

ORDINANCE NUMBER 1083

AN ORDINANCE OF THE CITY OF BURKBURNETT, TEXAS, AMENDING ARTICLE V “PUBLIC WORKS” OF THE CODE OF ORDINANCES OF THE CITY OF BURKBURNETT RELATING TO CHARGES FOR BRUSH, SHRUBS, AND TREE TRIMMINGS COLLECTION SERVICES IN SECTION 50.07, PROVIDING FOR INCORPORATION OF PREMISES; PROVIDING AMENDMENTS; PROVIDING A CUMULATIVE REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; AND SPECIFYING THE EFFECTIVE DATE.

WHEREAS, the City of Burkburnett, Texas (the “City”), is a home rule municipality located in Wichita County, Texas, and

WHEREAS, the Board of Commissioners of the City have previously approved charges and rates for brush, shrub, and tree trimming collection that are codified in Section 50.07 of Article V “Public Works” in the Code of Ordinances of the City of Burkburnett; and

WHEREAS, the Board of Commissioners has investigated and determined that the above rates and charges should be adjusted in Article V as set forth in this Ordinance; and

WHEREAS, the Board of Commissioners finds that the amendments to fees and charges in this Ordinance are fair, reasonable, and necessary and that the fees fairly and reasonably represent costs incurred by the City for services provided.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF BURKBURNETT, TEXAS; THAT:

Section 1. The above and foregoing recitals are true and correct and are findings incorporated into this Ordinance and made a part hereof for all purposes.

Section 2. That Section 50.07 in Chapter 50 “Preparation of brush, shrubs, and tree trimmings for collection” of Article V “Public Works” in the Code of Ordinances is hereby to be amended to read as follows:

SECTION 50.07-PREPARATION OF BRUSH, SHRUBS, AND TREE TRIMMINGS FOR COLLECTION.

...

This work will be picked up at the discretion of the city, with rates established by the Board of Commissioners at \$85 for the first hour. Each half hour thereafter will be \$55. This service will not be provided when the work is performed by a professional tree service.

Section 3. This Ordinance shall be cumulative of all other ordinances and shall not repeal any of the provisions of such ordinances except for those instances where there are direct conflicts with the provisions of this ordinance. Ordinances, or parts thereof, in force at the time this ordinance shall take effect and that are inconsistent with this ordinance are hereby repealed to the extent that they are inconsistent with this ordinance.

Section 4. In the event any one or more of the provisions of this Ordinance should be declared to be invalid, unenforceable, or illegal, such invalidity, unenforceability, or illegality shall not affect the validity, enforcement, or legality of the remaining portions of this Ordinance.

Section 5. It is hereby officially found and determined that the meeting at which this Ordinance is passed is open to the public as required by law and that notice of the time, place, and purpose of said meeting was given.

Section 6. That this Ordinance shall take effect.

PASSED AND APPROVED ON THIS 21ST DAY OF APRIL 2025.

Lori Kemp, Mayor

ATTEST:

Nikki Tepfer, City Clerk