

**CITY OF NEWARK  
ORDINANCE NO. A - 522**

**AN ORDINANCE OF THE CITY OF NEWARK, TEXAS, LEVYING TAXES FOR THE 2021 TAX YEAR AT THE RATE OF \$0.515667 PER ONE HUNDRED DOLLARS (\$100.00) WITHIN THE CORPORATE LIMITS OF THE CITY OF NEWARK, TEXAS; APPROVING THE ASSESSMENT ROLL AS CERTIFIED BY THE BOARD OF REVIEW OF THE WISE COUNTY APPRAISAL DISTRICT; PROVIDING FOR A DATE ON WHICH TAXES BECOME DUE AND DELINQUENT TOGETHER WITH PENALTIES AND INTEREST THEREON; PROVIDING FOR REPEALING, SAVINGS AND SEVERABILITY CLAUSES; AND PROVIDING FOR AN EFFECTIVE DATE OF THIS ORDINANCE.**

**WHEREAS**, the City Council of the City of Newark, Texas, needs to levy and impose tax upon all taxable property for purposes of funding the 2021 -2022 fiscal year budget of the City of Newark; and

**WHEREAS**, a public hearing on the proposed 2021 tax rate for the City of Newark, Texas was held in accordance with Section 102.005 of the Texas Local Government Code; and

**WHEREAS**, the City Council has complied with all applicable requirements of the Texas Tax Code prior to the setting of the tax rate for said City for 2021; and

**WHEREAS**, a quorum of the City Council is present in a meeting open to the public; and

**WHEREAS**, the City Council has determined that a tax rate of \$0.515667 per \$100 assessed valuation is necessary to meet the fiscal needs of the City; and

**WHEREAS**, all statutory and constitutional requirements concerning the levying and assessing of ad valorem taxes have been complied with.

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

**SECTION 1**

**Findings Incorporated.** The findings set forth above are incorporated into the body of this Ordinance as if fully set forth herein.

**SECTION 2**

**Tax Levied.** There is hereby levied and ordered to be assessed and collected for all taxable property located in the City of Newark on the 1<sup>st</sup> day of January 2021, and not exempted from taxation by the constitution and laws of the State of Texas for the fiscal year beginning October 1, 2021, and ending September 30, 2022, and for each fiscal year thereafter until it be otherwise provided by an ordinance on all taxable property, real, personal and mixed, an ad valorem tax for funding \$0.061485 for debt services and \$0.454182 for the general operations of the City at a total rate of \$0.515667 on each One Hundred Dollars (\$100.00) assessed value of 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 3.5 PERCENT AND WILL DECREASE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$-9.73.**

**SECTION 3**

**Due Date of Taxes.** The taxes assessed and levied hereby are payable any time after the approval and publication of this Ordinance and not later than January 31<sup>st</sup> of the year following the year in which the taxes are assessed. The penalties and interest provided for herein shall accrue after January 31<sup>st</sup> of the year following the year in which the taxes are assessed. However, if the entire taxes due as provided herein are paid in full by January 31<sup>st</sup> of the year following the year in which the taxes are assessed, no penalty or interest shall be due.

**SECTION 4**

**Penalties and Interest.** A delinquent tax shall incur the maximum penalty and interest authorized by Section 33.01, Texas Property Tax Code, to-wit: a penalty of six percent (6%) of the amount of the tax for the first calendar month it is delinquent, plus one percent (1%) for each additional month or portion of a month the tax remains unpaid prior to July 1<sup>st</sup> of the year in which it becomes delinquent. Provided, however, a tax that is delinquent on July 1<sup>st</sup> of the year in which it becomes delinquent shall incur a total penalty of twelve percent (12%) of the amount of the delinquent tax without regard to the number of months the tax has been delinquent. A delinquent tax shall also accrue interest at a rate of one percent (1%) for each month or portion of a month the tax remains unpaid. All other penalties and collection remedies authorized by law are hereby adopted.

**SECTION 5**

**Place of Payment/Collection.** Taxes are payable at the office of the Wise County Tax Assessor/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 6**

**Tax Roll.** The tax roll, as presented to the City Council, together with any supplement thereto, is hereby accepted.

**SECTION 7**

**Savings/Repealing Clause.** All provisions of any ordinance in conflict with this Ordinance are hereby repealed; but such repeal shall not abate any pending prosecution for violation of the repealed Ordinance, nor shall the repeal prevent prosecution from being commenced for any violation if occurring prior to the repeal of the Ordinance. Any remaining portions of conflicting ordinances shall remain in full force and effect.

**SECTION 8**

**Severability.** If any section, part, or provision of this Ordinance is declared unconstitutional or invalid, by a court of competent jurisdiction, then, in that event, it is expressly provided, and it is the intention of the City Council in passing this Ordinance that its parts shall be severable and all other parts of this Ordinance shall not be affected thereby and they shall remain in full force and effect.

**SECTION 9**

**Effective Date.** This Ordinance shall become effective from and after its adoption and publication as required by law.

**DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF NEWARK, TEXAS,** on this the 13<sup>th</sup> day of September, 2021, by roll call vote on the following motion:

"I move that the property tax rate be increased by the adoption of a tax rate of \$0.515667 which is effectively a 3.5 percent increase in the tax rate."

  
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Mark Wondolowski, Mayor

ATTEST TO:

  
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Jenni Moore, City Secretary

