

CITY OF TERRELL, TEXAS

ORDINANCE NO. 2101

AN ORDINANCE TO THE CITY OF TERRELL, TEXAS, ANNEXING ADJACENT AND CONTIGUOUS TERRITORY, AS DESCRIBED IN EXHIBIT A AND AS DEPICTED IN EXHIBIT A.1 AND A.2, TO THE CITY OF TERRELL, TEXAS; FINDING THAT ALL NECESSARY AND REQUIRED LEGAL CONDITIONS HAVE BEEN SATISFIED; PROVIDING THAT SUCH AREA SHALL BECOME A PART OF THE CITY AND THAT THE OWNERS AND INHABITANTS THEREOF SHALL BE ENTITLED TO THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BE BOUND BY THE ACTS AND ORDINANCES NOW IN EFFECT AND TO BE HEREAFTER ADOPTED; FURTHER PROVIDING FOR AMENDING AND CORRECTING THE OFFICIAL BOUNDARIES OF THE CITY AS HERETOFORE ADOPTED; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR SAID ORDINANCE TO TAKE EFFECT AND BE IN FORCE FROM AND AFTER ITS PASSAGE.

WHEREAS, the City of Terrell, Texas (the “CITY”), pursuant to Chapter 43 of the Texas Local Government Code and Section 1.04 of Article I of the Home Rule Charter of the City of Terrell, Texas, has instituted annexation proceedings to annex additional territory lying adjacent to the CITY, which territory is described in Exhibit A and depicted in Exhibit A.1 and A.2., both of which are attached hereto and incorporated herein for all purposes; and

WHEREAS, two separate public hearings were conducted in accordance with Chapter 43 of the Texas Local Government Code, the first being held at 5:30 o’clock p.m. on February 5, 2002, at the Terrell City Hall, 201 E. Nash Street, Terrell, Texas 75160, and the second public hearing being held at 5:30 p.m. o’clock noon on March 5, 2002, at the Terrell City Hall, 201 E. Nash Street, Terrell, Texas 75160, and

WHEREAS, the public hearings were conducted and held not more than forty (40) days nor less than twenty (20) days prior to the institution of annexation proceedings; and

WHEREAS, notice of the public hearings was published in a newspaper of general circulation in the CITY and in the territory proposed to be annexed by publication at least once in said newspaper not more than twenty (20) days nor less than ten (10) days prior to each public hearing; and

WHEREAS, all required statutory notices pursuant to the Chapter 43 of the Texas Local Government Code and Section 1.04 of Article I of the Home Rule Charter of the City of Terrell, Texas, have been accomplished; and

WHEREAS, in accordance with Chapter 43 of the Texas Local Government Code, a service plan, attached hereto as Exhibit B and incorporated herein for all purposes, was prepared by the City Manager, or his designee, which plan was made available for inspection and explained at the public hearings conducted as herein described; and

WHEREAS, annexation proceedings were instituted relative to the territory to be annexed on March 26, 2002, by the introduction of this annexation ordinance during a Special Session of the City Council of the City of Terrell on said date; and

WHEREAS, Chapter 43 of the Texas Local Government Code requires the annexation of an area by a municipality to be completed within ninety (90) days after the date the governing body of the municipality institutes the annexation proceedings relative thereto, or those annexation proceedings are void; and

WHEREAS, the adoption of this annexation ordinance during a Regular Session of the City Council of the City of Terrell on April 2, 2002, will complete the annexation proceedings relative to the territory to be annexed within the ninety (90) day period stipulated by Chapter 43 of the Texas Local Government Code; and

WHEREAS, the territory to be annexed is contiguous and adjacent to the corporate limits of the City of Terrell and meets all applicable size and shape requirements of state law governing eligibility for annexation.

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

SECTION 1

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

The property described in Exhibit A and depicted in Exhibit A.1 and A.2, all of which are attached hereto and incorporated herein for all purposes, be and is hereby annexed and brought within the corporate limits of the City of Terrell, Kaufman County, Texas, and same is hereby made a part of the **CITY**.

SECTION 3

The service plan, attached hereto as Exhibit B and incorporated herein for all purposes was submitted in accordance with Chapter 43 of the Texas Local Government Code and is hereby approved as part of this Ordinance, and is made a part hereof.

