

**Ordinance amending the Street Maintenance Fee Payment and Appeals Process adopted by Ordinance No. 029900 on July 16, 2013; amending Exhibit "A" of Ordinance No. 029877 adopted on June 25, 2013 to modify, for consistency purposes, certain Institute of Transportation Engineers (ITE) Codes; and amending Article XX of Chapter 55 of the Code of Ordinances to codify the modified Trip Factor Index.**

**WHEREAS**, on July 16, 2013, by Ordinance No. 029900, the City Council adopted a Payment and Appeals Process for the Street Maintenance Fee, shown as Exhibit "A" to that Ordinance No. 029900;

**WHEREAS**, on June 25, 2013, by Ordinance No. 029877, the City Council adopted a Trip Factor Index for the Street Maintenance Fee, shown as Exhibit "A" to that Ordinance No. 029877;

**WHEREAS**, on July 30, 2013, by Ordinance No. 029917, the City Council codified Ordinance No. 029876 and Ordinance No. 029877, the ordinances that established the Street Maintenance Fee and Rates, respectively, under a new Article XX of Chapter 55 of the Code of Ordinances;

**WHEREAS**, the Payment and Appeals Process has been further refined and requires certain amendments;

**WHEREAS**, the Trip Factor Index was modified to add residential Institute of Transportation Engineers (ITE) Codes for consistency with the previously approved ordinance, and the ITE Code for golf courses was modified for consistency with the ITE Trip Generation Manual.

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CORPUS CHRISTI, TEXAS:**

**SECTION 1.** Ordinance No. 029900 adopted on July 16, 2013 is amended by replacing the existing Exhibit "A" referenced in Section 1 of Ordinance No. 029900, the Payment and Appeals Process for the Street Maintenance Fee, with the new Exhibit "A" attached to this Ordinance as Attachment #1, in order to effect further refinements to the Payment and Appeals Process as shown in the document attached to this Ordinance as Attachment #3.

**SECTION 2.** Ordinance No. 029877 adopted on June 25, 2013 is amended by replacing the existing Exhibit "A" referenced in Section 3 of Ordinance No. 029877 with the new Exhibit "A" attached to this Ordinance as Attachment #2, in order to make certain modifications, for consistency purposes, to the Institute of Transportation Engineers (ITE) Codes shown on the Trip Factor Index.

**SECTION 3.** Article XX of Chapter 55 of the City of Corpus Christi Code of Ordinances is amended by replacing the existing Trip Factor Index (Exhibit "A" of Ordinance No. 029877) with the new Exhibit "A" Trip Factor Index -- attached to this Ordinance as Attachment #2, in order to codify the above modifications to the Trip Factor Index.

**SECTION 4.** If for any reason any section, paragraph, subdivision, clause, phrase, word or provision of this ordinance shall be held invalid or unconstitutional by final judgment of a court of competent jurisdiction, it shall not affect any other section, paragraph, subdivision, clause, phrase, word or provision of this ordinance, for it is the definite intent of this City Council that every section, paragraph, subdivision, clause, phrase, word or provision hereof be given full force and effect for its purpose.

**ATTEST:**

**CITY OF CORPUS CHRISTI**

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Armando Chapa  
City Secretary

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Nelda Martinez  
Mayor

That the foregoing ordinance was read for the first time and passed to its second reading on this the \_\_\_\_\_ day of \_\_\_\_\_, 2013, by the following vote:

Nelda Martinez	_____	Chad Magill	_____
Kelley Allen	_____	Colleen McIntyre	_____
Rudy Garza	_____	Lillian Riojas	_____
Priscilla Leal	_____	Mark Scott	_____
David Loeb	_____		

That the foregoing ordinance was read for the second time and passed finally on this the \_\_\_\_\_ day of \_\_\_\_\_, 2013, by the following vote:

Nelda Martinez	_____	Chad Magill	_____
Kelley Allen	_____	Colleen McIntyre	_____
Rudy Garza	_____	Lillian Riojas	_____
Priscilla Leal	_____	Mark Scott	_____
David Loeb	_____		

PASSED AND APPROVED, this the \_\_\_\_\_ day of \_\_\_\_\_, 2013.

ATTEST:

\_\_\_\_\_  
Armando Chapa  
City Secretary

\_\_\_\_\_  
Nelda Martinez  
Mayor