

ORDINANCE NO. 2026-16

AN ORDINANCE OF THE CITY OF LEON VALLEY, TX, CITY COUNCIL AMENDING ORDINANCE CHAPTER 6 HEALTH AND SANITATION ARTICLE 6.02 FOOD ESTABLISHMENTS, SEC. 6.02.002 DEFINITIONS OF FOOD ESTABLISHMENTS TO AMEND FOOD ESTABLISHMENT DEFINITIONS AND ADD DEFINITIONS FOR CHILDCARE CENTER, SCHOOL FOOD SERVICE OPERATION, AND MOBILE FOOD VENDOR, SECTION 6.02.003 LICENSES, PERMITS AND EXEMPTIONS (E) 1 AND (H) TO COMPLY WITH STATE LAW. AND AMENDING APPENDIX A FEE SCHEDULE ARTICLE A6.000 FOOD ESTABLISHMENTS SECTION A6.001 LICENSE FEES DELETING MOBILE FOOD VENDING LICENSE FEE \$120 AND MOBILE FOOD TRUCK VENDING FOOD LICENSE OF \$35.00 AND REPEALING ORDINANCE 2021-58.

WHEREAS, The City of Leon Valley is a home rule municipality. Chapter 215 of the Texas Local Government Code (LGC) authorizes a home rule municipality to regulate businesses pursuant to its police power. Chapter 51 of the LGC authorizes the governing body of a municipality to adopt, publish, amend, or repeal an ordinance, rule, or police regulation that is for good government, peace, or order of the municipality or for trade and commerce within the municipality and is necessary or proper for carrying out a power granted by law to the municipality or to an office or department of the municipality; and

WHEREAS, Chapter 437B of the Texas Health and Safety Code, enacted by House Bill 2844 of the 89th Texas Legislature, establishes a statewide licensing and inspection program for mobile food vendors; and

WHEREAS, Section 437B.003 of the Texas Health and Safety Code preempts municipal regulation of mobile food vendors to the extent local regulations conflict with Chapter 437B; and

WHEREAS, Section 437B.051 requires mobile food vendors to obtain a license from the Texas Department of State Health Services; and

WHEREAS, the City Council finds it necessary to amend Article 6.02 and Appendix A of the Code of Ordinances to conform with state law while preserving the City's authority over zoning, fire protection, public safety, traffic management, and the use of public property.

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

SECTION 1. Chapter 6 Health and Sanitation is hereby amended as stated in Exhibit A attached hereto and incorporated herein.

Section 2. Appendix A Fee Schedule is amended (Exhibit B) by deleting Sec. A6.001 License Fees Mobile food vending license fee: \$120.00 (annually); Mobile food truck vending food license: \$35.00 (annually)

Section 3. Penalty. Any person who violates any provision of this ordinance shall be guilty of a misdemeanor, and upon conviction shall be fined as provided in Chapter 1. General Provisions, Article 1.01 Code of Ordinances, Section 1.01.009 General penalty for violations of code: continuing violations of the City of Leon Valley Code, and/or applicable state law.

Section 4. Severability Clause. If any provision, section, sentence, clause, or phrase of this ordinance or application of the same to any person or set of circumstances is for any reason held to be unconstitutional, void, invalid, or unenforceable, the validity of the remaining portions of this ordinance or its application to other persons or sets of circumstances shall not be affected thereby, it being the intent of the City Council in adopting, and the Mayor in approving this Ordinance, that no portion thereof or provisions or regulation contained herein shall become inoperative or fall by reason of any unconstitutionally or invalidity of any portion, provision, or regulation.

Section 5. Savings Clause. The repeal of any ordinance or part of ordinances effectuated by the enactment of this ordinance shall not be construed as abandoning any action now pending under or by virtue of such ordinance or as discontinuing, abating, modifying or altering any penalty accruing or to accrue, or as affecting any rights of the City under any section or provisions of any ordinances at the time of passage of this ordinance.

Section 6. Repeal. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed to the extent of the conflict. All provisions, sections and sub-sections not revised or amended herein shall remain in effect.

Section 7. Effective Date. This ordinance shall become effective on and after its passage and approval, and publication requirements as provided by law.

PASSED, ADOPTED AND APPROVED by the City Council of the City of Leon Valley this the 4th day of August, 2026.

APPROVED


CHRIS RILEY
MAYOR

Attest:


SAUNDRA PASSAILAIGUE, TRMC
CITY SECRETARY

Approved as to Form:


ARTURO D. 'ART' RODRIGUEZ
CITY ATTORNEY



Chapter 6

HEALTH AND SANITATION

ARTICLE 6.01 GENERAL PROVISIONS¹

Sec. 6.01.001 Penalty

Each violation of this chapter shall be punished by a penalty of a fine in accordance with section 1.01.009 of this Code, with each day of offense being a separate offense.

(Ordinance 1213, sec. 2, adopted 1-20-87; 2008 Code, sec. 6.01.001; Ordinance adopting 2017 Code)

Sec. 6.01.002 Sanitary code adopted

- (a) The city hereby adopts as its sanitary code, consisting of minimum standards of sanitation and health protection measures, V.T.C.A., Health and Safety Code, chapter 341 et seq., as amended.
- (b) The provisions of said V.T.C.A., Health and Safety Code, chapter 341 et seq., excluding the penalty therein, are incorporated into this section and adopted as the sanitary code of the city.

(1972 Code, secs. 12.101, 12.102; 2008 Code, sec. 6.01.002)

Sec. 6.01.003 Rodent control

The provisions of the San Antonio Code, 1986 edition, chapter 15, Health and Sanitation, article V, Rodent Control, are hereby adopted verbatim by this city as if written out fully herein, except insofar as the same should be inconsistent with other sections of this Code. Where the term "director of public health" is used in said article, it shall be meant to refer to the equivalent health and sanitation officer of this city.

(Ordinance 1445 adopted 1-5-93; 2008 Code, sec. 6.01.003)

Sec. 6.01.004 Dumping; maintenance of alleyways

- (a) It shall be unlawful for any person to dump any trash or refuse of any type on any vacant property or along any street or road within the city limits.
- (b) It shall be unlawful for any person to dump any trash or refuse of any kind in any public street, alley or way of the city.

¹State law reference(s)—Authority to enforce laws to protect public health, V.T.C.A., Health and Safety Code, § 121.003; local regulation of sanitation, V.T.C.A., Health and Safety Code, ch. 342; authority to make regulations for the promotion of health and the suppression of disease in type A general-law municipality, V.T.C.A., Health and Safety Code, § 122.005; minimum standards of sanitation and health protection, V.T.C.A., Health and Safety Code, ch. 341.

-
- (c) It shall be unlawful for both the owner and for the tenant of any property in the city abutting upon a public alley or way to permit the accumulation of any trash or refuse of any kind therein upon that part thereof from his property line to the center thereof, or to permit any shrubbery, brush, weeds, grasses or other vegetation whatsoever to grow therein to said centerline to a height of greater than five inches. Every such tenant and owner is required to keep such alley cleaned up and in a passable, sightly and sanitary condition, or cause same to be done, at all times.

(1972 Code, secs. 11.201, 11.202, 11.203; 2008 Code, secs. 6.01.004, 6.01.005)

State law reference(s)—Illegal dumping, V.T.C.A., Health and Safety Code, § 365.012.

ARTICLE 6.02 FOOD AND FOOD ESTABLISHMENTS²

Sec. 6.02.001 State code adopted

The City of Leon Valley adopts by reference the provisions of the current rule or rules as amended by The Executive Commissioner of the Health and Human Services Commission found in 25 Texas Administrative Code, Chapter 228, regarding the regulation of food establishments in this jurisdiction except when in conflict with other provisions of this Code.

(Ord. No. 2025-27, § 1(Exh. A), 11-18-2025)

Sec. 6.02.002 Definitions of food establishments

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

"*Authorized agent or employee*" means the employees of the regulatory authority.

"*Food establishment*" ~~means a food service establishment, a retail food store, a temporary food establishment, a mobile food unit, and/or a roadside food vendor.~~ shall have the meaning assigned in the Texas Food Establishment Rules, 25 Texas Administrative Code Chapter 228, as amended.

"*Municipality of Leon Valley*" in this article shall be understood to refer to the City of Leon Valley.

"*State rules*" mean the state rules found at 25 Texas Administrative Code, Chapter 228. These rules are also known as the Texas Food Establishment Rules.

"*Regulatory authority*" means the Health and Sanitation Officer of the City of Leon Valley.

"*Child Care Center*" shall have the meaning assigned by the Texas Food Establishment Rules and applicable state licensing regulations.

²Ord. No. 2025-27, § 1(Exh. A), adopted November 18, 2025, amended Article 6.02 in its entirety to read as herein set out. Former Article 6.02, §§ 6.02.001—6.02.009, pertained to the same subject matter, and derived from 1972 Code, secs. 12.201—12.204, 12.302, 12.306; Ordinance 1445 adopted 1-5-93; 2008 Code, secs. 6.02.001—6.02.009; Ordinance adopting 2017 Code.

State law reference(s)—Regulation of food products, generally, V.T.C.A., Health and Safety Code, chs. 433-438; regulation of food service establishments, retail food stores, mobile food units, and roadside food vendors, V.T.C.A., Health and Safety Code, § 437.001 et seq.

"School Food Service Operation" means a food service operation operated by a public school district, charter school, or accredited private school subject to state or federal school nutrition programs.

"Mobile Food Vendor" means a person operating a food vending vehicle licensed by the Texas Department of State Health Services pursuant to Texas Health and Safety Code Chapter 437B.

These definitions are in addition to the definitions listed in 25 Texas Administrative Code, Chapter 228, adopted in section 6.02.001.

(Ord. No. 2025-27, § 1(Exh. A), 11-18-2025)

Sec. 6.02.003 Licenses, permits, and exemptions

- (a) The annual license fees to cover the cost of inspection of such food service establishments shall be paid in advance upon issuance of such licenses as set forth in the fee schedule in Appendix A of the Leon Valley Code of Ordinances as amended or revised by ordinance from time to time.
- (b) Food licenses shall expire on the 31st day of December in the year when issued. The fees for annual licenses issued on or after February 1 each year shall be prorated, but no annual license shall be issued on and after November 1 each year, and monthly licenses shall thereafter be the license of greatest duration granted for the balance of said year.
- (c) Temporary food licenses are valid for a period of 30 days from date of issue.
- (d) A person may not operate a food establishment without a license or permit issued by the regulatory authority. Licenses and permits are not transferable from one person to another or from one location to another location, except as otherwise permitted by this article. A valid license or permit must be posted in or on every food store or establishment regulated by this article.
- (e) A food store or establishment operated solely by a nonprofit organization is exempt from the permitting requirements of this article but not exempt from compliance with state rules. The regulatory authority may require any information necessary to determine whether an organization is nonprofit for purposes of this exemption.

(1) The following are exempt from obtaining a City food establishment permit unless otherwise required by state law:

- a. Public schools participating in state or federal school nutrition programs;**
 - b. Licensed child care centers inspected by another governmental agency authorized to conduct food safety inspections;**
 - c. Facilities expressly exempted by the Texas Food Establishment Rules;**
 - d. Cottage food production operations authorized by Chapter 437, Texas Health and Safety Code.**
- (f) Any person desiring to operate a food establishment must make a written application for a permit on forms provided by the regulatory authority. The application must contain the name and address of each applicant, the location and type of the proposed food establishment and the applicable fee. An incomplete application will not be accepted. Failure to provide all required information, or falsifying information required may result in denial or revocation of the permit. Renewals of permits are required on an annual basis, and the same information is required for a renewal permit as for an initial permit.

-
- (g) Prior to the approval of an initial permit or the renewal of an existing permit, the regulatory authority shall inspect the proposed food establishment to determine compliance with state laws and rules. A food establishment that does not comply with state laws and rules will be denied a permit or the renewal of a permit.
 - (h) Notwithstanding any provision of this article, a mobile food vendor licensed by the Texas Department of State Health Services pursuant to Chapter 437B of the Texas Health and Safety Code shall not be required to obtain a separate City food establishment permit.

The City may require:

1. Compliance with zoning regulations;
2. Fire inspections;
3. Site permits for operation on City-owned property;
4. Special event permits;
5. Traffic and parking compliance;
6. Building, electrical, and plumbing inspections where applicable.

(Ord. No. 2025-27, § 1(Exh. A), 11-18-2025)

Sec. 6.02.004 Health and sanitation officer

The terms of this article shall be enforced by a health and sanitation officer, any assistant health inspectors that may be appointed, and the city health officer. All references in the provisions adopted in this article to the director of public health and other officials shall be construed to mean their counterparts as set out above.

(Ord. No. 2025-27, § 1(Exh. A), 11-18-2025)

Sec. 6.02.005 Review of plans

- (a) Whenever a food establishment is constructed or extensively remodeled and whenever an existing structure is converted to use as a food establishment, properly prepared plans and specifications for such construction, remodeling or conversion shall be submitted to the regulatory authority for review before work is begun. Extensive remodeling means that 20 percent or greater of the area of the food establishment is to be remodeled. The plans and specifications shall indicate the proposed layout, equipment arrangement, mechanical plans and construction of materials of work areas, and the type and model of proposed fixed equipment and facilities. The plans and specifications will be approved by the regulatory authority if they meet the requirements of the rules adopted by this article. The approved plans and specifications must be followed in construction, remodeling or conversion.
- (b) Failure to follow the approved plans and specifications will result in a permit denial, suspension, or revocation.

(Ord. No. 2025-27, § 1(Exh. A), 11-18-2025)

Sec. 6.02.006 Suspension of permit

- (a) The regulatory authority may, without warning, notice, or hearing suspend any permit to operate a food establishment if the operation of the food establishment constitutes an imminent hazard to public health. Suspension is effective upon the service required by Section 6.02.007(b) of this article. When a permit is suspended, food operations shall immediately cease. Whenever a permit is suspended, the holder of the permit shall be afforded an opportunity for a hearing within 20 days of receipt of a request for a hearing.
- (b) Whenever a permit is suspended, the holder of the permit or the person in charge shall be notified in writing that the permit is, upon service of the notice, immediately suspended and that an opportunity for a hearing will be provided if a written request for a hearing is filed with the regulatory authority by the holder of the permit within ten days. If no written request for hearing is filed within ten days, the suspension is sustained. The regulatory authority may end the suspension at any time if reasons for suspension no longer exist.

(Ord. No. 2025-27, § 1(Exh. A), 11-18-2025)

Sec. 6.02.007 Revocation of permit

- (a) The regulatory authority may, after providing opportunity for a hearing, revoke a permit for serious or repeated violations of any of the requirements of these rules or for interference with the regulatory authority in the performance of its duties. Prior to revocation, the regulatory authority shall notify the holder of the permit or the person in charge, in writing, of the reason for which the permit is subject to revocation and that the permit shall be revoked at the end of the ten days following service of such notice unless a written request for a hearing is filed with the regulatory authority by the holder of the permit within such ten day period.
- (b) If no request for hearing is filed within the ten-day period, the revocation of the permit becomes final.

(Ord. No. 2025-27, § 1(Exh. A), 11-18-2025)

Sec. 6.02.008 Administrative process

- (a) A notice as required in these rules is properly served when it is delivered to the holder of the permit or the person in charge, or when it is sent by registered or certified mail, return receipt requested, to the last known address of the holder of the permit. A copy of the notice shall be filed in the records of the regulatory authority.
- (b) The hearings provided for in these rules shall be conducted by the regulatory authority at a time and place designated by it. Based upon the recorded evidence of such hearing, the regulatory authority shall make final findings, and shall sustain, modify or rescind any notice or order considered in the hearing. A written report of the hearing decision shall be furnished to the holder of the permit by the regulatory authority.

