

ORDINANCE NO. 1928

AN ORDINANCE ANNEXING THE HEREINAFTER DESCRIBED PROPERTY TO THE CITY OF TERRELL, TEXAS, AND EXTENDING THE BOUNDARIES OF SAID CITY SO AS TO INCLUDE SAID HEREINAFTER DESCRIBED PROPERTY WITHIN THE CITY LIMITS, AND GRANTING TO SAID PROPERTY AND TO ALL FUTURE INHABITANTS OF SAID PROPERTY ALL OF THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BINDING SAID FUTURE INHABITANTS BY ALL OF THE ACTS AND ORDINANCES OF THE SAID CITY.

WHEREAS, the City of Terrell is authorized to annex property in accordance with V.T.C.A., Local Government code, Section 43.021 and its home-rule charter and by statute;

WHEREAS, said property proposed to be annexed is within the city's extraterritorial jurisdiction and is contiguous to the City;

WHEREAS, the City has prepared a service plan for said property, which is attached as Exhibit "A" to this Ordinance;

WHEREAS, the City has published notice of hearings on said annexation and held hearings as required by state law; and

WHEREAS, after hearing arguments for and against the same the governing body has voted to annex said property into the City under the authority of Section 43.021 of the Local Government Code.

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

SECTION 1. That the property hereinafter described is hereby annexed into the City, and that the boundary limits of the City of Terrell are hereby extended to include said property within the City Limits of the City of Terrell and the same shall hereafter be included within the territorial limits of said City, and said land and the future inhabitants thereof shall hereafter be entitled to all rights and privileges of other citizens of the City and shall be bound by the acts and ordinances of said City.

BEING a tract or parcel of land situated in the J. C. Hale Survey, Abstract 202, Kaufman County, Texas, and further being a part of the Branch Carter Subdivision, an Addition to the City of Terrell recorded in Volume 10, Page 2, Plat Records, Kaufman County, Texas, said tract being more particularly described as follows:

COMMENCING at the East corner of said Addition said point being located on the previous Right of Way line of F. M. 148;

THENCE: North 42° 55'00" West, along the Northeasterly line of said Subdivision, a distance of 30.00 feet to the present Northwest R.O.W. line of F.M. 148;

THENCE: South 47° 5'00" West, along said Northwest R.O.W. line, a distance of 28.40 feet to the Southerly City of Terrell City Limit Line and the POINT OF BEGINNING;

THENCE: Continuing along said Northwest R.O. W. line, South 47° 05'00" West a distance of 146.60 feet to a ½" iron rod set for a corner.

THENCE: North 42° 55'00" West a distance of 218.92 feet to a ½" iron rod set for a corner,

THENCE: North 47° 05'00" East a distance of 74.37 feet to a ½" iron rod set on the Southerly City of Terrell City Limit Line;

THENCE: South 61° 10'34" East, along said City Limit Line, a distance of 230.53 feet to the place of beginning and containing 24,188 square feet or 0.56 acres of land.

ARTICLE II.

If any section, provision, subsection, paragraph, sentence, clause, phrase, or word in this Ordinance or application thereof to any person or circumstance is held invalid by any court of competent jurisdiction, such holdings shall not affect the validity of the remaining portions of this Ordinance, and the City Council of the City of Terrell, Texas, hereby declares it would have enacted such remaining portion, despite such invalidity.

ARTICLE III.

All ordinance or parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

ARTICLE IV.

This ordinance will take effect immediately from and after its passage the publication of the caption as the law in such cases provides.

PASSED AND APPROVED THIS 7TH DAY OF JUNE, 1998.
PASSED AND ADOPTED THIS 21ST DAY OF JULY, 1998.

APPROVED:

HENRY C. MADGWICK, SR. MAYOR

ATTEST:

JOHN ROUNSAVALL, CITY SECRETARY

APPROVED AS TO FORM:

MARY GAYLE RAMSEY, CITY ATTORNEY