

**CITY OF LUMBERTON, TEXAS
ORDINANCE NO. 12-1283**

AMENDED FEE SCHEDULE; REAUTHORIZATION OF BUILDING PERMIT FEES

AN ORDINANCE OF THE CITY OF LUMBERTON, TEXAS AMENDING THE CITY'S FEE SCHEDULE IN ACCORDANCE WITH SECTION 4-298 OF THE CODE OF ORDINANCES; REAUTHORIZING BUILDING PERMIT FEES; PROVIDING FOR PUBLICATION; PROVIDING THAT THIS ORDINANCE IS CUMULATIVE; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Lumberton, Texas is a home-rule municipal corporation organized under the laws of the State of Texas; and

WHEREAS, the governing body of the City may adopt, publish, amend or repeal an Ordinance, Rule or Regulation for good government, peace, or order of the municipality pursuant to §51.001(a), TEXAS LOCAL GOV'T CODE; and

WHEREAS, the City previously adopted a fee schedule in accordance with Section 4-297 of the Code of Ordinances and the City Council now desires the fee schedule to be amended to reflect certain administrative fees necessary to recover the reasonable costs of administration by the City and remove a fee for work no longer performed by the City; and

WHEREAS, in compliance with House Bill 1922 of the 88th Regular Session of the Texas Legislature, the City Council further desires at this time to hold a public hearing and vote to reauthorize the City's fees charged as a condition of construction, renovating, or remodeling a residential or commercial structure which is required every 10 years pursuant to TEXAS LOCAL GOV'T CODE § 214.908 to prevent abolition by operation; and

WHEREAS, the City of Lumberton City Council has determined that it would be advantageous and beneficial to the City and its citizens, and it is in the interest of good governance, public health, safety and general welfare, to amend the City's Fee Schedule and reauthorize the building permit fees.

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

Section 1. The above referenced recitals are incorporated herein as the findings of the City Council as if set forth in full.

Section 2. The fees, charges, penalties, costs and other expenses to be charged by the City of Lumberton are hereby adopted as set forth in the attached Appendix A to this ordinance, titled Lumberton Fee Schedule. Any such charges thereto established by ordinance or resolution in the City of Lumberton which are in conflict with Appendix A are hereby revoked and the charges set forth herein shall be enforced.

Section 3. In accordance with TEXAS LOCAL GOV'T CODE § 214.908, the City Council has held a public hearing and reauthorizes the building permit fees as set forth in Exhibit B to the attached Appendix A of this ordinance by majority vote.

Section 4. The fee schedule established by this ordinance shall be made available to the public through the Office of the City Secretary.

Section 5. *Publication.* The City Secretary of the City of Lumberton, Texas, is hereby directed to publish a caption summarizing the adopted ordinance in the official newspaper as authorized by Section 52.013 of the Texas Local Government Code.

Section 6. *Cumulative.* This ordinance shall be cumulative of all provisions of ordinances and of the Code of the City of Lumberton, Texas, as amended, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances and such Code, in which event conflicting provisions of such ordinances and such Code are hereby repealed.

Section 7. *Savings Clause.* All rights and remedies of the City of Lumberton are expressly saved as to any and all violations of the provisions of any ordinances affecting the adopted ordinances within the City which have accrued at the time of the effective date of these ordinance amendments; and, as to such accrued violations and all pending litigation, both civil and criminal, whether pending in court or not, under such ordinances, same shall not be affected by these ordinance amendments but may be prosecuted until final disposition by the courts.

Section 8. *Severability.* Should any section or part of these ordinances be held unconstitutional, illegal, or invalid, or the application to any person or circumstance thereof ineffective or inapplicable, such unconstitutionality, illegality, invalidity, or ineffectiveness of such section or part shall in no way affect, impair or invalidate the remaining portion or portions thereof, but as to such remaining portion or portions, the same shall be and remain in full force and effect and to this end the provisions of this ordinance are declared to be severable.

Section 9. *Effective Date.* This ordinance shall take effect upon adoption and publication as required by law.

Section 10. *Open Meetings.* It is hereby officially found and determined that the meeting at which this ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551, Texas Government Code.

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CERTIFICATE FOR RESOLUTION

I hereby certify that the foregoing was presented before the City Council for the City of Lumberton, Texas during a public hearing and regular meeting on the 12th day of August, 2024 for a first reading and again on the 26th day of August, 2024 for a second reading. A quorum of the City Council being then present at both readings, it was then duly moved and seconded that the foregoing be adopted, and such was then adopted.

PASSED, APPROVED AND ADOPTED BY THE CITY COUNCIL FOR THE CITY OF LUMBERTON, TEXAS, on the 26th day of August, 2024.

By: _____
Don Surratt, Mayor
City of Lumberton, Texas

ATTEST:

Darla Harrington, City Secretary

APPENDIX A

LUMBERTON FEE SCHEDULE

Exhibit A – City Permit Fees

Exhibit B – Building Permit Fees

CITY PERMIT FEES
BY CITY COUNCIL VOTE
EXHIBIT "A"

As of August 26, 2024

Residential Building		\$	.60/sq ft
Commercial Building		\$	.75/sq ft
Building-Accessory		\$	.60/sq ft
Carport		\$	50.00
Demo Fee Res		\$	50.00
Demo Fee Commercial		\$	75.00
Minimum Bldg (Remodel) Res		\$	50.00
Minimum Bldg (Remodel) Commercial		\$	100.00
Certificate of Occupancy		\$	50.00
Residential Driveway		\$	40.00
Commercial Driveway		\$	40.00
Culvert-Driveway	Inspection Only	\$	40.00
Culvert-Landscape		\$	100.00
Driveway-Slab		\$	40.00
Massage Establishment		\$	500.00
Mobile Home Placement		\$	90.00
Natural Gas		\$	40.00
New Business		\$	90.00
Outdoor Kitchen		\$	75.00
Pool		\$	90.00
Roofing		\$	50.00
Sign		\$	50.00/each face
Vendor		\$	25.00/day 3-14
Vendor (Snow cone, Food)	Semi-Annual	\$	150.00
Vendor-Firework	ANNUAL	\$	150.00
Stormwater		\$	100.00
Failed Inspections		\$	50.00

The City of Lumberton may impose a penalty for beginning work without a permit.

EXHIBIT "B"

SCHEDULE OF CITY BUILDING PERMIT FEES

Includes everything under roof			
Building-Commercial			\$125.00/sq ft
Building-Residential			\$65.00/sq ft
First \$1,000.00		\$	35.00
First \$50,000			\$35.00 plus \$6.00 PER THOUSAND
First \$100,000			\$172.00 plus \$5.00 PER THOUSAND
First \$500,000			\$297.00 plus \$4.00 PER THOUSAND
\$500,001 and Up			\$297.00 plus \$3.00 PER THOUSAND