(Ord. No. 2025-27, § 1(Exh. A), 11-18-2025)

Sec. 6.02.009 Remedies

- (a) Any person who violates a provision of these rules and any person who is the permit holder of or otherwise operates a food service establishment that does not comply with the requirements of these rules and any responsible officer of that permit holder or those persons shall be fined as per code.
- (b) The regulatory authority may seek to enjoin violations of these rules.

ARTICLE 6.03 WEEDS, HIGH GRASS AND DEBRIS³

Sec. 6.03.001 Definitions

Authorized official. The city manager or his designee.

(1972 Code, sec. 14.101; 2008 Code, sec. 6.03.001)

Sec. 6.03.002 Prohibited conditions; penalty

- (a) It shall be unlawful for any person, or his agent, owning, renting or having under his control any lot or premises, whether vacant or improved, within the city, to permit the same to be covered, in whole or in part, with any weeds, high grass, down timber or brush, old logs, dead trees or shrubs, decaying vegetable matter, trash or trash piles, junk, scrap, open garbage, filth or debris whatsoever, and same are hereby declared to be public nuisances, a hazard and menace to public health, and fire hazards.
- (b) Each violation of subsection (a) of this section shall constitute an offense punishable by a fine of not less than \$1.00 nor more than \$2,000.00. Each day's continuation on such premises of any of the conditions enumerated in subsection (a) of this section shall constitute a separate offense. (V.H.S.C. section 342.005)

(1972 Code, secs. 14.102, 14.102.1; 2008 Code, sec. 6.03.002; Ord. No. 2024-37, § 1, 9-3-2024)

Sec. 6.03.003 Summary abatement

The authorized official shall have the power and duty, when any such situation shall constitute a health or fire hazard, or both, to summarily abate same, or have same abated, using city firemen, policemen, or other employees.

(1972 Code, sec. 14.103; 2008 Code, sec. 6.03.003)

Sec. 6.03.004 Weeds and debris in alleys

It shall be unlawful for both the owner and the tenant of any property in the city abutting upon a public alley or way to permit any weeds, grasses, or other vegetation whatsoever to grow therein to the centerline to a height of greater than five inches or to allow the accumulation of debris.

(1972 Code, sec. 14.104; 2008 Code, sec. 6.03.004)

State law reference(s)—Authority to require removal of weeds, unclean matter or trash from street, sidewalk or gutter, V.T.C.A., Transportation Code, § 311.003.

³State law reference(s)—Municipal regulation of sanitation, V.T.C.A., Health and Safety Code, § 342.001 et seq.

Sec. 6.03.005 Notice to remove

- (a) It shall be the duty of the authorized official of the city to notify the owner and/or agent of any premises within the city which are grown up in weeds to a greater height than 12 inches, or have accumulated debris, to remove such weeds or debris within ten days. This notice shall be given:
 - (1) Personally to the owner in writing;
 - (2) By letter addressed to the owner at the owner's address as recorded in the appraisal district records of the appraisal district in which the property is located; or
 - (3) If personal service cannot be obtained:
 - (A) By publication at least once;
 - (B) By posting the notice on or near the front door of each building on the property to which the violation relates; or
 - (C) By posting the notice on a placard attached to a stake driven into the ground on the property to which the violation relates.
- (b) If the city mails a notice to the property owner in accordance with subsection (a) and the United States Postal Service returns the notice as "refused" or "unclaimed," the validity of the notice is not affected, and the notice is considered as delivered.
- (c) In a notice provided under this section, the city may inform the owner, by regular mail and a posting on the property or by personally delivering the notice, that if the owner commits another violation of the same kind or nature that poses a danger to the public health and safety on or before the first anniversary of the date of the notice, the city without further notice may correct the violation at the owner's expense and assess the expense against the property. If a violation covered by a notice under this subsection occurs within the one-year period and the city has not been informed in writing by the owner of an ownership change, the city may, without notice, take any action permitted in this article and assess its expenses as provided in this article.

(1972 Code, sec. 14.105; Ordinance adopting 2008 Code; 2008 Code, sec. 6.03.005)

Sec. 6.03.006 Removal by city

Upon the failure of any such owner and/or agent to comply with the notice as set forth in section 6.03.005 hereof, or upon the written request and authorization of such owner and/or agent so notified, it shall become the responsibility of the authorized official to have such weeds cut, raked and removed, or said debris removed, on all property within the city that abuts or adjoins improved property, by the employment of city forces, or by an authorized independent contractor. Said high weeds will be cut, raked, and removed on all lots up to two acres. For lots in excess of two acres, said high weeds will be cut, raked, and removed to a depth of at least 50 feet inward from all property lines of said property which adjoins or abuts improved property.

(1972 Code, sec. 14.106; 2008 Code, sec. 6.03.006)

Sec. 6.03.007 Assessment of city's expenses

A charge of actual costs plus 25 percent administrative costs for each cutting, raking and removal of said weeds and removal of said debris shall be levied, assessed and collected against such property each time such cutting, raking and removal of said weeds or removal of said debris shall be performed. The charges provided for herein shall be levied, assessed, and collected by the authorized official, and if any person shall fail to pay such

charges so assessed within ten days after proper notice, the authorized official will file with the county clerk a statement by the mayor setting out the expenses that the city has incurred pursuant to the provisions of this section, and the city shall thereby perfect a privileged lien on the property involved, second only to tax liens and liens for street improvements, to secure the expense to the city, together with ten percent per annum interest from the date such payment is due. (V.H.S.C. sections 342.004—342.007 inclusive)

(1972 Code, sec. 14.107; 2008 Code, sec. 6.03.007)

Sec. 6.03.008 Authority to immediately abate dangerous weeds

- (a) Notwithstanding any of the foregoing sections, the city may abate, without notification, weeds that:
 - (1) Have grown higher than 48 inches; and
 - (2) Are an immediate danger to the health, life, or safety of any person.
- (b) The city must give notice, in the manner provided in section 6.03.005, to the property owner no later than the tenth day after the date the city abates weeds under this section. The notification shall contain:
 - (1) An identification, which is not required to be a legal description, of the property;
 - (2) A description of the violation of this article that occurred on the property;
 - (3) A statement that the city abated the weeds; and
 - (4) An explanation of the property owner's rights to request an administrative hearing regarding the city's abatement of the weeds.
- (c) The city, by and through its city manager or designee, shall conduct an administrative hearing on the abatement of weeds under this section if, not later than the thirtieth day after the date of the abatement of the weeds, the owner files a written request for a hearing with the city.
- (d) The city shall conduct the administrative hearing not later than the twentieth day after the date a request for hearing is filed. At the administrative hearing, the owner may testify or present any witnesses or written information relating to the city's abatement of the weeds.
- (e) The city may assess expenses and create liens under this section in the same manner and subject to the same conditions as set forth in section 6.03.007 above.
- (f) The authority granted the city by this section is in addition to the authority granted by section 6.03.007.

(Ordinance adopting 2008 Code; 2008 Code, sec. 6.03.008)

State law reference(s)—Additional authority to abate dangerous weeds without notice, V.T.C.A., Health and Safety Code, § 342.008.

Sec. 6.03.009 Yard waste disposal

- (a) *Definitions.*

Containerized. The placement of yard waste in a trash can, bucket, bag or other vessel, such as to prevent the yard waste from spilling or blowing out into the street and coming into contact with stormwater.

Mulch. Yard waste one inch or less in length or square.

Person. Any individual, corporation, company, partnership, firm, association, or political subdivision of this state subject to municipal jurisdiction.

Recycling. Yard waste may be recycled by blowing, raking or sweeping the material onto the vegetative area as a mulch.

Street. Any street, avenue, boulevard, road, parkway, viaduct, drive, or other way which is an existing state, county, or municipal roadway, and includes the land between the street lines, whether improved or unimproved, and may comprise pavement, shoulders, gutters, curbs, sidewalks, parking areas, and other areas within the street lines.

Vegetative area. Any area which is not a street or sidewalk that contains grass or other plant life.

Yard maintenance area. The property to the curb or edge of the roadway.

Yard waste. Leaves, grass and weed clippings.

- (b) It shall be unlawful to sweep, rake, blow or otherwise place yard waste that is not containerized at the curb. Placing yard waste that is containerized at the curb or along the street is allowed the day of trash pickup and shall not be placed closer than ten feet from the storm drain inlet. Placement of containers shall be as prescribed in the prevailing waste management contract for hours of collection.
- (c) Yard waste may be blown, raked or swept into a vegetative area to be collected as mulch. Yard waste/clippings are not allowed in the street or along the edge of the roadway.

(Ordinance 10-040 adopted 9-21-10; 2008 Code, sec. 6.03.009)

ARTICLE 6.04 EMERGENCY AMBULANCE SERVICE⁴

Sec. 6.04.001 Definitions

As used in this article, the following terms have meanings as indicated:

Emergency. A circumstance in which the element of time is involved in treating and/or transporting a sick, wounded or injured person in order to protect such person's health or life.

Emergency ambulance. Any motor vehicle designed, equipped or used for transporting the injured or sick from an emergency site to a medical facility for treatment.

Emergency ambulance service. Responding to calls for ambulance service to the site of an emergency, the ambulance trip to the place or from the place of an emergency, the transporting of the sick and injured from the site to a medical facility or the rendering of first aid or medical assistance at an emergency site from an emergency ambulance.

Emergency run. An ambulance trip to a place where an emergency exists, or from such a place to a hospital or other medical facility for treatment.

(1972 Code, sec. 33.100; 2008 Code, sec. 6.04.001)

⁴State law reference(s)—Emergency medical services, V.T.C.A., Health and Safety Code, ch. 773; local provision of emergency medical services, V.T.C.A., Health and Safety Code, ch. 774.

Sec. 6.04.002 Penalty

It shall be unlawful to do or perform any act prohibited hereby, and it shall be unlawful to fail to do or perform any act required hereby. Upon conviction, any violation hereof shall be punishable by a fine in accordance with section 1.01.009 of this Code. Each day's violation shall be considered a separate offense.

(1972 Code, sec. 33.300; 2008 Code, sec. 6.04.002; Ordinance adopting 2017 Code)

Sec. 6.04.003 Emergency runs restricted to city emergency service; exceptions

- (a) It shall be unlawful for any person other than a member of the city fire department, emergency medical services division, to operate, drive, or cause to be operated or driven any ambulance on the streets of the city for the purpose of furnishing emergency ambulance service, or to furnish or attempt to furnish emergency ambulance service in the city.
- (b) It is an affirmative defense to prosecution that the site of the emergency is outside the area served by the city emergency medical services system, and the emergency ambulance is operating on city streets only for the purpose of responding to an emergency site so located or transporting the victim(s) to a medical facility.
- (c) It is an affirmative defense to prosecution that the driver of such an ambulance is operating same pursuant to a contract for maintaining an ambulance at a particular location or event for the purpose of transporting sick or injured persons for medical or hospital treatment.
- (d) It is an affirmative defense to prosecution that the site of an emergency is inside the area served by the city emergency medical services system, but permission has been received from the emergency medical services dispatcher to make such an emergency run. Upon receipt of a request to make such an emergency run, the dispatcher shall grant such permission if no other ambulance, public or private, has been dispatched to the emergency scene.
- (e) The area served by the city emergency medical services system shall consist of the corporate limits of the city.

(1972 Code, sec. 33.200; 2008 Code, sec. 6.04.003)

ARTICLE 6.05 SMOKING REGULATIONS⁵

Sec. 6.05.001 Penalties

Each violation of this article if a first offense shall be punished by a penalty of a fine of not less than \$25.00 nor more than \$200.00; a second conviction shall be punished by a penalty of a fine of not less than \$50.00 nor more than \$500.00 for a second conviction; and shall be fined an amount no less than \$100.00 for third or more convictions nor more than \$2,000.00.

⁵Ord. No. 2025-4, § 1(Exh. A), adopted March 4, 2025, repealed the former Art. 6.05, §§ 6.05.001—6.05.008, and enacted a new Art. 6.05 as set out herein. The former Art. 6.05 pertained to similar subject matter and derived from Ordinance 08-053 adopted Nov. 18, 2008; 2008 Code, sec. 6.05.001—6.05.007; Ordinance 2018-81 adopted Nov. 6, 2018.

State law reference(s)—Smoking tobacco in certain public places or conveyances, V.T.C.A., Penal Code, § 48.01.

(Ord. No. 2025-4, § 1(Exh. A), 3-4-2025)

Sec. 6.05.002 Purpose

The Surgeon General of the United States has declared that smoking is the number one public health issue. The United States Environmental Protection Agency has concluded that passive smoking poses a public risk larger than the hazardous air pollutants from all industrial emissions combined. The city recognizes the evidence that smoke creates a danger to the health of some citizens and is a cause of annoyance and discomfort to those who are in confined spaces where the same is present. The city also recognizes that it is the right of citizens to choose whether or not to smoke actively or passively and it is the policy of the city to encourage food service establishments that have enclosed dining areas to provide adequate seating for patrons and employers and employees of such establishments who prefer a smoke-free environment. In order to protect the health, safety and welfare of the general public as well as protect the rights of smokers and non-smokers, this article has been created to restrict smoking in public places, except in areas designated as smoking areas.

(Ord. No. 2025-4, § 1(Exh. A), 3-4-2025)

Sec. 6.05.003 Definitions

Administrative areas. The area of an establishment not generally accessible to the public, including but not limited to individual offices, stockrooms, employee lounges, or meeting rooms.

Employee. Any person who is employed by any employer for direct or indirect monetary wages or profit, or is in a position that would lead one to believe that such person is employed.

Employer. Any person, partnership, corporation, association or other entity that employs one or more persons.

Enclosed. Closed in by a roof and walls with appropriate openings for ingress and egress, but does not include areas commonly described as public lobbies.

Food establishment. Any operation defined as such in section 6.02.003 of this Code.

Hospital. Any institution that provides medical, surgical, and overnight facilities for patients.

Movie theater. Any establishment engaged in the business of exhibiting motion pictures to the public.

Public-owned facilities. All buildings or structures whatsoever owned or operated by the city, to include the entirety thereof, where the public has access or not.

Public place. Any enclosed indoor area that may be used by the general public, and includes, but is not limited to: Stores, offices, and other commercial establishments; restaurants; public and private institutions of higher education; and health care facilities.

Retail and service establishments. Any establishment which offers goods or services for sale to the general public.

Service line. Any indoor service line at which one or more persons are waiting for or receiving service of any kind, whether or not such service involves the exchange of money.

Smoking means inhaling, exhaling, burning, or carrying any lighted or heated cigar, cigarette, pipe, hookah, or any other lighted or heated tobacco or plant product intended for inhalation, whether natural or synthetic, including marijuana/cannabis, in any manner or in any form. Smoking includes the use of an electronic smoking device which creates an aerosol or vapor, in any manner or in any form, or the use of any oral smoking device for the purpose of circumventing the prohibition of smoking in this chapter.

Created: 2026-03-31 08:00:28 [EST]

(Supp. No. 9)

Workplace. Any enclosed area of a structure, or portion thereof, intended for occupancy by employees who provide primarily clerical, professional or business services of a business entity, or who provide primarily clerical, professional, or business services to other business entities, or to the public, at that location. The enclosed indoor area under the control of the employer shall include those areas to which employees have access during the course of employment, including but not limited to work areas, employee lounges, employee restrooms, employee conference rooms, and employee cafeterias. A private residence is not considered a place of employment.

