

AGENDA



Thursday, June 5, 2008

**Watershed Protection and Development Review
RECOMMENDATION FOR COUNCIL ACTION****Item No. 42**

Subject: Approve an ordinance amending section 15-2-15(A) of the City Code relating to exemption from the Drainage Utility Fee for private institutions of higher education.

Fiscal Note: There is no unanticipated fiscal impact. A fiscal note is not required.

For More Information: Mike Ihnat, 974-7035; Diane Luden 974-9742

Effective September 1, 2007, the Texas Local Government Code, Section 430.003 was amended to provide an exemption for private institutions of higher education, which reads as follows:

"No county, municipality, or utility district may collect from a state agency or a public or private institution of higher education any fee charged for the development or maintenance of programs or facilities for the control of excess water or storm water."

The purpose of this City Code amendment is to add this exemption for private institutions of higher education to the drainage utility fee to conform to the state law changes.

Staff began granting these exemptions per state law as of September 1, 2007.

There is no fiscal impact due to the exemption having been incorporated into both the Fiscal Year 2008 current year estimate and the proposed Fiscal Year 2009 budget.