SECTION 4

The property described in Exhibit A shall bear its pro rata share of the taxes levied by the **CITY**, and the inhabitants of the area herein annexed shall be entitled to all of the rights, privileges, and responsibilities of other citizens of the **CITY** and area 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 5

The official map and boundaries of the **CITY** heretofore adopted and amended be and are hereby amended so as to include the property described in Exhibit A and depicted in Exhibit A.1 and A.2, as part of the **CITY**.

SECTION 6

The City Manager is hereby directed and authorized to perform or cause to be performed all acts necessary to effectuate this Ordinance, including any corrections to the official map of the City to add the territory hereby annexed as required by law.

SECTION 7

The City Manager is hereby directed and authorized to file a certified copy of this Ordinance with the necessary governmental agencies.

SECTION 8

If any section, subsection, sentence, phrase, or word be found to be illegal, invalid, unconstitutional or if any portion of said property is incapable of being annexed by the City of Terrell, Texas, for any reason whatsoever, the adjudication shall not affect another section, sentence, phrase, word, paragraph or provision of this Ordinance or the application of any other section, sentence, phrase, word, paragraph or provision to any other person or portion of said property, situation or circumstance, nor shall the adjudication affect any other section, sentence, phrase, word, paragraph or provision of any other ordinance of the City of Terrell, Texas. The City Council declares that it would have adopted the valid portions and 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 to be severable.

SECTION 9

This Ordinance shall take effect and be in full force from and after its passage, as provided by the Revised Civil Statutes of the State of Texas and the Home Rule Charter of the City of Terrell, Texas.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF TERRELL, TEXAS, THIS 26th DAY OF MARCH, 2002.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF TERRELL, TEXAS, THIS 2ND DAY OF APRIL, 2002.

Henry C. Madgwick, Mayor

ATTEST:

John R. Rounsavall, City Secretary

APPROVED AS TO FORM AND LEGALITY:

Mary Gayle Ramsey, City Attorney

**EXHIBIT A TO ORDINANCE NO. 2101
CITY OF TERRELL**

TRACT 1

BEING 203.1 acres of land situated in the Ransom Sowell Survey, Abstract No. 443, the Benjamin Kimberling Survey, Abstract No. 265 and the Phillips Walker Survey, Abstract No. 569 and possibly including parts of the J. Russell Survey, Abstract No. 419, the Wm. Clements Survey, Abstract No. 104, the H. Tabor Survey, Abstract No. 542 and the J.H. Hamilton Survey, Abstract No. 207, all within the County of Kaufman, Texas; said 203.1 acres consisting of the occupied Right of Way (R.O.W.) of Airport Road, also known as Kaufman County Road No. 306 lying between the current Terrell City Limits and Wilson Road; all of that Interstate Highway 20 R.O.W. lying between Kings Creek (the current Terrell City Limits) and a point East of Wilson Road at I.H. 20 centerline station 949+00; and all of that land owned or claimed by Charles F. Meyers lying between the Terrell Municipal Airport and land owned by the Terrell Economic Development Corporation (hereinafter referred to as T.E.D.C.). Said 203.1 acres being more particularly described by Metes and Bounds as follows:

BEGINNING in the current Terrell City Limits line (hereinafter referred to as 'TCL'), at the point where Kings Creek crosses the Southerly R.O.W. of Interstate Highway No. 20 (I.H.20);

THENCE N 8° 26' 26" E crossing the R.O.W. of Interstate Highway 20, a distance of 405.57 feet, to a point in the centerline of Kings Creek, at its intersection with the Northeast R.O.W. line of I.H.20;

THENCE S 72° 16' E a distance of 12 feet to the most Southerly East corner of a 39.634 acre tract of land conveyed to the City of Terrell by deed dated March 31, 1986 and recorded in Volume 851, Page 594 of the Deed Records of Kaufman County, Texas same being the most Westerly corner of a 373.2 acre tract annexed by the City of Terrell per Ordinance No. 2083, passed and adopted October 2, 2001 and being in the East Bank of Kings Creek;

THENCE with the Southwest line of said 373.2 acre tract and the Northeast line of I.H. 20 and the current 'TCL' the following courses and distances:

S 72° 16' E a distance of 4100.85 feet to a concrete monument found;
S 71° 07' E a distance of 500.10 feet to a concrete monument found;
S 72° 16' E a distance of 1600 feet to a 1/2 inch iron rod found;
S 85° 24' E a distance of 308.06 feet to a 1/2 inch iron rod found;
N 66° 23' E a distance of 333.03 feet to a 1/2 inch iron rod found;
N 32° 29' E a distance of 392.95 feet to a concrete monument found;
N 73° 59' E a distance of 158.12 feet to a 1/2 inch iron reference rod found at the occupied East corner of the aforesaid 373.2 acre tract in the occupied Southwest line of Airport Road and being in the I.H. 20 R.O.W.;

THENCE departing the I.H. 20 R.O.W. line and continuing with the current 'TCL', same being a fence line along the occupied Southwest line of Airport Road (Kaufman County Road No. 306) and also being the occupied Northeast line of said T.E.D.C. property, the following courses and distances:

N 43° 08' 26" W a distance of 360.74 feet;
N 42° 21' 27" W a distance of 167.20 feet;
N 41° 53' 52" W a distance of 692.48 feet;
N 43° 17' 23" W a distance of 1158.37 feet to a 1/2 inch iron reference rod found in fence corner;
N 43° 49' 49" W a distance of 2471.63 feet;
N 47° 41' 46" W a distance of 249.78 feet;
N 44° 40' 54" W a distance of 268.28 feet;
N 44° 07' 44" W a distance of 208.97 feet;
N 43° 39' 06" W a distance of 886.27 feet to a 1/2 inch iron reference rod found in fence corner, being the occupied North corner of the T.E.D.C. property and the occupied East corner of the Charles F. Meyers tract of land;

THENCE S 47° 28' 10" W with a fence, same being the common line between Charles F. Meyers and the T.E.D.C. and the current 'TCL', a distance of 2012.32 feet to a point in the East Bank of Kings Creek;

THENCE with said East Bank of Kings Creek and with said common line and with said current 'TCL', the following courses and distances:

- 1.) S 15° 26' 37" W, a distance of 102.25 feet to bend;
- 2.) S 39° 52' 22" W, a distance of 137.06 feet to bend;
- 3.) S 4° 25' 04" W, a distance of 88.43 feet to bend;
- 4.) S 55° 45' 06" W, a distance of 63.28 feet to bend;
- 5.) S 88° 18' 50" W, a distance of 134.17 feet to bend;
- 6.) S 51° 03' 07" W, a distance of 79.44 feet to bend;
- 7.) S 77° 34' 25" W, a distance of 75.93 feet to bend;
- 8.) S 15° 01' 51" W, a distance of 130.80 feet to bend;
- 9.) S 5° 44' 32" W, a distance of 164.08 feet to bend;
- 10.) S 3° 55' 17" E, a distance of 63.98 feet to bend;
- 11.) S 29° 45' 35" W, a distance of 84.86 feet to bend;
- 12.) S 70° 50' 49" W, a distance 93.56 feet to bend;
- 13.) S 4° 41' 33" W, a distance 62.34 feet to bend;
- 14.) S 15° 56' 42" E, a distance of 63.43 feet to bend;
- 15.) S 55° 41' 14" E, a distance of 169.83 feet to bend;
- 16.) S 9° 16' 35" W, a distance of 92.22 feet to bend;
- 17.) S 56° 53' 48" W, a distance of 73.07 feet to bend;
- 18.) S 2° 43' 23" E, a distance of 122.95 feet to bend;
- 19.) N 65° 56' 23" E, a distance of 100.66 feet to bend;
- 20.) S 74° 05' 35" E, a distance of 84.71 feet to bend;
- 21.) S 19° 11' 39" W, a distance of 120.14 feet to bend;
- 22.) S 59° 11' 40" W, a distance of 116.18 feet to bend;
- 23.) S 87° 31' 18" W, a distance of 193.86 feet to bend;
- 24.) S 48° 30' 08" E, a distance of 147.86 feet to bend;
- 25.) S 3° 58' 37" W, a distance of 158.84 feet to bend;
- 26.) S 36° 14' 12" W, a distance of 83.57 feet to bend;
- 27.) S 53° 03' 01" W, a distance of 39.75 feet to bend;
- 28.) N 87° 31' 15" W, a distance of 18.15 feet to the most Easterly corner of said 39.634 acre tract of land;

THENCE continuing with the current 'TCL', the following courses and distances:

- N 42° 54' W a distance of 692 feet to a point for corner;
- N 44° 40' E a distance of 883 feet to a point for corner;
- N 24° 20' W a distance of 575 feet to a point for corner;
- N 30° 40' E a distance of 916 feet to a point for corner;
- N 0° 40' E a distance of 2572 feet to a point for corner at or near the South line of Airport Road (Kaufman County Road No. 306)
- N 44° 20' W a distance of 2170 feet to a point for corner;
- N 24° 10' E with said 'TCL', a distance of 53.5 feet, more or less to a point in the Northeast line of Airport Road;

THENCE with said Northeast line, departing said current 'TCL', the following courses and distances:

S 44° 20' E a distance of 2191 feet to an angle point in same;

S 44° 13' E, a distance of 2539 feet to an angel point in same, a ½ inch iron reference rod at the occupied East corner of the aforementioned Charles F. Meyers tract of land bears S 47° 28' 10" W 49.84 feet;

S 43° 37' 32" E a distance of 1424.45 feet to the occupied South fence corner of a 359.536 acre tract described in Volume 790, Page 95 of the Deed Records of Kaufman County, Texas;

THENCE N 44° 10' 45" E with the Southeast line of said 359.536 acre tract, a distance of 17.16 feet to another fence corner, being the occupied West corner of the Hunt Oil Company 440.522 acre tract described in Volume 1034, Page 877 of said Deed Records;

THENCE S 44° 00' 04" E with the occupied Northeast line of Airport Road (Kaufman County Road No. 306), same being the occupied Southwest line of said 440.522 acre tract, a distance of 2659.61 feet to an angle point in same, a ½ inch iron reference rod bears S 46° 49' 30" W 50.87 feet;

THENCE S 42° 50' E continuing with said Northeast and Southwest lines, a distance of 2404.89 feet to an angle point in same, a ½ inch iron reference rod at the occupied East corner of the aforementioned T.E.D.C. tract of land bears S 73° 59' W 57.74 feet;

THENCE S 43° 08' E continuing with the Southwest line of said 440.522 acre tract and a projection thereof, a distance of 598.96 feet to a point for corner;

THENCE S 47° 06' W at 29.84 feet, intercepting the R.O.W. line of I.H.20 and continuing with same, a total distance of 137.74 feet to an angle point in said R.O.W.;

THENCE with said R.O.W., the following courses and distances:

- S 37° 57' W a distance of 249.92 feet;
- S 24° 32' E a distance of 148.64 feet;
- S 63° 44' E a distance of 303.36 feet;
- S 72° 16' E a distance of 200.00 feet to a point for corner being 180 feet left of I.H. 20 centerline station 949+00;

THENCE S 17° 44' W, perpendicular to said centerline, a distance of 360 feet to an angle point in the Southwest R.O.W. of I.H. 20;

THENCE with said Southwest R.O.W. line, the following courses and distances:

- N 89° 37' W a distance of 419.07 feet to an angle point;
- S 44° 09' E a distance of 359.02 feet to an angle point;
- S 46° 24' W, a distance of 80.00 feet to an angle point;
- N 59° W, a distance of 285.61 feet to an angle point;
- S 88° 27' W a distance of 317.83 feet to an angle point;

THENCE S 57° 32' W at 361.79 feet, intersecting the current 'TCL', in all, a distance of 468.58 feet to an angle point in the I.H. 20 R.O.W.;

THENCE with the Southwest R.O.W. line of I.H. 20 and the current 'TCL' the following courses and distances:

- N 72° 16' W a distance of 100 feet;
- N 56° 45' W a distance of 192.27 feet;
- N 42° 54' W a distance of 90.00 feet, crossing Wilson Road;
- N 31° 02' W a distance of 181.24 feet;
- N 15° 39' W a distance of 390.73 feet;
- N 44° 03' W a distance of 375.92 feet;
- N 71° 18' W a distance of 353.80 feet;
- N 70° 33' W a distance of 1000.45 feet;
- N 72° 16' W a distance of 1400 feet;
- N 72° 54' W a distance of 900.05 feet;
- N 72° 16' W a distance of 2247.41 feet to the Point of Beginning and containing 8,847,020 square feet or 203.1 acres of land, more or less.