(Ord. No. 2025-4, § 1(Exh. A), 3-4-2025)

Sec. 6.05.004 Smoking prohibited in certain public areas

- (a) A person commits an offense if he smokes or possesses a burning tobacco, weed or other plant product or any lighted burning pipe, cigar or cigarette of any kind, or smoking equipment or device, in any of the following indoor or enclosed areas:
 - (1) An elevator used or that may be used by the public;
 - (2) A hospital or nursing home corridor providing direct access to patients;
 - (3) Any publicly owned facility or operated by the city as defined in section 6.05.003 above;
 - (4) All retail or service establishments and financial institutions serving the general public, including but not limited to any department store, grocery store, drugstore, clothing store, shoe store, hardware store, bank, savings and loan, laundromat, hair salon or barbershop, and shall include all public areas and waiting rooms of public transportation facilities, including but not limited to common areas of city-owned theaters, concert halls, and cultural facilities; provided that smoking may be allowed in common areas of the shopping malls and designated areas of public facilities;
 - (5) An area marked with a no smoking sign in accordance with section 6.05.005 by the owner or person in control of a hospital, nursing home, or retail or service establishment serving the general public; or
 - (6) Any facility of a public primary or secondary school; or an enclosed theater, motion picture theater, library, museum, and transportation vehicles, such as buses and taxicabs, except on charter buses for private hire or in taxicabs clearly designated by the operator to permit smoking;
 - (7) All rooms in which meetings and/or hearings are open to the public.
- (b) The owner or person in control of an establishment or area designated in this section shall post a sign, conspicuous to ordinary public view, at or near each public entrance to the establishment. The sign shall contain the words "No Smoking Except in Designated Areas, City of Leon Valley Ordinance," the universal symbol for no smoking, or other language that clearly prohibits smoking.
- (c) The owner of a person in control of an establishment or areas described in subsection (a)(4) or (a)(6) may designate an area, including but not limited to lobbies, meeting rooms, waiting rooms, or lounges, as a smoking area; provided that the designated smoking area may not:
 - (1) Include the entire establishment;
 - (2) Include cashier areas, over-the-counter service or sales areas, or service lines;
 - (3) Include the viewing area of any theater or motion picture theater.
- (d) It is the defense to prosecution under this section if the person was smoking:
 - (1) In a location that is not a designated nonsmoking area of a facility or establishment described in subsection (a)(4) or (a)(6) of this section;

-
- (2) In a location that is an administrative area or office area of an establishment described in subsection (a)(4) or (a)(6) of this section;
 - (3) In a location that is a retail or service establishment serving the general public with less than 750 square feet of public showroom or service space or having one employee on duty, unless posted as designated in subsection (b) of this section;
 - (4) In a location that is a retail or service establishment that is primarily engaged in the sale of tobacco, tobacco products or smoking implements;
 - (5) In a retail or service establishment, which is a food service establishment regulated by section 6.05.005;
 - (6) As a participant in an authorized theatrical performance; or
 - (7) In a situation in which the person is present at an event in which an entire room or hall is used for a social function, seating arrangements are under the control of the sponsor of the function and not the proprietor or person in charge of the place. However, the sponsor of the social function may designate a nonsmoking area.

(Ord. No. 2025-4, § 1(Exh. A), 3-4-2025)

Sec. 6.05.005 Regulation of smoking in food establishments

- (a) A food service establishment that has indoor or enclosed dining areas shall provide areas for nonsmoking patrons.
- (b) A nonsmoking area must:
 - (1) Be separated from the smoking areas by a minimum of four feet of contiguous floor space, a partition or a wall;
 - (2) Be ventilated and situated so that air from the smoking area is not drawn into or across the nonsmoking area, or the smoking area shall be separately ventilated;
 - (3) Be clearly designated by appropriate signs visible to patrons within the dining area indicating the area that is designated nonsmoking; and
 - (4) Have ashtrays or other suitable containers for extinguishing smoking materials at the perimeter of the nonsmoking area.
- (c) Each food establishment which has a dining area shall:
 - (1) Have and implement a written policy on smoking which conforms to this article;
 - (2) Make the policy available for inspection by employees; and
 - (3) Have signs, conspicuous to ordinary public view, at each public entrance to the establishment indicating that nonsmoking seating is available.
- (d) Non-dining areas of any food establishment affected by this section to which the public has general access, including, but not limited to, food order areas, food service areas and restrooms, shall be designated as nonsmoking areas.
- (e) It is a defense to the prosecution under this section that the food establishment is:
 - (1) An establishment which has indoor seating arrangements for less than 50 patrons;
 - (2) An establishment which has more than 70 percent of its annual gross sales in alcoholic beverages; or

-
- (3) A physically separated bar area of a food service establishment otherwise regulated.
 - (4) The establishments covered in subsections (1) through (3) above shall post a sign, conspicuous to the ordinary public view, at each public entrance to the establishment which shall contain the words "This Establishment Does Not Provide for a Nonsmoking Section."

(Ord. No. 2025-4, § 1(Exh. A), 3-4-2025)

Sec. 6.05.006 Regulation of smoking in the workplace

Notwithstanding the provisions of sections 6.05.004 and 6.05.005, any employer may designate a portion of the workplace as a nonsmoking area. Any employer who chooses to designate any portion thereof as a nonsmoking area shall:

- (1) Have and implement a written policy on smoking which conforms to this article;
- (2) Make the policy available for inspection by employees;
- (3) Prominently display reasonably sized signs conspicuous to ordinary public view, indicating that smoking is prohibited in certain areas; and
- (4) Provide facilities in sufficient numbers and at such locations to be readily accessible, for the extinguishment of smoking materials.

(Ord. No. 2025-4, § 1(Exh. A), 3-4-2025)

Sec. 6.05.007 Reporting of violations not required

This article does not require the owner, operator, employer, manager or any employee of an establishment to report a violation or to take any action against any individual violating sections 6.05.002 through 6.05.006 of this article.

(Ord. No. 2025-4, § 1(Exh. A), 3-4-2025)

Sec. 6.05.008 Distribution, display and sale of tobacco products; and cigarette machines

- (a) *Definition.* For purposes of this section only:

Tobacco products. Any product that is made from or derived from tobacco and is intended for human consumption or is likely to be consumed, whether smoked, heated, chewed, absorbed, dissolved, inhaled or ingested by any other means, including, but not limited to, a cigarette, a cigar, pipe tobacco, chewing tobacco, snuff, or an electronic smoking device or liquids used in electronic smoking devices. Tobacco products do not include drugs, devices, or combination products authorized for sale by the U.S. Food and Drug Administration, as those terms are defined in the Federal Food, Drug, and Cosmetic Act.

- (b) *Prohibited.* Distribution, display, and sale of smoking tobacco products, or smoking paraphernalia on any public right-of-way, city park or any city-owned building or facility is hereby prohibited.
- (c) The sale of tobacco products to persons under 21 years of age is prohibited by Chapter 161 of the Texas Health and Safety Code.
- (d) Each person who sells tobacco products at retail or by vending machine shall post a sign as required by Texas Health and Safety Code Section 161.084.
- (e) *Cigarette vending machines.*

-
- (1) Subject to the defenses provided in subsection (2) below, it shall be unlawful for any business owner, manager and employee in control of cigarette vending machines within the city to intentionally, knowingly, recklessly, or with criminal negligence allow the display or use of any cigarette vending machine upon any property within the city.
- (2) It is a defense to prosecution under the provision of subsection (f)(1) that:
- (A) The cigarette vending machine is situated in a premises where entry by any person under 21 years of age is prohibited by law; or
- (B) The cigarette vending machine is located in a workplace with the permission of the employer, provided that the employer has no persons under the age of 21 years employed at the workplace, and further provided that the cigarette vending machine is situated at a location within the workplace to which persons other than those employed at the workplace are not permitted to have access.
- (f) *Penalty.* A violation of any subsection of this section is hereby declared to be a misdemeanor crime, and upon conviction, shall be punishable as set out below:
- A violation of subsections (b) or (e) shall be punishable by a fine of not more than \$2,000.00.
- (Ord. No. 2025-4, § 1(Exh. A), 3-4-2025)

Sec. 6.05.009 Posting of signs

- (a) "No Smoking" signs shall be clearly and conspicuously posted in every public place and place of employment where smoking is prohibited by this chapter, by the owner, operator, manager, or other person in control of that place. The city manager shall prescribe the content of the "No Smoking" sign required to be posted under this article and have an example sign available on the city's website.
- (b) Every public place and place of employment where smoking is prohibited by this chapter shall have posted at every entrance a conspicuous sign clearly stating that smoking is prohibited.
- (c) All ashtrays and other smoking paraphernalia shall be removed from any area where smoking is prohibited by this chapter by the owner, operator, manager, or other person having control of the area.
- (d) Areas which are exempt from the provisions of sections 6.05.004 and 6.05.005 of this chapter shall post a standard sign at each entrance, to be designated by the city informing potential patrons that the area allows smoking, and warning patrons of the negative health effects associated with secondhand smoke, inhaling vapor and aerosol from electronic smoking devices.
- (e) The owners or operators will provide the signs required under subsection 6.05.009(d) at their own expense following city sign posting guidelines within 90 days of the adoption of the ordinance.

(Ord. No. 2025-4, § 1(Exh. A), 3-4-2025)

Sec. 6.05.010 Governmental agency cooperation

The city manager shall annually request other governmental and educational agencies having facilities within the city to establish local operating procedures in cooperation and compliance with this chapter. This includes urging all federal, state, county and school district agencies to update their existing smoking control regulations to be consistent with the current health findings regarding secondhand smoke and vapors and aerosols from electronic smoking devices.

(Ord. No. 2025-4, § 1(Exh. A), 3-4-2025)

APPENDIX A FEE SCHEDULE

ARTICLE A1.000 GENERAL PROVISIONS

Sec. A1.001 Purpose

The schedule of fees as herein established has been designed to provide a comprehensive index of fees and charges for licenses, permits, inspections, certificates, appeals, services and other official actions.

(1972 Code, sec. 32.101; 2008 Code, sec. A1.001)

Sec. A1.002 Scope

The schedule of fees shall apply; provided, however, this fee schedule shall not be deemed exclusive.

(1972 Code, sec. 32.102; 2008 Code, sec. A1.002)

Sec. A1.003 Compliance

The schedule of fees as herein established shall be prescribed as deemed necessary to execute the provisions of this fee schedule.

(1972 Code, sec. 32.103; 2008 Code, sec. A1.003)

ARTICLE A2.000 ADMINISTRATIVE FEES

Sec. A2.001 Copy charges

- (a) *Copy charges:* Charges for providing copies of public information shall be the rules established by the State Attorney General as established in the Texas Administrative Code, title I. (Administration), part 3, (Office of the Attorney General), chapter 70, rule section 70.3 (Cost of Copies of Public Information), unless a specific exception is granted by the attorney general or otherwise specified. This is in accordance with § 552.261(a) which allows a governmental body to recover costs related to reproducing public information. A request for copies may generally be assessed charges for labor, overhead (which is calculated as a percentage of the total labor), and materials. However, if the request is for 50 or fewer pages of paper records, only the charge for the photocopy may be imposed.

(1) *Copy charge for standard paper copy.*

- (A) Under section 70.1 through section 70.11 of this title, a copy of public information that is a printed impression on one side of a piece of paper that measures up to 8-1/2 by 14 inches. Each side of a piece of paper on which information is recorded is counted as a single copy. A piece of paper that has information recorded on both sides is counted as two copies.
- (B) The charge for standard paper copies reproduced by means of an office machine copier or a computer printer is \$0.10 per page or part of a page. Each side that has recorded information is

considered a page. A request for 50 or more copies may incur labor and overhead charges as allowed under state law.

(2) *Copy charge for nonstandard copy.*

- (A) Under section 70.1 through Section 70.11 of this title, a copy of public information that is made available to a requestor in any format other than a standard paper copy. Microfiche, microfilm, diskettes, magnetic tapes, CD ROM are examples of nonstandard copies. Paper copies larger than 8-1/2 by 14 inches (legal size) are also considered nonstandard copies.
- (B) The charges in this subsection are to cover the materials onto which information is copied and do not reflect any additional charges, including labor, that may be associated with a particular request. The charges for nonstandard copies are:
 - (i) Diskette: \$1.00;
 - (ii) Magnetic tape: Actual cost;
 - (iii) Data cartridge: Actual cost;
 - (iv) Tape cartridge: Actual cost;
 - (v) Rewritable or non-rewritable CD (CD-RW): \$1.00;
 - (vi) Non-rewriteable CD (CD-R): \$1.00
 - (vii) Digital video disk (DVD): \$3.00;
 - (viii) JAZ drive: Actual cost;
 - (ix) Other electronic media: Actual cost;
 - (x) VHS video cassette: \$2.50;
 - (xi) Audio cassette: \$1.00;
 - (xii) Oversize paper copy (e.g.: 11 inches by 17 inches, greenbar, not including maps and photographs using specialty paper section 70.9): \$0.50.
 - (xiii) Specialty paper (e.g.: Mylar blueprint, blueline, map, photographic): Actual cost.

(3) *Labor charge.* If the charge for providing a copy of public information includes costs of labor, a governmental body shall comply with the requirements of § 552.261(b) of the Texas Government Code. Labor charge for locating, compiling, manipulating data, and reproducing public information costs incurred in processing a request is \$15.00 per hour. The labor charge includes the actual time to locate, compile, manipulate data, and reproduce the requested information.

