounts and the city employee hourly rates and estimated times used to determine such amounts on the city's website.

Section 5. Ordinance 2018-46 is hereby repealed in its entirety.

Section 6. Savings. All rights and remedies which have accrued in favor of the City under this Ordinance and amendments thereto shall be and are preserved for the benefit of the City.

Section 7. Severability. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid, unconstitutional or otherwise unenforceable by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions thereof.

Section 8. Repealer. All ordinances and parts of ordinances in conflict herewith are hereby repealed but only to the extent of such conflict.

Section 9. Publication and Effective Date. The City Secretary shall cause this Ordinance, or its caption, to be published in the official newspaper of the City of League City, upon passage of such Ordinance. This Ordinance shall become effective upon passage.

Section 10. It is hereby found and determined that the meeting at which this ordinance was passed was open to the public and that advance public notice of the time, place and purpose of said meeting was given as required by law.

PASSED on first reading the 22nd day of August, 2023.

PASSED AND ADOPTED on the 22nd day of August, 2023.



NICK LONG,
Mayor

ATTEST:

Diana M. Stapp
DIANA M. STAPP,
City Secretary

APPROVED AS TO FORM:

Nghiem V. Doan
NGHIEM V. DOAN,
City Attorney

SUSPENDED THE RULE AND ADOPTED ON FIRST AND FINAL READING

The Daily News.

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Texas City, TX 77592
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STATE OF TEXAS
COUNTY OF GALVESTON

Stephanie McBride, being duly sworn, says:
That she is an agent of THE GALVESTON COUNTY DAILY NEWS, a daily newspaper of general circulation, printed and published, a copy of which is attached hereto, was published in the said newspaper on the following dates:
08/30/23

That said newspaper was regularly issued and circulated on those dates.

Signed: Stephanie McBride
Stephanie McBride

Subscribed to and sworn to me this 30th day of August, 2023

Misty Warner

Misty Warner
Notary Public, State of Texas, Galveston County, TX
My commission expires: June 21, 2025

Acct #53946 Ad #1151802

City of League City-LEGALS
Accounts Payable
300 West Walker St
League City, TX 77573

Affidavit of Publication

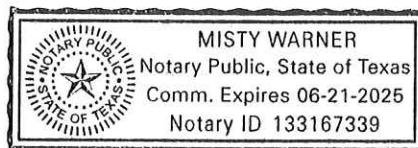
ORDINANCE NO 2023-26

AN ORDINANCE AMENDING THE ENGINEERING SERVICES AND CONSTRUCTION INSPECTION FEE IN THE CITY OF LEAGUE CITY AND REPEALING AND REPLACING ORDINANCE 2018-46
BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LEAGUE CITY, TEXAS, this Ordinance shall become effective upon passage.

PASSED AND ADOPTED on the 22nd day of August, 2023.

Signed: Nick Long, Mayor
Attest: Diana Stapp, City Secretary

Published: August 30, 2023



Legal Notices**Legal Notices****Legal Notices****Legal Notices****ORDINANCE NO. O-2023-0008****ORDINANCE NO. O-2023-0010**

A ORDINANCE OF THE CITY COUNCIL OF LA MARQUE, TEXAS MAKING APPROPRIATIONS MARQUE, TEXAS AMENDING SECTION 44-19 OF FOR THE SUPPORT OF THE CITY OF LA MARQUE CODE OF ORDINANCES, CITY OF LA MARQUE, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, TEXAS; MAKING VARIOUS FINDINGS RELATED TO 2023 AND ENDING SEPTEMBER 30, 2024 APPROVING THE SUBJECT AND PROVIDING FOR AN APPROPRIATING MONEY TO A SINKING FUND TO PAY TIVE DATE INTEREST AND PRINCIPAL DUE ON THE CITY'S INDEBTEDNESS; AND ADOPTING THE ANNUAL BUDGET OF THE CITY OF LA MARQUE FOR 2023-24. PASSED AND APPROVED by City Council of the City of La Marque on First reading this 28th day of August, 2023.

