

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF PROSPER, TEXAS, PROVIDING UNTIL JUNE 30, 2020, FOR THE REFUND OF A PAID BUILDING PERMIT FEE, ESTABLISHED IN SUBSECTION (b), "BUILDING PERMITS AND INSPECTION FEES," OF SECTION I, "CONSTRUCTION PERMITS AND FEES"; THE WAIVER OF THE ANNUAL HEALTH PERMIT FEE FOR RESTAURANTS, ESTABLISHED IN PART (1) OF SUBSECTION (a), "FOOD ESTABLISHMENT PERMIT AND INSPECTION FEES," OF SECTION XX, "HEALTH AND SANITATION FEES"; AND THE WAIVER OF ANY FEE IMPOSED PURSUANT TO SUBSECTION 10, "ALCOHOL PERMIT FEES," OF SECTION VIII, "MISCELLANEOUS"; ALL OF THE FOREGOING PROVISIONS INCLUDED IN APPENDIX A, "FEE SCHEDULE," TO THE TOWN'S CODE OF ORDINANCES; MAKING FINDINGS; PROVIDING AN EXPIRATION DATE; AND PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, due to recent local and national economic issues, the Town has received several requests for either a refund or waiver of certain minimal permit fees; and

**WHEREAS**, in an effort to accommodate local businesses and Town residents, the Town Council has determined that it is advisable to either waive or refund certain fees provided for in the Town's Fee Schedule, attached as Exhibit A to the Town's Code of Ordinances; and

**WHEREAS**, the Town Council has further determined that the following amendments will foster and promote the development of the Town and will further the public interest.

**NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF PROSPER, TEXAS, THAT:**

**SECTION 1**

All of the above findings are hereby found to be true and correct and are hereby incorporated into the body of this Ordinance as if fully set forth herein.

**SECTION 2**

From and after the effective date of this Ordinance, the Director of Development Services or his/her designee is authorized to refund one hundred percent (100%) of a paid Building Permit fee, as established in Subsection (b), "Building permits and inspection fees," of Section I, "Construction permits and fees," of Appendix A, "Fee Schedule," to the Town's Code of Ordinances, with the exception of the non-refundable plan review deposit, when no work has commenced under the permit issued. The refund of the paid building permit fee shall constitute notice that the permit application has been voided.

**SECTION 3**

From and after the effective date of this Ordinance, the Director of Development Services or his/her designee is authorized to waive the annual Health Permit fee for Restaurants, as established in Part (1) of Subsection (a), "Food establishment permit and inspection fees," of Section XX, "Health and sanitation fees," of Appendix A, "Fee Schedule," to the Town's Code of Ordinances.

**SECTION 4**

From and after the effective date of this Ordinance, the Town hereby waives the collection of any fee imposed pursuant to Subsection 10, "Alcohol permit fees," of Section VIII, "Miscellaneous," of Appendix A, "Fee Schedule," to the Town's Code of Ordinances.

**SECTION 5**

This Ordinance shall expire on June 30, 2020, without further action by the Town Council, unless action is taken by the Town Council of the Town of Prosper, Texas, prior to the expiration date to repeal, extend or otherwise amend this Ordinance.

**SECTION 6**

This Ordinance shall become effective from and after its passage.

**DULY PASSED, APPROVED, AND ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF PROSPER, TEXAS, ON THIS 24TH DAY OF MARCH, 2020.**



  
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Ray Smith, Mayor

ATTEST:

  
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Melissa Lee, Town Secretary

APPROVED AS TO FORM AND LEGALITY:

  
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Terrence S. Welch, Town Attorney