



CITY OF PLANO COUNCIL AGENDA ITEM

CITY SECRETARY'S USE ONLY				
<input type="checkbox"/> Consent <input type="checkbox"/> Regular <input type="checkbox"/> Statutory				
Council Meeting Date:		10/28/13		
Department:		Fire		
Department Head		Fire Chief Brian Crawford		
Agenda Coordinator (include phone #): Cynthia Morgan, Ext. 7164				
CAPTION				
An Ordinance of the City of Plano, Texas repealing Section III of Ordinance No. 2000-10-5 codified as Section 14-109, Environmental Assessments, of Article VII, Chapter 14 of the Code of Ordinances of the City of Plano, Texas; and providing a repealer clause, a severability clause, a savings clause, and an effective date.				
FINANCIAL SUMMARY				
<input type="checkbox"/> NOT APPLICABLE <input type="checkbox"/> OPERATING EXPENSE <input checked="" type="checkbox"/> REVENUE <input type="checkbox"/> CIP				
FISCAL YEAR: 2013-14	Prior Year (CIP Only)	Current Year	Future Years	TOTALS
Budget	0	6,000	0	6,000
Encumbered/Expended Amount	0	0	0	0
This Item	0	-6,000	0	-6,000
BALANCE	0	0	0	0
FUND(S): GENERAL FUND				
COMMENTS: This item negatively impacts revenues to the Fire Department with a projected revenue reduction for 2013-14 of \$6,000. STRATEGIC PLAN GOAL: Repealing Ordinances that are made obsolete under the Public Information Act relates to the City's Goals of Financially Strong City with Service Excellence.				
SUMMARY OF ITEM				
Based on the Public Information Act, the process for compiling reports no longer requires staff to conduct research. The information requested is now available in an electronic data base. The city will continue to provide the requested information at no charge based on the Public Information Act.				
List of Supporting Documents: Ordinance			Other Departments, Boards, Commissions or Agencies	

An Ordinance of the City of Plano, Texas repealing Section III of Ordinance No. 2000-10-5 codified as Section 14-109, Environmental Assessments, of Article VII, Chapter 14 of the Code of Ordinances of the City of Plano, Texas; and providing a repealer clause, a severability clause, a savings clause, and an effective date.

WHEREAS, Section III of Ordinance No. 2000-10-5 codified as Section 14-109, Environmental Assessments, of Article VII, Chapter 14 of the Plano Code of Ordinances authorizes the Fire Department to compile environmental assessment reports and charge a fee; and

WHEREAS, based on requirements under the Public Information Act, the process for compiling reports and assessing charges has changed, and staff recommends deleting the section in its entirety; and

WHEREAS, after consideration of the recommendation of staff and all matters attendant and related thereto, the City Council is of the opinion that it is in the best interest of the City and its citizens to repeal Section III of Ordinance No. 2000-10-5 codified as Section 14-109, Environmental Assessments, of Article VII, Chapter 14 of the Plano Code of Ordinances.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PLANO, TEXAS, THAT:

Section I. Section III of Ordinance No. 2000-10-5 codified as Section 14-109, Environmental Assessments, of Article VII, Chapter 14 of the Plano Code of Ordinances is hereby repealed.

Section II. All provisions of the Code of Ordinances of the City of Plano, codified or uncodified, in conflict with the provisions of this Ordinance are hereby repealed, and all other provisions of the Code of Ordinances of the City of Plano, codified or uncodified, not in conflict with the provisions of this Ordinance shall remain in full force and effect.

Section III. It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses, and phrases of this Ordinance are severable, and if any phrase, clause, sentence, or section of this Ordinance shall be declared unconstitutional or invalid by any court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any other remaining phrase, clause, sentence, paragraph or section of this Ordinance.

Section IV. The repeal of any Ordinance or part of Ordinances effectuated by the enactment of this Ordinance shall not be construed as abandoning any action now pending under or by virtue of such Ordinance or as discontinuing, abating, modifying or altering any penalty accruing or to accrue, or as affecting any rights of the municipality under any section or provisions at the time of passage of this ordinance.

Section V. This Ordinance shall become effective immediately upon its passage.

DULY PASSED AND APPROVED this the 28th day of October, 2013.

Harry LaRosiliere, MAYOR

ATTEST:

Diane Zucco, CITY SECRETARY

APPROVED AS TO FORM:

Diane C. Wetherbee, CITY ATTORNEY