



Legislation Details (With Text)

File #:	24-0019	Version:	1	Name:	Public Hearing on Amending Ordinance 2023-26
Type:	Agenda Item	Status:		Status:	Public Hearing
File created:	12/21/2023	In control:		In control:	Development Services
On agenda:	1/9/2024	Final action:		Final action:	
Title:	Hold a public hearing on updating the engineering services and construction inspection fee schedule in the City of League City (Executive Director of Development Services)				
Sponsors:					
Indexes:					
Code sections:					
Attachments:	1. Data Sheet, 2. Proposed Ordinance, 3. Ordinance 2023-26, 4. State of Texas HB 3492, 5. Public Hearing Slides				

Date	Ver.	Action By	Action	Result
1/9/2024	1	City Council		

Hold a public hearing on updating the engineering services and construction inspection fee schedule in the City of League City (Executive Director of Development Services)

Approval of this ordinance will update the City’s Engineering Services and Construction Inspection Fee schedule based on the Revenue Study presented to City Council on December 12, 2023, in the Council Work Session.

In 2016, City Council established a 2% Engineering Services and Construction Inspection Fee with the fee being 2% of the construction cost of the public infrastructure. In 2018, the Council amended the ordinance to increase this fee to 2.5% of the construction cost of the public infrastructure.

On June 10, 2023, the Governor signed HB 3492, which had an effective date of September 1, 2023. Under HB 3492, cities are prohibited from considering the cost of construction or improving public infrastructure for a subdivision, lot, or related property development in determining the amount of an application, review, engineering, inspection, acceptance, administrative, or other fees imposed by cities related to the process of engineering or construction plans or for the inspection of improvements for construction of a subdivision or lot or a related improvement required in conjunction with that construction.

On August 22, 2023, staff presented an updated fee schedule for Development Plan Reviews (\$8,500 per review) and for Construction inspections (\$5,000 per month of construction). When looking at recently completed projects, the average project would generate \$54,000 in fees. Staff estimated a total of 24 new projects would be submitted in 2024 and based on estimated staff costs, the \$8,500/plan review and \$5,000/month of construction fees were determined. At that time, staff recommended a reduced cost for smaller projects.

On August 22, 2023, the City Council passed Ordinance 2023-26, which modified the existing engineering services and construction inspection fees (consistent with staff’s recommendation) to be in compliance with HB 3492 before the September 1, 2023 effective date. However, the City Council also requested that staff do a thorough revenue study and present a revised fee schedule for the Council to consider at a later date.

On December 12, 2023, the revenue study was presented to the Council. The findings of this study noted that the proposed fees needed to be increased by 10% to cover all of staff’s costs associated with new development infrastructure projects. Based on the estimated total number of new projects for 2024 and the average number of plan reviews and

months of construction, staff typically sees, a new project on average is expected to generate \$59,400. Staff is no longer recommending a fee reduction in smaller projects but will be tracking time spent on developer-driven projects more thoroughly in 2024 and may bring these fees back to the Council to adjust based on project size if warranted.

Attachments:

1. Data Sheet
2. Proposed Ordinance
3. Ordinance 2023-26
4. State of Texas HB 3492
5. Public Hearing Slides

FUNDING

Funds are available from Account # _____

Requires Budget Amendment to transfer from Account # _____ to Account # _____

NOT APPLICABLE

STRATEGIC PLANNING

Addresses Strategic Planning Critical Success Factor #1 and Initiative #1, Action Item H