PASSED AND APPROVED by City Council of A PUBLIC HEARING WILL BE HELD DURING the City of La Marque on First reading this THE CITY COUNCIL MEETING ON MONDAY, SEPTEMBER 11, 2023, AT 6:00 P.M. IN THE COUNCIL CHAMBERS, 1109-B BAYOU ROAD, LA MARQUE, TEXAS 77568

Kierra Nance, City Clerk
City of La Marque

Published: August 30, 2023

Bids & Proposals**Bids & Proposals**

**City of Kemah
Notice to Bidders
Sealed Bid Project #2023-10
Disaster Debris Removal and Disposal**

The City of Kemah is seeking proposals for the purpose of entering into a contract for Disaster Debris Removal and Disposal. Sealed Requests for Proposals for Disaster Debris Removal, Kemah Project No. 2023-10 will be received until 12:00 PM on September 18, 2023 by the City Secretary Rachel Lewis, at Kemah City Hall, 1401 Highway 146, Kemah Texas 77565. Bids must be received and date and time stamped prior to the aforementioned time, when they will be publicly opened and read aloud at Kemah City Hall. No late bids will be accepted. Bidding documents may be obtained by contacting City Secretary Rachel Lewis through email at citysecretary@kemahtx.gov. RFP documents may also be obtained from the City's website at www.kemahtx.gov. There is NO charge to view or download documents. No pre-bid meeting will be held for this project.

Published: August 23, 30, 2023

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Legal Notices**Legal Notices****Legal Notices****Legal Notices****Comisión de Calidad Ambiental del Estado de Texas****AVISO DE RECIBO DE LA SOLICITUD Y
EL INTENTO DE OBTENER PERMISO PARA LA CALIDAD DEL AGUA RENOVACION**

PERMISO NO. WQ0001634000

SOLICITUD. Gulf Sulphur Services, Ltd., LLLP, 4500 Old Port Industrial Road, Galveston, Texas, 77554, que posee una instalación de transferencia de azufre fundido, ha solicitado a la Comisión de Calidad Ambiental del Estado de Texas (TCEQ) para renovar el Permiso No. WQ0001634000 (EPA I.D. No. TXT0003867) del Sistema de Eliminación de Descargas de Contaminantes de Texas (TPDES) para autorizar la descarga de aguas residuales tratadas y aguas pluviales a tasa intermitente y de caudal variable. La planta está ubicada en 4500 Old Port Industrial Road, Galveston, en el Condado de Galveston, Texas. La ruta de descarga es del sitio de la planta hasta un alcantarillado pluvial en el sitio; de allí al Deslizamiento "A" del Canal de Navegación de Galveston directamente a la Bahía de Galveston Inferior. La TCEQ recibió esta solicitud el 30 de junio de 2023. La solicitud para el permiso estará disponible para leerla y copiarla en Biblioteca Rosenberg, 2310 Sealy Avenue, Galveston, Texas antes de la fecha de publicación de este aviso en el periódico. Este enlace a un mapa electrónico de la ubicación general del sitio o de la instalación es proporcionado como una cortesía y no es parte de la solicitud o del aviso. Para la ubicación exacta, consulte la solicitud. <https://gisweb.tceq.texas.gov/LocationMapper/?marker=-94.820555,29.302222&level=18>

AVISO ADICIONAL. El Director Ejecutivo de la TCEQ ha determinado que la solicitud es administrativamente completa y conducirá una revisión técnica de la solicitud. Después de completar la revisión técnica, el Director Ejecutivo puede preparar un borrador del permiso y emitir una Decisión Preliminar sobre la solicitud. **El aviso de la solicitud y la decisión preliminar serán publicados y enviado a los que están en la lista de correo de las personas a lo largo del condado que desean recibir los avisos y los que están en la lista de correo que desean recibir avisos de esta solicitud. El aviso dará la fecha límite para someter comentarios públicos.**

COMENTARIO PUBLICO / REUNION PUBLICA. Usted puede presentar comentarios públicos o pedir una reunión pública sobre esta solicitud. El propósito de una reunión pública es dar la oportunidad de presentar comentarios o hacer preguntas acerca de la solicitud. La TCEQ realiza una reunión pública si el Director Ejecutivo determina que hay un grado de interés público suficiente en la solicitud o si un legislador local lo pide. Una reunión pública no es una audiencia administrativa de lo contencioso.

