

ORDINANCE NO. _____

An ordinance amending Section 2-168 of Chapter 2, “Administration”; amending Sections 7-2.7, 7-4.11, 7-5.5, and 7-5.15 of Chapter 7, “Animals”; amending Sections 8A-8 and 8A-20 of Chapter 8A, “Boarding Home Facilities”; amending Section 12B-6 and 12B-13 of Chapter 12B, “Convenience Stores”; amending Section 15D-5 of Chapter 15D, “Emergency Vehicles”; amending Sections 107, 116, 501, 901, and 5608 of Chapter 16, “Dallas Fire Code”; amending Sections 18-9, 18-11, and 18-57 of Chapter 18, “Municipal Solid Wastes”; amending Sections 27-31 and 27-42 of Chapter 27, “Minimum Property Standards”; amending Section 43A-18 of Chapter 43A, “Swimming Pools”; amending Section 42B-5 of Chapter 42B, “Short-Term Rentals”; amending Section 48B-21 of Chapter 48B, “Vacant Building and Lots”; amending Sections 49-18.1, 49-18.2, 49-18.4, 49-18.5, 49-18.7, and 49-18.9 of Chapter 49, “Water and Wastewater”; amending Sections 50-82, 50-101, 50-116, 50-137, and 50-149 of Chapter 50, “Consumer Affairs”; amending Section 51A-1.105 of Chapter 51A, “Dallas Development Code: Ordinance No. 19455, as amended; amending Section 303 of Chapter 52, “Administrative Procedures for the Construction Codes”; amending the stormwater fee structure; amending the animal adoption fee, amending the breeding permit fee, the dangerous dog registration fee, and the aggressive dog registration fee; amending the registration fee and reinspection fee for boarding home facilities; amending the convenience store fee and inspection fee; amending the transport fee for emergency ambulance services; amending the permit fees for amusement buildings; amending the registration fee and inspection charge for public assembly buildings and high-rise

office/storage/assembly buildings; amending the schedule of permit fee; amending the fire retests fee; amending the rush fee for permit applications for use of pyrotechnics before proximate audiences; amending the fees for sanitation collection services; amending the license and permit fees for tire businesses; amending the registration fee and reinspection fee for rental properties; amending the short-term rental registration and reinspection fee; amending the certification of manager of operations fee for swimming pools; amending the registration fee for vacant buildings and vacant lots; amending rates and charges for treated water service, wastewater service, wholesale water, and wastewater service to governmental entities, additional water meters, untreated water service, service connections, and fire hydrant usage; amending the permit and replacement fees for wood vendors; amending the license fee for electronic repair establishments; amending the license fee for motor vehicle repair establishments; amending the replacement license fee for home repair; amending the registration fee for credit access business; amending the municipal setting designation ordinance fee; amending the certificate of occupancy validation inspection fee; providing a penalty not to exceed \$2,000; providing a saving clause; providing a severability clause; and providing an effective date.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

SECTION 1. That Subsection (b), “Stormwater Drainage Utility Rates,” of Section 2-168, “Definitions; Stormwater Drainage Utility Rates; Exemptions; Incentives for Residential-Benefitted Properties; Billing and Collection Procedures,” of Article XXVIII, “Stormwater Drainage Utility,” of Chapter 2, “Administration,” of the Dallas City Code is amended to read as follows:

“(b) Stormwater drainage utility rates.

(1) The stormwater drainage charge for residential-benefitted property per month is as follows:

IMPERVIOUS AREA (in square feet)	MONTHLY RATE
up to 2,000	\$ <u>4.87</u> [4.64]
2,001 - 3,500	\$ <u>7.75</u> [7.38]
3,501 - 5,500	\$ <u>11.59</u> [11.05]
more than 5,500	\$ <u>18.96</u> [18.06]

(2) The stormwater drainage charge for all other benefitted properties not defined as residential-benefitted property is an amount equal to \$2.62~~[2.50]~~ per month for each 1,000 square feet, or parts thereof, of impervious area of the benefitted property, with a minimum charge of \$7.49~~[7.13]~~ per month for non-residential-benefitted property.

(3) If information regarding the impervious area square footage of a particular lot or tract of benefitted property is unavailable or inadequate, the director may make a reasonable estimate of impervious area square footage and levy the drainage charge on that basis.”

SECTION 2. That Subsection (a) of Section 7-2.7, “Adoption of Animals,” of Article II, “Animal Services; City Animal Shelters,” of Chapter 7, “Animals,” of the Dallas City Code is amended to read as follows:

“(a) To adopt a dog or cat from animal services, the adopter shall:

(1) complete and sign an adoption application on a form provided by the director for that purpose;

(2) sign an adoption contract on a form provided by the director for that purpose, which shall include a statement that the adopter agrees that if the adopter fails to comply with a sterilization agreement under Subsection (d), the animal may be seized and impounded by the director and ownership will automatically revert to the city; and

(3) pay to the director a non-refundable adoption fee (which includes, but is not limited to, the costs of any required vaccination, microchip implant, initial national registration, and sterilization) of:

(A) \$45 for a dog and \$15 for a cat, unless Subparagraph (B) of this paragraph applies to the adoption; or

(B) \$21~~[25]~~ for a dog and \$3~~[5]~~ for a cat if:

(i) the dog or cat is at least six years of age, as determined by the director;

(ii) the ultimate owner of the dog or cat will be a person who is 65 years of age or older as of the date of adoption; or

(iii) the adopter adopts two or more dogs and/or cats on the same date and as a part of the same transaction, and the adopter will be the ultimate owner of all of the animals adopted in the transaction.”

SECTION 3. That Subsection (c) of Section 7-4.11, “Breeding Permit,” of Article III, “Care and Treatment of Animal,” of Chapter 7, “Animals,” of the Dallas City Code is amended to read as follows:

“(c) To obtain a breeding permit, a person must submit an application to the director (on a form provided by the director for that purpose) and pay an annual breeding fee of \$51[~~250~~]. The breeding permit application must include:

- (1) the name, address, and telephone number of the applicant;
- (2) the location where the dog or cat is harbored;
- (3) a description of the dog or cat, including but not limited to, a photograph of the animal;
- (4) proof that the animal is qualified for a breeding permit under Subsection (b) of this section; and
- (5) any other information determined necessary by the director for the enforcement and administration of this section.”

SECTION 4. That Subsection (c) of Section 7-5.5, “Requirements for Ownership of a Dangerous Dog; Noncompliance Hearing.,” of Article V, “Dangerous Dog,” of Chapter 7, “Animals,” of the Dallas City Code is amended to read as follows:

“(a) In addition to complying with the requirements of Subchapter D, Chapter 822 of the Texas Health and Safety Code, as amended, a person shall, not later than the 15th day after learning that he is the owner of a dangerous dog:

- (1) have an unsterilized dangerous dog spayed or neutered;

(2) register the dangerous dog with the director and pay to the director a dangerous dog registration fee of ~~\$252~~[250];

(3) restrain the dangerous dog at all times on a leash in the immediate control of a person or in a secure enclosure;

(4) when taken outside the enclosure, securely muzzle the dangerous dog in a manner that will not cause injury to the dog nor interfere with its vision or respiration. The muzzle must prevent the dangerous dog from biting any person or animal;

(5) obtain liability insurance coverage or show financial responsibility in the amount of at least \$100,000 to cover damages resulting from an attack by the dangerous dog causing bodily injury to a person and provide proof of the required liability insurance coverage or financial responsibility to the director;

(6) place and maintain on the dangerous dog a collar or harness with a current dangerous dog registration tag securely attached to it;

(7) have the dangerous dog injected with a microchip implant and registered with a national registry for dogs; and

(8) post a legible sign at the entrance to the enclosure in which the dangerous dog is confined stating "BEWARE DANGEROUS DOG." The aforementioned sign must be purchased from Dallas Animal Services."

SECTION 5. That Subsection (c) of Section 7-5.15, "Requirements for Ownership of a Aggressive Dog; Noncompliance Hearing,," of Article V-a, "Aggressive Dog," of Chapter 7, "Animals," of the Dallas City Code is amended to read as follows:

"(a) A person shall, not later than the 15th day after learning that he is the owner of an aggressive dog:

(1) have an unsterilized aggressive dog spayed or neutered;

(2) register the aggressive dog with the director and pay to the director an aggressive dog fee of ~~\$201~~[250];

(3) restrain the aggressive dog at all times on a leash in the immediate control of a person or in a secure enclosure;

(4) when taken outside the secure enclosure, securely muzzle the dog in a manner that will not cause injury to the dog nor interfere with its vision or respiration. The muzzle must prevent the aggressive dog from biting any person or animal;

(5) obtain liability insurance coverage or show financial responsibility in an amount of at least \$100,000 to cover damages resulting from an attack by the aggressive dog causing bodily injury to a person or another animal and provide proof of the required liability insurance coverage or financial responsibility to the director;

(6) place and maintain on the aggressive dog a collar or harness with a current aggressive dog registration tag securely attached to it;

(7) have the aggressive dog injected with a microchip implant and registered with a national registry for dogs;

(8) post a legible sign at each entrance to the enclosure in which the aggressive dog is confined stating "BEWARE AGGRESSIVE DOG." The aforementioned sign must be purchased from Dallas Animal Services."