- (A) A labor charge shall not be billed in connection with complying with requests that are for 50 or fewer pages of paper records, unless the documents to be copied are located in:
 - (i) Two or more separate buildings that are not physically connected to each other (two buildings connected by a covered or open sidewalk, an elevated or underground passageway, or a similar facility, are not considered to be separate buildings); or
 - (ii) A remote storage facility.
- (B) A labor charge shall not be recovered for any time spent by an attorney, legal assistant, or any other person who reviews the requested information:
 - (i) To determine whether the governmental body will raise any exceptions to disclosure of the requested information under the Texas Government Code, subchapter C, chapter 552; or

-
- (ii) To research or prepare a request for a ruling by the Attorney General's office pursuant to § 552.301 of the Texas Government Code.
 - (C) When confidential information pursuant to a mandatory exception of the Act is mixed with public information in the same page, a labor charge may be recovered for time spent to redact, blackout or otherwise obscure confidential information in order to release the public information for requests of 50 or fewer pages, unless the request also qualifies for a labor charge pursuant to Texas Government Code, § 552.261(a)(1) or (2).
 - (D) If the charge for providing a copy of public information includes costs of labor, a governmental body shall comply with the requirements of Texas Government Code, chapter 552, § 552.261(b).
- (4) *Overhead charge.*
- (A) Whenever any labor charge is applicable to a request, a governmental body may include in the charges direct and indirect costs, in addition to the specific labor charge. This overhead charge would cover such costs as depreciation of capital assets, rent, maintenance and repair, utilities, and administrative overhead. If a governmental body chooses to recover such costs, a charge shall be made in accordance with the methodology described in subsection (C) of this section. Although an exact calculation of costs will vary, the use of a standard charge will avoid complication in calculating such costs and will provide uniformity for charges made statewide.
 - (B) An overhead charge shall not be made for requests for copies of 50 or fewer pages of standard paper records unless the request also qualifies for a labor charge pursuant to Texas Government Code, § 552.261(a)(1).
 - (C) The overhead charge shall be computed at 20 percent of the charge made to cover any labor costs associated with a particular request. Example: if one hour of labor is used for a particular request, the formula would be as follows: Labor charge for locating, compiling, and reproducing, $\$15.00 \times .20 = \3.00 ; or programming labor charge, $\$28.50 \times .20 = \5.70 . If a request requires one hour of labor charge for locating, compiling, and reproducing information ($\$15.00$ per hour); and one hour of programming labor charge ($\$28.50$ per hour), the combined overhead would be: $\$15.00 + \$28.50 = \$43.50 \times .20 = \8.70 .
- (5) *Remote document retrieval charge.*
- (A) Due to limited on-site capacity of storage documents, it is necessary to store information that is not in current use in a remote location. Every effort should be made by governmental bodies to store current records on-site. State agencies are encouraged to store inactive or non-current records with the state library and archives commission. To the extent that the retrieval of documents results in a charge to comply with a request, it is permissible to recover costs of such services for requests that qualify for labor charges under current law.
 - (B) If a governmental body has a contract with a commercial records storage company, whereby the private company charges a fee to locate, retrieve, deliver, and return to storage the needed records, no additional labor charge shall be factored in for time spent locating documents at the storage location by the private company's personnel. If after delivery to the governmental body, the boxes must still be searched for records that are responsive to the request, a labor charge is allowed.
- (6) *Computer resource charge.*
- (A) The computer resource charge is a utilization charge for computers based on the amortized cost of acquisition, lease, operation, and maintenance of computer resources, which might include, but is not limited to, some or all of the following: central processing units (CPUs), servers, disk

drives, local area networks (LANs), printers, tape drives, other peripheral devices, communications devices, software, and system utilities.

- (B) These computer resource charges are not intended to substitute for cost recovery methodologies or charges made for purposes other than responding to public information requests.
 - (C) The charges in this subsection are averages based on a survey of governmental bodies with a broad range of computer capabilities. Each governmental body using this cost recovery charge shall determine which category(ies) of computer system(s) used to fulfill the public information request most closely fits its existing system(s), and set its charge accordingly. Type of system—rate: mainframe—\$10.00 per CPU minute; midsize—\$1.50 per CPU minute; client/server—\$2.20 per clock hour; PC or LAN—\$1.00 per clock hour.
 - (D) The charge made to recover the computer utilization cost is the actual time the computer takes to execute a particular program times the applicable rate. The PU charge is not meant to apply to programming or printing time; rather it is solely to recover costs associated with the actual time required by the computer to execute a program. This time, called CPU time, is read directly from the CPU clock, and most frequently will be a matter of seconds. If programming is required to comply with a particular request, the appropriate charge that may be recovered for programming time is set forth in subsection (3) of this section. No charge should be made for computer print-out time. Example: If a mainframe computer is used, and the processing time is 20 seconds, the charges would be as follows: $\$10/3 = \3.33 ; or $\$10/60 \times 20 = \3.33 .
- (7) *Miscellaneous supplies.*
- (A) The actual cost of miscellaneous supplies, such as labels, boxes, and other supplies used to produce the requested information, may be added to the total charge for public information.
 - (B) A governmental body that accepts payment by credit card for copies of public information and that is charged a "transaction fee" by the credit card company may recover that fee.
- (8) *Postage and shipping charges.* Governmental bodies may add any related postal or shipping expenses which are necessary to transmit the reproduced information to the requesting party.
- (9) *Police department report copies.*
- (A) Accident report (CR-3 report) copy charge: Shall be in accordance with the Texas Transportation Code section 550.065(c)(4) and section 552.262(a) of the Government Code: \$6.00.
 - (B) Certified accident reports: \$2.00 plus actual copy cost.
 - (C) All other reports: \$0.10 per page
- (10) *Body worn camera records.*
- (A) This section provides the fee for obtaining a copy of body worn camera recording pursuant to § 1701.661 of the Government Code which is the sole authority under which a copy may be obtained from a law enforcement agency under the Public Information Act, chapter 552 of the Government Code, and no fee for obtaining a copy of a body worn camera recording from a law enforcement agency may be charged unless authorized by this section.
 - (B) This section does not apply to a request or portions of a request, seeking to obtain information other than a copy of a body worn camera recording. Portions of a request seeking information other than a copy of a body worn camera recording are subject to the charges listed.
 - (i) \$10.00 per recording responsive to the request for information; and

-
- (ii) \$1.00 per full minute of body worn camera video or audio footage responsive to the request for information; if identical information has not already been obtained by a member of the public in response to a request for information.
 - (iii) A law enforcement agency may provide a copy without charge, or at a reduced charge, if the agency determines waiver or reduction of the charge is in the public interest.
 - (iv) If the requestor is not permitted to obtain a copy of a requested body worn camera recording under § 1701.661 of the Government Code or an exception in the Public Information Act, chapter 552 of the Government Code, the law enforcement agency may not charge the requestor under this section.
- (11) *Fire department fire incident reports and EMS reports.*
- (A) *Fees for residents of the city.*
 - (i) Fire incident reports: \$0.10 per page.
 - (ii) EMS reports: \$7.50.
 - (B) *Private companies (excluding other fire/medical agencies).*
 - (i) Fire incident reports: \$5.00 per report.
 - (C) *For law offices and record retrieval companies.*
 - (i) Medical records only: \$6.50.
 - a. Medical records + affidavit: \$12.50.
 - b. Medical records + questions: \$16.25.
 - c. Medical records, affidavit & questions: \$17.25.
 - (ii) Billing records only: \$3.75.
 - a. Billing records + affidavit: \$9.75.
 - b. Billing records + questions: \$13.50.
 - c. Billing records, affidavit & questions: \$14.50.
 - (iii) Medical & billing records only: \$10.25.
 - a. Medical, billing + affidavit: \$17.25.
 - b. Medical, billing + questions (2): \$21.00.
 - c. Medical, billing, affidavits (2) & questions (2): \$23.00.
 - (iv) Affidavit or questions of "no record": Same as above.
- (b) City map copy charge: Actual cost of reproduction.
 - (c) Master plan copy charge: Actual cost of reproduction.
 - (d) Zoning code copy charge: \$16.50.
 - (e) Zoning verification letter: \$35.00 - The title of the letter was corrected from zoning confirmation letter to the appropriate title of zoning verification letter and a proposed fee of \$35.00 was added.
 - (f) Subdivision code copy charge: \$10.60.
 - (g) Judicial records: Copies of information collected, assembled, or maintained by or for the judiciary are governed by rules adopted by the Supreme Court of the state or by other applicable federal and state laws

and rules. The cost of copies of judicial records shall be in accordance with Rule 12 (Public Access to Judicial Records).

(h) Certified court record copy: \$5.00.

(Ordinance 06-054 adopted 11-21-06; 2008 Code, sec. A2.001; Ordinance adopting 2017 Code; Ordinance 2020-55 adopted 11-2-20)

Sec. A2.002 Returned check charge

Returned check charge, per check: \$25.00.

(Ordinance 06-054 adopted 11-21-06; 2008 Code, sec. A2.002)

Sec. A2.003 Municipal park administrative fees

(a) All fees must be paid at the time of filing a reservation.

(b) All city park facilities are available for use at no charge on a first-come first-served basis; however, certain park facilities may be rented for exclusive use, based on the following fee schedule.

(c) Violation of any park policy, acts of vandalism, or damage to park facilities may result in the loss of any deposit and/or charges being filed in municipal court for such vandalism or damage.

(d) Pavilion rental fees are as follows:

(1) Rental times: Sunrise to 2:00 pm and/or 3:00 pm to sunset.

(2) Full day rentals are permissible if available; applicant shall pay single deposit and dual rental and barbecue pit fees, if applicable.

(3) The barbecue pit may be rented only when the large pavilion is rented. Deposits are refundable if facilities are left in satisfactory condition following use and pit keys are returned as per the contract.

(4) Fee structure - large pavilion:

Type	LV Resident	Non-LV Resident
Deposit	\$50.00	\$75.00
Rental fee	\$100.00	\$150.00
Add BBQ pit	\$25.00	\$25.00

(5) Fee structure - small pavilion:

Type	LV Resident	Non-LV Resident
Deposit	\$25.00	\$25.00
Rental Fee	\$20.00	\$35.00

(e) Fees for rental of athletic fields, tennis courts, basketball courts, and volleyball pits:

(1) Multiple hourly field/pit/court rentals per applicant may be applied on one application at initial reservation filing.

- (2) Reservations must be for a one-hour minimum with a four-hour maximum. The maximum and minimum times may be waived for league and tournament plays at the discretion of the city manager or their designee.

Type	LV Resident	Non-LV Resident
Softball Field	\$10.00/hour	\$15.00/hour
LG Soccer Field	\$15.00/hour	\$20.00/hour
SM Soccer Field	\$10.00/hour	\$15.00/hour
Practice Soccer Field	\$10.00/hour	\$15.00/hour
Tennis Court (RR)	\$10.00/hour	\$15.00/hour
Tennis Court (FO)	\$10.00/hour	\$15.00/hour
Volleyball Pit	\$10.00/hour	\$15.00/hour
Basketball Court	\$10.00/hour	\$15.00/hour

- (f) Nonrefundable fees for large group clean-up will be as follows in conjunction with any park facility rental:

Attendance	Fees
50-100 persons	\$50.00
101-150 persons	\$100.00
151-200 persons	\$150.00
201+ persons	\$250.00

- (g) *Special event permit fee:* \$500.00 per event, in addition to rental fees of each park amenity, cleanup fees, private security, and traffic control activities, as required by the Leon Valley Police Department.

- (h) *Swimming pool fees.*

- (1) *Daily gate fee:* \$5.00.

- (A) Season pass - adult resident: \$40.00.
- (B) Season pass - child (under 18), resident: \$30.00.
- (C) Season pass - adult, nonresident: \$100.00.
- (D) Season pass - child (under 18), nonresident: \$60.00.
- (E) Season pass - swim team member (full use of pools): \$10.00.
- (F) Maximum amount per family: \$200.00.
- (G) Maximum amount per non-resident family: \$400.00.

- (2) *Affordability rate, for residents only (application required at city hall, must meet HHS guidelines for 2019).*

- (A) Season pass - adult resident: \$20.00.
- (B) Season pass - child (under 18), resident: \$15.00.

- (3) *Day care/groups:* \$5.00.

- (4) *Swim lessons.*

- (A) Private: three hours of class: \$150.00.
- (B) Semi-private: three hours of class: \$100.00.

- (C) Group: three hours of class: \$50.00.
- (D) Swim team fee to use city pools: (paid by swim team): \$20.00 per team member.
- (5) *Pool parties (before or after normal scheduled hours).*
- (A) Forest Oaks (includes community room): \$250.00 for two hours, up to 25 participants with \$5.00 for each additional person, \$50.00 reservation fee.
- (B) 6600 Strawflower: \$125.00 for two hours, up to 25 participants, with \$5.00 for each additional person, \$50.00 reservation fee.
- (C) Facility rental (Forest Oaks): \$150.00 for two hours, \$50.00 each additional hour, \$50.00 reservation fee.
- (D) The Hill: \$100.00 for two hours, \$50.00 each additional hour, \$50.00 reservation fee.

(Ordinance 10-004 adopted 1-5-10; 2008 Code, sec. A2.003; Ordinance 2017-10 adopted 4-18-17; Ordinance 2018-20 adopted 3-6-18; Ordinance 2018-31, sec. 2, adopted 4-3-18; Ordinance 2019-16 adopted 4-2-19; Ord. No. 2024-4, § 1, 3-19-2024; Ord. No. 2025-13, § 1, 5-20-2025)

Sec. A2.004 Community center rental fees

(a) *Rental rates:*

Users	Weekdays (Monday—Thursday) (4 hours)		Weekends (Friday—Sunday)(6 hours)		Each Add 'l Hour
	Nonresident	Resident*	Nonresident	Resident*	
Commercial:					
1,000 sf	\$105.00	\$75.00	\$120.00	\$90.00	\$15.00
2,000 sf	\$140.00	\$110.00	\$180.00	\$150.00	\$20.00
4,000 sf	\$230.00	\$200.00	\$305.00	\$275.00	\$25.00
Kitchen	\$50.00	\$50.00	\$50.00	\$50.00	\$0.00
Private:					
1,000 sf	\$90.00	\$60.00	\$105.00	\$75.00	\$15.00
2,000 sf	\$115.00	\$90.00	\$150.00	\$120.00	\$25.00
4,000 sf	\$180.00	\$150.00	\$230.00	\$200.00	\$30.00
Kitchen	\$50.00	\$50.00	\$50.00	\$50.00	\$0.00
Civic:					
1,000 sf	\$15.00	\$10.00	\$25.00	\$20.00	\$0.00
2,000 sf	\$20.00	\$15.00	\$30.00	\$25.00	\$0.00
4,000 sf	\$25.00	\$20.00	\$45.00	\$40.00	\$0.00
Kitchen	\$15.00	\$15.00	\$15.00	\$15.00	\$0.00
Official:					
All	\$10.00	\$10.00	\$15.00	\$15.00	\$0.00
Kitchen	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00

*In order to qualify for a residential rate, the applicant must live in the City and must provide proof of residency at the time the application is submitted for approval.

(b) *Deposit to reserve center:* \$200.00.

(c) *Cleaning fee:* \$200.00 per cleaning. The cleaning fee is waived for all city official uses.

(d) *Community center penalty fees:*

- (1) *Late event date change.* If the renter requests an event date change more than 30 days before the event, there is no extra cost. If the renter requests a change of date between 15 to 29 days before the event, there is a \$100.00 charge. If the renter requests an event date change one to 14 days before the event, there is a \$150.00 charge. This late event date change policy allows renters to reschedule without losing their deposit and repeating the booking and registration process.
- (2) *Late exit fee.* A fee of \$100.00 will be charged to renters that fail to exit the facility at the time agreed in the lease agreement. There has been a problem of renters leaving later than their scheduled time.
- (3) *Emergency key pickup.* A penalty fee of \$100.00 will be charged to renters that require an emergency key pickup, when the renter needs for staff to come and open the conference center during nonbusiness hours without having made a special request and having it prearranged.
- (4) *Event cancellation.* The lessee can recover 50 percent of the initial security/damage deposit if the event is cancelled no later than 90 days prior to the commencement date. If a letter of cancellation is not postmarked or submitted to staff before this date, the lessee will forfeit 100 percent of the security/damage deposit.

(1972 Code, sec. 32.1500(L); Ordinance 02-001, sec. 1, adopted 1-15-02; Ordinance 12-031 adopted 10-16-12; 2008 Code, sec. A2.004)

Sec. A2.005 Conference center rental fees

(a) *Rental, cleaning and security services fees chart.*

	3,000 sq. ft.	1,000 sq. ft.
Cleaning	\$145.00/cleaning	\$145.00/cleaning
Deposit	\$500.00	\$250.00
Security	\$22.00/hr.	\$22.00/hr.
Full day (10 hours) rental fee	\$650.00	\$350.00
Half day (5 hours) rental fee	\$400.00	\$250.00
Additional hour	\$80.00	\$60.00
*Hourly rate initial hour	\$200.00	\$100.00

*Hourly rate:

- (1) Initial hour: If a customer rents the conference center on an hourly basis, he/she must pay the initial hour fee for the first hour rented.
- (2) Each additional hour is priced at the additional hour fee rate listed in the chart above.
- (3) Hourly rentals cannot be booked earlier than 60 days before the event.
- (4) Customers must rent two hours minimum.