OPORTUNIDAD DE UNA AUDIENCIA ADMINISTRATIVA DE LO CONTENCIOSO. Después del plazo para presentar comentarios públicos, el Director Ejecutivo considerará todos los comentarios apropiados y preparará una respuesta a todos los comentarios públicos esenciales, pertinentes, o significativos. **A menos que la solicitud haya sido referida directamente a una audiencia administrativa de lo contencioso, la respuesta a los comentarios y la decisión del Director Ejecutivo sobre la solicitud serán enviados por correo a todos los que presentaron un comentario público y a las personas que están en la lista para recibir avisos sobre esta solicitud. Si se reciben comentarios, el aviso también proveerá instrucciones para pedir una reconsideración de la decisión del Director Ejecutivo y para pedir una audiencia administrativa de lo contencioso.** Una audiencia administrativa de lo contencioso es un procedimiento legal similar a un procedimiento legal civil en un tribunal de distrito del estado.

PARA SOLICITAR UNA AUDIENCIA DE CASO IMPUGNADO, USTED DEBE INCLUIR EN SU SOLICITUD LOS SIGUIENTES DATOS: su nombre, dirección, y número de teléfono; el nombre del solicitante y número del permiso; la ubicación y distancia de su propiedad/actividad con respecto a la instalación; una descripción específica de la forma cómo usted sería afectado adversamente por el sitio de una manera no común al público en general; una lista de todas las cuestiones de hecho en disputa que usted presente durante el período de comentarios; y la declaración "[Yo/nosotros] solicito/solicitamos una audiencia de caso impugnado". Si presenta la petición para una audiencia de caso impugnado de parte de un grupo o asociación, debe identificar una persona que represente al grupo para recibir correspondencia en el futuro; identificar el nombre y la dirección de un miembro del grupo que sería afectado adversamente por la planta o la actividad propuesta; proveer la información indicada anteriormente con respecto a la ubicación del miembro afectado y su distancia de la planta o actividad propuesta; explicar cómo los intereses que el grupo desea proteger son pertinentes al propósito del grupo.

Después del cierre de todos los períodos de comentarios y de petición que aplican, el Director Ejecutivo enviará la solicitud y cualquier petición para reconsideración o para una audiencia de caso impugnado a los Comisionados de la TCEQ para su consideración durante una reunión programada de la Comisión. La Comisión sólo puede conceder una solicitud de una audiencia de caso impugnado sobre los temas que el solicitante haya presentado en sus comentarios oportunos que no fueron retirados posteriormente. Si se concede una audiencia, el tema de la audiencia estará limitado a las cuestiones de hecho en disputa o cuestiones mixtas de hecho y de derecho relacionadas a intereses pertinentes y materiales de calidad del agua que se hayan presentado durante el período de comentarios. Si ciertos criterios se cumplen, la TCEQ puede actuar sobre una solicitud para renovar un permiso sin proveer una oportunidad de una audiencia administrativa de lo contencioso.

LISTA DE CORREO. Si somete comentarios públicos, un pedido para una audiencia administrativa de lo contencioso o una reconsideración de la decisión del Director Ejecutivo, la Oficina del Secretario Principal enviará por correo los avisos públicos en relación con la solicitud. Además, puede pedir que la TCEQ ponga su nombre en una o más de las listas correos siguientes: (1) la lista de correo permanente para recibir los avisos de el solicitante indicado por nombre y número del permiso específico y/o (2) la lista de correo de todas las solicitudes en un condado específico. Si desea que se agregue su nombre en una de las listas designe cualquiera(s) y envíe por correo su pedido a la Oficina del Secretario Principal de la TCEQ.

CONTACTOS E INFORMACIÓN A LA AGENCIA. Todos los comentarios públicos y solicitudes deben ser presentadas electrónicamente vía <http://www14.tceq.texas.gov/epic/eComment/> o por escrito dirigidos a la Comisión de Texas de Calidad Ambiental, Oficina de la Secretaría (Office of Chief Clerk), MC-105, P.O. Box 13087, Austin, Texas 78711-3087. Tenga en cuenta que cualquier información personal que usted proporcione, incluyendo su nombre, número de teléfono, dirección de correo electrónico y dirección física pasará a formar parte del registro público de la Agencia. Para obtener más información acerca de esta solicitud de permiso o el proceso de permisos, llame al programa de educación pública de la TCEQ, gratis, al 1-800-687-4040. Si desea información en Español, puede llamar al 1-800-687-4040.

También se puede obtener información adicional del Gulf Sulphur Services, Ltd., LLLP a la dirección indicada arriba o llamando a Sr. Ben Koplin, Gerente Medioambiental Sénior, Mosaic Fertilizer, LLC, al 813-541-4633.

