

ORDINANCE NO. 2011-12

AN ORDINANCE OF THE CITY OF CANTON, TEXAS, LEVYING AD VALOREM TAXES FOR 2011 AT \$0.42523 PER ONE HUNDRED DOLLARS ASSESSED VALUATION OF ALL TAXABLE PROPERTY WITHIN THE CORPORATE LIMITS OF THE CITY TO PROVIDE REVENUES FOR CURRENT EXPENSES AND INTEREST AND SINKING FUND REQUIREMENTS; PROVIDING FOR AN INCREASE IN TAXES FOR MAINTENANCE AND OPERATIONS; PROVIDING FOR THE ASSESSMENT, LEVY AND COLLECTION OF AD VALOREM TAXES OF THE CITY OF CANTON, TEXAS FOR THE YEAR 2011; PROVIDING DUE AND DELINQUENT DATES; PROVIDING FOR PENALTY AND INTEREST ON ALL TAXES NOT TIMELY PAID; AUTHORIZING EXEMPTIONS; REPEALING ALL OTHER ORDINANCES IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE

**WHEREAS**, Section 26.05 of the Texas Property Tax Code provides that by September 1 or as soon thereafter as practicable, the governing body of each taxing unit shall adopt a tax rate for the current tax year; and

**WHEREAS**, such Section further provides that where the tax rate consists of two components (one which will impose the amount of taxes needed to pay the unit's debt service and the other which will impose the amount of taxes needed to fund maintenance and operation expenditures of the unit for the next year); and

**WHEREAS**, the proposed tax rate for the current tax year of the City of Canton, Texas consists of two such components, a tax rate of \$0.327 for debt service and a tax rate of \$0.09823 to fund maintenance and operation expenditures; and

**WHEREAS**, a budget appropriating revenues generated by the collection of ad valorem for the use and support of the municipal government of the City of Canton has been approved and adopted by the Canton City Council as required by Title Four (4), Section 102.009 of the Local Government Code; and

**WHEREAS**, it is necessary and appropriate for the City Council to adopt the 2011 Tax Rate for the City of Canton, Texas;

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

**Section 1.** The facts and recitations set forth in the preamble of the Ordinance are found to be true and correct and are incorporated herein and made a part hereof for all purposes.

**Section 2.** There be and is hereby levied for the year 2011 on all taxable property, real, personal and mixed, situated within the corporate limits of the City of Canton, Texas, and not exempt by the Constitution of the State and valid State laws, a tax of forty-two and five hundred twenty-three thousandths (\$0.42523) cents on each one hundred (\$100.00) dollars assessed value of taxable property, and shall be apportioned and distributed as follows: \$0.327 for interest and sinking fund requirements of the municipal government of the City and \$0.09823 for maintenance and operations of the municipal government of the City.

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 TWO-TENTHS OF ONE PERCENT (0.2%)

AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$0.02.

**Section 3.** All ad valorem taxes shall become due and payable on October 1, 2011, and all ad valorem taxes for the year 2011 shall become delinquent after January 31, 2012. If any person fails to pay the ad valorem taxes on or before the 31<sup>st</sup> day of January 2012, the penalties and interest as set forth under Section 33.01 of the Texas State Property Tax Code shall apply.

**Section 4.** Taxes are payable to the Van Zandt County Tax Assessor-Collector, Van Zandt County Appraisal District, Canton, Texas 75103. The City is hereby authorized and empowered to enforce the collection of such taxes according to the Constitution and Laws of the State of Texas and ordinances of the City of Canton shall, by virtue of the tax rolls, fix and establish a lien by levying upon such property, whether real or personal, for the payment of said taxes, penalty and interest, and the interest and penalty collected from such delinquent taxes shall be apportioned to the general fund of the City of Canton. All delinquent taxes shall bear interest from date of delinquency at the rate as prescribed by state law.

**Section 5.** The twenty percent (20%) homestead exemption and the \$9,000 exemption and tax freeze for homesteads owned by anyone disabled or sixty-five years of age and older remain in effect.

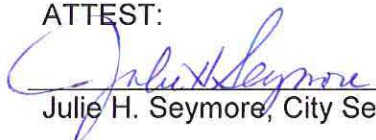
**Section 6.** That all other ordinances of the City of Canton in conflict herewith are hereby repealed.

**Section 7.** This Ordinance shall become effective upon the date passed at a called meeting of the city council at which a quorum was present. The meeting was open to the public as required and public notice of the time, place, and purpose of said meeting was given as required by the Open Meeting Act, Texas Government Code, Chapter 551.

**DULY PASSED, APPROVED AND ADOPTED** on this the 13<sup>th</sup> day of September, 2011.

  
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Cary S. Hilliard, Mayor

ATTEST:

  
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Julie H. Seymore, City Secretary