

ORDINANCE NO. \_\_\_\_\_

618

**AN ORDINANCE OF THE CITY OF BULVERDE, TEXAS ADOPTING THE TAX RATE FOR USE AND SUPPORT OF THE MUNICIPAL GOVERNMENT OF THE CITY OF BULVERDE, TEXAS FOR THE 2020-2021 FISCAL YEAR; PROVIDING WHEN TAXES SHALL BECOME DUE AND WHEN SAME TAXES SHALL BECOME DELINQUENT IF NOT PAID; REPEALING CONFLICTING ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City Council of the City of Bulverde, Texas (the “*City*”) has thoroughly evaluated the City’s needs and have projected its financial requirements for the 2020-2021 fiscal year;

**WHEREAS**, the City Council has the authority to adopt a tax rate and levy ad valorem taxes to fund the City’s needs and financial requirements;

**WHEREAS**, proposed tax rate was duly presented to the City Council and a public hearing was ordered by the City Council and a public notice of said hearing was caused to be given by the City Council and said notice was published in the New Braunfels Herald Zeitung and on the home page of the Internet website of the City as required by Sections 26.06 and 26.065 of the Texas Tax Code and said public hearing was held according to said notice in accordance with Section 26.05, Texas Tax Code;

**WHEREAS**, the City Council finds and determines that the passage of this Ordinance promotes the health, safety, and welfare of the public and the City of Bulverde; and

**WHEREAS**, the City Council finds and determines that the meeting at which this Ordinance was passed was open to the public, that public notice of the time, place and purpose of said meeting was given as required by the Texas Open Meetings Act, Chapter 551, Texas Government Code; and that the City of Bulverde complied with all other requirements;

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

1. **Findings of Fact.** The foregoing recitals are incorporated into this Ordinance by reference as findings of fact as if expressly set forth herein.
2. **Enactment.** The City Council of the City of Bulverde, Texas hereby adopts a tax rate of 18.200 cents on each \$100.00 valuation of all property, real, personal, and mixed, within the corporate limits of the City subject to taxation, such ad valorem taxes to be levied in accordance with the following:
  - A. The taxes levied under this Ordinance shall be due on or before January 31, 2021.
  - B. Taxes become delinquent if not paid by February 1, 2021.

- C. All taxes shall become a lien upon the property against which assessed, and the Comal County Tax Assessor/Collector office is authorized and empowered to enforce the collection of such taxes according to the Constitution and laws of the State of Texas and Ordinance of the City of Bulverde, Texas and shall by virtue of the tax rolls, fix and establish a lien by levying upon such property, whether real or personal, for the payment of said taxes, penalty and interest, and the interest and penalty collected from such delinquent taxes shall be apportioned to the general fund of the City of Bulverde. All delinquent taxes shall bear interest from the date of delinquency at the rate as prescribed by state law.
- D. Any property for which an Agricultural Special Valuation has been filed and approved by Comal County, Texas shall be taxed at the valuation assigned to said property by Comal County for the purposes of collection of ad valorem taxes for the City of Bulverde, Texas.
3. **Tax Rate Statement.** In accordance with Texas Tax Code § 26.05(b)(1), the following statements are included in this ordinance: THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE. THE TAX RATE WILL EFFECTIVELY BE RAISED BY 7.96% AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$13.43.
4. **Repealer.** All ordinances, resolutions, or parts thereof that are in conflict or are inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict or inconsistency, and the provisions of this Ordinance shall be and remain controlling as to the matter regulated herein.
5. **Severability.** Should any section, subsection, sentence, provision, clause or phrase be held to be invalid for any reason, such holding shall not render invalid any other section, subsection, sentence, provision, clause, or phrase of this Ordinance and same are deemed severable for this purpose.
6. **Effective Date.** This Ordinance shall be effective as of the date of adoption.

PASSED, APPROVED AND ADOPTED THIS 20<sup>th</sup> DAY OF August, 2020.

APPROVED:

  
Bill Krawietz, Mayor

ATTEST:

  
Maria Franco, City Secretary