Fecha de emisión 21 de agosto de 2023

Published: August 30, 2023

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NOTICE IS HEREBY GIVEN IN ACCORDANCE WITH THE TERMS AND PROVISIONS OF THE TEXAS ALCOHOLIC BEVERAGE CODE THAT HIGH HOLDINGS, LLC., DBA HIGH HORSE SALOON HAS FILED APPLICATION FOR A MIXED BEVERAGE PERMIT AND A LATE HOURS CERTIFICATE. SAID BUSINESS TO BE CONDUCTED AT 10000 EMMETT F. LOWRY EXPWY, SUITE 1140 TEXAS CITY, GALVESTON COUNTY, TEXAS 77591. JAIME SALINAS MANAGING MEMBER.

Published: August 29, 30, 2023

Legal Notices**Legal Notices****Public Hearing Notice**

Notice is hereby given that the Zoning Board of Adjustment of the City of Santa Fe will hold a Public Hearing on Monday, September 11, 2023 at 7:00 p.m., in the Council Chambers at City Hall, 12002 Hwy. 6. The purpose of the hearing is to hear citizen comments on the following requested City Code Variance:

**File: BOA230801
Location/Legal Description: 4002 Pecan Grove, Santa Fe, Texas, legally described as ABST 47 PAGE 6 LOT 13
PECAN GROVE UNRECORDED SUB Variances: Request to allow a variance to replat the front set back to 20'**

Any citizen wishing to voice their opinion is invited to be present and will be heard. Written comments will be accepted and considered on or before the date of the public hearing. Address written comments to the Zoning Board of Adjustment, City of Santa Fe, P.O. Box 950, Santa Fe, Texas 77510. For additional information, contact the Zoning Officer at 409-925-6412.

Published: August 30, 2023

Legal Notices**Legal Notices****TEXAS COMMISSION ON ENVIRONMENTAL QUALITY****NOTICE OF RECEIPT OF APPLICATION AND INTENT TO OBTAIN WATER QUALITY PERMIT RENEWAL****PERMIT NO. WQ0001634000**

APPLICATION. Gulf Sulphur Services, Ltd., LLLP, 4500 Old Port Industrial Road, Galveston, Texas 77554, which owns a molten sulphur transfer facility, has applied to the Texas Commission for use and operation of the Municipal Government of the City of La Marque, Texas for the 2023 tax year, providing for apportioning each levy for specific purposes; and, providing when taxes shall become due and when same shall become delinquent if not paid

PASSED AND APPROVED by City Council of the City of La Marque on First reading this 28th day of August, 2023.

Signed: Nick Long, Mayor
Attest: Diana Stapp, City Secretary

Published: August 30, 2023

ORDINANCE NO. O-2023-0009

AN ORDINANCE OF THE CITY COUNCIL OF LA MARQUE, TEXAS LEVYING AD VALOREM TAXES FOR USE AND OPERATION OF THE MUNICIPAL GOVERNMENT OF THE CITY OF LA MARQUE, TEXAS FOR THE 2023 TAX YEAR, PROVIDING FOR APPORTIONING EACH LEVY FOR SPECIFIC PURPOSES; AND, PROVIDING WHEN TAXES SHALL BECOME DUE AND WHEN SAME SHALL BECOME DELINQUENT IF NOT PAID

PASSED AND APPROVED by City Council of the City of La Marque on First reading this 28th day of August, 2023.

A PUBLIC HEARING WILL BE HELD DURING THE CITY COUNCIL MEETING ON MONDAY, SEPTEMBER 11, 2023, AT 6:00 P.M. IN THE COUNCIL CHAMBERS, 1109-B BAYOU ROAD, LA MARQUE, TEXAS 77568

Kierra Nance, City Clerk
City of La Marque

Published: August 30, 2023

Legal Notices**Legal Notices****MAINLAND RENTAL****Mainland Unfurnished Houses****APARTMENT FOR RENT**

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409-789-8147

Furniture/Household

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Lawn/Garden

West Side of Island 4 Acres Of All Size Palm Trees. Take one or take all any reasonable estimate, call Mark @ 832-256-9830

Building Materials

Building Scaffolding 3x8x6 w/screw adjustable landing w/ladder \$100 409-256-2762

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18 ft. ABOVE GROUND POOL. Still in box. Never used. \$300 obo 713-903-5699

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\$50.00
409-744-4617

Nicotine Gum Lozenges 4 ML 120 ct. \$50 (832)896-8898

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