SECTION 6. That Subsection (a) of Section 8A-8, "Fees," of Article II, "Administrative," of Chapter 8A, "Boarding Home Facilities," of the Dallas City Code is amended to read as follows:

"(a) The fee for a license to operate a boarding home facility is \$889[500]."

SECTION 7. That Subsection (e) "Reinspection Fee," of Section 8A-20, "Inspections; Fees," of Article II, "Administrative," of Chapter 8A, "Boarding Home Facilities," of the Dallas City Code is amended to read as follows:

"(e) Reinspection fee. The licensee shall pay:

(1) to the director of code compliance \$150[50] for each reinspection after the first reinspection by that department that must be conducted before the violation is determined to be eliminated; and

(2) to the director of any other city department the fee required (if any) by the applicable code for each reinspection by that department that must be conducted before the violation is determined to be eliminated."

SECTION 8. That Section 12B-6, "Registration Required; Fees," of Article II, "Registration of Convenience Stores," of Chapter 12B, "Convenience Stores," of the Dallas City Code is amended to read as follows:

"(c) The annual fee for a convenience store is \$265. The fee is payable to the director upon issuance of a license. No refund of license fees shall be made[No fee is required for registration of a convenience store under this chapter]."

SECTION 9. That Section 12B-13, “Property Inspections,” of Article II, “Registration of Convenience Stores,” of Chapter 12B, “Convenience Stores,” of the Dallas City Code is amended to read as follows:

“SEC. 12B-13. PROPERTY INSPECTIONS.

(a) An applicant or registrant shall permit, at reasonable times upon request, representatives of the police department to inspect the interior and exterior of the convenience store, including but not limited to surveillance camera systems, for the purpose of ensuring compliance with this chapter and other city ordinances and state and federal laws applicable to convenience stores. The applicant or registrant commits an offense if, either personally or through an agent or employee, the applicant or registrant refuses to permit a lawful inspection of the convenience store as required by this section.

(b) No inspection fee is required for an initial inspection of a convenience store under this chapter. If a convenience store must be reinspected, the reinspection fee is \$159.”

SECTION 10. That Subsection (b) of Section 15D-5, “Emergency Ambulance Service Provided By Fire Department; Fee,” of Division 2, “Emergency Medical Services,” of Article I, “Ambulances,” of Chapter 15D, “Emergency Vehicles,” of the Dallas City Code is amended to read as follows:

“(b) The city shall charge the following fees for emergency ambulance services in the city provided in response to a call received by the fire department requesting the services:

(1) ~~\$1,473~~~~[1,868]~~ for each transport of a resident of the city of Dallas to a hospital and \$1,868 for each transport of a nonresident of the city of Dallas to a hospital.

(2) \$125 for treatment of a person who is not transported by ambulance.

(3) The reasonable cost of any expendable items that are medically required to be used on a person transported by ambulance or treated without being transported by ambulance, including but not limited to drugs, dressings and bandages, airways, oxygen masks, intravenous fluids and equipment, syringes, and needles.

(4) The reasonable cost of any EKG/telemetry that is medically required to be performed on a person transported by ambulance or treated without being transported by ambulance.

(5) The reasonable cost of each additional paramedic over two that is medically required to respond to an emergency call.

(6) \$~~10~~¹⁵ for each loaded mile of transport by ambulance, beginning when the patient is loaded into the ambulance and ending upon arrival at the hospital.”

SECTION 11. That Subsection 107.2, “Schedule of Permit Fee,” of Section 107, “Fees,” of Part 2, “Administration and Enforcement,” of Chapter 1, “Scope and Administration,” of Part I, “Administrative,” of Chapter 16, “Dallas Fire Code,” of the Dallas City Code is amended to read as follows:

“107.2 Schedule of permit fees. Where a permit is required by Section 105, a nonrefundable fee for each permit shall be paid as required, in accordance with the following schedule.

1.	Acetylene generator, annual	\$ 125.00 ^{112.00}
<u>1.1.</u>	<u>Additive manufacturing</u>	<u>\$195.00</u>
2.	Aerosol products, annual	\$ 245.00 ^{249.00}
3.	Air curtain incinerator/pit/trench burn, per day	\$ 320.00 ^{228.30}
4.	Amusement building	\$ 280.00 ^{155.00}
5.	Asphalt (tar) kettles, annual	\$ 330.00 ^{243.00}
6.	Aviation facilities	\$ 410.00 ^{407.00}
7.	Calcium carbide storage- annual	\$ 148.00 ^{102.00}
8.	Candle and open flames	\$ 230.00 ^{200.00}
9.	Carnivals and fairs, daily	\$ 385.00 ^{350.00}
10.	Combustible storage (miscellaneous), annual	\$ 390.00 ^{310.00}
11.	Commercial cooking fire-extinguishing system	\$ 250.00 ^{209.00}
12.	Compressed gas filling/storage/use, annual	\$ 170.00 ^{145.00}
13.	Cryogenic fluids, annual	\$ 425.00 ^{401.00}
14.	Dry cleaning plant, annual	\$ 135.00 ^{130.00}
<u>14.1.</u>	<u>Energy storage systems</u>	<u>\$295.00</u>
15.	Explosive blasting, dally	\$ 260.00 ^{209.00}
<u>15.1.</u>	<u>Exhibit and trade shows</u>	<u>\$200.00</u>
16.	Fireworks/explosive storage, daily	\$ 820.00 ^{800.00}
17.	Fireworks/explosive transportation, daily	\$ 295.00 ^{275.00}
18.	Fireworks display (initial)	\$ 490.00 ^{500.00}
19.	Fireworks display (subsequent)	\$ 270.00 ^{264.00}
20.	Flammable and combustible liquids, annual	\$ 450.00 ^{376.00}
21.	Floor/wall finishing	\$ 195.00 ^{179.00}
22.	Fruit and crop ripening, annual	\$ 245.00 ^{231.00}
23.	Hazardous materials, annual	\$ 395.00 ^{382.00}
24.	Hazardous production material (HPM) annual	\$ 345.00 ^{310.00}
25.	High pile storage, annual	\$ 490.00 ^{450.00}
26.	Industrial Oven	\$ 275.00 ^{250.00}
27.	Limited access gates (1 to 3 gates)	\$ 335.00 ^{300.00}

	(4 to 7 gates)	\$475.00[450.00]
	(8 or more gates)	\$530.00[550.00]
28.	Liquid- or gas-fueled vehicles or equipment in assembly building, per event:	
	(1 to 10 vehicles or pieces of equipment)	\$235.00[234.00]
	(11 to 30 vehicles or pieces of equipment)	\$475.00[400.00]
	(31 or more vehicles or pieces of equipment)	\$530.00[550.00]
	(over 400 vehicles or pieces of equipment)	\$775.00[750.00]
29.	LP-gas storage/use	\$310.00[305.00]
30.	LP-gas demonstration/portable cooking [CART]	\$160.00[150.00]
31.	LP-gas demonstration/portable cooking [VEHICLE]	\$195.00[202.00]
32.	Lumber yards and woodworking plants, annual	\$385.00[376.00]
33.	Magnesium, annual	\$245.00[223.00]
33.1.	<u>Mobile food preparation vehicles</u>	\$205.00
34.	Mobile fueling	
	(site survey), annual	\$245.00[216.00]
	(vehicle inspection) annual	\$245.00[216.00]
35.	Open burning/recreational fires	\$190.00[155.00]
35.1.	<u>Outdoor assembly event</u>	\$195.00
36.	Plan Review Fees	
	(fire apparatus access roads)	\$380.00[350.00]
	(limited access gates & barriers)	\$330.00[300.00]
36.1.	<u>Plant extraction system</u>	\$490.00
37.	Private fire hydrant and water supplies, annual	\$530.00[443.00]
38.	Pyrotechnic special effects material, daily:	
	Initial performance	\$290.00[300.00]
	Subsequent performances	\$230.00[173.00]
39.	Refrigeration equipment	\$245.00[234.00]
40.	Scrap tire storage, annual	\$195.00[200.00]
41.	Spray painting/dipping	\$335.00[350.00]
42.	Standby personnel,	
	Hourly	\$150.00[110.00]
	New Construction re-test	\$622.00
43.	State licensed facilities	
	(child care facility), annual 35 Children or less	\$290.00[300.00]
	(child care facility), annual 36 Children or more	\$420.00[400.00]
	[c]residential care facility, annual	\$350.00
	(foster home five children or fewer), annual	\$50.00
	(small assisted living), annual	\$640.00
	(adult day care facility), annual	\$700.00
44.	Temporary membrane structures and tents, Including plan review (per event)	\$385.00[323.00]
45.	Tire-rebuilding plan	\$230.00[188.00]
46.	Torch and open flames	\$275.00[273.00]
47.	Waste handline, annual	\$280.00[288.00]
48.	Welding/cutting/hot works	\$400.00
49.	<u>Wood products</u>	\$245.00”