(Ordinance 02-001, sec. 1, adopted 1-15-02; Ordinance 12-031 adopted 10-16-12; 2008 Code, sec. A2.005)

Sec. A2.006 Library fees

(a) *Copies/prints, maximum of 20 total per day.*

-
- (1) Black and white: \$0.10 per sheet.
 - (2) Color: \$0.50 per sheet.
 - (b) *Fax.*
 - (1) Local and toll free: \$0.50 total (covers confirmation page).
 - (2) Long distance: \$1.00 total (covers confirmation page and LD call).
 - (3) Receive fax: \$0.10 per sheet.
 - (c) *Scanning:* \$0.50 per sheet.
 - (d) *Notary services:* No cost.
 - (e) *Test proctoring:* \$5.00 booking fee.
 - (f) *Library card fees.*
 - (1) *City residents, property owners and business owners.* Library cards are free to all residents, property owners, and business owners who own a business within the city. Proof of residency or ownership is required.
 - (2) *Out-of-town residents.* Persons living outside the city limits may receive a library card by:
 - (A) Presenting a valid form of identification & proof of residence.
 - (B) Paying a fee of \$20.00 per year for the household.
 - (C) Paying a fee of \$10.00 per year for a senior citizen household (60 and up).
 - (g) *Replacement membership card.* Library cardholders are encouraged to keep their library card secure. Should a library card become lost or stolen, it is the responsibility of the cardholder to notify the library immediately. There is a charge for replacement cards of \$1.00 for the replacement.
 - (h) *Fines and fees for materials.* The Leon Valley Public Library is a fine free library.
 - (i) *Lost or damaged materials.* Library patrons are responsible for all library materials checked out to their account and will be held liable for any losses or damage to library materials while checked out to them. The library will not charge for normal wear of library materials.
 - (1) If the materials are lost, the patron will be charged the cost to replace the materials.
 - (2) If materials are damaged so as to be judged by the library as being unsuitable for the collection, the patron must pay the cost of the item. The damaged item then becomes the property of the individual.
 - (3) A \$2.00 processing fee will be charged for each library material damaged beyond repair or lost by the patron. This \$2.00 processing [fee] is not refundable should the item be returned at a later date.
 - (j) *Loss of borrowing privileges.* Patrons with lost or damaged materials or with fines that exceed \$5.00 may not check out materials until records are cleared.
 - (k) *Makerspace items.*
 - (1) Button making: \$0.25 per button.
 - (2) 3D printing: \$0.05 per estimated.

(Ordinance adopting 2017 Code; Ordinance 2017-76 adopted 12-19-17; Ord. No. 2021-51, § 1, 11-2-2021; Ord. No. 2023-18, § 1, 6-20-2023)

Sec. A2.007 Parades

Parade permit fee: \$50.00.

(1972 Code, sec. 26.1103; 2008 Code, sec. A2.008)

Sec. A2.008 Block parties

Nonrefundable permit application fee to defray costs and expenses: \$50.00.

(Ordinance 08-012, sec. 1 (26.1602), adopted 2-19-08; 2008 Code, sec. A2.009)

Sec. A2.009 Graffiti removal

Administrative expense to abate graffiti nuisance: \$150.00.

(Ordinance 08-011 adopted 2-19-08; 2008 Code, sec. A2.010)

Sec. A2.010 Use of public rights-of-way by telecommunications facilities

- (a) Nonrefundable application fee: \$850.00.
- (b) Administrative fee, upon acceptance of a public right-of-way use agreement (PRWUA) granted by city: \$5,000.00, against which the \$850.00 application fee will be credited.
- (c) *Small cell nodes*: The city will collect \$500.00 for the first five small cell network nodes, and then \$250.00 for each node thereafter; a fee of \$1,000.00 for each node support pole, and an annual fee of \$250.00 per network node installed. The rate to collocate a network node on a service pole in the public right-of-way shall be \$20.00 per pole per year.

(1972 Code, ch. 35, sec. 4; 2008 Code, sec. A2.011; Ordinance 2017-64, sec. II, adopted 10-2-17)

Sec. A2.011 Memorial naming/renaming application and consideration fee

- (a) Application and consideration: \$200.00
- (b) Costs associated with the manufacturing and placement of the signs is the responsibility of the requestor.

(Ordinance 2013-10-14-03, sec. 2, adopted 10-14-13; Ord. No. 2023-39, § 1(Exh. A), 10-17-2023)

Sec. A2.012 Reserved

Ord. No. 2023-39, § 1(Exh. A), adopted October 17, 2023, repealed § A2.012, which pertained to newsletter advertisement fees and derived from Ordinance 14-007 adopted June 8, 2014.

Sec. A2.013 Police department property room handling fee

- (a) Police department property room handling fee for the retrieval of lost property, abandoned property, personal property and evidence from a crime that has been adjudicated and that is stored in the city police department property room: \$25.00 per incident.

-
- (b) Method of payment: Exact cash, cashier's check, money order, or credit card plus a transaction fee of five percent per incident for each credit card transaction.

(Ordinance 2017-22 adopted 5-16-17; Ordinance 2020-53 adopted 11-2-20)

ARTICLE A3.000 MUNICIPAL COURT FEES¹

Sec. A3.001 Miscellaneous fees

- (a) *Administrative fee*: \$10.00.
- (b) *Warrant of arrest fee*: \$50.00. This fee is set by the state.
- (c) *Court cost fee (to be collected in accordance with state law)*: Administrative fees for applicable state tax or court costs related to fines are set forth under separate ordinance.
- (d) *Judicial records*: Copies of information collected, assembled, or maintained by or for the judiciary are governed by rules adopted by the supreme court of the state or by other applicable federal and state laws and rules. The cost of copies of judicial records shall be in accordance with rule 12 (public access to judicial records).
- (e) *Certified court record copy*: \$5.00.

(1972 Code, sec. 32.1500(J); 2008 Code, sec. A3.001; Ordinance 2020-55 adopted 11-2-20)

Sec. A3.002 Building security fund fee

- (a) Any defendant convicted of a misdemeanor offense in the municipal court of the city shall pay a security cost fee of \$3.00 in addition to such other costs of court that may be presently or hereafter imposed as court costs upon conviction for such misdemeanor offenses.
- (b) A person is considered convicted if:
- (1) A sentence is imposed on a person;
 - (2) The person is placed on community supervision, including deferred adjudication or deferred disposition; or
 - (3) The court defers final disposition of the person's case.
- (c) The clerk of the municipal court shall collect the costs and pay the funds to the city municipal treasurer, or to any other official who discharges the duties commonly delegated to a municipal treasurer, for deposit in a fund to be known as the municipal court building security fund.
- (d) Funds derived from the municipal court building security fund fees may be used only to finance security personnel or to finance items when used for the purpose of providing security services for the municipal court of the city as appropriate, including, but not limited to:
- (1) The purchase or repair of X-ray machines and conveying systems;

¹State law reference(s)—Municipal court fines, costs and special expenses, Tex. Code Crim. Proc. art. 45.203; costs paid by defendants, Tex. Code Crim. Proc. ch. 102; court costs on conviction, V.T.C.A., Government Code, § 102.021; additional court costs on conviction in municipal court, V.T.C.A., Government Code, § 102.121.

-
- (2) Hand-held metal detectors;
 - (3) Walk-through metal detectors;
 - (4) Identification cards and systems;
 - (5) Electronic locking and surveillance equipment;
 - (6) Bailiffs, deputy sheriffs, deputy constables, or contract security personnel during times when they are providing appropriate security services;
 - (7) Signage;
 - (8) Confiscated weapons inventory and tracking systems;
 - (9) Locks, chains, alarms, or similar security devices;
 - (10) The purchase or repair of bulletproof glass; and
 - (11) Continuing education on security issues for court personnel and security personnel.

(Ordinance 06-018 adopted 7-18-06; 2008 Code, sec. A3.002)

State law reference(s)—Authority to establish municipal court building security fund, Tex. Code Crim. Proc. art. 102.017.

Sec. A3.003 Technology fund fee

- (a) Any defendant convicted of a misdemeanor offense in the City of Leon Valley Municipal Court shall pay a technology fee of \$4.00 as a cost of court in addition to such other costs of court that may be presently or hereafter imposed as court costs upon conviction for such misdemeanor offenses. Any person is considered convicted if:
 - (1) A sentence is imposed on a person;
 - (2) The person is placed on community supervision, including deferred adjudication or deferred disposition; or
 - (3) The court defers final disposition of the person's case.
- (b) The clerk of the municipal court shall collect the costs and pay the funds to the municipal treasurer, or to any other official who discharges the duties commonly delegated to a municipal treasurer, for deposit in a fund to be known as the municipal court technology fund.
- (c) Funds derived from the technology fees may be used only to finance the purchase of technological enhancements for the City Municipal Court of Record, including, but not limited to:
 - (1) Computer systems;
 - (2) Computer networks;
 - (3) Computer hardware;
 - (4) Computer software;
 - (5) Imaging systems;
 - (6) Electronic kiosks;
 - (7) Electronic ticket writers; and
 - (8) Docket management systems.

(d) The Municipal Court Technology Fund shall be administered by or under the direction of the city council.
(Ordinance 06-019 adopted 7-18-06; 2008 Code, sec. A3.003)

State law reference(s)—Authority to establish municipal court technology fund, Tex. Code Crim. Proc. art. 102.0172.

ARTICLE A4.000 ANIMAL CONTROL FEES

Sec. A4.001 Impoundment, boarding and rabies control fees

(a) *Impoundment:*

- (1) First impoundment: \$30.00.
- (2) Second impoundment: \$60.00.

(b) *Boarding, per day:*

- (1) Cats: \$10.00 per day.
- (2) Dogs: \$12.00 per day.
- (3) Large animals: \$17.00 per day.

(c) *Other charges:*

- (1) Euthanasia: Actual cost.
- (2) Rabies testing (head): Actual cost.
- (3) Rabies observation: Actual cost.
- (4) Rabies vaccination: Actual cost.

(Ordinance 06-062, sec. 1, adopted 12-19-06; 2008 Code, art. A4.000(a)-(c))

Sec. A4.002 Pet license

City pet license:

- (1) Spayed/neutered animals: \$0.00.
- (2) Unaltered animals: \$0.00.

(Ordinance 06-062, sec. 1, adopted 12-19-06; 2008 Code, art. A4.000(d); Ord. No. 2025-34, § 1(Att.), 12-2-2025)

Sec. A4.003 Kennel, pet shop or grooming shop license

- (a) Pet grooming licensing permit fee: \$100.00 annually.
- (b) Pet kennel license permit fee: \$150.00 annually.
- (c) Pet shop license permit fee: \$150.00 annually.

(Ordinance 06-062, sec. 1, adopted 12-19-06; 2008 Code, art. A4.000(e) ; Ordinance 2019-59, sec. 2, adopted 11-19-19)

Sec. A4.004 Registration of dangerous dog

Dangerous dogs:

- (1) Registration fee: \$50.00.
- (2) New registration at new address: \$25.00.

(Ordinance adopting 2008 Code; 2008 Code, art. A4.000(f))

Sec. A4.005 Registration of dangerous wild animal

Application, issuance, and renewal of a certificate of registration for a dangerous wild animal: \$50.00 per animal, not to exceed \$500.00 for each person registering animals, regardless of the number of animals owned by the person.

(Ordinance adopting 2008 Code; 2008 Code, sec. 2.06.031)

Sec. A4.006 Dog microchipping

Leon Valley resident:

- (1) Free microchipping.
 - a. Limit of four per address.

Non-Leon Valley resident:

- (1) \$20.00.

The city manager, or designee, is authorized to reduce or waive fees for adoption events or where necessary to advance the goals of the department to reduce animals in city kennels.

(Ord. No. 2025-14, § 1, 7-15-2025; Ord. No. 2025-34, § 1(Att.), 12-2-2025)

ARTICLE A5.000 ALCOHOLIC BEVERAGE ESTABLISHMENTS

Sec. A5.001 License and permit fees

Alcoholic beverage license or permit fees as prescribed by state law.

Late hours permit fee: \$25.00

(1972 Code, sec. 32.104; 2008 Code, sec. A5.001; Ord. No. 2023-36, § II, 9-19-2023)

ARTICLE A6.000 FOOD ESTABLISHMENTS

Sec. A6.001 License fees

- (a) *Food establishment license:*

-
- (1) Minimum fee for establishment in which one or two persons are employed, operated by not more than two persons: \$125.00.
 - (2) Operated by more than two and not more than six persons: \$175.00.
 - (3) Operated by more than six and not more than ten persons: \$350.00.
 - (4) Operated by more than ten and not more than 15 persons: \$550.00.
 - (5) Operated by more than 15 persons: \$800.00.
 - (6) Initial operating license: \$125.00*.

*There shall be an administrative fee of \$125.00 for first-year food establishments for training of personnel in proper food handling and storage techniques. This fee may be waived when sufficient knowledge is demonstrated to the health and sanitation officer and no further training is required by the city.

(b) *Temporary food license for special events*: \$40.00 per day per stand for temporary food service establishments with an \$80.00 maximum per stand per event, per person, for not over 14 days. (Not renewable.)

(c) ~~Mobile food vending license fee: \$120.00 (annually)~~

~~Mobile food truck vending food license: \$35.00 (annually)~~

(Ordinance 11-019 adopted 8-16-11; 2008 Code, sec. A6.001; Ordinance 16-025 adopted 7-19-16; Ord. No. 2021-58, § 1, 11-2-2021; Ord. No. 2023-39, § 1(Exh. A), 10-17-2023)

ARTICLE A7.000 PEDDLERS, SOLICITORS AND HANDBILL DISTRIBUTORS

Sec. A7.001 Permit fee

Permit fee (single individual): \$100.00.

(1972 Code, sec. 32.1000; 2008 Code, sec. A7.001; Ordinance 2013-11-18-01 adopted 11-18-13)

Sec. A7.002 Registration fee for persons engaged in interstate commerce

Registration of persons engaged in interstate commerce: \$2.00.

(1972 Code, sec. 22.112; 2008 Code, sec. A7.002)

ARTICLE A8.000 BUILDING AND CONSTRUCTION RELATED FEES

Sec. A8.001 Contractor registration fee

- (a) All contractors, both general and subcontracted, which are providing professional services to addresses located within the city limits, both residential or and/or commercial must register their current state issued trade license with the city annually. There is no fee associated with this registration. This includes but is not limited to general building contractors, heating, and air conditioning (mechanical), electrical, bulk water, irrigation, gas, sewer trench, swimming pools, sidewalks/driveway/curb cuts, fences, foundation, roof, water well, sign and any nonfranchise utility construction contractors.

(b) See section A8.021 for tree trimming contractor registration fees.

(Ordinance 12-028 adopted 9-8-12; 2008 Code, sec. A8.023; Ordinance 16-016 adopted 4-5-16; Ordinance 2017-69, sec. 3, adopted 11-21-17; Ord. No. 2022-52, § 2(Exh. A), 10-18-2022)

Sec. A8.002 Building permit

(a) *Site plan.*

(1) Site plan application fee: \$250.00.

(2) Site plan appeal fee: \$250.00.