TRACT 2

BEING 33.24 acres of land situated in the John C. Hale Survey, Abstract No. 202, Kaufman County, Texas and being all that Interstate Highway 20 Right of Way East of the old East line of Farm to Market Road 148 (80' R.O.W.) and lying between Tracts I and II as described in deed to Charlie C. and Dena B. Risinger and filed in Volume 1083, page 522 of the Deed Records of Kaufman County, Texas. Said 33.24 acres being more particularly described as follows:

BEGINNING at a point in the current Terrell City Limits and in the old East line of Farm to Market Road 148 at its intersection with the North Right of way line of Interstate Highway 20 ;

THENCE South 32° 04' 14" East at 30.91 feet, passing the new East line of F.M. 148, same being the most Westerly corner of the herein above described Tract I and continuing a total distance of 53.88 feet to a point for corner;

THENCE with the current Terrell City Limits and with the North line of Interstate Highway 20 and the South line of said Tract I, the following courses and distances:

South 88° 12' 29" East a distance of 213.35 feet;
South 74° 22' 05" East a distance of 252.51 feet;
South 75° 59' 13" East a distance of 186.43 feet;
South 84° 45' 42" East a distance of 590.02 feet;
South 85° 14' 50" East a distance of 2089.18 feet to a point for corner;

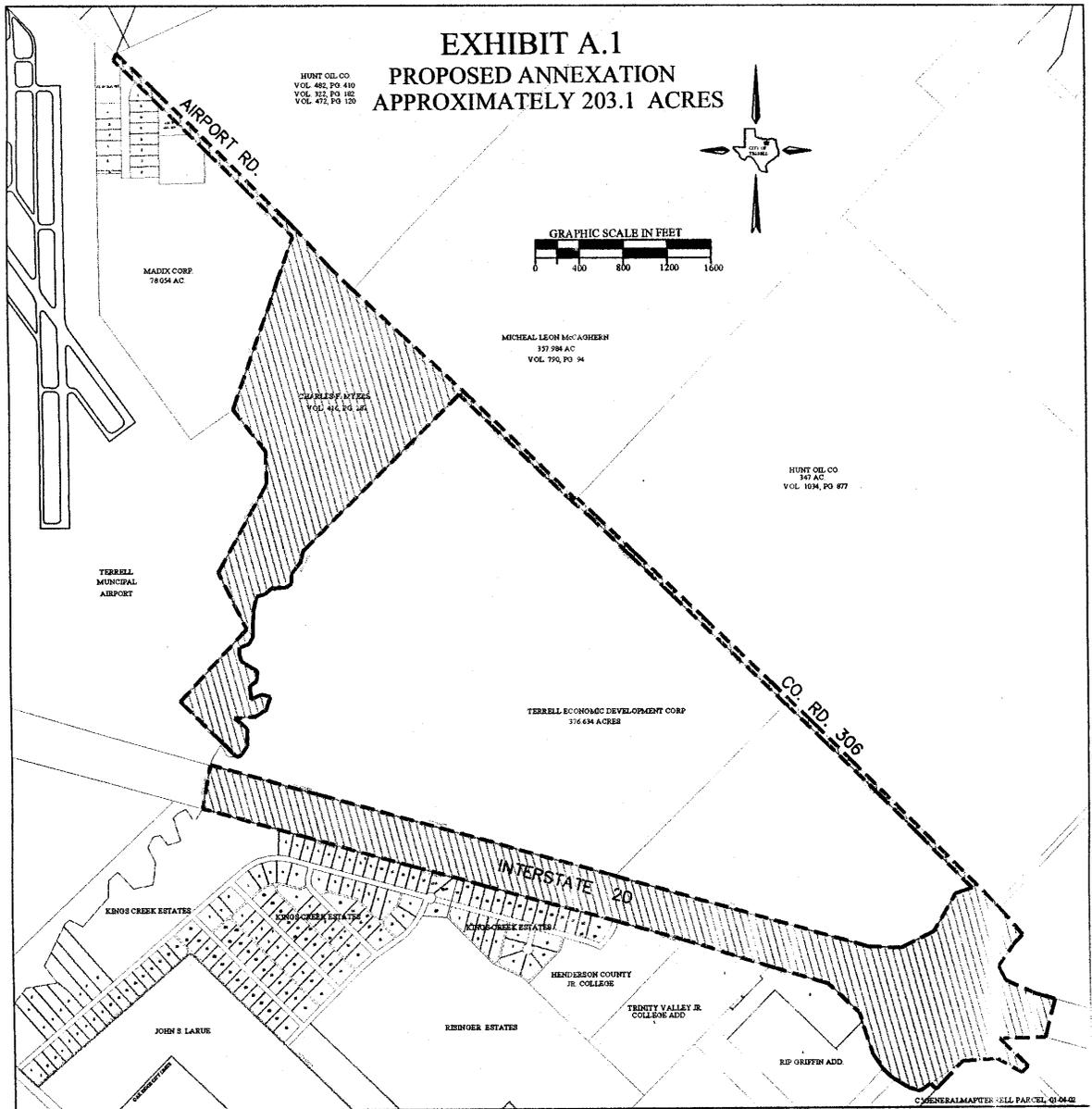
THENCE South 63° 20' 38" East, continuing with the current Terrell City Limits and departing the North line of Interstate Highway 20 and the South line of said Tract I, a distance of 596.77 feet to a point for corner;