SECTION 12. That Subsection 107.7, “Reinspection fee,” of Section 107, “Fees,” of Part 2, “Administration and Enforcement,” of Chapter 1, “Scope and Administration,” of Part I, “Administrative,” of Chapter 16, “Dallas Fire Code,” of the Dallas City Code is amended to read as follows:

“107.7 Reinspection fee. Whenever a building or premises in the city is inspected by the *fire code official* and a violation of this code is found, the building or premises shall, after the expiration of any time limit for compliance given in a notice or order issued because of the violations, be reinspected by the *fire code official* to determine that the violation has been eliminated. The owner, occupant, operator or other person responsible for the violation shall pay to the city assessor and collector of taxes a fee in accordance with the following schedule for each reinspection that is conducted until the violation is determined to be eliminated.

NUMBER OF INSPECTIONS	FEE
1st	\$171
2nd	\$200[205]
3rd AND EACH SUBSEQUENT	\$255[205]

Exception: No fee shall be charged for a reinspection of the following:

1. A Group R-3 or R-4 occupancy, as defined in the *Dallas Building Code*.
2. An individual *dwelling unit* within an apartment house or residential condominium complex, as defined in the *Dallas Building Code*, when the violation is the responsibility of the occupant of the *dwelling unit* and not the responsibility of the owner or operator of or the person responsible for the building or premises.
3. Activities directly related to construction conducted on a building or premises, or part of the building or premises, pursuant to a valid building permit issued by the building official, including any reinspection that is required before a certificate of occupancy related to the construction activities may be issued for the building or premises.”

SECTION 13. That Subsection 116.4, “Registration Fee and Inspection Charge,” of Section 116, “Registration and Inspection of High Risk Buildings and Occupancies,” of Part 2, “Administration and Enforcement,” of Chapter 1, “Scope and Administration,” of Part I,

“Administrative,” of Chapter 16, “Dallas Fire Code,” of the Dallas City Code is amended to read as follows:

“116.4 Registration fee and inspection charge. The fee for a certificate of registration for a high-risk occupancy is \$280[~~200~~], plus an inspection charge in accordance with the following schedule.

BUILDING TYPE	INSPECTION FEE
Public Assembly	
Under 5,000 square feet	\$ <u>225.00</u> [150.00]
5,000 - 9,999 square feet	\$200.00
10,000 - 59,999 square feet	\$ <u>255.00</u> [250.00]
60,000 - 99,999 square feet	\$ <u>330.00</u> [300.00]
100,000 square feet and over	\$ <u>365.00</u> [350.00]
Hazardous Materials	
Under 5,000 square feet	\$ <u>385.00</u> [360.00]
5,000 - 9,999 square feet	\$ <u>395.00</u> [370.00]
10,000 - 59,999 square feet	\$ <u>455.00</u> [400.00]
60,000 - 99,999 square feet	\$ <u>495.00</u> [450.00]
100,000 square feet and over	\$ <u>535.00</u> [500.00]
High-rise Office/Storage/Assembly	
Under 200,000 square feet	\$ <u>350.00</u> [250.00]
200,000 - 600,000 square feet	\$ <u>450.00</u> [300.00]
Over 600,000 square feet	\$ <u>550.00</u> [400.00]
High-rise Residential	
Under 250 <i>dwelling units</i>	\$ <u>335.00</u> [300.00]
250 to 600 <i>dwelling units</i>	\$ <u>495.00</u> [440.00]
Over 600 <i>dwelling units</i>	\$ <u>625.00</u> [551.00]
Health Care Facilities	
Under 100 patient rooms or individual <i>dwelling units</i>	\$ <u>335.00</u> [300.00]
100-500 patient rooms or individual <i>dwelling units</i>	\$ <u>565.00</u> [478.00]
Over 500 patient rooms or individual <i>dwelling units</i>	\$ <u>580.00</u> [478.00]

Exceptions:

1. The inspection charge shall not be assessed for inspecting a building or occupancy that is subject to inspection in order to obtain one of the following operational permits from the fire code official:

- 1.1 Amusement building.

- 1.2 Aviation facilities
 - 1.3 Dry cleaning plant
 - 1.4 Lumber yards and woodworking plants.
 - 1.5 State licensed facility (child care, residential care, small assisted living, adult day care).
2. The inspection charge shall not be assessed for any property that is exempt from paying city property taxes.
 3. The inspection charge shall not be assessed for any property that has a current vacant building certificate of registration.

116.4.1 Multiple buildings or occupancies. If one certificate of registration is issued for multiple buildings or occupancies located at the same address, the inspection charge will be calculated as follows:

1. For public assembly, high-rise office/storage/assembly, and hazardous materials facilities, the inspection charge will be calculated using the aggregate area in square feet of all the buildings or occupancies.
2. For high-rise residential buildings and healthcare facilities, the inspection charge will be calculated using the aggregate number of living units or patient rooms in all buildings or occupancies.

116.4.2 Refunds. If a certificate of registration expires and no inspection was conducted by the *fire code official* during the registration term, then the full inspection charge may be refunded, if the fire chief receives a written request for the refund from the registrant within 90 days after expiration of the certificate of registration. Otherwise, no refund of the inspection charge will be made.”

SECTION 14. That Subsection 501.3, “Construction Documents,” of Section 501, “General,” of Chapter 5, “Fire Service Features,” of Part III, “Building and Equipment Design Features,” of Chapter 16, “Dallas Fire Code,” of the Dallas City Code is amended to read as follows:

“501.3 Construction documents. *Construction documents* for proposed fire apparatus access, location of *fire lanes*, fire hydrant systems, traffic calming devices and limited access gates that obstruct fire apparatus access roads (in accordance with Section 0104, “Limited Access

Gates: of Appendix O) shall be submitted to the fire department for review and approval prior to construction or installation.

501.3.1. Site safety plan. The *owner* or *owner's* authorized agent shall be responsible for the development, implementation and maintenance of an *approved* written *site safety plan* in accordance with Section 3308.

501.3.2. Fire apparatus access road plan review fees. Plans for fire apparatus access roads (in accordance with Section 503 and Appendix D) shall be submitted with a nonrefundable \$350 plan review fee. This applies to new and existing construction.

Exception: No plan review fee shall be charged when the plans are directly related to construction conducted on a building or premises pursuant to a valid building permit issued by the building official.

501.3.3 Limited access gate plan review fees. Plans for limited access gates that obstruct fire apparatus access road (in accordance with Section O104, 'Limited Access Gates' of Appendix O) shall be accompanied by a nonrefundable \$~~330~~³⁰⁰ plan review fee. This plan review fee applies to new and existing construction.”

Section 15. That Subsection 901 .5, “Installation Acceptance Testing,” of Section 901, “General,” of Chapter 9, “Fire Protection and Life Safety Systems,” of Part III, “Building and Equipment Design Features,” of the 2021 International Fire Code is amended to read as follows:

“901.5 Installation acceptance testing. Fire protection and *life safety systems* and appurtenances thereto shall be subject to acceptance tests as contained in the installation standards and as *approved* by the *fire code official*. The *fire code official* shall witness any required acceptance testing. A retest fee shall be assessed when the testing of the system and/or appurtenance thereto fails after the contractor has acknowledged that the system has been pre-tested and is in an approved condition. The retest fee shall be \$~~390.00~~^{399.00}].

901.5.1 Occupancy. It shall be unlawful to occupy any portion of a building or structure until the required *fire protection* and *life safety systems* have been tested and *approved*.”

