

ORDINANCE # 81
ORDINANCE ANNEXING TERRITORY

AN ORDINANCE ANNEXING THE HEREINAFTER DESCRIBED TERRITORY TO THE CITY OF TUSCOLA, TAYLOR COUNTY, TEXAS, AND EXTENDING THE BOUNDARY LIMITS OF SAID CITY SO AS TO INCLUDE SAID HEREINAFTER DESCRIBED PROPERTY WITHIN SAID CITY LIMITS, AND GRANTING TO ALL THE INHABITANTS OF SAID PROPERTY ALL THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BINDING SAID INHABITANTS BY ALL OF THE ACTS, ORDINANCES, RESOLUTIONS, AND REGULATIONS OF SAID CITY; AND ADOPTING A SERVICE PLAN.

WHEREAS, § 43.028 of the Texas Local Government Code authorizes the annexation of territory, subject to the laws of this state.

WHEREAS, the procedures prescribed by the Texas Local Government Code and the laws of this state have been duly followed with respect to the following described territory, to wit:

BEING 10.117 acres of land out of a tract of land recorded in Instrument No. 2009-00001099, Official Public Records, Taylor County, Texas containing Blocks Nos. 1, 5, and 9 of the W.B. Storey Subdivision of a part of the John Harmon Survey No. 423, Taylor County, Texas recorded in Plat cabinet 1, Slide 799, Plat Records, Taylor County, Texas. Said 10.117 acre tract being more particularly described as follows; Commencing at a found 3/8" metal rebar at the common corner of Blocks 12, 13, 16 and 17 of said W.B. Storey Subdivision;

THENCE North 878.07' to the center of a 6" cedar fence corner post for the Southeast corner and POINT OF BEGINNING of this tract;

THENCE N89°43'48"W with fence line at 497.03' pass the center of a 7" cedar fence corner post and continue on a total distance of 499.78' to a set 1/2" metal rebar on the East line of FM highway 613 for the Southwest corner of this tract, whence a found 3/8" metal rebar on the East line of FM Highway 613 and the North line of Mac Street at the Southwest corner of a tract of land recorded in Volume 1870, Page 713, Official Public Records, Taylor County, Texas bears S00°00'52"E 1431.93';

THENCE N00°00'52"W with the East line of said Highway and the East line of a county road 879.75' to set PK nail in asphalt on the South line of County Road 131 at the reestablished Northwest corner of Block 1 of said W.B. Storey Addition for the Northwest corner of this tract, whence a found 3/8" spike at the centerline intersection of said County Roads bears N00°00'52"W 25.58' and N89°58'55"W 21.80';

THENCE N89°50'55"E with the South line of said County Road 131, 500.00' to a set 1/2" metal rebar at the reestablished Northeast corner of said Block 1 for the Northeast corner of this tract, whence a found 60D nail in center line of said County Road 131 bears North 24.10';

THENCE South at 62.77' pass the center of a 7" cedar fence corner post and continue on along fence line a total distance of 883.43' to the point of beginning and containing 10.117 acres of land.

Bearing basis – found 60D nail in center County Road 131 and found 3/8" metal rebar of common corner of Lots 12,13,16 and 17, W.B. Storey Subdivision. South

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

1. That the heretofore described property is hereby annexed to the City of Tuscola, Taylor County, Texas and that the boundary limits of the City of Tuscola be and the same are hereby extended to include the above described territory within the city limits of the City of Tuscola, and the same shall hereafter be included within the territorial limits of said city, and the inhabitants thereof shall hereafter be entitled to all the rights and privileges of other citizens of the city of Tuscola and they shall be bound by the acts, ordinances, resolutions, and regulations of said city.
2. A service plan for the area is hereby adopted and attached as exhibit A.

The City Secretary is hereby directed to file with the County Clerk of Taylor County Texas, a certified copy of this ordinance.

PASSED by an affirmative vote of all members of the City Council, this the 16th day of September, 2013.

**Exhibit A
MUNICIPAL SERVICE PLAN**

FIRE

Existing Services: None

Services to be Provided: Fire suppression will be available to the area by the Jim Ned Volunteer Fire Department located at 741 Kent Avenue, Tuscola, TX.

POLICE

Existing Services: None

Services to be Provided: Currently, the area is under the jurisdiction of the Taylor County Sheriff's Office.

BUILDING INSPECTION

Existing Services: None

Services to be Provided: The Building Permit Ordinance and subsequent revisions will extend to this area on the effective date of the annexation. The property will continue to be regulated under the requirements of the City of Tuscola Subdivision Ordinance. These services can be provided within the department's current budget.

