



# City of Killeen

## Legislation Details (With Text)

**File #:** RS-21-011    **Version:** 1    **Name:** Set Public Hearing Water and Wastewater Impact Fees  
**Type:** Resolution    **Status:** Passed  
**File created:** 12/30/2020    **In control:** City Council  
**On agenda:** 1/26/2021    **Final action:** 1/26/2021  
**Title:** Consider a memorandum/resolution establishing a public hearing on March 9, 2021 for the Water and Wastewater Impact Fee Capital Improvement Plan and Land Use Assumptions in accordance with Texas Local Government Code Chapter 395.  
**Sponsors:** Public Works Department  
**Indexes:**  
**Code sections:**  
**Attachments:** 1. Staff Report, 2. Presentation

Date	Ver.	Action By	Action	Result
1/26/2021	1	City Council	Approved	Pass
1/19/2021	1	City Council Workshop		

Consider a memorandum/resolution establishing a public hearing on March 9, 2021 for the Water and Wastewater Impact Fee Capital Improvement Plan and Land Use Assumptions in accordance with Texas Local Government Code Chapter 395.

**DATE:**        **January 19, 2021**

**TO:**        **Kent Cagle, City Manager**

**FROM:**        **Danielle Singh, Executive Director of Public Works**

**SUBJECT:**        **Set a public hearing date of March 9, 2021 for the Water and Wastewater Impact Fee Capital Improvement Plan and Land Use Assumptions**

### **BACKGROUND AND FINDINGS:**

On December 8, 2020 City Council issued a motion of direction to move forward with the process of implementing impact fees. On December 15, 2020 City Council further directed staff to take the steps necessary in order for a Capital Improvement Advisory Committee (CIAC) with nine (9) members to be appointed and to proceed forward with the process to consider the adoption of water and wastewater impact fees utilizing the 2019 Water and Wastewater Impact Fee Study.

In order to continue moving forward with impact fees, it is necessary to set a public hearing date for the Water and Wastewater Impact Fee Capital Improvement Plan and Land Use Assumptions. Texas Local Government Code Chapter 395 requires the City Council adopt a resolution to set a public hearing date to consider the land use assumptions and impact fee capital improvement plan. Once the public hearing date is

set, advertisements will be sent to notify the public and a copy of the plan will be available to the public on the City's website.

A resolution to set a public hearing on the Water and Wastewater Impact Fee Capital Improvement Plan and Land Use Assumptions is a very important step in the process of adopting impact fees. This will set the initial timeline for adopting impact fees. If Council sets the public hearing for March 9, 2020:

1. The CIAC will be required to provide written comments to the City Council on March 2, 2021.
2. The City Council will need to approve or reject the Water and Wastewater Impact Fee Capital Improvement Plan and Land Use Assumptions within 30 days of the public hearing.
3. If City Council approves the Water and Wastewater Impact Fee Capital Improvement Plan and Land Use Assumptions, they would also need to set the date for the second public hearing on impact fees at the same meeting. Once this date is set, the final timeline for the adoption of impact fees cannot be altered.

#### **THE ALTERNATIVES CONSIDERED:**

1. Do not continue the process of implementing impact fees.
2. Determine a later date to conduct a public hearing.
3. Approve the ordinance establishing a date for the public hearing.

#### **Which alternative is recommended? Why?**

Staff recommends alternative 3. Approval of the resolution establishing the public hearing date will allow the water and wastewater impact fee process to continue forward on schedule.

#### **CONFORMITY TO CITY POLICY:**

This item complies with all federal, state, and local policies.

#### **FINANCIAL IMPACT:**

##### **What is the amount of the expenditure in the current fiscal year? For future years?**

N/A

##### **Is this a one-time or recurring expenditure?**

N/A

##### **Is this expenditure budgeted?**

N/A

##### **If not, where will the money come from?**

N/A

##### **Is there a sufficient amount in the budgeted line-item for this expenditure?**

N/A

#### **RECOMMENDATION:**

City Staff recommends that the City Council approve the resolution establishing a public hearing on March 9, 2021 for the Impact Fee Water and Wastewater Capital Improvement Plan and Land Use Assumptions in accordance with Texas Local Government Code Chapter 395.

**ATTACHMENTS:**

N/A