SECTION 16. That Paragraph 5608.2.2, “Use of Pyrotechnics Before a Proximate Audience,” of Subsection 5608.2, “Permits,” of Section 5608, “Firework Display and Pyrotechnical Special Effects Material,” of Chapter 56, “Explosives and Fireworks,” of Part V, “Hazardous Materials,” of Chapter 16, “Dallas Fire Code,” of the Dallas City Code is amended to read as follows:

“5608.2.2 Use of pyrotechnics before a proximate audience. Where the separation distances required in Section 5608 and NFPA 1123 are unavailable or cannot be secured, fireworks displays shall be conducted in accordance with NFPA 1126 for *proximate audiences*. Permits are required to conduct a special effects display in accordance with Section 105.6. Applications for use of pyrotechnics before a *proximate audience* shall include plans indicating the required clearances for spectators and combustibles, crowd control measures, smoke control measures and requirements for standby personnel and equipment where provision of such personnel or equipment is required by the *fire code official*. The permit application shall be made not less than 15 days prior to the scheduled date of the display. A rush fee of ~~\$310.00~~ \$565.00 shall be required in the event the required documentation and/or permit application is not submitted more than 15 days prior to the requested date of the display. In addition to the requirements of Section 403, permit applications for special effects pyrotechnic material using Division 1.4G fireworks shall include:

1. The name of the person, group or organization sponsoring the production.
2. The date and time of day of the production.
3. The exact location of the production.
4. The name of the pyrotechnic operator.
5. The number, names and ages of all assistants who are to be present.
6. The qualifications of the pyrotechnic operator.
7. The pyrotechnic experience of the operator.
8. Confirmation of any applicable state and federal licenses held by the operator or assistants.
9. Evidence of the premittee’s insurance carrier or financial responsibility.
10. The number and type of pyrotechnic devices and materials to be used, the operator’s experience with those devices and effects, and a definition of the general responsibility of the assistants.
11. A diagram of the grounds of the facilities where the production is to be held. This diagram shall show the point at which the pyrotechnic devices are to be fired, the fallout radius for each pyrotechnic device used in the performance, and the lines behind which the audience shall be restrained.
12. The point of on-site assembly of pyrotechnic devices.
13. The manner and place of storage of the pyrotechnic materials and devices.

14. The safety data sheet (SDS) for the pyrotechnic materials to be used.
15. Certification that the set, scenery and rigging materials are inherently flame retardant or have been treated to achieve flame retardancy.
16. Certification that all materials worn by performers in the fallout area during use of pyrotechnic effects shall be inherently flame retardant or have been treated to achieve flame retardancy.”

5608.2.2.1 Pyrotechnics demonstration. The fire code official shall approve a walkthrough and a representative demonstration of the pyrotechnics. The demonstration shall be scheduled with sufficient time allowed to reset/reload the pyrotechnics before the arrival of the audience.

Exception: The fire code official shall be permitted to waive this requirement based upon history, prior knowledge and other factors. provided the authority is confident that the discharge of pyrotechnics can be conducted safely.”

SECTION 17. That Subsection (c), “Schedule of Service Charges,” of Section 18-9, “Specifying Charges for Sanitation Service,” of Article I, “Collection and Disposal,” of Chapter 18, “Municipal Solid Wastes,” of the Dallas City Code is amended to read as follows:

“(c) Schedule of service charges.

(1) The collection service charge for a residence or duplex is as follows:

(A) Alley or curb collection service for municipal solid waste - \$~~37.98~~~~[35.84]~~ per dwelling unit per month for one roll-cart, plus \$~~14.69~~~~[13.85]~~ per month for each additional garbage roll-cart requested by the owner or occupant of the premises.

(B) Packout or drive-in collection service for municipal solid waste - \$~~132.29~~~~[124.73]~~ per dwelling unit per month for one roll-cart, plus \$~~14.69~~~~[13.85]~~ for each additional garbage roll-cart requested by the owner or occupant of the premises.

(C) Effective October 1, 2022, the owner or occupant of a dwelling unit with one rollcart for recyclable materials may request one additional rollcart for recyclable materials from the director of sanitation for no additional fee. Dwelling units with two or more rollcarts for recyclable materials may request additional rollcarts for recyclable materials for a one-time processing and handling fee for \$50.00 per rollcart, which will be applied to the dwelling unit’s water account.

(2) The collection service charge for an apartment or a mobile home park that receives manual collection service from the sanitation services of the city is as follows:

(A) Alley, curb, or drive-in collection service for municipal solid waste - ~~\$37.98~~~~[35.84]~~ per apartment unit or mobile home space per month.

(B) Packout collection service for municipal solid waste - ~~\$132.29~~~~[124.73]~~ per apartment unit or mobile home space per month.

(3) A monthly collection service charge will be made for all commercial establishments for collection service provided by the sanitation services of the city as follows:

TABLE OF MONTHLY CHARGES

(Garbage & Recycling, per Section 18-9(b)(6), more than once a week)

A multiplier will be used for multiple carts.

NUMBER OF COLLECTIONS PER WEEK*							
	1	2	3	4	5	6	7
96-gallon RollCarts	<u>\$40.06</u> [37.44]	<u>\$80.12</u> [74.89]	<u>\$120.18</u> [112.33]	<u>\$160.24</u> [149.77]	<u>\$200.30</u> [187.22]	<u>\$240.36</u> [224.66]	<u>\$280.42</u> [262.10]

(4) A monthly recycling-only collection service charge will be made for all commercial properties for weekly collection service provided by the sanitation services of the city as follows:

TABLE OF MONTHLY CHARGES

(Recycling-Only Service, Outside of the Central Business District)

A multiplier will be used for multiple carts.

NUMBER OF COLLECTIONS PER WEEK							
	1	2	3	4	5	6	7
96-gallon RollCarts	<u>\$26.04</u> [24.34]	<u>\$52.09</u> [48.68]	<u>\$78.13</u> [73.02]	<u>\$104.17</u> [97.36]	<u>\$130.20</u> [121.70]	<u>\$156.24</u> [146.02]	<u>\$182.28</u> [170.36]

(5) Extraordinary collection and removal service is as follows:

(A) A cost plus rate of \$60 per five cubic yards, billed in five cubic yard increments for materials set out for collection in advance or after the period designed by the director of sanitation, as described in Section 18-4(e), as amended, and for materials not included in the regular collection service as described in Section 18-8, as amended.

(B) The director of sanitation may provide an out-of-cycle collection of garbage and recyclable materials from rollcarts owned and provided by the city, upon a customer’s request through the city’s 311 system, for a fee of \$25 for garbage and \$25 for recyclable materials.

In the event a customer submits a service request through the city's 311 system claiming regular collection services were missed, and the director of sanitation later determines through vehicle on-board camera systems that the rollcart(s) in question were not set out at the prescribed time of collection, or did not comply with the requirements of Sections 18-3 or 18-4 of this article, the director of sanitation may assess a collection fee of \$25 for garbage and \$25 for recyclable materials to the dwelling unit's water account.

(6) Miscellaneous collection service charges will be as follows:

(A) Public housing may be charged as apartments.

(B) Churches, clinics, hospitals, public buildings, and schools will be charged as commercial locations.

(7) The service charge for the collection and removal of grass cuttings from any premises is:

(A) \$1.50 per bag, if the service is performed by city sanitation services;
and

(B) an amount specified by city contract, if the service is performed by a contractor selected by the city under Section 18-8(b)(3), as amended.

(8) Packout or drive-in service for certain handicapped persons meeting uniform requirements specified by the director of sanitation will be provided at the rate for alley or curb collection service. Any applicant for a reduced rate under this subparagraph who intentionally makes any misrepresentation in any written statement required by such uniform requirements is guilty of an offense and, upon conviction, is punishable by a fine not to exceed \$500.

(9) The fee for replacement of a rollcart that is lost or damaged due to a customer's negligence is \$67.90 for a garbage rollcart or \$70.81 for a recycling rollcart.

(10) Large dead animals, including but not limited to horses, cattle, and other animals of similar size, will be picked up by the city for a fee of \$125 per animal.

(11) Construction debris may be collected for a fee as part of a non-compliant brush and bulky trash collection as outlined in Section 18-4(h)(2) or as a cost plus rate as outlined in Section 18-9(c)(5). Loose or small construction debris such as roofing materials, shingles, brick, concrete, stone, drywall, insulation, glass, masonry materials, and other materials designated in writing by the director of sanitation will not be collected by the department of sanitation services."

SECTION 18. That Section 18-11, "Specifying Charges for Disposal of Solid Waste Materials," of Article I, "Collection and Disposal," of Chapter 18, "Municipal Solid Wastes," of the Dallas City Code is amended to read as follows:

"SEC. 18-11. SPECIFYING CHARGES FOR DISPOSAL OF SOLID WASTE MATERIALS.

(a) The following disposal service charges are established for disposing of municipal solid waste at the Northwest (Bachman) Transfer Station:

(1) Earth, rocks, and inert material will not be accepted at the station.

(2) Passenger cars, station wagons, pickups, and trailers less than 15 feet long that are used by Dallas city residents to haul their own waste from their residences to the station - no charge. (A current, valid Texas driver's license showing a Dallas address or a current Dallas water utilities bill is required as proof of residency.)

(3) Trucks or trailers with a cargo bed length of 25 feet or greater or truck-tractors with semi-trailers are prohibited from using the Northwest (Bachman) transfer station, unless specifically permitted in writing by the director of sanitation.