PLANNING AND ZONING

Existing Services: None

Services to be Provided: The City of Tuscola Zoning Ordinance will extend to this area on the effective date of the annexation. The property will also continue to be regulated under the requirements of the City of Tuscola Subdivision Ordinance. These services can be provided within the department's current budget.

LIBRARY

Existing Services: None

Services to be Provided: None

HEALTH DEPARTMENT- HEALTH CODE ENFORCEMENT SERVICE

Existing Services: None

Services to be Provided: Currently, the area is under the jurisdiction of the Taylor County Health Department. The Taylor County Health Department will implement the enforcement of the City, County and State health ordinances and regulations on the effective date of the annexation.

STREET

Existing Services: City Street Maintenance

Services to be Provided: Maintenance to the street facilities will be provided by the City of Tuscola upon the effective date of the annexation. This service can be provided within the current budget appropriation.

STORM WATER MANAGEMENT

Existing Services: None

Services to be Provided: Developers will provide storm water drainage at their own expense and will be inspected by the City at time of completion. The City will then maintain the drainage upon approval.

STREET LIGHTING

Existing Services: None

Services to be Provided: The City of Tuscola will coordinate any request for improved street lighting with the local electric provider in accordance with standard policy.

TRAFFIC ENGINEERING

Existing Services: None

Services to be Provided: The City of Tuscola will be able to provide, after the effective date of annexation, any additional traffic control devices.

WATER SERVICE

Existing Services: None

Services to be Provided: Water service to the area will be provided by the Tuscola Water District No. 1 in accordance with the applicable codes and departmental policy. When other property develops in the adjacent area, water service shall be provided in accordance with extension ordinances. Extension of service shall comply with City codes and ordinances.

SANITARY SEWER SERVICE

Existing Services: None

Services to be Provided: Sanitary sewer service to the area of proposed annexation will be provided in accordance with applicable codes and departmental policy. When property develops in the adjacent areas, sanitary sewer service shall be provided in accordance with the present extension ordinance. Extension of service shall comply with applicable codes and ordinances.

