

**ORDINANCE NO. 816**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HEDWIG VILLAGE, TEXAS AMENDING CHAPTER 30, ENVIRONMENT, SECTION 30-36, COLLECTION OF EXPENSES, OF THE CITY OF HEDWIG VILLAGE CODE OF ORDINANCES FOR THE PURPOSE OF REVISING THE ADMINISTRATIVE FEE.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HEDWIG VILLAGE, TEXAS THAT:**

**Section 1.** Chapter 30, Environment, Section 30-36, Collection of expenses, of the Hedwig Village Code of Ordinances is hereby amended to read as set out in Appendix A, attached hereto. All other portions of Chapter 30 of the City's Code of Ordinances not specifically amended hereby remain in full force and effect.

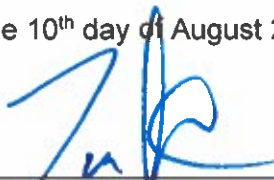
**Section 2.** All ordinances and parts of ordinances in conflict with this Ordinance are repealed to the extent of the conflict only.

**Section 3.** If any word, phrase, clause, sentence, paragraph, section or other part of this Ordinance or the application thereof to any person or circumstance, shall ever be held to be invalid or unconstitutional by any court of competent jurisdiction, neither the remainder of this Ordinance, nor the application of such word, phrase, clause, sentence, paragraph, section or other part of this Ordinance to any other persons or circumstances, shall be affected thereby.

**Section 4.** The City Council officially finds, determines and declares that a sufficient written notice of the date, hour, place and subject of each meeting at which this Ordinance was discussed, considered or acted upon was given in the manner required by the Texas Open Meetings Act, as amended, and that each such meeting has been open to the public as required by law at all times during such discussion, consideration and action. The City Council ratifies, approves and confirms such notices and the contents and posting thereof.

**Section 5.** This Ordinance shall be effective immediately upon its passage and adoption and the City Secretary is hereby authorized to publish notice of its adoption as required by law.

**PASSED, APPROVED and ADOPTED** this, the 10<sup>th</sup> day of August 2023.

  
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Tom Jinks, Mayor  
City of Hedwig Village, Texas

ATTEST:

  
\_\_\_\_\_  
Lisa Modisette, City Secretary  
City of Hedwig Village, Texas

## Appendix A

### **Sec. 30-36. Collection of expenses.**

The mayor, the city health officer or other city official designated by the mayor shall file a statement of expenses giving the name of the owner, if known, amount of such expense, the date on which such work was done, and a legal description of the premises upon which such work was done or improvements made with the county clerk of the county in which the premises are located. The city council hereby finds and discloses that the actual expenses incurred by the city for inspection, ordering work done, the work or improvement done, and preparing and filing a statement of expenses lien is hereby established and disclosed to be an expense of such work and improvement, not to exceed \$200.00 per instance plus attorney fees. The city shall have a privileged lien on such lot or real estate upon which such work was done, or improvements made, to secure the expenditures so made, in accordance with V.T.C.A., Health and Safety Code § 342.007, which lien shall be second only to tax liens and liens for street improvements. Such amount shall bear ten percent interest from the date of payment by the city. For any such expense and interest, suit may be instituted and recovery and foreclosure of such lien may be had in the name of the city. The statement of expenses so made, or a certified copy thereof, shall be prima facie proof of the amount expended from such work or improvements.