(4) Roll-off containers, whether open top or compactor, and compactor trucks or other trucks carrying compacted or baled refuse are prohibited from using the Northwest (Bachman) transfer station, unless specifically permitted in writing by the director of sanitation.

(5) ~~[Except as provided in Subsection (a)(6), t]~~ The charge for all materials accepted at the transfer station is \$63.43[61.58] per ton based on the transfer station weighing system, with a minimum charge of \$63.43[61.58] for any load that is less than one ton. Each ton shall be assessed an additional \$2.00 per ton customer processing fee for each individual load paid and processed by a cashier upon entering the transfer station.

(6) Whenever the transfer station weighing system is inoperable during a delivery of solid waste the tonnage will be estimated by the city on the basis of the full capacity of the vehicle delivering the solid waste~~[, the following fees will be charged for materials accepted at the transfer station:~~

~~(A) Passenger cars, station wagons, and pickups that are used by persons other than Dallas city residents to haul their own waste from their residences to the station - \$64.09 per load.~~

~~(B) Commercial pickups - \$64.09 per load.~~

~~(C) Trucks or trailers with a cargo bed length of less than 15 feet - \$252.13 per load.~~

~~(D) Trucks or trailers with a cargo bed length of not less than 15 feet but less than 25 feet—\$315.47 per load].~~

(7) Effective January 1, 2023, an environmental fee will be applied to all commercial disposal customers at \$2.00 per ton with a minimum charge of \$2.00 for any load that is less than one ton.

(b) The following disposal service charges are established for disposing of municipal solid waste at city landfill sites:

(1) Passenger cars, station wagons, pickups, and trailers less than 15 feet long that are used by Dallas city residents to haul their own waste from their residences to a city landfill site - no charge. (A current, valid Texas driver's license showing a Dallas address or a current Dallas water utilities bill is required as proof of residency.)

(2) Except as provided in Subsection (b)(3), the charge for all materials accepted at a city landfill site is \$38.80~~[37.67]~~ per ton based on the landfill weighing system, with a minimum charge of \$38.80~~[37.67]~~ for any load that is less than one ton. Each ton shall be assessed an additional \$2.00 per ton customer processing fee for each individual load paid and processed by a cashier upon entering the landfill.

(3) Soils accepted at the city landfill that can be reused for landfill cover or other beneficial reuse projects will be charged \$3.00 per ton based on the landfill weighing system, with a minimum charge of \$3.00 for any load that is less than one ton. Each ton of soil shall be assessed an additional \$2.00 per ton customer processing fee for each individual load paid and processed by a cashier upon entering the landfill. Prior to arrival at the landfill, soil must be pre-approved through the special waste application process.

(4) Whenever the landfill weighing system is inoperable during a delivery of solid waste or soil the tonnage will be estimated by the city on the basis of the full capacity of the vehicle delivering the solid waste or soil~~[, the following fees will be charged for materials accepted at a city landfill:~~

~~(A) Passenger cars, station wagons, and pickups that are used by persons other than Dallas city residents to haul their own waste from their residences to a city landfill site—\$56.84 per load.~~

~~(B) Commercial pickups—\$56.84 per load.~~

~~(C) Trucks or trailers with a cargo bed length of less than 15 feet—\$132.19 per load.~~

~~(D) Trucks or trailers with a cargo bed length of 15 feet or greater—\$283.55 per load.~~

(E) Roll-off containers, whether open top or compactor — \$302.72 per load.

(F) Compactor trucks — \$378.06 per load].

(5[4]) A fee of \$54.00[52.70] per load will be charged for the use of city equipment, when available, to off-load bundled waste by pulling it with cables, chains, or other devices. City equipment will be used at the customer's own risk, with the city assuming no liability for any resulting damage. Non-city vehicles are prohibited from pulling loads off of other vehicles at a city landfill site.

(6[5]) The fee for use of the city's mechanical tipper to off-load tractor trailer loads is \$100.00[98.82] per use.

(7[6]) Collection vehicles not constructed with an enclosed transport body must use nets, tarpaulins, or other devices to prevent accidental spillage. A cover fee of \$40 will be charged for any collection vehicle (other than a pickup truck) that enters the landfill without being so equipped.

(8[7]) Tires exceeding 25 inches in diameter will not be accepted at a city landfill site.

(9[8]) Effective January 1, 2023, an environmental fee will be applied to all commercial disposal customers at \$2.00 per ton with a minimum charge of \$2.00 for any load that is less than one ton.

(c) The director of sanitation may enter into a disposal service contract with a solid waste collection service (as defined in Section 18-29 of this chapter) to provide for volume delivery of solid waste to the landfill on an annual basis for a discounted disposal service charge, subject to the following rules and conditions:

(1) The disposal service contract must be in writing, on a form approved by the director of sanitation and the city attorney's office. The term of the contract may not be longer than five years. The contract must be authorized by administrative action and must be signed by the city manager and approved as to form by the city attorney.

(2) The disposal service contract must provide for a guaranteed annual tonnage of solid waste of not less than 5,000 tons to be disposed of at the landfill. [~~The contractor shall not exceed the contracted guaranteed annual tonnage by more than 25 percent; this will be the contractor's maximum annual tonnage limit. Notwithstanding Subsection (b)(4[3]) of this section,~~] [i]f the landfill weighing system is inoperable during a delivery of solid waste under the contract, the tonnage will be estimated by the city on the basis of the full capacity of the vehicle delivering the solid waste in accordance with subsection (b)(4).

(3) The director of sanitation is not required to enter into a disposal service contract under this subsection if the director determines that:

(A) the useful life of the landfill would be adversely affected; or

(B) it is not practical to enter into a proposed disposal service contract for engineering, operational, or financial reasons.

(4) Payment of the disposal service charge under a disposal service contract will be calculated in accordance with the terms of the contract and this subsection. The initial disposal service charge for each solid waste disposal contract entered into pursuant to this subsection will be the disposal service charge in effect under Subsection (b)(2) on the date the contract is executed. On October 1 of each calendar year, the disposal service charge may be increased by the percent change, if any, between the June consumer price index for the current calendar year and the June consumer price index for the prior calendar year, except that the annual increase in the disposal service charge may not exceed six percent during any calendar year. The percent change will be determined by the director using The Consumer Price Index for All Urban Consumers (CPI-U) for the South Region for All Items, 1982- 84=100, published by the United States Department of Labor, Bureau of Labor Statistics. This Consumer Price Index adjustment to the disposal service charge will only be applied if there is an equal or greater percentage increase in the disposal service charge in effect under Subsection (b)(2) for the next fiscal year. The contractor must pay the disposal service charge on a monthly basis. At the end of each contract year, the director of sanitation shall perform a reconciliation to determine the actual tonnage of solid waste disposed of at the landfill under the contract in that contract year and to make any adjustments to the amounts finally owed by the contractor.

(5) In consideration of the agreement of a solid waste collection service to guarantee the disposal of an annual tonnage of solid waste at the landfill pursuant to a disposal service contract, consistent with market rates, the director of sanitation may provide a discount from the disposal service charge required under Subsection (c)(4) of this section. ~~[in accordance with the following table:~~

Disposal Service Contract Discount Rate				
SOLID WASTE DISPOSED OF AT THE LANDFILL DURING A CONTRACT YEAR (in tons)		DISCOUNT RECEIVED BASED ON THE CONTRACT TERM (in percentages)		
From	To	1 or 2 Year Contract Term	3 or 4 Year Contract Term	5 Year Contract Term
5,000	9,999	12.28%	13.60%	14.88%
10,000	49,999	17.81%	19.72%	21.58%
50,000	74,999	20.65%	23.55%	29.23%
75,000	99,999	21.58%	25.46%	33.06%
100,000	124,999	22.62%	27.32%	36.83%

125,000	149,999	22.85%	27.78%	37.87%
150,000	199,999	22.97%	28.13%	38.45%
200,000	No maximum	23.20%	28.65%	39.38%]

(6) If the contractor fails to dispose of the annual tonnage of solid waste at the landfill as guaranteed under the contract, the contractor must still pay the discounted disposal service charge for the entire annual tonnage guaranteed.

(7) If the director of sanitation determines that the contractor has disposed of an amount of solid waste at the landfill that exceeds the annual tonnage guaranteed under the contract [~~but does not exceed the maximum annual tonnage limit under Paragraph (2) of this subsection~~], the director shall charge a disposal service charge for that excess tonnage of solid waste using the same percentage of discount applied to the guaranteed annual tonnage under the contract.

