

AN ORDINANCE OF THE TOWN OF WESTON, TEXAS AUTHORIZING THE SETTING OF AN ELECTION TO BE HELD ON MAY 03, 2025, FOR THE PURPOSE OF CONSIDERING THE ADOPTION OF A LOCAL SALES AND USE TAX FOR STREET MAINTENANCE AT A RATE OF ONE HALF PERCENT (0.5%) TO PROVIDE REVENUE FOR MAINTENANCE AND REPAIR OF MUNICIPAL STREETS; PROVIDING FOR REPEALING, SAVINGS AND SEVERABILITY CLAUSES; PROVIDING FOR AN EFFECTIVE DATE OF THIS ORDINANCE; AND PROVIDING FOR THE PUBLICATION OF THE CAPTION HEREOF.

WHEREAS, Town Council of the Town of Weston, Texas ("Town Council") deems it advisable to call the election herein ordered; and

WHEREAS, the current sales and use tax rate within the Town of Weston ("Town") is 7.25% and comprised of the following: the State of Texas sales and use tax (6.25%) and the Town's general purpose sales and use tax (1 %),

WHEREAS, adoption of the sales and use tax will not result in the combined rate of all sales and use taxes imposed by the Town and other political subdivisions having territory in the Town exceeding 2%; and

WHEREAS, Chapter 327 of the Texas Tax Code, as amended authorizes Texas cities to adopt a street maintenance sales tax to be used only to maintain and repair municipal streets existing on the date of the election to adopt the tax; and

WHEREAS, it is hereby officially found and determined that the Town hold the hereinafter election on the date set forth below is in the public interest; and

WHEREAS, the Town Council finds that all legal notices, hearings, procedures and publishing requirements for the adoption of the ordinance have been performed or completed in the manner and form set forth by law.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF WESTON, 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: Election Ordered. An election is hereby ordered be held on May 03, 2025, a uniform election date, in the Town of Weston, Texas, for the purpose of submitting a proposition to the qualified voters of the Town of Weston regarding the imposition of the sales and use tax of one-half percent (0.5%) for street maintenance.

SECTION 3: Election Day. The polling place for the voting precincts in the Town of Weston for this election shall be established by the Collin County Elections Administrator. Polling places will be publicly posted on the Collin County Elections Department and Town of Weston municipal internet sites.

SECTION 4: Official Ballots. The official ballots for said election shall be prepared in accordance with the Texas Election Code and Texas Tax Code so as to permit all eligible voters of Weston to vote "For" or "Against" the proposition, with the ballots to contain such provisions, markings and language as required by law and with such propositions to be expressed substantially as follows:

PROPOSITION NO. 1

"The adoption of a local sales and use tax in the Town of Weston at the rate of one-half percent (0.5%) to provide revenue for maintenance and repair of municipal streets".

SECTION 5: Voting Equipment and Materials. The Election Officer is hereby authorized and instructed to provide and furnish all necessary election supplies to conduct the election.

SECTION 6: Election to Comply with Applicable Laws. The Town Secretary is hereby authorized and directed to publish and/or post, in the time and manner prescribed by law, all notices required to be so published and/or posted in connection with the conduct of this election. The election, including providing notice of the election shall be conducted in accordance with the Texas Election Code and other applicable law, and all resident qualified and registered voters of the Town shall be eligible to vote at the election.

SECTION 7: Authority of Mayor and Town Secretary. The Mayor and the Town Secretary, in consultation with the Town Attorney, are hereby authorized and directed to take any and all actions necessary to comply with the provisions of the Texas Election Code and any other state or federal law in carrying out and conduction the election, whether or not expressly authorized herein.

SECTION 8: 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 9: Severability. Should any section, subsection, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, it is expressly provided that any and all remaining portions of this Ordinance shall remain in full force and effect. Weston hereby declares that it would have passed this Ordinance, and each section, subsection, sentence, clause, or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared unconstitutional or invalid.

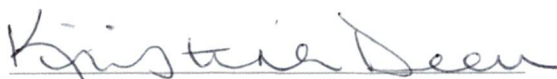
SECTION 10: Effective Date. This Ordinance shall become effective from and after its adoption and publication as required by law.

DULY PASSED AND APPROVED BY THE TOWN COUNCIL OF THE TOWN OF WESTON, TEXAS on this the Feb. 11 day of, 2025.



Jerry Randall, Mayor

ATTEST TO:



Kristina Dean, Town Secretary



Date(s) of Publication: _____