

ORDINANCE #153-2016

CITY OF LONE OAK

AN ORDINANCE OF THE CITY OF LONE OAK, TEXAS, FIXING AND LEVYING TAXES FOR THE FISCAL YEAR BEGINNING JULY 1, 2016 AND ENDING JUNE 30, 2017 AT A TOTAL TAX RATE TO EQUAL \$.650000 ON EACH ONE HUNDRED DOLLARS (\$100.00) ASSESSED VALUE OF ALL TAXABLE PROPERTY ASSESSED WITHIN THE CORPORATE LIMITS OF THE CITY; DIRECTING THE ASSESSMENT THEREOF TO PROVIDE FOR DUE AND DELINQUENT DATES TOGETHER WITH PENALTIES AND INTEREST; ADOPTING AN EXEMPTION FROM THE TAX HEREIN LEVIED FOR PERSONS OVER 65 YEARS OF AGE OR OLDER IN THE AMOUNT OF \$10,000.00 OF THE APPRAISED VALUE OF THEIR RESIDENCE HOMESTEAD; REPEALING CONFLICTING ORDINANCES; PROVIDING A SAVINGS CLAUSE AND SEVERABILITY CLAUSE; AND DECLARING AN EFFECTIVE DATE.

WHEREAS, the City of Lone Oak, Texas (the "City") hereby finds that the tax for the fiscal year beginning on July 1, 2016, and ending June 30, 2017, hereinafter levied for current expenses of the City and the general improvements of the City and its property, must be levied to provide the revenue requirements of the budget for the ensuing year; and

WHEREAS, the City Council has approved and adopted, on the 13th day of June, 2016, the budget for the fiscal year beginning July 1, 2016, and ending June 30, 2017; and

WHEREAS, all statutory and constitutional requirements concerning the levying and assessments of ad valorem taxes have been approved and completed in due and correct time.

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LONE OAK, TEXAS:

Section 1. That there be and is hereby levied and ordered to be assessed and collected for the fiscal year beginning July 1, 2016 and ending June 30, 2017, on all taxable property, real, personal, and mixed, situated within the corporate limits of the City of Lone Oak, Texas, and not exempted by the Constitution of the State, valid State laws or this ordinance, a tax which shall be apportioned and distributed as follows: for the purpose of the payment of defraying the maintenance and operation expenses of the City, a tax of \$.538773 on each One Hundred Dollars (\$100.00) assessed value of all taxable property. **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 64.63 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$192.50.**

Section 2. That there be and is hereby levied and ordered to be assessed and collected for the fiscal year beginning July 1, 2016, and ending June 30, 2017, on all taxable property, real, personal, and mixed, situated within the corporate limits of the City of Lone Oak, Texas, and not exempted by the Constitution of the State, valid State laws or this ordinance, a tax which shall be apportioned and distributed as follows: for the purpose of the payment of defraying the interest and sinking expenses of the City, a tax of \$.111227 on each One Hundred Dollars (\$100.00) assessed value of all taxable property. Total tax rate equal \$.650000

on each One Hundred Dollars (\$100.00) assessed value of all taxable property broken down between maintenance and operations tax rate, and interest and sinking tax rate.

Section 3. That all ad valorem taxes shall become due and payable on October 1, 2016, and all ad valorem taxes shall be delinquent after January 31, 2017. There shall be no discount for payment of taxes on or prior to January 31, 2017. A delinquent tax shall incur all penalty and interest authorized by law, Section 33.01 of the Texas Property Tax Rate Code, to wit: a penalty of 6% of the amount of the tax for the first calendar month the tax is delinquent plus 1% for each additional month or portion of a month the tax remains unpaid prior to July 1st of the year in which it becomes delinquent.

Provided, however, a tax delinquent on July 1 incurs a total penalty of 12% of the amount of the delinquent tax without regard to the number of the months the tax has been delinquent. A delinquent tax shall also accrue interest at a rate of 1% for each or portion of a month the tax remains unpaid. Taxes that remain delinquent on July 1, 2017, incur additional penalty of 15% if the amount of taxes, penalty and interest due; such additional penalty is to defray the cost of collection due pursuant to the contract with the City's attorney authorized by Section 6.30 Texas Property Code.

Section 4. Taxes shall be payable in Hunt County, Texas at the office of the Hunt County Tax Collector. The City shall have available all rights and remedies provided by law for the enforcement of the collection of taxes levied under this ordinance.

Section 5. All delinquent taxes shall bear interest as provided by State Law, in addition to penalties.

Section 6. There is hereby adopted and established an exemption from the tax levied by this ordinance for persons who are 65 years of age or older in the amount of \$10,000.00 of the appraised value of their residence homestead.

Section 7. That any and all ordinances, resolutions, rules, regulations, policies or provisions in conflict with the provisions of this ordinance are hereby repealed and rescinded to the extent of the conflict herewith.

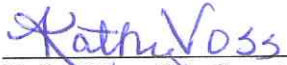
Section 8. If any section, paragraph, sentence, clause, phrase or word in this ordinance, or application thereof by any person or circumstances, is held invalid by any Court of competent jurisdiction, such holdings shall not affect the validity of the remaining portions and shall remain in full force and effect.

Section 9. The fact that it is necessary that this ordinance be enacted in order to authorize the collection of ad valorem taxes for the fiscal year beginning July 1, 2016, and ending June 30, 2017, this ordinance shall take effect from and after its passage as the law in such cases provides.

DULY PASSED AND APPROVED by the City Council of the City of Lone Oak, Texas, on this 8th day August, 2016.


Douglas E. Williams, Mayor

ATTESTED:


Kathy Voss, City Secretary