(b) *Building permit fee.*

(1) *Commercial building permit fees.*

Total Valuation	Fee
\$1.00—\$500.00	\$60.00
\$501.00—\$2,000.00	\$60.00 for the first \$500.00 plus \$2.00 for each additional \$100.00 or fraction thereof, to and including \$2,000.00
\$2,001.00—\$25,000.00	\$90.00 for the first \$2,000.00 plus \$9.00 for each additional \$1,000.00 or fraction thereof, to and including \$25,000.00
\$25,001.00—\$50,000.00	\$400.00 for the first \$25,000.00 plus \$7.00 for each additional \$1,000.00 or fraction thereof, to and including \$50,000.00
\$50,001.00—\$100,000.00	\$600.00 for the first \$50,000.00 plus \$6.00 for each additional \$1,000.00 or fraction thereof, to and including \$100,000.00
\$100,001.00—\$500,000.00	\$800.00 for the first \$100,000.00 plus \$5.00 for each additional \$1,000.00 or fraction thereof, to and including \$500,000.00
\$500,001.00 - \$1,000,000.00	\$3,000.00 for the first \$500,000.00 plus \$4.00 for each additional \$1,000.00 or fraction thereof, to and including \$1,000,000.00
\$1,000,001.00 and above	\$4,500.00 for the first \$1,000,000.00 plus \$2.00 for each additional \$1,000.00 or fraction thereof

(2) *Residential building permit fees.*

(A) New construction: \$800.00 minimum permit fee + \$0.50 per square foot.

(B) Additions/remodels: \$400.00 minimum permit fee + \$0.50 per square foot.

(Ordinance 05-022 adopted 8-29-05; 2008 Code, sec. A8.001; Ordinance 16-025 adopted 7-19-16; Ordinance 2019-34 adopted 8-6-19)

Sec. A8.003 Plan review fee assessment

(a) 35 percent of the commercial building permit fee, with a \$100.00 minimum.

(b) 25 percent of all residential building permit fees, with a \$75.00 minimum.

(c) Re-review fees: \$150.00.

(Ordinance 11-020, sec. 2, adopted 8-16-11; 2008 Code, sec. A8.022; Ordinance 16-025 adopted 7-19-16; Ord. No. 2024-24, § 1, 7-16-2024)

Sec. A8.004 Certificate of occupancy

- (a) Permit fee: \$125.00.
- (b) Reinspection: \$75.00.
- (c) Duplicate copy fee: \$25.00.

(Ordinance 05-022 adopted 8-29-05; 2008 Code, sec. A8.004(a); Ordinance 16-025 adopted 7-19-16; Ordinance 2020-55 adopted 11-2-20; Ord. No. 2023-39, § 1(Exh. A), 10-17-2023)

Sec. A8.005 Bulk water permit

- (a) Permit fee: \$65.00.
- (b) Deposit: \$2,500.00.
- (c) Water fee: \$3.70 per 1,000 gallons.
- (d) Edwards Aquifer Authority fee of \$0.62 per 1,000 gallons of water used.

(Ordinance 11-020, sec. 1, adopted 8-16-11; 2008 Code, sec. A8.004(b); Ordinance 16-025 adopted 7-19-16; Ordinance 2018-74, sec. 1, adopted 9-18-18; Ord. No. 2025-1, § 1, 1-21-2025)

Sec. A8.006 Curb cut permit

- (a) Commercial: \$275.00 (includes initial and final inspection only.)
- (b) Residential: \$175.00 (includes initial and final inspection only.)
- (c) Resubmittal of plans for review: \$150.00 flat fee.
- (d) Commercial reinspection: \$150.00.
- (e) Residential reinspection: \$100.00.

(Ordinance 11-020, sec. 1, adopted 8-16-11; 2008 Code, sec. A8.005; Ordinance 16-025 adopted 7-19-16; Ord. No. 2023-39, § 1(Exh. A), 10-17-2023; Ord. No. 2024-23, § 1, 7-16-2024)

Sec. A8.007 Reserved

Editor's note(s)—Former section A8.007 pertaining to electrical contractor license fees and deriving from the 1972 Code, sec. 32.501 and the 2008 Code, sec. A8.006, was deleted in its entirety by Ordinance 2017-69, § 4, adopted November 21, 2017.

Sec. A8.008 Building permit (electrical)

Building permit (electrical) fees:

- (1) Base fee (includes inspection): \$100.00.
 - (A) Residential: \$100.00.
 - (B) Commercial: \$200.00.
- (2) Reinspection fee: \$75.00

(Ordinance 11-020, sec. 1, adopted 8-16-11; 2008 Code, sec. A8.007; Ordinance 16-025 adopted 7-19-16; Ordinance adopting 2017 Code; Ordinance 2017-69, sec. 5, adopted 11-21-17; Ord. No. 2023-39, § 1(Exh. A), 10-17-2023)

Sec. A8.009 Fence permit

- (a) Fence permit fee: \$75.00
- (b) Reinspection: \$75.00

(Ordinance 11-020, sec. 1, adopted 8-16-11; 2008 Code, sec. A8.008; Ordinance 16-025 adopted 7-19-16; Ord. No. 2023-39, § 1(Exh. A), 10-17-2023)

Sec. A8.010 Fence variance application

Fence variance application fee: \$200.00.

(1972 Code, sec. 32.601; 2008 Code, sec. A8.009; Ordinance 16-025 adopted 7-19-16)

Sec. A8.011 Floodplain development permit

- (a) Floodplain development permit fee homestead exemption: \$200.00.
- (b) Floodplain development permit fee non-homestead case: \$1,500.00.

(1972 Code, sec. 32.302A; 2008 Code, sec. A8.003; Ordinance 16-025 adopted 7-19-16)

Sec. A8.012 Heating, ventilation and air conditioning permit

Heating, ventilation, and air conditioning permits:

- (1) Base fee and reinspection fees:
 - (A) Base fee (includes inspection):
 - (i) Residential: \$100.00.
 - (ii) Commercial: \$200.00.
 - (B) Reinspection fee: \$75.00

(Ordinance 11-020, sec. 1, adopted 8-16-11; 2008 Code, sec. A8.010; Ordinance 16-025 adopted 7-19-16; Ordinance adopting 2017 Code; Ord. No. 2023-39, § 1(Exh. A), 10-17-2023)

Sec. A8.013 Manufactured home park fees

- (a) Manufactured home park permit fee based on valuation of on-site infrastructure at the rate of the current building code fee table, and not less than \$1,000.00.
- (b) Manufactured home park annual license and transfer of license fee: \$50.00 plus \$2.00 per space.
- (c) Manufactured home park space application fee: \$75.00.

(Ordinance 99-021, sec. 1, adopted 4-20-99; 2008 Code, sec. A8.011; Ordinance 16-025 adopted 7-19-16; Ord. No. 2023-39, § 1(Exh. A), 10-17-2023)

Sec. A8.014 Plumbing, gas, and sewer and trench fees

(a) Plumbing fees:

(1) Base fee (includes inspection):

Residential: \$100.00.

Commercial: \$200.00.

(2) Reinspection fee: \$75.00.

(b) Gas permit fees:

(1) Base fee (includes inspection):

Residential: \$100.00.

Commercial: \$200.00.

(2) Reinspection fee: \$75.00.

(c) Sewer and trench permit fees:

(1) Base fee (includes inspection):

Residential: \$100.00.

Commercial: \$200.00.

(2) Reinspection fee: \$65.00.

(Ordinance 11-020, sec. 1, adopted 8-16-11; 2008 Code, sec. A8.012; Ordinance 16-025 adopted 7-19-16; Ordinance 2017-25 adopted 6-20-17; Ord. No. 2023-39, § 1(Exh. A), 10-17-2023)

Sec. A8.015 Vacant Building Registration and Inspection Fees

(a) *Annual Registration fee:* \$125.00.

(b) *Reinspection fee:* \$95.00.

(Ord. No. 2023-4, § 3, 2-7-2023)

Ord. No. 2023-4, § 3, adopted February 7, 2023, repealed the former § A8.015, and enacted a new § A8.015 as set out herein. The former § A8.015 pertained to residential rental registration and inspection fees and derived from Ordinance 09-032 adopted July 7, 2009; 2008 Code, sec. A8.019; Ordinance 16-025 adopted July 19, 2016; Ord. No. 2023-39, § 1(Exh. A), October 17, 2023.

Sec. A8.016 Residential temporary portable storage unit permit

Permit fee: \$75.00.

(Ordinance 09-051, sec. 2, adopted 10-5-09; 2008 Code, sec. A8.020; Ordinance 16-025 adopted 7-19-16; Ord. No. 2023-39, § 1(Exh. A), 10-17-2023)

Sec. A8.017 Roofing permit

(a) Roofing permit fee: \$75.00

-
- (b) Reinspection: \$75.00

(Ordinance 11-020, sec. 1, adopted 8-16-11; 2008 Code, sec. A8.002; Ordinance 16-025 adopted 7-19-16; Ord. No. 2023-39, § 1(Exh. A), 10-17-2023)

Sec. A8.018 Sidewalk permit

- (a) Commercial: \$275.00 (includes initial and final inspection only.)
- (b) Residential: \$175.00 (includes initial and final inspection only.)
- (c) Resubmittal of plans for review: \$150.00 flat fee
- (d) Commercial reinspection: \$150.00.
- (e) Residential reinspection: \$100.00.

(Ordinance 11-020, sec. 1, adopted 8-16-11; 2008 Code, sec. A8.013; Ordinance 16-025 adopted 7-19-16; Ord. No. 2023-39, § 1(Exh. A), 10-17-2023; Ord. No. 2024-23, § 1, 7-16-2024)

Sec. A8.019 Signs

- (a) Temporary sign permit: \$25.00 per sign.
- (b) Temporary sign deposit: \$50.00 per sign.
- (c) Permanent sign permit without electric hook-up: \$100.00 per sign.
- (d) Permanent sign permit with electric hook-up: \$150.00 per sign.
- (e) Sign variance request: \$200.00 per request.
- (f) Annual billboard sign permit: \$150.00 per year.
- (g) Temporary weekend signs: \$30.00 per permit and \$1.00 per sign, per calendar year.
- (h) Charge for removal and impoundment of signs in the right-of-way: \$25.00 per sign.
- (i) Master sign plan: \$100.00.
- (j) Sign reinspection fees, not including temporary signs: \$75.00.

(Ordinance 03-008, sec. 1, adopted 4-1-03; Ordinance 06-034 adopted 9-5-06; Ordinance 06-041 adopted 10-3-06; 2008 Code, sec. A8.014; Ordinance 16-025 adopted 7-19-16; Ordinance 2017-25 adopted 6-20-17; Ord. No. 2023-39, § 1(Exh. A), 10-17-2023)

Sec. A8.020 Swimming pool permit

- (a) Base fee: As per section A8.002 building permit fees
- (b) Reinspection: \$75.00

(Ordinance 11-020, sec. 1, adopted 8-16-11; 2008 Code, sec. A8.015; Ordinance 16-025 adopted 7-19-16; Ord. No. 2023-39, § 1(Exh. A), 10-17-2023)

Sec. A8.021 Tree cutting/pruning contractor fees

Annual registration fee: \$0.00.

(Ordinance 10-013, sec. 2, adopted 4-20-10; 2008 Code, sec. A8.021; Ordinance 16-025 adopted 7-19-16; Ord. No. 2023-39, § 1(Exh. A), 10-17-2023)

Sec. A8.022 Tree removal permit for new construction

(a) Residential: \$60.00.

(b) Commercial: \$120.00.

(Ordinance 08-028 adopted 6-17-08; 2008 Code, sec. A8.018)

Sec. A8.023 Water well permit and reinspection fee

(a) Permit fee: \$75.00.

(b) Reinspection: \$75.00.

(Ordinance 11-020, sec. 1, adopted 8-16-11; 2008 Code, sec. A8.004(c); Ordinance 16-025 adopted 7-19-16; Ord. No. 2023-39, § 1(Exh. A), 10-17-2023)

Sec. A8.024 Reserved

Ord. No. 2023-39, § 1(Exh. A), adopted October 17, 2023, repealed § A8.024, which pertained to engineer and derived from Ordinance 11-020, sec. 1, adopted August 16, 2011; 2008 Code, sec. A8.016; Ordinance 16-025 adopted July 19, 2016; Ordinance adopting 2017 Code.

Sec. A8.025 Wired unmanned telecommunication box installation fees

(a) Wired unmanned telecommunication box application fee: \$75.00.

(b) Wired unmanned telecommunication box reinspection fee: \$75.00.

(Ordinance 01-019 adopted 6-5-01; 2008 Code, sec. A8.017; Ordinance 16-025 adopted 7-19-16; Ord. No. 2023-39, § 1(Exh. A), 10-17-2023)

Sec. A8.026 Contractor penalty fee

Penalty fee (working without a permit):

(1) First offense: \$300.00.

(2) Second offense: \$500.00.

(3) Third offense: \$1,000.00.

(Ordinance 2017-32 adopted 6-20-17)

ARTICLE A9.000 FIRE DEPARTMENT AND FIRE PROTECTION FEES

Sec. A9.001 Fire protection system construction permits

- (a) Automatic fire extinguishing system:
 - (1) New sprinkler system:
 - 1—10 heads: \$125.00.
 - 11—25 heads: \$150.00.
 - 26—200 heads: \$200.00.
 - 201+: \$200.00 + \$0.75 per head.
 - \$2,000.00 maximum sprinkler head charge.
 - Additional floor charge: \$40.00 for each floor above and below the first floor.
 - (2) Sprinkler modification with heads:
 - 1—9 heads: \$12.50 per head.
 - 10—25 heads: \$125.00.
 - 26—200 heads: \$150.00.
 - 201+: \$150.00 + \$0.75 per head.
 - \$2,000.00 maximum sprinkler head charge.
 - Additional floor charge: \$40.00 for each floor above and below the first floor.
 - (3) Sprinkler modification without heads: \$100.00.
 - (4) Paint/spray booth: \$250.00.
 - (5) Vent/hood suppression system: \$150.00.
 - (6) Alternative fire protection system: \$250.00.
- (b) Compressed gases: \$300.00.
- (c) Fire alarm and detection system and related equipment:
 - (1) New fire alarm system:
 - 1—10 devices: \$125.00.
 - 11—25 devices: \$150.00.
 - 26—200 devices: \$200.00.
 - 201+: \$200.00 + \$0.75 per device.
 - \$2,000.00 maximum device charge.
 - Additional floor charge: \$40.00 for each floor above and below the first floor.
 - (2) Fire alarm modification:
 - 1—9 devices: \$12.50 per device.
 - 10—25 devices: \$125.00.
 - 26—200 devices: \$150.00.

201+: \$200.00 + \$0.75 per device.

\$2,000.00 maximum device charge.

Additional floor charge: \$40.00 for each floor above and below the first floor.

(3) Smoke control systems: \$175.00.

(d) Fire pumps and related equipment: \$200.00.

(e) Flammable and combustible liquids: \$200.00.

(f) Hazardous materials: \$200.00.

(g) Industrial ovens: \$200.00.

(h) LP gas: \$200.00.

(i) Private fire hydrants: \$100.00.

(j) Spraying or dipping: \$200.00.

(k) Standpipe systems: \$200.00 for the first, \$125.00 for each additional system.

(l) Underground fire system: \$200.00.

(Ordinance 05-001, sec. 32.2300, adopted 1-4-05; 2008 Code, sec. A9.001)

Sec. A9.002 Hazardous operations permits

(a) Aerosol products: \$200.00.

