

9-2-04  
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**ORDINANCE NO. 040902-40**

**AN ORDINANCE AMENDING CITY CODE SECTION 14-10-14(A) RELATING TO EXEMPTIONS FROM THE TRANSPORTATION USER FEES AND SECTION 15-2-15(A) RELATING TO EXEMPTIONS FROM THE DRAINAGE UTILITY FEE FOR PUBLIC INSTITUTIONS OF HIGHER LEARNING.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:**

**PART 1.** Section 14-10-14(A) of the City Code is amended to read:

(A) This chapter does not apply to the state, a county, [or] an independent school district, or a public institution of higher education.

**PART 2.** Section 15-2-15(A) of the City Code is amended to read:

(A) In addition to property exempt under Section 402.053(c) (*Exemptions*) of the Texas Local Government Code, a property is exempt from the drainage charge established by this chapter if:

- (1) the property is owned and occupied by:
  - (a) the State of Texas;
  - (b) a county; [or]
  - (c) an independent school district; or
  - (d) a public institution of higher education; or
- (2) the property is owned and occupied by an organization that is exempt from taxation under Section 11.20 (*Religious Organizations*) of the Texas Tax Code, and the organization submits to the director:
  - (a) a request for an exemption from the drainage charge;
  - (b) a copy of the organization's tax exemption certificate; and
  - (c) an affidavit executed by a person authorized to contract for the organization stating that the organization participates in a program that is approved by the city manager and that provides housing for the homeless.

**PART 3.** The exemption added in Part 2 of this ordinance is effective as of June 20, 2003. The exemption added in Part 1 of this ordinance is effective on the ordinance effective date.

**PART 4.** This ordinance takes effect on September 13, 2004.

**PASSED AND APPROVED**

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September 2, 2004

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Will Wynn  
Mayor

**APPROVED:** \_\_\_\_\_  
David Allan Smith  
City Attorney

**ATTEST:** \_\_\_\_\_  
Shirley A. Brown  
City Clerk