SOLID WASTE SERVICES

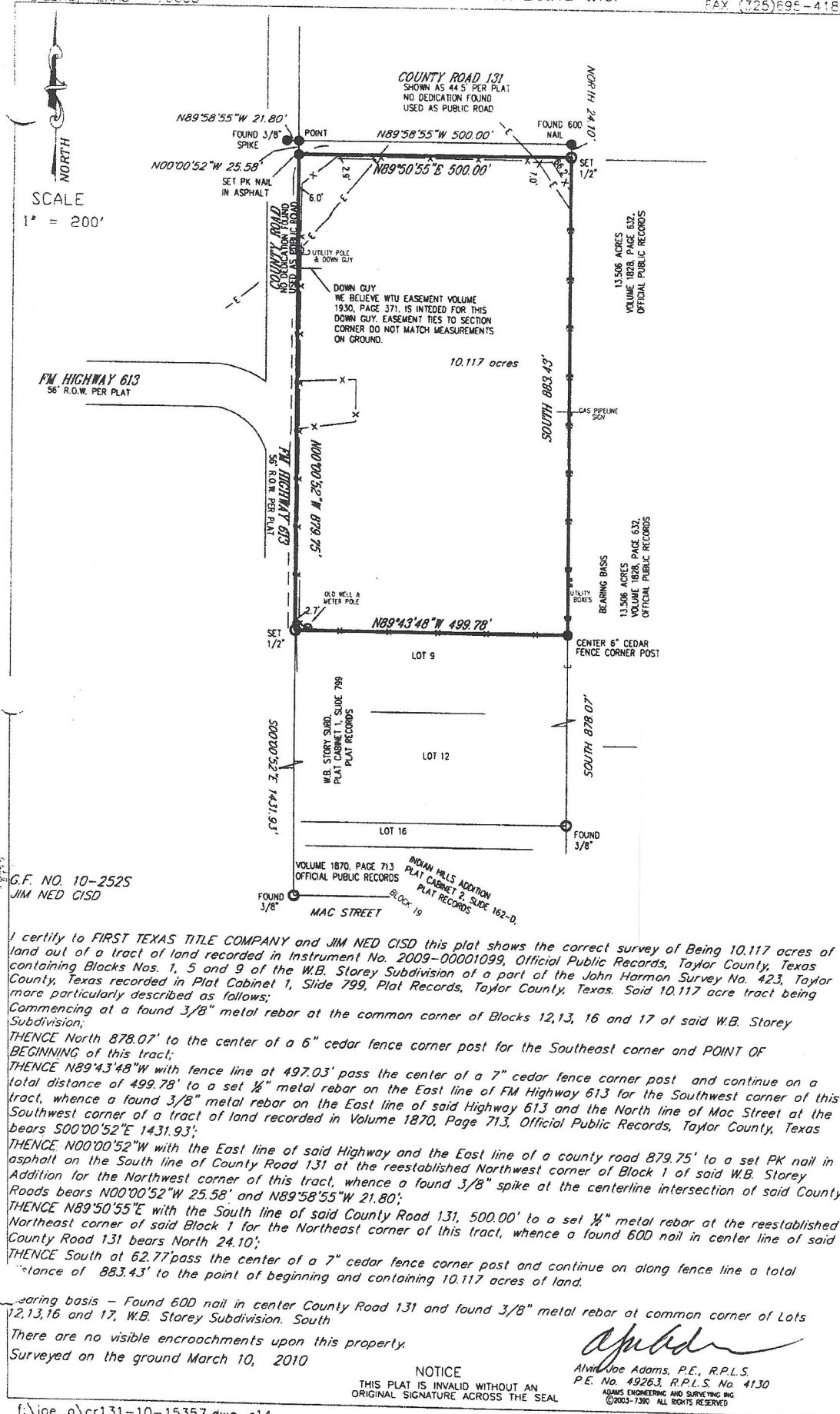
Existing Services: None

Services to be Provided: Solid Waste Collection shall be provided to the area of annexation in accordance with the present ordinance. Service shall comply with existing City policies, beginning with occupancy of structures.

MISCELLANEOUS

All other applicable municipal services will be provided to the area in accordance with the City of Tuscola's established policies governing extension of municipal services to newly annexed areas.

EXHIBIT A



G.F. NO. 10-252S
JIM NED CISD

I certify to FIRST TEXAS TITLE COMPANY and JIM NED CISD this plat shows the correct survey of Being 10.117 acres of land out of a tract of land recorded in Instrument No. 2009-00001099, Official Public Records, Taylor County, Texas containing Blocks Nos. 1, 5 and 9 of the W.B. Storey Subdivision of a part of the John Harmon Survey No. 423, Taylor County, Texas recorded in Plat Cabinet 1, Slide 799, Plat Records, Taylor County, Texas. Said 10.117 acre tract being more particularly described as follows;

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THENCE N89°50'55"E with the South line of said County Road 131, 500.00' to a set 1/2" metal rebar at the reestablished Northeast corner of said Block 1 for the Northeast corner of this tract, whence a found 600 nail in center line of said County Road 131 bears North 24.10';

THENCE South at 883.43' pass the center of a 7" cedar fence corner post and continue on along fence line a total distance of 883.43' to the point of beginning and containing 10.117 acres of land.

Bearing basis - Found 600 nail in center County Road 131 and found 3/8" metal rebar at common corner of Lots 12, 13, 16 and 17, W.B. Storey Subdivision. South

There are no visible encroachments upon this property.

Surveyed on the ground March 10, 2010

NOTICE
THIS PLAT IS INVALID WITHOUT AN
ORIGINAL SIGNATURE ACROSS THE SEAL

Alvin Joe Adams, P.E., R.P.L.S.
P.E. No. 49263, R.P.L.S. No. 4130
ADAMS ENGINEERING AND SURVEYING INC.
©2003-2009 ALL RIGHTS RESERVED

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coa- w.b. storeys subd.

JOB: 10-15357



70 2013 00016903

Taylor County
Larry G Bevill
Taylor County Clerk
Abilene, Texas 79602 (325)674-1202

Instrument Number: 2013-00016903

Recorded On: September 26, 2013

As
Recording Fee

Parties: TUSCOLA CITY OF
To THE PUBLIC

Billable Pages: 4
Number of Pages: 5

Comment: ORDINANCE

(Parties listed above are for Clerks reference only)

**** Examined and Charged as Follows: ****

Recording Fee	28.00
Total Recording:	28.00

***** DO NOT REMOVE. THIS PAGE IS PART OF THE INSTRUMENT *****

Any provision herein which restricts the Sale, Rental or use of the described REAL PROPERTY
because of color or race is invalid and unenforceable under federal law.

File Information:

Document Number: 2013-00016903
Receipt Number: 328864
Recorded Date/Time: September 26, 2013 01:25:29P

Record and Return To:

CITY OF TUSCOLA
PO BOX 34
TUSCOLA TX 79562

User / Station: M Dick - CASH STATION 1



State of Texas
County of Taylor

THIS IS NOT A BILL

I hereby certify that this instrument was FILED on the date and at the time stamped hereon by me and was duly
RECORDED in the OFFICIAL RECORDS of Taylor County, Texas as stamped hereon.

County Clerk
Taylor County, Texas