

ORDINANCE NO. 2019-_____

AN ORDINANCE OF THE CITY OF ELGIN, TEXAS, ANNEXING TERRITORY ADJACENT AND CONTIGUOUS TO THE EXISTING EXTRATERRITORIAL JURISDICTION INTO THE EXTRATERRITORIAL JURISDICTION OF THE CITY OF ELGIN, TEXAS, FINDING THAT ALL NECESSARY AND REQUIRED LEGAL CONDITIONS HAVE BEEN SATISFIED; PROVIDING THAT SUCH AREA SHALL BECOME A PART OF THE EXTRATERRITORIAL JURISDICTION OF THE CITY AND THAT THE OWNERS AND INHABITANTS THEREOF SHALL BE ENTITLED TO THE RIGHTS AND PRIVILEGES OF THOSE RESIDING IN THE EXTRATERRITORIAL JURISDICTION OF THE CITY OF ELGIN, TEXAS AND BE BOUND BY THE ACTS AND ORDINANCES NOW IN EFFECT AND TO BE HEREINAFTER ADOPTED; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City Council of the City of Elgin, Texas (the “City”), pursuant to Section 42.022 of the Texas Local Government Code, as amended, desires to annex into its extraterritorial jurisdiction additional territory lying adjacent and contiguous to the existing extraterritorial jurisdiction of the City, which territory is described in Exhibit “A” (the “Annexed Territory”), which exhibit is attached hereto and incorporated herein for all purposes; and,

WHEREAS, the City is a duly constituted Home Rule City pursuant to Article XI, Section 5 of the Texas Constitution, as amended; and,

WHEREAS, the Annexed Territory lies completely within Travis County, Texas, outside of the municipal limits or extraterritorial jurisdiction of any other municipality;

WHEREAS, a petition of 100% percent of the real property owners in the Annexed Territory requested that the City annex said area into its extraterritorial jurisdiction.

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

Section 1. That all of the above premises are found to be true and correct and are incorporated into the body of this ordinance as if copied in their entirety.

Section 2. That, pursuant to and under the authority granted in Section 42.022(b) of the Texas Local Government Code the Annexed Territory of ___ acres described in Exhibit “A”, which exhibit is attached hereto and incorporated herein for all purposes, shall be and is hereby annexed and brought within the extraterritorial jurisdiction of the City of Elgin, Texas, and the same is hereby made an integral part hereof.

Section 3. That the owners and inhabitants of the Annexed Territory shall be entitled to all of the rights and privileges of other owners and inhabitants of the extraterritorial jurisdiction of said City and are hereby bound by all acts, ordinances and all other legal action now in full force and effect and all those which may be hereafter adopted.

Section 4. That this Ordinance shall become effective immediately after its passage.

Section 5. If any section, subsection, sentence, phrase, or word of this ordinance be found to be illegal, invalid or unconstitutional, or if any portion of the Annexed Territory is incapable of being annexed by the City, for any reason whatsoever, the adjudication shall not affect any other section, sentence, phrase, word, paragraph or provision of this ordinance or the application of any other section, sentence, phrase, word, paragraph or provision of any other ordinance of the City. The City Council declares that it would have adopted the valid portions and the applications of this ordinance and would have annexed the valid property without the invalid part, and to this end the provisions of this ordinance are declared severable.

Section 6. Every ordinance or parts of ordinances found to be in conflict herewith are hereby repealed.

Section 7. The City Council hereby finds and declares that written notice of the date, hour, place and subject of the meeting at which this ordinance was adopted was posted and that such meeting was open to the public as required by law at all times during which this ordinance and the subject matter hereof was discussed, considered and formally acted upon, all as required by the Open Meeting Act, Chapter 551, Texas Government Code, as amended.

READ, PASSED, and ADOPTED on first reading this ____ day of _____, 2019.

CHRIS CANNON, Mayor
City of Egin, Texas

ATTEST:

AMELIA SANCHEZ, City Secretary