(8) [~~If the director of sanitation determines that the contractor has disposed of solid waste under the contract in a tonnage that exceeds the maximum annual tonnage limit under Paragraph (2) of this subsection, the director:~~

(A) ~~may prohibit further disposal of solid waste by the contractor at the landfill during the contract year in which the maximum annual tonnage limit is exceeded; and~~

(B) ~~shall charge the full disposal service charge required by Subsection (e)(4), without any discount, for any solid waste disposed of at the landfill in excess of the contractor's maximum annual tonnage limit.~~

~~(9)~~ Whenever the contractor delivers a load of solid waste to the landfill that is less than one ton, the contractor will be charged the discounted disposal service charge for one ton of solid waste.

(d) Disposal service charges are payable by any of the following methods:

(1) cash at the disposal site;

(2) credit or debit cards, under conditions established by the city; or

(3) monthly billing for commercial haulers upon approval of the director of sanitation and under such conditions as may be established by the director of sanitation and approved by the city attorney.

(e) A person engaged in a special residential cleanup effort may apply to the director of sanitation for a waiver of the disposal service charge. The director of sanitation may approve the application and waive the disposal service charge if the director finds that the cleanup effort is being conducted within a residential area of the city and not for profit.

(f) A person who refuses to pay a disposal service charge required by this section or who breaches a term or condition of a disposal service contract entered into under Subsection (c) may not deposit any waste at a city transfer station or landfill site.”

SECTION 19. That Section 18-57, “License and Permit Fees,” of Article V, “Tires,” of Chapter 18, “Municipal Solid Wastes,” of the Dallas City Code is amended to read as follows:

“SEC. 18-57. LICENSE AND PERMIT FEES.

- (a) The annual fee for a tire business license is \$163~~[58]~~.
- (b) The annual fee for each mobile tire repair unit permit is \$163~~[58]~~.
- (c) The fee for issuing a duplicate tire business license or mobile tire repair unit permit for one that is lost, stolen, or mutilated is \$39~~[9]~~.
- (d) The applicant shall pay all fees required by this section to the director before a license or permit will be issued. No refund of a fee will be made.”

SECTION 20. That Subsection (e) of Section 27-31, “Registration; Fees; Renewal,” of Article VII, “Registration and Inspection of Rental Properties and Condominiums,” of Chapter 27, “Minimum Property Standards,” of the Dallas City Code is amended to read as follows:

“(e) The annual registration fee for a single dwelling unit rental property is: ~~[\$43 per single dwelling unit rental property]~~

- (1) \$53 between October 1, 2023 and September 30, 2024 per single dwelling unit rental property.
- (2) \$64 between October 1, 2024 and September 30, 2025 per single dwelling unit rental property.
- (3) \$74 on or after October 1, 2025 per single dwelling unit rental property.”

SECTION 21. That Subsection (d) of Section 27-42, “Property Inspection; Inspection and Reinspection Fees; Self-Certification Process,” of Article VII, “Registration and Inspection of Rental Properties and Condominiums,” of Chapter 27, “Minimum Property Standards,” of the Dallas City Code is amended to read as follows:

“(d) The director may use a property condition assessment tool to determine the frequency and the scope of graded inspections. If a property fails its graded inspection, or if the graded inspection reveals a condition the director determines to be a nuisance, the owner will be assessed fee for all subsequent inspections of the property conducted for the purposes of determining whether the owner has abated the nuisance or cured the deficiencies noted in the graded inspection. Inspection fees will be assessed as follows:

(1) For a multitenant property, a re-inspection of the exterior and any common area(s): ~~\$114[20]~~ for each separate structure inspected.

(2) For a multitenant property, re-inspection of the interior: ~~\$96[46]~~ for each unit actually re-inspected.

(3) For re-inspection of a single dwelling unit rental property: \$43 per single dwelling unit rental property.

(4) For a multitenant property, a re-inspection of swimming pool: \$74 for each swimming pool re-inspected.”

SECTION 22. That Subsection (f), of Section 27-42, “Property Inspection; Inspection and Reinspection Fees; Self-Certification Process,” of Article VII, “Registration and Inspection of Rental Properties and Condominiums,” of Chapter 27, “Minimum Property Standards,” of the Dallas City Code is amended to read as follows:

“(f) For failure to have or display, at any time, required documentation, including, but not limited to, permits, notices, licenses, records, or certificates of occupancy, the fee is ~~\$146[86]~~ multiplied by the total number of units in multitenant property.”

SECTION 23. That Section 42B-5, “Short-Term Rental Registration; Fees; Renewal,” of Chapter 42, “Short-Term Rentals,” of the Dallas City Code is amended to read as follows:

“(a) Each short-term rental lodging use must be separately registered.

(b) A short-term rental registration expires on the earlier of:

(1) one year after the registration date, or

(2) when ownership of the property changes.

(c) The annual registration fee for a short-term rental is ~~\$248.00[404.00]~~.

(d) The registration fee is nonrefundable. The registration fee may not be prorated or applied to another property.

(e) The initial inspection fee is included in the annual registration fee. If a property must be reinspected, the reinspection fee is \$144.00[~~234.00~~].

(f) A host shall keep the information contained in its registration application current and accurate. If there is any change in the application information, the host shall notify the director in writing within 10 days of the changes of information.

(g) A registration may be renewed by making application for a renewal in accordance with this chapter on a form provided by the director. In the application for renewal, the host shall certify that all information in the then-current registration application is still accurate as of the date of the renewal application or otherwise correct any information that is not accurate as of the date of the renewal application.”

SECTION 24. That Subsection (b) of Section 43A-18, “Certification of Manager of Operations,” of Article III, “Maintenance and Operation of Swimming Pools,” of Chapter 43A, “Swimming Pools,” of the Dallas City Code is amended to read as follows:

“(b) The certification of a manager of operations expires two years from the date of certification and a manager must repeat the training course to maintain certification. The fee for the training course and certificate is \$50[~~25~~].”

SECTION 25. That Section 48B-21, “Registration Fee and Inspection Charge,” of Article IV, “Registration and Inspection of Vacant Lots and Buildings Located Outside the Central Business District,” of Chapter 48B, “Vacant Buildings and Lots,” of the Dallas City Code is amended to read as follows:

“SEC. 48B-21. REGISTRATION FEE AND INSPECTION CHARGE.

(a) The fee for a certificate of registration for a vacant building or vacant lot is as follows:

- (1) Basic property registration is \$124.00[~~54.00~~]
- (2) Problem property registration is \$196.00[~~149.00~~].

(b) When a vacant lot or vacant building is classified as a problem property, the owner of the property may be subject to monthly monitoring and inspections for the purpose of enforcing and ensuring compliance with this section and other applicable regulations. A separate fee of

\$219[174] will be assessed each time the property is inspected and a property maintenance violation is present. The inspection fee will be assessed when:

- (1) responding to a complaint received by code compliance and a property maintenance violation is present;
- (2) performing a 30-day monitoring inspection and a property maintenance violation is present; or
- (3) performing a reinspection of the property and the property maintenance violation has not been corrected.”

SECTION 26. That Subsection (c), “Rate Tables,” of Section 49-18.1, “Rates for Treated Water Service,” of Article II, “Rates, Charges and Collections,” of Chapter 49, “Water and Wastewater,” of the Dallas City Code is amended to read as follows:

“(c) Rate tables. The director shall charge customers for treated water service in accordance with the following tables:

- (1) Water Service Customer Charges.

METER SIZE	RATE PER METER
5/8-inch meter	\$ <u>5.79</u> [5.65]
3/4-inch meter	\$ <u>8.16</u> [7.96]
1-inch meter	\$ <u>11.89</u> [11.60]
1-1/2-inch meter	\$ <u>22.07</u> [21.53]
2-inch meter	\$ <u>35.91</u> [35.03]
3-inch meter	\$ <u>84.98</u> [82.88]
4-inch meter	\$ <u>139.70</u> [136.28]
6-inch meter	\$ <u>277.42</u> [270.63]
8-inch meter	\$ <u>462.20</u> [450.46]
10-inch meter or larger	\$ <u>709.10</u> [691.68]

- (2) Usage Charge – Rate Per 1,000 Gallons.

TYPE OF USAGE			
(A)	Residential:		
	(i)	Up to 4,000 gallons	\$ <u>2.03</u> [1.99]
	(ii)	4,001 to 10,000 gallons	\$ <u>4.44</u> [4.33]

	(iii)	10,001 to 20,000 gallons	\$ <u>7.26</u> [7.07]
	(iv)	20,001 to 30,000 gallons	\$ <u>10.34</u> [10.08]
	(v)	Above 30,000 gallons	\$ <u>12.03</u> [11.72]
(B)	General service:		
	(i)	Up to 10,000 gallons	\$ <u>4.83</u> [4.70]
	(ii)	Above 10,000 gallons	\$ <u>5.31</u> [5.16]
	(iii)	Above 10,000 gallons and 1.4 times annual average monthly usage	\$ <u>8.05</u> [7.85]"

SECTION 27. That Paragraph (1) of Subsection (f), “Election for Certain General Water Service Customers,” of Section 49-18.1, “Rates for Treated Water Service,” of Article II, “Rates, Charges and Collections,” of Chapter 49, “Water and Wastewater,” of the Dallas City Code is amended to read as follows:

“(1) The customer must agree to pay each year:

(A) the monthly customer charge as provided in Subsection (c);

(B) \$2,953.56[~~2,866.70~~] per month as a usage charge on the first 1,000,000 gallons used in a billing period; and

(C) \$4.65[~~4.54~~] per 1,000 gallons used in excess of 1,000,000 gallons per month.”

