

ORDINANCE NO. 18-119

AN ORDINANCE OF THE CITY OF FORT STOCKTON, PECOS COUNTY, TEXAS, ADOPTING A GENERAL RESIDENTIAL HOMESTEAD TAX EXEMPTION ON A PERCENTAGE OF A PROPERTY'S APPRAISED VALUE IN A TAX YEAR WITH A \$5,000 GUARANTEED MINIMUM TO A 20% MAXIMUM ON AD VALOREM TAXATION, AS AUTHORIZED BY SECTION §11.13(n) OF THE TEXAS PROPERTY CODE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR OPEN MEETINGS AND EFFECTIVE DATE CLAUSES; AND PROVIDING FOR RELATED MATTERS.

WHEREAS, The City of Fort Stockton, Texas (herein the "City"), desires to amend and implement certain Ad Valorem Tax Exemptions to Residence Homesteads within the City; &

WHEREAS, Section §11.13(n) of the Texas Property Tax Code provides that the City Council may adopt a General Residential Homestead Exemption from Ad Valorem Taxes, entitling Residential Homestead Owners to an exemption from taxation by a taxing unit of a percentage of the appraised value of the individual's residence homestead; &

WHEREAS, it is determined by City Council that this exemption is in the best interest of the citizens of the City to enact such exemption as detailed and specified herein from Ad Valorem Property Taxes.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FORT STOCKTON, PECOS COUNTY, TEXAS, THAT:

SECTION 1.

**Section 1. Findings of Fact.** The foregoing recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes as findings of fact.

SECTION 2.

**Adoption of Homestead Exemption.** As authorized by Texas Property Tax Code Section §11.13(n), the City Council hereby adopts an allowance from Ad Valorem Taxes for City Property Owners on their property's appraised value in a tax year with a \$5,000 *Guaranteed Minimum Or* 20 % (20% *Maximum*) of the appraised value of a residence homestead, whichever is greater.

SECTION 3.

**Conflicting Ordinances.** All prior ordinances of the City are hereby amended only to the extent of any conflict with the exemptions set forth herein, and all ordinances or parts thereof conflicting or inconsistent with the provisions of this Ordinance as adopted and amended herein are hereby amended to the extent of such conflict. In the event of a conflict or inconsistency between this Ordinance and any other code or ordinance of the City, the terms and provisions of this Ordinance shall govern.

SECTION 4.

**Severability.** Should any section or part of this Ordinance be held unconstitutional, illegal, or invalid, or the application to any person or circumstance thereof ineffective or inapplicable, such unconstitutionality, illegality, invalidity, or ineffectiveness of such section or part shall in no way affect, impair or invalidate the remaining portion or portions thereof; but as to such remaining portion or portions, the same shall be and remain in full force and effect and to this end the provisions of this Ordinance are declared to be severable.

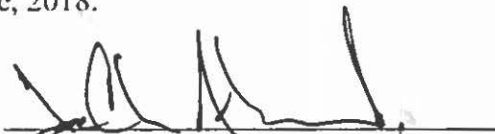
SECTION 5.

**Effective Date.** This Ordinance shall take effect **October 1, 2018** from and after its passage. The City Council hereby instructs the City Secretary to provide a certified copy of this Ordinance to the Pecos County Appraisal District and Pecos County Tax Assessor Collector.

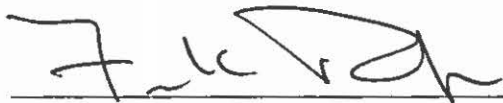
Section 6.

**Open Meetings.** It is hereby officially found and determined that the meeting at which this Ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551, Tex. Gov't Code.

**PASSED AND APPROVED** this 26<sup>th</sup> day of June, 2018.

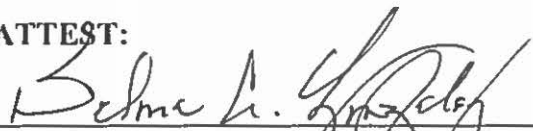


Joe Chris Alexander, MAYOR



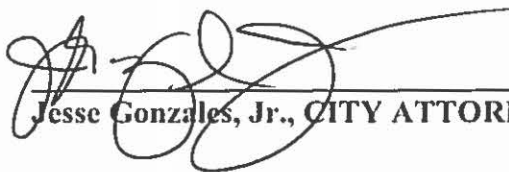
Frank Rodriguez III, CITY MANAGER

ATTEST:



Delma A. Gonzalez, CITY SECRETARY

Approved as to Form & Legality:



Jesse Gonzales, Jr., CITY ATTORNEY