THENCE South 43° 48' 50" West, a distance of 153.25 feet to a point for corner in the South line of Interstate Highway 20, same being the most Easterly corner of the herein above described Tract II;

THENCE with the current Terrell City Limits and with the South line of Interstate Highway 20 and the North line of said Tract II, the following courses and distances:

North 82° 33' 07" West a distance of 246.76 feet;
North 85° 14' 50" West a distance of 2300.00 feet;
North 85° 43' 29" West a distance of 600.02 feet;
South 85° 25' 18" West a distance of 750.24 feet;
South 87° 21' 50" West a distance of 435.48 feet to a point for corner in the current East line of F.M. 148, same being the most Northerly West corner of said Tract II;

THENCE North 43° 34' 26" East, a distance of 805.30 feet to the Point of Beginning and containing 1,448,021 square feet or 33.24 acres of land, more or less



HIBIT A.2
DEDICATED ANNEXATION
(LATELY 33.24 ACRES)

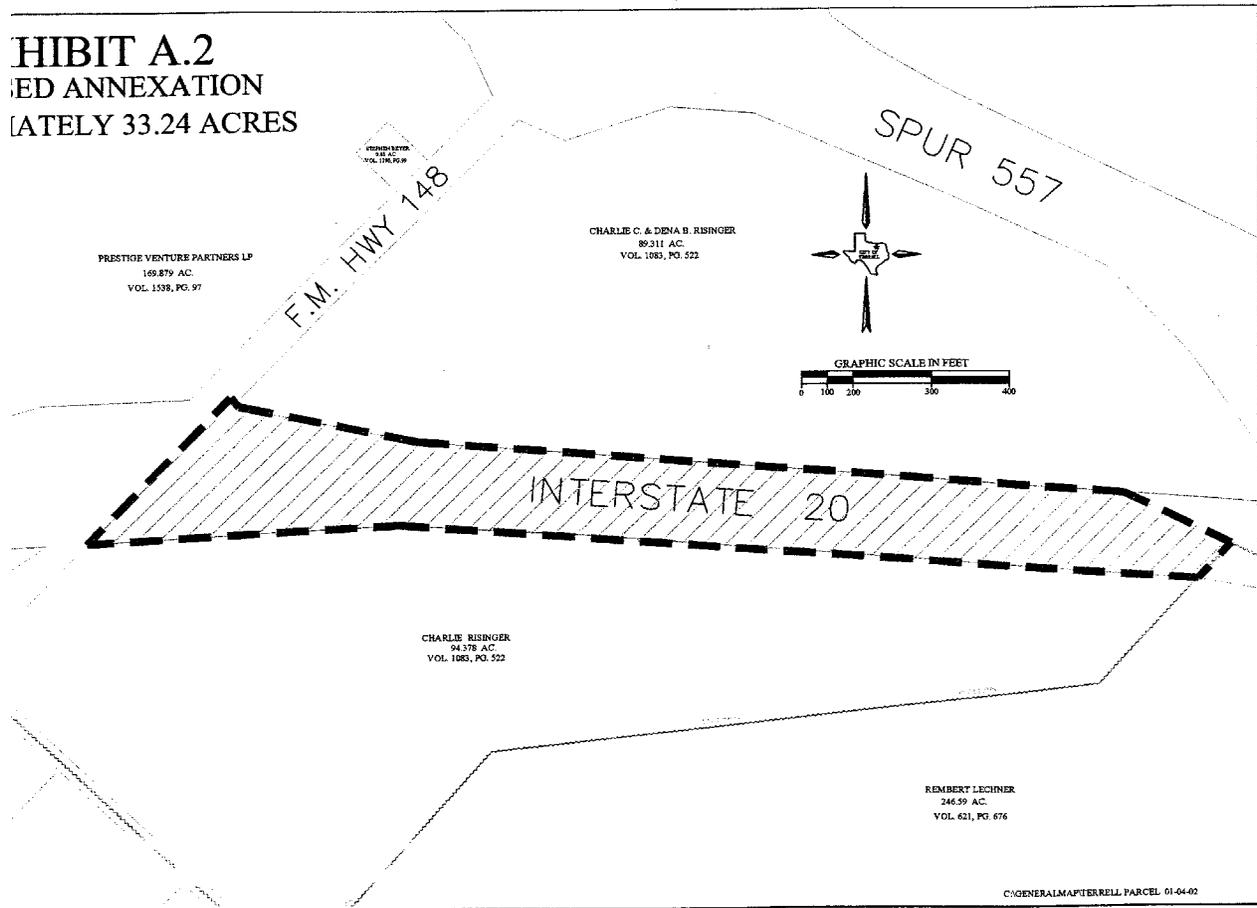


EXHIBIT B
CITY OF TERRELL, TEXAS
SERVICE PLAN FOR ANNEXED AREA

ANNEXATION ORDINANCE NO: 2101
DATE OF ANNEXATION ORDINANCE: April 2, 2002
ACREAGE ANNEXED: Tract 1 – 203.1 Acres
Tract 2 – 33.24 Acres

PROPERTY DESCRIPTION:

TRACT 1

BEING approximately 203 acres of land, here defined as three, contiguous parcels, as follows: all of that portion of the right of way (R.O.W.) of Interstate Hwy. 20 (I.H.20) situated between the current city limits crossing, at Kings Creek, and Wilson Rd.; all of that portion of the R.O.W. of Airport Rd., or County Rd. No. 306, situated between the current city limits crossing, just northwest of the intersection of Skyline Dr., and the R.O.W. of I.H.20 at Wilson Rd.; and all of that approximately 85 acre parcel of land in the R. Sowell Survey, Abstract No.443, owned by Charles F. Myers, and bounded on the northeast by Airport Rd., on the west by the Municipal Airport and Madix, and on the southeast by Terrell Economic Development Corp.

TRACT 2