(b) Battery systems: \$150.00.

(c) Cellulose nitrate film: \$200.00.

(d) Combustible dust-producing operations: \$200.00.

(e) Combustible fibers: \$150.00.

(f) Compressed gases: \$200.00.

(g) Cryogenic fluids: \$200.00.

(h) Dry cleaning plants: \$150.00.

(i) Flammable and combustible liquids: \$200.00.

(j) Fumigation and thermal insecticide fogging: \$150.00.

(k) Hazardous materials: \$300.00.

(l) HPM facilities: \$300.00.

(m) High-piled storage: \$100.00.

(n) Hot work operation: \$100.00.

(o) Industrial ovens: \$100.00.

(p) Liquid or gas fueled vehicles in group A occupancies: \$100.00.

(q) Magnesium: \$200.00.

(r) Open flames and torches: \$100.00.

-
- (s) Open flames and candles: \$50.00.
 - (t) Organic coating: \$200.00.
 - (u) Motor fuel dispensing facilities: \$150.00.
 - (v) Spraying or dipping: \$200.00.
- (Ordinance 05-001, sec. 32.2400, adopted 1-4-05; 2008 Code, sec. A9.002)

Sec. A9.003 Miscellaneous fire department fees

- (a) System retesting fee: \$75.00.
- (b) Rescheduling fee: \$30.00.
- (c) Working without a permit fee: Double permit fee.
- (d) Reinspection fee: \$30.00.
- (e) After hours fee: \$50.00 per hour, two-hour minimum.
- (f) False alarm fee:
 - (1) One to five activations within 365-day period: No charge.
 - (2) Each activation more than five in 365-day period: \$50.00.
- (g) Water crossing rescue fee: A fee of \$400.00 shall be assessed to any person that a fire department unit of the city rescues or attempts to rescue at a low-water crossing or flooded roadway where the person has become trapped while attempting to drive or walk across the low-water crossing or flooded roadway. If the vehicle that was used to attempt to cross the low-water crossing or flooded roadway contained more than one person, the fee shall be applied to each person in the vehicle.
- (h) Public fireworks display permit application fee: \$50.00.
- (i) Fire inspector fee: \$40.00 per hour.

(Ordinance 05-001, sec. 32.2500, adopted 1-4-05; Ordinance 05-023 adopted 8-29-05; 2008 Code, sec. A9.003; Ordinance 14-006 adopted 5-12-14)

ARTICLE A10.000 EMERGENCY MEDICAL SERVICES FEES

- (a) *Payment for transport to an area hospital:*
 - (1) Basic life support: \$900.00.
 - (2) Advanced life support 1 response: \$950.00.
 - (3) Advanced life support 2 response: \$950.00.
- (b) *Surcharge for transport of nonresidents:* \$100.00.
- (c) *Payment for aid rendered only:*
 - (1) City resident: \$150.00.
 - (2) Nonresident: \$200.00.
- (d) *Payment for ALS or BLS mileage (per loaded transport mile):*

APPENDIX A - FEE SCHEDULE
ARTICLE A10.000 EMERGENCY MEDICAL SERVICES FEES

- (1) City resident: \$18.00.
- (2) Nonresident: \$18.00.
- (e) *Payment for additional medics:*
 - (1) Extra attendant (priority 1 patient or CPR): \$120.00.
 - (2) Extra attendant (weight 300+ lb. patient): \$100.00.
 - (3) Extra attendant (stairs): \$100.00.
- (f) *Payment for supplies:*
 - (1) Advanced life support (ALS) disposables: \$375.00.
 - (2) Basic life support (BLS) disposables: \$250.00.
 - (3) Oxygen: \$125.00.

(g) *Definitions:*

Aid rendered only. The patient received assessment and/or treatment for an illness or injury and the patient refuses transport to a hospital. "Aid rendered only" is synonymous with "treatment - no transport." If ALS supplies, IV supplies or medications are used during treatment, these are charged to the patient in addition to the aid rendered only charge. A patient assessment requires measurement and documentation of at least two vital signs (pulse, respiration, blood pressure, etc.).

ALS 1 emergency transport. Transportation by ground ambulance vehicle, medically necessary supplies and services and either an advanced life support (ALS) assessment by ALS personnel or the provision of at least one ALS intervention. EMT-intermediate scope includes (but not limited to):

- (1) Administration of IV fluids (except blood or blood products).
- (2) Peripheral venous puncture.
- (3) Blood drawing.
- (4) Monitoring IV solutions during transport that contain potassium.
- (5) Administration of approved medications, IV, sub Q, sublingual, nebulizer, inhalation, IM.

ALS 2 emergency transport. Transportation either by ground ambulance vehicle, medically necessary supplies and services, and the administration of at least three medications by intravenous push/bolus or by continuous infusion excluding crystalloids (hypotonic, isotonic and hypertonic solutions) such as dextrose, normal saline or Ringer's lactate; or transportation, medically necessary supplies and services, and the provision of at least one of the following ALS procedures:

- (1) Manual defibrillation/cardioversion.
- (2) Endotracheal intubation.
- (3) Central venous line.
- (4) Cardiac pacing.
- (5) Chest compression.
- (6) Surgical airway.
- (7) Intraosseous line.

APPENDIX A - FEE SCHEDULE
ARTICLE A10.000 EMERGENCY MEDICAL SERVICES FEES

Note: Aspirin and oxygen do not qualify as an ALS 2 level transport. However, three separate administrations of the same acceptable medication during a single transport does qualify for payment at the ALS 2 level of service.

ALS routine disposable supplies. Include (but are not limited to) EKG paper, EKG electrodes (excluding defibrillation pads), NG tubes, syringes (excluding medications and pre-filled syringes, vials or ampules), blood glucose test strips, disposable pressure infusers, lancets, filter needles and similar items.

BLS emergency transport. Transportation by ground ambulance vehicle, and medically necessary supplies and services at the basic life support care level (emergency medical technician-basic).

Loaded transport mile. The total miles traveled from the place where the patient is loaded on board the ambulance to the hospital.

(Ordinance 08-041 adopted 8-19-08; 2008 Code, art. A10.000; Ordinance 2018-41 adopted 5-15-18)

ARTICLE A11.000 WATER AND SEWER FEES

Sec. A11.001 Generally

- (a) *Monthly water rates and charges, all customers residential or nonresidential.* The rates set forth below are hereby established and shall be charged for water provided for monthly billings effective as stated in the following chart:

- (1) *Monthly meter charge.*

Meter Size	FY 2025— 2026 Fee	FY 2026— 2027 Fee	FY 2027— 2028 Fee	FY 2028— 2029 Fee	FY 2029— 2030 Fee
Residential 5/8"	\$12.00	\$12.25	\$12.50	\$12.75	\$13.00
Commercial 5/8"	\$12.55	\$12.80	\$13.05	\$13.31	\$13.58
Residential 3/4"	\$13.66	\$13.93	\$14.21	\$14.49	\$14.78
Commercial 3/4"	\$15.38	\$15.69	\$16.00	\$16.32	\$16.65
1"	\$19.44	\$19.83	\$20.23	\$20.63	\$21.04
1½"	\$31.33	\$31.96	\$32.60	\$33.25	\$33.92
2"	\$46.19	\$47.11	\$48.05	\$49.01	\$49.99
3"	\$132.00	\$134.64	\$137.33	\$140.08	\$142.88
4"	\$168.00	\$171.36	\$174.79	\$178.29	\$181.85
8"	\$629.06	\$641.65	\$654.48	\$667.57	\$680.92

- (2) *Monthly volumetric rate (per thousand gallons).*

- (A) *Commercial.*

- (i) 0—500,000: \$3.70.

1. FY 2026—27: \$3.95
2. FY 2027—28: \$4.20
3. FY 2028—29: \$4.48

4. FY 2029—30: \$4.78
- (ii) Above 500,000: \$3.95.
 1. FY 2026—27: \$4.20
 2. FY 2027—28: \$4.50
 3. FY 2028—29: \$4.75
 4. FY 2029—30: \$5.10

(B) *Residential.*

(i) *Tier and price per 1,000-gallon chart:*

Water	Price per 1,000 gallons				
	0—4,000	4,001— 7,000	7,001— 12,000	12,001— 20,000	20,001 +
Fiscal Year 2025—26	\$3.75	\$5.55	\$7.00	\$8.64	\$10.25
Fiscal Year 2026—27	\$4.00	\$5.92	\$7.46	\$9.21	\$10.93
Fiscal Year 2027—28	\$4.26	\$6.31	\$7.95	\$9.82	\$11.65
Fiscal Year 2028—29	\$4.54	\$6.72	\$8.48	\$10.47	\$12.42
Fiscal Year 2029—30	\$4.84	\$7.17	\$9.04	\$11.16	\$13.24

(C) *Irrigation.*

(i) *Tier and price per 1,000-gallon chart:*

Water	Price per 1,000 gallons				
	0—4,000	4,001— 7,000	7,001— 12,000	12,001— 20,000	20,001 +
Fiscal Year 2025—26	\$3.75	\$5.55	\$7.00	\$8.64	\$10.25
Fiscal Year 2026—27	\$4.00	\$5.92	\$7.46	\$9.21	\$10.93
Fiscal Year 2027—28	\$4.26	\$6.31	\$7.95	\$9.82	\$11.65
Fiscal Year 2028—29	\$4.54	\$6.72	\$8.48	\$10.47	\$12.42
Fiscal Year 2029—30	\$4.84	\$7.17	\$9.04	\$11.16	\$13.24

(D) *Methods for adjusting for commercial and residential water leaks.*

1. Customers who have experience a water leak may apply for a one time per calendar year adjustment to their water bill. A second water bill adjustment may be requested during the same calendar year, but only under extraordinary circumstances as approved by the city

manager. Leon Valley Water customers may also request a water bill adjustment for a water leak that occurred at any time prior to the passage of Ordinance 2021-50, but this shall be limited to one occurrence. Customer must provide proof of repairs in the form of receipts or paid invoices from either a plumbing service provider or from the resident performing their own plumbing work.

2. Expenses to repair the following types of leaks may be eligible for reimbursement:

Residential		
% Allowed	Max. \$ Amt Allowed	Type of Leak
25	\$300	Irrigation System
25	\$300	Flex Supply Line (sink, ice maker, dishwasher, etc.)
25	\$300	Commode (supply line or tank)
25	\$300	Swimming pool (supply line, faulty refill mechanism)
25	\$300	Water Heater (supply line, faulty fill mechanism)
25	\$300	Water softener (supply line, faulty fill mechanism)
50	\$1,000	Broken pipe (wall, foundation, yard, etc.) Pressure Reducing Valve (PRV)
100		Meter outlet washer, insulating coupling, meter connection, blown gasket, LV damage to customer pipe

Commercial		
% Allowed	Max. \$ Amt Allowed	Type of Leak
25	\$500	Irrigation System
25	\$500	Flex Supply Line (sink, ice maker, dishwasher, etc.)
25	\$500	Commode (supply line or tank)
25	\$500	Swimming pool (supply line, faulty refill mechanism)
25	\$500	Water Heater (supply line, faulty fill mechanism)
25	\$500	Water softener (supply line, faulty fill mechanism)
50	\$1,000	Broken pipe (wall, foundation, yard, etc.) Pressure Reducing Valve (PRV)
100		Meter outlet washer, insulating coupling, meter connection, blown gasket, LV damage to customer pipe

Reimbursements are based on the type of leak. All receipts for repairs or for plumbing repair services must be submitted within 60 days after repairs have been completed. Water bill adjustments are processed once consumption returns to normal. As a result, it may take up to two billing cycles to receive an adjustment. Customers are only eligible for one adjustment in a 12-month period. The customer must show that the leak was repaired within one month of detection.

(b) *Water service fees.*

- (1) Impact fees: See article A16.000 (impact fees).
- (2) Tapping fee:
 - (A) By public works; or

- (B) By public works or owner (site specific).
- (c) *Monthly residential and nonresidential sewer service rates.* The rates set forth below are hereby established and shall be charged for monthly sewer service provided effective after publication as required by law:
- (1) *Monthly sewer service rates, residential and nonresidential.*
- (A) *Minimum bill:*
- (i) FY 2025—26: \$15.38
 - (ii) FY 2026—27: \$15.69
 - (iii) FY 2027—28: \$16.00
 - (iv) FY 2028—29: \$16.32
 - (v) FY 2029—30: \$16.65
- (B) *Volumetric rate:*
- (i) FY 2025—26: \$5.50 per 1,000 gallons
 - (ii) FY 2026—27: \$5.86 per 1,000 gallons
 - (iii) FY 2027—28: \$6.25 per 1,000 gallons
 - (iv) FY 2028—29: \$6.66 per 1,000 gallons
 - (v) FY 2029—30: \$7.10 per 1,000 gallons
- (d) *Methods for adjusting monthly residential sewer charges.*
- (1) Final billings: As to all final billings, either the "winter average" monthly sanitary sewer service charge, or the "interim average" monthly sanitary sewer service charge, or the "unmetered residential charge," whichever is in effect at the termination of service for residential customers, will be the basis for final charge at a pro-rated amount of the total charges in excess of the monthly minimum divided by 30 days for each day connected to the system, plus the minimum monthly charge.
- (2) New customers who have not established a monthly sanitary service charge within the service area during the preceding six months:
- (A) New customers that move into the service area who have not established a winter average shall be charged the system sewer system average.
- (B) New customers that move into the service area after the first day of a billing period and before the last day of the billing period will be billed for the system winter average volume at a pro-rated amount of the total charges in excess of the monthly minimum divided by 30 days for each day connected to the system, plus the minimum monthly charge.
- (e) *Public entity.* Use residential rates applied to 70 percent of water meter volume.
- (f) *Excess volume charge.*
- (1) All residential customers shall be charged the following surcharge for all metered water consumption when the excess volume charge is in effect. This surcharge shall be in addition to subsection (a) of this section.

EXCESS VOLUME CHARGE

Step in Gallons	Surcharge per 1,000 Gallons
First 7,481 gallons	\$0.00

Next 9,725 gallons	\$0.17
All in excess of 17,205 gallons	\$0.51

(2) The excess volume charge rate shall be in effect during periods specified by city council action.

- (g) *Edwards Aquifer Authority fee*: All customers shall be charged the following additional fee based on the meter consumption per month: \$0.70/1,000 gallons.
- (h) *Water supply fee*: All customers shall be charged the following additional fee based on their meter consumption per month: \$0.50/1,000.
- (i) *Connection to privately funded line*: As per refund contract #_____.
- (j) *Service deposit (refundable)*: Residential and commercial:

Meter Size	Deposit Amount
Residential ½"	\$70.00
Commercial ½"	\$70.00
Residential ¾"	\$70.00
Commercial ¾"	\$70.00
1"	\$100.00
1½"	\$170.00
2"	\$500.00
3"	\$770.00
4"	\$1,010.00
8"	\$1,520.00
10"	\$2,420.00

- (k) *Other*. (_____).
- (l) *Sewer service impact fees*:
 - (1) Fee for sewer trench permit: \$45.00.
 - (2) Impact fees: See article A16.000 (impact fees).
 - (3) Tapping fee: Determined by public works.
 - (4) Connection fee: \$125.00/connection all sizes.
 - (5) S.A. Ord. 56261 - collection by Leon Valley: \$866.00/residential lot or as determined by SAWS.
 - (6) Connection to privately funded line: As per refund contract #_____.
 - (7) *Other*. (_____).
- (m) *Connection/disconnection fee*: \$30.00.
- (n) *Late fee*: ten percent.
- (o) *Returned check fee*: \$25.00.
- (p) *Meter plug, removal, and re-installment fee*: \$75.00.
- (q) *Texas Commission on Environmental Quality (TCEQ) public health service fee*: 0.5 percent of the total bill per month for each city water connection.

