

## **ORDINANCE 154**

**AN ORDINANCE OF THE TOWN OF ANNETTA, TEXAS, ESTABLISHING, AUTHORIZING AND SETTING A FEE FOR PAYMENT BY CREDIT CARD OR ELECTRONIC MEANS; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the Town of Annetta, Texas is a Type A general law municipality located in Parker County, created in accordance with the provisions of Chapter 6 of the Local Government Code and operating pursuant to the enabling legislation of the State of Texas; and

**WHEREAS**, Texas Local Government Code Chapter 132 allows the governing body of a municipality to authorize the collection of fees, fines, court costs, or other charges by acceptance of payment by credit card, and

**WHEREAS**, Chapter 132 further allows the governing body of a municipality to authorize the collection of a fee for processing payment by credit card and sets rules governing such collection and fees, and

**WHEREAS**, the Town Council of the Town of Annetta, Texas finds it in the best interest and efficient operation of the Town to allow the acceptance of payment by credit card and to authorize a processing fee for such payment.

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

### **SECTION I**

- (A) That the Town Administrator or his designee is authorized to accept payment by credit card of a fee, fine, court cost, or other charge; and
- (B) That the Town Administrator or his designee is authorized to collect a fee for processing the payment by credit card, in amount not to exceed 5% of the amount of the fee, court cost, or other charge being paid; and
- (C) That the fees authorized by this ordinance shall be set forth on the Town Fee Schedule attached hereto as Exhibit "A" and incorporated herein; and
- (D) That the Town may amend the Fee Schedule to modify these fees or to add additional fees for other services from time to time as determined by the Town Council.

**SECTION 2.**

This ordinance shall be cumulative of all provisions of ordinances and of the Code of Ordinances of the Town of Annetta, Texas, as amended, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances and such Code, in which event the conflicting provisions of such ordinances and such Code are hereby repealed.

**SECTION 3.**

It is hereby declared to be the intention of the Town Council that the phrases, clauses, sentences, paragraphs and sections of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance, since the same would have been enacted by the Town Council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

**SECTION 4.**

This ordinance shall be in full force and effect from and after its passage, and it is so ordained.

**PASSED AND APPROVED** on this 20th day of November 2014.

  
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Bruce Pinckard, Mayor

ATTEST:

  
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Rico Remigio, Town Secretary