BEING approximately 33 acres of land consisting of all that portion of the R.O.W. of I.H.20 situated in the J. C. Hale Survey, Abstract No. 202, between the current city limits crossing on the south side of Spur Hwy. 557 (old I.H.20) and the southeast R.O.W. line of Farm To Market Hwy. 148.

Municipal Services to the acreage described above shall be furnished by or on behalf of the City of Terrell, Texas (the “City”) at the following levels and in accordance with the following schedule:

A. POLICE PROTECTION

1. Police personnel and equipment from the Terrell Police Department shall be provided to the area annexed, at a level consistent with current methods and procedures presently provided to similar areas, on the effective date of this ordinance.
2. As development commences in these areas, sufficient police protection, including personnel and equipment will be provided to furnish this area with the level of police services consistent with the characteristics of topography, land utilization and population density of the area.
3. Upon ultimate development, police protection will be provided at a level consistent with other similarly situated areas within the city limits.

B. FIRE PROTECTION/EMERGENCY MEDICAL SERVICES

1. Fire Protection and Emergency Medical Services (EMS) from the City of Terrell shall be provided to the area annexed, at a level consistent with current methods and procedures presently provided to similar areas, on the effective date of this ordinance.

2. As development commences in these areas, sufficient fire protection and EMS, including personnel and equipment will be provided to furnish this area with the level of services consistent with the characteristics of topography, land utilization and population density of the area. It is anticipated that fire stations planned to serve areas currently within the City will be sufficient to serve areas now being considered for annexation.
3. Upon ultimate development, fire protection and EMS will be provided at a level consistent with other similarly situated areas within the city limits.

C. FIRE PREVENTION

The services of the City of Terrell Fire Department shall be provided to the area on the effective date of this ordinance.

