

AN ORDINANCE **101397**

AMENDING FEES CHARGED FOR PERMITTING SERVICES ASSOCIATED WITH RIGHT-OF-WAY MANAGEMENT, RESULTING IN ADDITIONAL FUNDS TO THE RIGHT-OF-WAY MANAGEMENT FUND; AND AMENDING THE CORRESPONDING SECTIONS OF THE CITY CODE TO REFLECT THE NEW FEES.

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BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. Section 29-168 (a) of the City Code of San Antonio, Texas is hereby amended to reflect a \$5.00 increase in permit application fees from \$25.00 to \$30.00 and restated to read as follows:

(a) Permit application fee. There is a permit application fee of \$30.00. Permits shall be issued or denied within 10 days. There is an expedited application fee of \$250.00 for permits, which shall be issued or denied within two days. The fees are paid by an applicant when a permit is issued. The fees are charged for administration and input of permit data. An expedited permit may be requested upon a showing of good cause, including but not limited to a pending order for service that cannot be met by means of existing facilities of the ROW user. An expedited permit may be requested and shall be issued or denied within 2 days of application.

SECTION 2. If any part of this Ordinance, or any appendix hereto, for any reason, is held illegal or invalid, or any exception to or limitation on any general provision contained in this Ordinance or its attachments is held to be unconstitutional or invalid, the remainder nevertheless stands effective and valid as if it had been enacted and ordained without the portion held to be unconstitutional or invalid.

SECTION 3. The City Clerk for the City of San Antonio is hereby directed to publish notice of this Ordinance as required by the Charter of the City of San Antonio and the laws of the State of Texas.

SECTION 4. It is officially found, determined, and declared as a matter of legislative finding that (1) the meeting at which this Ordinance is adopted was open to the public and (2) public notice of the time, place and subject matter of the public business to be considered at such meeting, including consideration and adoption of this Ordinance, was appropriately given, all as required by Texas Government Code, Chapter 551.

SECTION 5. All other provisions of Section 29-168, City Code of the City of San Antonio remain in full force and effect except as expressly amended by this Ordinance.

SECTION 6. The effective date for imposition of the fees enacted herein is October 1, 2005, if legally permissible. Otherwise, the fees are effective as soon as legally permissible thereafter.

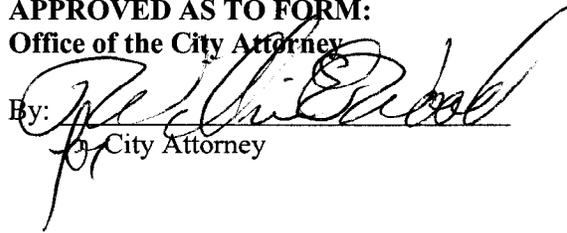
PASSED AND APPROVED this 15th day of September, 2005.


M A Y O R
PHIL HARDBERGER

ATTEST


City Clerk

APPROVED AS TO FORM:
Office of the City Attorney

By: 
City Attorney