- (r) The city adopts the rules and regulations as stated in the Texas Administrative Code, title 16, part II, chapter 24, Substantive Rule Applicable to Water and Sewer Service Providers.
- (s) *Critical period drought management surcharge.* Drought management surcharges are in effect under Stages III, IV, and V Critical Period Drought management declarations and the fees to be charged are as currently adopted by the San Antonio Water System as Drought Surcharge, incorporated by reference as though copied herein fully. Stage V surcharges are to be the same as in Stage IV, unless otherwise revised by SAWS.

(Ordinance 13-008 adopted 2-19-13; 2008 Code, sec. A11.001; Ordinance 14-016 adopted 8-8-14; Ordinance 15-035 adopted 12-15-15; Ordinance 16-013 adopted 4-5-16; Ordinance 2018-74, sec. 2, adopted 9-18-18; Ordinance 2020-16 adopted 3-25-20; Ord. No. 2021-50, § 2, 11-2-2021; Ord. No. 2022-46, § 1, 10-3-2022; Ord. No. 2024-35, § 3, 8-20-2024; Ord. No. 2025-10, §§ 1(Exh. A, 1—4), 5-6-2025)

Sec. A11.002 Stormwater management utility rates

- (a) *Rate tables.*

Proposed Stormwater Fee (Inflation Rate - 3.0% Per Year)							
Proposed Stormwater Fee	Residential	Impervious Area Range	YR 2023	YR 2024	YR 2025	YR 2026	YR 2027
		≤2,750	\$ 3.75	\$ 3.86	\$ 3.98	\$ 4.10	\$ 4.22
		>2,750-4,220	\$ 4.94	\$ 5.09	\$ 5.24	\$ 5.40	\$ 5.56
		>4,220	\$ 10.45	\$ 10.76	\$ 11.09	\$ 11.42	\$ 11.76
	Commercial/Other Base Fee + (Impervious Area/1000) * Factor	Percent Impervious Area	Factor				
		<20%	\$ 0.31	\$ 0.32	\$ 0.33	\$ 0.34	\$ 0.35
		>20.01% - 40.0%	\$ 0.45	\$ 0.46	\$ 0.48	\$ 0.49	\$ 0.51
		>40.01% - 85.0%	\$ 0.58	\$ 0.60	\$ 0.62	\$ 0.63	\$ 0.65
		>85.01%	\$ 0.73	\$ 0.75	\$ 0.77	\$ 0.80	\$ 0.82
		Base Fee	\$ 67.30	\$ 69.32	\$ 71.40	\$ 73.54	\$ 75.75
Monthly Stormwater Revenue		\$ 49,107.31	\$ 50,580.53	\$ 52,097.95	\$ 53,660.88	\$ 55,270.71	
Yearly Stormwater Revenue		\$589,287.72	\$606,966.36	\$625,175.35	\$643,930.61	\$663,248.52	

From the Year 2027 forward, the rates will remain at the 2027 rates, unless otherwise directed by City Council. The Base Fee includes the costs for street sweeping, mowing, debris removal, etc.

(Ord. No. 2022-19, § 3, 5-3-2022)

Sec. A11.003 Utility construction permit

Permit fee for non-franchise holders: Not less than \$100.00.

(Ordinance 97-037, sec. 1, adopted 11-4-97; 2008 Code, sec. A11.003)

ARTICLE A12.000 SUBDIVISION ADMINISTRATIVE FEES

- (a) *Plat administration and filing fee schedule.*
- (1) Plat administration:
 - (A) All submittals: \$200.00.
 - (2) Plat processing fee:
 - (A) Residential: \$300.00 + \$5.00 per lot.
 - (B) Commercial: \$550.00 + \$50.00 per acre.

APPENDIX A - FEE SCHEDULE
ARTICLE A12.000 SUBDIVISION ADMINISTRATIVE FEES

- (C) Amending plat: \$200.00.
 - (D) Variance fee: \$150.00.
 - (3) Plats requiring consultant plan review:
 - (A) Residential: \$1,000.00.
 - (B) Commercial: Deposit.
 - (4) Council hearing/consideration fees:
 - (A) Vacate and replat "public hearing": \$200.00.
 - (B) Plat - council consideration: \$100.00.
 - (5) County filing fee (per sheet/mylar): Actual cost per county.
 - (b) *Water service fees.*
 - (1) Impact fees: See article A16.000.
 - (2) Tapping fee:
 - (A) By public works; or
 - (B) By owner (site specific).
 - (3) Tapping material cost.
 - (4) Connection to privately funded line: As per refund fund contract #_____.
 - (5) Service deposit (refundable): Ten percent of impact fees.
 - (6) Other: (_____).
 - (c) *Sewer service fees.*
 - (1) Sewer and trench permit: See section A8.014.
 - (2) Impact fee: See article A16.000.
 - (3) Tapping fee: Determined by public works and based on estimated cost of material, labor, and/or equipment.
 - (4) Connection fee: \$75.00 per connection, all sizes.
 - (5) S.A. Ord. 56261 - Collection by Leon Valley for lots platted after contract with the City of San Antonio:
 - (A) \$240.00/per residential lot; or
 - (B) \$1,200/per acre and fraction thereof.
 - (6) Connection to privately funded line: As per refund contract #_____.
 - (7) Other: (_____).
- (1972 Code, sec. 32.1400; 2008 Code, art. A12.000; Ordinance 16-025 adopted 7-19-16; Ordinance adopting 2017 Code)

ARTICLE A13.000 ZONING ADMINISTRATIVE FEES

(a) *Standard zoning change requests.*

Site Acreage	ZLUC Filing Fee	CC Filing Fee	Total
1.0 acres or less	\$350.00	\$350.00	\$700.00
1.01—10 acres	\$600.00	\$600.00	\$1,200.00
10.01—25 acres	\$750.00	\$750.00	\$1,500.00
25 acres or more	\$900.00	\$900.00	\$1,800.00

(b) *Specific use request.*

Type of Application	ZC Filing Fee	CC Filing Fee	Total
Without construction	\$250.00	\$250.00	\$500.00
With construction	\$300.00	\$300.00	\$600.00

(c) *Planned development district requests.*

Site Acreage	ZLUC Filing Fee	CC Filing Fee	Total
1.0 acres or less	\$1,000.00	\$1,000.00	\$2,000.00
Over 1.0 acres	\$1,000.00 + \$125.00 for each additional 0.25 acre over 1.0 acres	\$1,000.00 + \$125.00 for each additional 0.25 acre over 1.0 acres	\$5,000.00 Max

(d) *Nonspecified use request:* \$200.00 per public hearing.

(e) *Board of adjustment request:* \$250.00 per public hearing.

(f) *Request for council variance:* \$75.00 per request.

(1972 Code, sec. 32.1800; 2008 Code, art. A13.000; Ordinance 16-025 adopted 7-19-16; Ordinance 2019-61 adopted 12-3-19)

ARTICLE A15.000 CITY ENGINEER PROJECT REVIEW FEES

(a) *Engineer deposit:* Per project.

(1) Residential deposits: \$1,000.00.

(2) Commercial deposits: \$1,500.00.

(b) *Collection of fees.* The collection of fees as shown above shall be collected at the time of initial submittal of the project and will be deposited into the deferred revenue account activated by the accounting department prior to city engineer review.

(c) Engineering rate is actual cost, plus five percent.

(d) *Refund of fees.*

APPENDIX A - FEE SCHEDULE
ARTICLE A15.000 CITY ENGINEER PROJECT REVIEW FEES

- (1) All city engineer fees collected for review of submitted plans will be debited from the applicant's initial deposit. Upon completion of the review of the project, and payment of all accounts owed, funds remaining will be refunded to the applicant within 30 days of engineer's final billing statement.
- (2) If plan review(s) costs should exceed the applicant's deposit, no further review(s) will transpire until an additional minimum deposit of \$1,000.00 has been deposited with the city. This cost recovery method will continue until the proposed project review is completed.

(Ordinance 99-031, sec. 1, adopted 8-3-99; 2008 Code, art. A15.000; Ordinance 16-025 adopted 7-19-16)

ARTICLE A16.000 IMPACT FEES²

Sec. A16.001 Water impact fees

1. Water impact fees:

Meter Size	Water Supply Impact Fee	Development Impact Fee	Total
5/8" & 3/4"	\$4,997.00	\$962.00	\$5,959.00
1"	\$8,344.00	\$1,603.00	\$9,947.00
1½"	\$16,639.00	\$3,207.00	\$19,846.00
2"	\$53,312.00	\$10,261.00	\$63,573.00
3"	\$83,292.00	\$16,033.00	\$99,325.00
4"	\$109,924.00	\$21,164.00	\$131,088.00
6"	\$136,552.00	\$26,295.00	\$162,847.00
8"	\$166,535.00	\$53,444.00	\$219,979.00
10"	\$166,534.00	\$51,307.00	\$217,841.00

2. Tapping fee
 - (a) By public works or
 - (b) By public works or owner (site specific).
3. Connection to privately funded line:
As per refund fund contract # _____.
4. Service deposit (refundable)—See Appendix A Fee Schedule, Article A11.001, (j).
5. Other: (_____).

²Ord. No. 2024-18, § 2, adopted May 21, 2024, moved the provisions related to impact fees to a new Article 14.12. The user's attention is directed there. Section 2 of said ordinance then added §§ A16.001 and A16.002 as set out herein.

State law reference(s)—Financing capital improvements through impact fees, V.T.C.A., Local Government Code, ch. 395.

(Ord. No. 2024-18, § 2, 5-21-2024; Ord. No. 2024-45, § 1, 12-3-2024)

Sec. A16.002 Sewer impact fees

1. Wastewater impact fees:

Size of Meter	All Sewer Connections	Bandera Rd Area	Grissom Rd Area	Blackberry Dr Area
½ & ¾"	\$137.00	\$382.00	\$719.00	\$1,466.00
1"	\$230.00	\$638.00	\$1,200.00	\$2,449.00
1½"	\$457.00	\$1,272.00	\$2,393.00	\$4,883.00
2"	\$1,466.00	\$4,076.00	\$7,669.00	\$15,645.00
3"	\$2,290.00	\$6,368.00	\$11,981.00	\$24,442.00
4"	\$3,022.00	\$8,404.00	\$15,812.00	\$32,257.00
6"	\$3,754.00	\$10,441.00	\$19,643.00	\$40,074.00
8"	\$4,578.00	\$12,733.00	\$23,955.00	\$48,869.00
10"	\$4,578.00	\$12,733.00	\$23,955.00	\$48,869.00

2. Tapping fee: Determined by public works

3. Connection fee: \$75.00/connection all sizes

4. San Antonio Water System (SAWS)—Sewer impact fees are determined by SAWS as specified in the SAWS Sanitary Sewer Capital Improvements Plan as may be amended from time to time. Proof of payment to SAWS for sewer impact fees must be provided to the city prior to placement of any water meter or extension of a sanitary sewer service main or line to any property within the city limits of the City of Leon Valley.

5. Connection to privately funded line: As per refund contract #_____.

6. Other (_____)."

(Ord. No. 2024-18, § 2, 5-21-2024; Ord. No. 2024-30, § 1, 8-20-2024)

ARTICLE A17.000 MISCELLANEOUS FEES

Sec. A17.001 Burglar alarms

Fee for excessive false alarms: \$25.00.

(Ordinance 95-05, sec. 1, adopted 1-3-95; 2008 Code, sec. A17.001)

Sec. A17.002 Reserved

Editor's note(s)—Ord. No. 2021-14, § 1, adopted March 23, 2021, amended the Code by repealing former § A17.002, which pertained to garage sale permits, and derived from the 1972 Code, § 27.203; and the 2008 Code, § A17.002.

Sec. A17.003 Adult entertainment license

(a) Nonrefundable application fee: \$500.00.

Created: 2026-03-31 08:00:44 [EST]

(Supp. No. 9)

-
- (b) Nonrefundable renewal processing fee: \$500.00.
 - (c) Fee for reinstatement of license instead of suspension: \$200.00.
- (1972 Code, ch. 34, secs. 4.01, 4.05, 4.06; 2008 Code, sec. A17.003)

Sec. A17.004 Permit for temporary parking in no parking zone

Application fee: \$5.00.

(1972 Code, sec. 26.1401; 2008 Code, sec. A17.004)

Sec. A17.005 Overweight truck permit fee

Overweight truck (33,000 lbs. or more) permit fee: \$500.00.

(Ordinance 2017-36, sec. 4, adopted 7-18-17)

Sec. A17.006 Handbill distributors application permit fee

Handbill distributors permit fee (per application): \$100.00.

(Ordinance 2017-42, sec. 17, adopted 8-1-17)

Sec. A17.007 Fortune teller establishment

Fortune teller establishment permit fee: \$200.00 annually.

(Ordinance 2018-4, sec. 2, adopted 2-6-18)

Sec. A17.008 Massage establishments

(a) Massage establishment permit fee: \$200.00 annually.

(b) Massage therapist licensing fee: \$100.00 annually.

(Ordinance 2018-6, sec. 2, adopted 2-6-18)

Sec. A17.009 Game room establishments

(a) Game room establishment permit fee: \$200.00 annually.

(b) Game room operator licensing fee: \$100.00 annually.

(Ordinance 2018-36, sec. 2, adopted 4-17-18)

Sec. A17.010 Credit access business registration

Application fee: \$250.00 annually.

(Ordinance 2019-17 adopted 4-2-19)

Sec. A17.011 BYOB establishments

BYOB establishment permit fee (per application): \$80.00.

(Ord. No. 2023-24, § 2, 8-1-2023; Ord. No. 2024-3, § 1(Exh. A), 3-5-2024)

Sec. A17.012 Short-term rental

(a) Annual registration fee: \$200.00

(Ord. No. 2023-41, § 2, 11-7-2023; Ord. No. 2025-20, § 2, 8-19-2025)

Ord. No. 2023-41, § 2, adopted November 7, 2023, added provisions intended for use as § A17.011. In order to avoid duplication of numbering the provisions have been added herein as § A17.012 at the editor's discretion.

ARTICLE A18.000 IMPOUND LOT FEES

(a) Wrecker towing and storage fees (towing fee charged per vehicle and per type):

- (1) Wrecker tow fee up to 25 feet in length: \$95.00.
- (2) Heavy duty vehicles: \$425.00.
- (3) Vehicles greater than 25 feet in length: \$225.00.
- (4) Recreational vehicles: \$125.00.
- (5) Tilt-bed vehicle towing: \$95.00.
- (6) Off road or winching of vehicle: \$225.00.
- (7) Per mile charge outside of the city: \$3.00.
- (8) Storage fee (first 24 hours): \$200.00.
- (9) Daily fee (after first 24 hours): \$20.00.
- (10) Certified letter of abandonment (each letter): \$25.00.

(Certified letter to be sent to address on registration and lienholder if applicable.)

(b) Retrieval of vehicle: To retrieve a vehicle from the impound facility, the retriever must be the registered owner of the vehicle, and must present a valid and current driver's license, valid and current insurance and registration documents, and must not have any outstanding warrants for arrest.

(Ordinance 2017-21 adopted 5-16-17)