

ORDINANCE NO. 98-05-02

AN ORDINANCE PROVIDING FOR THE ASSESSING AND COLLECTING OF TAXES LEVIED BY THE CITY OF WESTON, COLLIN COUNTY, TEXAS BY THE COLLIN COUNTY TAX ASSESSOR COLLECTOR; PROVIDING FOR PAYMENT OF FEES FOR THE COST OF SUCH COLLECTION; AND PROVIDING FOR REVOCATION OF THIS ORDINANCE; PROVIDING FOR CONFLICTS, SEVERABILITY, PUBLICATION AND AN EFFECTIVE DATE.

WHEREAS, the City of Weston is a duly incorporated Type B general law municipality engaged in the provision of city government and related services for the benefit of the citizens of the City of Weston;

WHEREAS, Collin County is a duly organized political subdivision of the State of Texas engaged in the administration of county government and related services for the benefit of the citizens of Collin County; and

WHEREAS, the City Council, pursuant to article 11, Section 4 of the Texas Constitution and Chapter 302 of the Texas Tax Code, has elected to levy taxes on real and personal property; special taxes and assessment for improvement of the streets and alleys; and such taxes as may be necessary to pay the interest and provide a sinking fund to satisfy any indebtedness of the City of Weston.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WESTON, COLLIN COUNTY, TEXAS:

SECTION 1. DESIGNATION OF A TAX ASSESSOR COLLECTOR.

A. The City of Weston hereby designates the Tax Assessor Collector of Collin County, Texas, in compliance with Section 6.22(c) of the Texas Tax Code, to assess and collect taxes for the City of Weston, and to perform all the duties relating to the assessment and collection of such taxes provided by the laws of the State of Texas.

B. All taxes collected by the County Tax Assessor Collector for the City of Weston, including any penalties or interest which may be due thereof and less any fees for such collection due the County, be remitted weekly to the City.

C. The City of Weston shall approve the current certified Tax Roll for the taxing unit on or about the first day of September of each year this Ordinance is in effect and, on or before October first of this year, set the ad valorem tax rate and any special tax assessments to be collected for the City of Weston.

D. The City of Weston shall transfer to the possession and control of the County Tax Assessor Collector copies, if any, of all records necessary for the performance of the duties and responsibilities for the collection of ad valorem taxes, specifically including the Delinquent Tax Roll, if any, which includes sufficient detail to be able to prepare a Tax Bill in accordance with Section 31.01 of the Texas Tax Code.

E. In accordance with Section 6.27(b) of the Texas Tax Code, the Tax Assessor Collector is entitled to a reasonable fee for assessing and collecting such taxes, such fee not to exceed 0.75 per parcel on the current year's certified tax roll on which taxes may be collected, such amount to be deducted from December collections.

SECTION 2. REVOCATION. This Ordinance shall remain in effect unless and until such time as the City Council of the City of Weston shall repeal the same by ordinance.

SECTION 3. CONFLICTS. All ordinances and provisions of the City of Weston, Texas, that are in conflict with this Ordinance shall be and the same are hereby repealed, and all ordinances and provisions of ordinances of said City not so repealed are hereby retained in full force and effect.

SECTION 4. SEVERABILITY. It is the intent of the City Council that each paragraph, sentence, subdivision, clause, phrase, or section of this Ordinance be deemed severable and, should any such paragraph, sentence, subdivision, clause, phrase, or section be declared invalid or unconstitutional for any reason, such declaration of invalidity or unconstitutionality shall not be construed to affect the validity of those provisions of this Ordinance left standing.

SECTION 5. EFFECTIVE DATE. This Ordinance will be effective upon adoption by the Weston City Council.

12th **ADOPTED** by the City Council of the City of Weston, Collin County, Texas, this day of May, 1998.

CITY OF WESTON

by: Kenneth R. Cowan
Kenneth R. Cowan, Mayor

ATTEST:

Amy L. Jones
City Secretary

APPROVED AS TO FORM:

John E. Rapier
John E. Rapier, City Attorney