SECTION 28. That Subsection (g), “Adjusted Rates for Hidden Water Leaks,” of Section 49-18.1, “Rates for Treated Water Service,” Article II, “Rates, Charges and Collections,” of Chapter 49, “Water and Wastewater,” of the Dallas City Code is amended to read as follows:

“(g) Adjusted rates for hidden water leaks. When a customer experiences a substantial increase in water or wastewater usage from a hidden water leak and the customer meets the requirements of Section 49-9(e), the director will adjust the account and bill the customer.

(1) an estimated amount of normal water usage for the period at the regular rate;

(2) the excess water usage caused by the hidden leak at the following applicable rate:

TYPE OF USAGE		RATE PER 1,000 GALLONS
(A)	Residential	\$ <u>2.03</u> [1.99]

(B)	General Service	\$ <u>4.83</u> [4.70]
(C)	Optional general service	\$ <u>4.65</u> [4.54]
(D)	Municipal service	\$ <u>3.19</u> [3.10]

and

(3) the applicable wastewater rate prescribed in Section 49-18.2(c), based on an adjustment of wastewater volume to estimated normal volume, where adjustment is appropriate.”

SECTION 29. That Subsection (i), “Rates for Municipal Purpose Water Service,” of Section 49-18.1, “Rates for Treated Water Service,” of Article II, “Rates, Charges and Collections,” of Chapter 49, “Water and Wastewater,” of the Dallas City Code is amended to read as follows:

“(i) Rates for municipal purpose water service. Water service to property owned by the city of Dallas that is used solely for municipal purposes may be charged \$3.19[3.10] per 1,000 gallons of water used.”

SECTION 30. That Subsection (c), “Rate Tables,” of Section 49-18.2, “Rates for Wastewater Service,” of Article II, “Rates, Charges and Collections,” of Chapter 49, “Water and Wastewater,” of the Dallas City Code is amended to read as follows:

“(c) Rate tables. The director shall charge a customer for wastewater service in accordance with the following tables:

Wastewater Service Charges.

(1) Monthly customer charges.

METER SIZE	RATE PER METER
5/8-inch meter	\$ <u>5.21</u> [5.07]
3/4-inch meter	\$ <u>6.91</u> [6.74]
1-inch meter	\$ <u>10.26</u> [10.00]
1-1/2-inch meter	\$ <u>19.73</u> [19.25]
2-inch meter	\$ <u>32.54</u> [31.75]
3-inch meter	\$ <u>75.85</u> [74.00]
4-inch meter	\$ <u>119.90</u> [117.00]
6-inch meter	\$ <u>238.20</u> [232.45]

8-inch meter	\$396.77[387.10]
10-inch meter or larger	\$623.90[609.00]

(2) Monthly residential use charge: \$5.87[5.67] per 1,000 gallons of the average water consumption billed in the months of December, January, February, and March or the actual month's water consumption, whichever is less, up to a maximum charge of 40,000 gallons per month.

(3) Monthly general service usage charge: \$4.96[4.84] per 1,000 gallons of water used.

(4) Monthly usage charge for Section 49-18.1(f) customer: \$4.56[4.44] per 1,000 gallons of water used.

(5) Monthly general service usage charge for wastewater separately metered: \$4.61[4.49] per 1,000 gallons of wastewater discharged.

(6) Monthly surcharge for excessive concentrations of waste: an amount calculated in accordance with Sections 49-18.12, 49-48, and 49-49 of this chapter.

(7) Monthly surcharges for excessive concentrations of waste for wastewater separately metered: An amount calculated in accordance with Sections 49-18.12, 49-48, and 49-49 of this chapter.”

SECTION 31. That Subsection (f), “Rates for Municipal Purpose Wastewater Service,” of Section 49-18.2, “Rates for Wastewater Service,” of Article II, “Rates, Charges and Collections,” of Chapter 49, “Water and Wastewater,” of the Dallas City Code is amended to read as follows:

“(f) Rates for municipal purpose wastewater service. Wastewater service to property owned by the city of Dallas that is used solely for municipal purposes may be charged \$3.22[3.15] per 1,000 gallons of water used.”

SECTION 32. That Subsection (b), “Rate Table,” of Section 49-18.4, “Rates for Wholesale Water and Wastewater Service to Governmental Entities,” of Article II, “Rates, Charges and Collections,” of Chapter 49, “Water and Wastewater,” of the Dallas City Code is amended to read as follows:

“(b) Rate table. The director shall charge a governmental entity for wholesale water service in accordance with the following:

(1) The volume charge for treated water is \$0.5150[0.4520] per 1,000 gallons of water used, and the annual water year demand charge is \$328,362[320,826] per each mgd, as established by the highest rate of flow controller setting.

(2) If a flat rate charge for treated water is provided by contract, or in the absence of a rate flow controller, the charge is \$2.8349[2.4572] per 1,000 gallons of treated water used.

(3) A monthly readiness-to-serve charge will be assessed for any standby service point. The monthly fee, based on size of connection, is as follows:

Size of Connection	Monthly Standby Fee
3-inch	\$84.98[82.88]
4-inch	\$139.70[136.28]
6-inch	\$277.42[270.63]
8-inch	\$462.20[450.46]
10-inch or larger	\$709.10[691.68]

(4) The rate for regular untreated water service to a governmental entity is \$1.1409[1.0598] per 1,000 gallons of untreated water used. The rate for interruptible untreated water service to a governmental entity is \$0.4322[0.4384] per 1,000 gallons of untreated water used.”

SECTION 33. That Subsection (e), “Wholesale Wastewater Rates,” of Section 49-18.4, “Rates for Wholesale Water and Wastewater Service to Governmental Entities,” of Article II, “Rates, Charges and Collections,” of Chapter 49, “Water and Wastewater,” of the Dallas City Code is amended to read as follows:

“(e) Wholesale wastewater rates. The director may provide wholesale wastewater service to other governmental entities by contract, in accordance with the following rules:

(1) The monthly rate for wholesale wastewater service is \$3.1003[2.9685] per 1,000 gallons of wastewater discharged. The director is authorized to compensate those governmental entities located within the boundaries of the city for the city’s use of integrated facilities owned by those governmental entities.

(2) An infiltration and inflow adjustment factor of 12.0[20.3] percent will be added to the average water consumption for the months of December, January, February, and March to determine billable volume for a governmental entity with unmetered wholesale wastewater service.

(3) If the BOD or suspended solids concentration of waste discharged exceeds 250 mg/L, the governmental entity must pay a surcharge calculated in accordance with Section 49-18.12(1)(A) or (B), whichever applies.”

SECTION 34. That Subsection (f), “Treatment of Water Owned by Another Governmental Entity,” of Section 49-18.4, “Rates for Wholesale Water and Wastewater Service to Governmental Entities,” of Article II, “Rates, Charges and Collections,” of Chapter 49, “Water and Wastewater,” of the Dallas City Code is amended to read as follows:

“(f) Treatment of water owned by another governmental entity. The director may provide treatment services at the Elm Fork water treatment plant to water owned by another governmental entity in accordance with a written contract. The volume charge for treating water owned by another governmental entity is ~~\$0.4243~~~~[0.3495]~~ per 1,000 gallons of water treated, and the annual water year demand charge is ~~\$49,747.09~~~~[50,397]~~ per each mgd, as established by the maximum demand capacity set forth in the contract.”

SECTION 35. That Subsection (a), “Regular Rate,” of Section 49-18.5, “Rate for Untreated Water,” of Article II, “Rates, Charges and Collections,” of Chapter 49, “Water and Wastewater,” of the Dallas City Code is amended to read as follows:

“(a) Regular rate. The charge for untreated water is ~~\$1.1409~~~~[1.0598]~~ per 1,000 gallons of water used.”

SECTION 36. That Subsection (b), “Interruptible Rate,” of Section 49-18.5, “Rate for Untreated Water,” of Article II, “Rates, Charges and Collections,” of Chapter 49, “Water and Wastewater,” of the Dallas City Code is amended to read as follows:

“(b) Interruptible rate. The charge for interruptible service is ~~\$0.4322~~~~[0.4381]~~ per 1,000 gallons of water used.”