D. SOLID WASTE COLLECTION

1. Solid waste collection shall be provided to the area annexed upon request on the effective date of this ordinance. The collection of refuse from individual properties shall be made in accordance with the usual Public Works Department scheduling.
2. As development commences in these areas, sufficient, solid waste collection will be provided to furnish the level of services consistent with the characteristics of topography, land utilization, and population density of the area.
3. Upon ultimate development, solid waste collection will be provided at a level consistent with other similarly situated areas within the city limits.

E. WATER SERVICE

1. Connection to existing city water mains for water service will be provided in accordance with existing City Policies. Upon connection to existing mains, water will be provided at rates established by City Ordinance.
2. As development commences within these areas, water mains will be extended in accordance with the provisions of the Subdivision Ordinances and/or other applicable ordinances and regulations. City participation in the costs of these extensions shall be in accordance with applicable City Ordinances and Regulations. Capacity shall be provided consistent with the characteristics of topography, land utilization, and population density of the area. The attached water facilities plan reflects the principal facilities currently planned by the City to provide for currently expected land utilization and population density, based on applicable City policies, ordinances and regulations.
3. Water mains installed or improved to City standards within the annexed area, which are located within dedicated easements, right-of-way, or any other acceptable location approved by the City Engineer, shall be maintained by the City of Terrell on the effective date of this ordinance.
4. Maintenance of private lines will be the responsibility of the owner or occupant.
5. Operation and maintenance of water facilities in the annexed area that are within the service area of another water utility will be the responsibility of that utility.

F. SANITARY SEWER SERVICE

1. Connection to existing city sanitary sewer mains for sewage service will be provided in accordance with existing City Policies. Upon connections existing mains, wastewater collection will be provided at rates established by City Ordinances.

2. As development commences in these areas, sanitary sewer mains will be extended in accordance with the provisions of the Subdivision Ordinance and/or other applicable ordinances and regulations, City participation in the costs of these extensions shall be in accordance with applicable City Ordinances and Regulations. Capacity shall be provided consistent with the characteristics of topography, land utilization, and population density of the area. The attached facilities plan reflects the principal facilities currently planned by the City to provide for currently expected land utilization and population density, based on applicable City policies, ordinances, and regulations.
3. Sanitary sewer mains and lift stations installed or improved to City Standards within the annexed area which are located within dedicated easement, right-of-ways, or any other acceptable location approved by the City Engineer, shall be maintained by the City of Terrell on the effective date of this ordinance.
4. Operation and maintenance of wastewater facilities in the annexed area that are within the service area of another water utility will be the responsibility for that utility.
5. Operation and maintenance of private wastewater facilities in the annexed area will be the responsibility of the owner.

G. STREETS

1. Emergency street maintenance shall be provided for publicly dedicated streets or roads within these areas on the effective date of this ordinance. Routine maintenance will be scheduled as part of the City's annual street maintenance program in accordance with the then current policies and procedures defined by ordinance.
2. As development commences in these areas, all publicly dedicated streets shall be constructed to current City of Terrell standards. The regulations and ordinance regarding City participation, maintenance, and acceptance upon completion, shall apply. Maintenance will be provided at a level consistent with the characteristics of topography, land utilization, and population density of the area.

H. PARKS AND RECREATION

1. Residents within the areas annexed may utilize all existing park and recreation facilities, on the effective date of this Ordinance. Fees for such usage shall be in accordance with current fees established by ordinance.
2. As development commences to these areas, additional park and recreation facilities shall be constructed based on Park policies defined in the Comprehensive Plan. The general planned locations and classification of parks will ultimately serve residents from the current city limits and residents from areas being considered for annexation.

I. ENVIRONMENTAL HEALTH AND CODE ENFORCEMENT SERVICES

1. Enforcement of current environmental health ordinances and regulations, including but not limited to, weed and brush ordinances, junked and abandoned vehicles ordinances, and animal control ordinances, shall begin in this area within sixty (60) days of the effective date of the annexation ordinance.
2. Inspection services, including but not limited to, the review of building plans, the issuance of permits and the inspection of all buildings, plumbing, mechanical, and electrical work to ensure compliance with City Codes and Ordinances will be provided within sixty (60) days of the effective date of this ordinance.

3. As development commences in this area, the City shall provide the level of Environmental Health and Code Enforcement Services as are furnished in other similarly situated areas throughout the City.

J. MISCELLANEOUS

Any publicly owned facility, building, or service located within the annexed area shall be maintained by the City on the effective date of the annexation ordinance.