SECTION 37. That Subsection (a), “Water Service Installation and Connection Charge,” of Section 49-18.7, “Service Connection Charges,” of Article II, “Rates, Charges and Collections,” of Chapter 49, “Water and Wastewater,” of the Dallas City Code is amended to read as follows:

“(a) Water service installation and connection charge. The director shall charge for the installation of all water service connection at the following rates:

(1) Water Service Installation Charges.

Connection Size	Fee
3/4-inch	\$ 6,190.00 [3,870.00]
1-inch	\$ 6,360.00 [4,070.00]
1 1/2-inch	\$ 7,590.00 [5,070.00]
2-inch	\$ 8,380.00 [5,570.00]

(2) Connecting Existing Water Service.

Connection Size	Fee
3/4-inch	\$1,200.00[1,080.00]
1-inch	\$ 1,380.00 [1,080.00]
1 1/2-inch	\$ 2,860.00 [2,280.00]
2-inch	\$ 3,870.00 [2,280.00]
Up to 2-inch bullhead	\$ 3,400.00 [2,880.00]"

SECTION 38. That Subsection (b), “Wastewater Service Installation and Connection Fees,” of Section 49-18.7, “Service Connection Charges,” of Article II, “Rates, Charges and Collections,” of Chapter 49, “Water and Wastewater,” of the Dallas City Code is amended to read as follows:

“(b) Wastewater service installation and connection fees. Except as provided in Subsection (d), the city shall charge the following rates for the installation or connection of residential wastewater service lines:

(1)	First wastewater service line installation and connection charge	\$ 6,890.00 [4,120.00]
(2)	For connecting existing wastewater service lines constructed by other persons	\$475.00”

SECTION 39. That Section 49-18.9, “Charges for Use of Fire Hydrants,” of Article II, “Rates, Charges and Collections,” of Chapter 49, “Water and Wastewater,” of the Dallas City Code is amended to read as follows:

“SEC. 49-18.9. CHARGES FOR USE OF FIRE HYDRANTS.

A person requesting the use of water from a fire hydrant pursuant to Section 49-27 shall pay the following application charges:

(1) a deposit of \$2,150 to be refunded when the service is discontinued and the meter is returned to the city by the person or the person’s authorized representative, less any unpaid fees for services and any costs to repair damage in excess of normal wear;

(2) a monthly fire hydrant service charge of ~~\$84.98~~[82-88]; and

(3) a usage charge for water that will be billed at the general service rate prescribed in Section 49-18.1(c)(2)(B).”

SECTION 40. That Section 50-82, “Fee,” of Article V, “Wood Vendors,” of Chapter 50, “Consumer Affairs,” of the Dallas City Code is amended to read as follows:

“SEC. 50-82. FEE.

The applicant shall pay an annual permit fee of \$82. The fee for issuing a replacement license for a lost, destroyed, or mutilated license is \$20. The fee is payable[44] to the director at the time the license is issued. No refund of license fees shall be made.”

SECTION 41. That Section 50-101, “Fees,” of Article VII, “Electronic Repairs,” of Chapter 50, “Consumer Affairs,” of the Dallas City Code is amended to read as follows:

“SEC. 50-101. FEES.

The annual fee for an electronic repair license is ~~\$126~~[53]. The fee for issuing a duplicate license for additional establishments or for a lost, destroyed, or mutilated license is ~~\$0~~[4]. The fee is payable to the director upon issuance of a license. No refund of license fees shall be made.”

SECTION 42. That Section 50-116, “Fees,” of Article IX, “Motor Vehicle Repairs,” of Chapter 50, “Consumer Affairs,” of the Dallas City Code is amended to read as follows:

“SEC. 50-116. FEES.

The annual fee for a motor vehicle repair license is ~~\$122~~[57] for the first location and \$75 for a duplicate license for each additional location. The fee for issuing a replacement license for one lost, destroyed, or mutilated is ~~\$25~~[2]. The fee is payable to the director upon issuance of a license. No refund of license fees will be made.”

SECTION 43. That Section 50-137, “License Fees,” of Article X, “Home Repair,” of Chapter 50, “Consumer Affairs,” of the Dallas City Code is amended to read as follows:

“SEC. 50-137. LICENSE FEES.

(a) The fee for a home repair license is \$~~117~~~~[48]~~ a year.

(b) The fee for issuance of a duplicate home repair license for a license that is destroyed or lost is \$~~20~~~~[2]~~.

(c) License fees required under this section are not refundable and are payable to the director upon issuance or renewal of the license. The director may not issue or renew a home repair license before the fee is paid.”

SECTION 44. That Section 50-149, “Registration Application,” of Division 2, “Registration of Credit Services Organizations and Credit Access Businesses,” of Article XI, “Credit Services Organizations and Credit Access Businesses,” of Chapter 50, “Consumer Affairs,” of the Dallas City Code is amended to read as follows:

(a) To obtain a certificate of registration for a credit services organization or credit access business, a person must submit an application on a form provided by the city for that purpose to the director. The application must contain the following:

(1) The business or trade name, street address, mailing address, facsimile number, and telephone number of the credit services organization or credit access business.

(2) The names, street addresses, mailing addresses, and telephone numbers of all owners of the credit services organization or credit access business and other persons with a financial interest in the credit services organization or credit access business, and the nature and extent of each person's interest in the credit services organization or credit access business.

(3) A copy of a current, valid state registration statement held by the credit services organization pursuant to Section 393.101 of the Texas Finance Code, as amended.

(4) A copy of a current, valid state license held by the credit access business pursuant to Section 393.603 of the Texas Finance Code, as amended.

(5) A copy of a current, valid city certificate of occupancy showing that the credit services organization or credit access business is in compliance with the Dallas Development Code.

(6) A non-refundable application fee of \$~~28~~~~[67]~~.”

SECTION 45. That Paragraph (4) of Subsection (t), “Fee for Municipal Setting Designation Ordinance,” of Section 51A-1.105, “Fees,” of Article I, “General Provisions,” of

Chapter 51A, “Dallas Development Code: Ordinance No. 19455, as amended,” is amended to read as follows:

“(4) The initial filing fee for a municipal setting designation ordinance is ~~\$3,903~~[4,000]. The director shall not mail notices or advertise the public meeting until the estimated cost of mailing notices and advertising the public meeting is paid. The director shall not place a municipal setting designation ordinance on a city council agenda until an additional processing fee of ~~\$8,192~~[8,550] is paid.”

SECTION 46. That Subparagraph 303.5.9.5, “Certificate of Occupancy Validation Inspection Fee,” of Paragraph 303.5.9, “Free for a Certificate of Occupancy,” of Subsection 303.5, “Other Fees,” of Section 303, “Fees,” of Subchapter 3, “Permits and Inspections,” of Chapter 52, “Administrative Procedures for the Construction Codes,” of the Dallas City Code is amended to read as follows

“303.5.9.5[.] Certificate of ~~o~~[O]ccupancy ~~v~~[V]alidation ~~i~~[I]nspection ~~f~~[F]ee. The director of code compliance shall perform a certificate of occupancy validation inspection within 12 months after issuance of a new certificate of occupancy. An additional ~~\$113.00~~[65.00] fee for a certificate of occupancy validation inspection must be paid with an application for a certificate of occupancy.”

SECTION 47. That, unless specifically provided otherwise by this ordinance or by state law, a person violating a provision of this ordinance governing fire safety, zoning, or public health and sanitation, is, upon conviction, is punishable by a fine not to exceed \$2,000 and that a person violating any other provision of this ordinance is, upon conviction, punishable by a fine not to exceed \$500.

SECTION 48. That Chapters 2, 7, 8A, 12B, 15D, 16, 18, 27, 42B, 43A, 48B, 49, 50, 51A, and 52 of the Dallas City Code, as amended, shall remain in full force and effect, save and except as amended by this ordinance. Any proceeding, civil or criminal, based upon events that occurred prior to the effective date of this ordinance are saved, and the former law is continued in effect for that purpose.

SECTION 49. That any act done or right vested or accrued, or any proceeding, suit, or prosecution had or commenced in any action before the amendment or repeal of any ordinance, or part thereof, shall not be affected or impaired by amendment or repeal of any ordinance, or part thereof, and shall be treated as still remaining in full force and effect for all intents and purposes as if the amended or repealed ordinance, or part thereof, had remained in force.

SECTION 50. That the terms and provisions of this ordinance are severable and are governed by Section 1-4 of Chapter 1 of the Dallas City Code, as amended.

SECTION 51. That this ordinance shall take effect on October 1, 2023, and it is accordingly so ordained.

APPROVED AS TO FORM:

TAMMY L. PALOMINO, Interim City Attorney

By _____
Assistant City Attorney

Passed _____