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BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

- (A) Notice of the two public hearings concerning annexation of the territory described in Exhibit A was published in a newspaper of general circulation in the City of Austin and in the area to be annexed, and on the City of Austin internet website.
- (B) The public hearings were held on September 25, 2008 and October 2, 2008 at the Austin City Hall, 301 West 2nd Street, Austin, Texas.
- (C) The public hearings were concluded after providing an opportunity for all persons present to be heard with respect to the proposed annexation. A proposed Service Plan was made available and explained at the public hearings required by state law.
- (D) The annexation, for full purposes, of the territory described in Exhibit A serves the interest of the current and future residents of the City of Austin.
- (E) All procedural requirements imposed by state law for the full purpose annexation of the territory described in Exhibit A have been met.

49 acres of land, more or less, comprised of seven tracts, the tract hereinafter described as Tract One containing approximately 8.992 acres of land out of the

1 Jesse Grimes Survey No. 25, Abstract No. 318 in Travis County, Texas; the tract
2 hereinafter described as Tract Two containing approximately 4.5970 acres of land
3 out of the Jesse Grimes Survey No. 25, Abstract No. 318 and the William Rutledge
4 Survey No. 603, Abstract No. 663 in Travis County, Texas; the tract hereinafter
5 described as Tract Three containing approximately 22.440 acres of land out of the
6 S. A. & M. G. Railroad Co. Survey No. 801, Abstract No. 748 and the Jesse
7 Grimes Survey No. 25, Abstract No. 318 in Travis and Williamson Counties,
8 Texas; the tract hereinafter described as Tract Four containing approximately 3.893
9 acres of land out of the S. A. & M. G. Railroad Co. Survey No. 801, Abstract No.
10 748 in Travis County, Texas; the tract hereinafter described as Tract Five
11 containing approximately 4 acres of land out of the Jesse Grimes Survey No. 25,
12 Abstract No. 318 in Travis and Williamson Counties, Texas; the tract hereinafter
13 described as Tract Six containing approximately 2 acres of land out of the Jesse
14 Grimes Survey No. 25, Abstract No. 318 in Travis and Williamson Counties,
15 Texas; and the tract described as Tract Seven containing approximately 3 acres of
16 land out of the S. A. & M. G. Railroad Co. Survey No. 801, Abstract No. 748 and
17 the Jesse Grimes Survey No. 25, Abstract No. 318 in Travis and Williamson
18 Counties, Texas; said 49 acres of land, more or less, being more particularly
19 described in Exhibit A.
20

21 **PART 3.** The Service Plan attached as Exhibit B is approved as the Service Plan for the
22 area.
23

24 **PART 4.** The City Council declares that its purpose is to annex to the City of Austin
25 each part of the area described in Exhibit A as provided in this ordinance, whether any
26 other part of the described area is effectively annexed to the City. If this ordinance is
27 held invalid as to any part of the area annexed to the City of Austin, that invalidity does
28 not affect the effectiveness of this ordinance as to the remainder of the area.
29

30 If any area or lands included within the description of the area set out in Exhibit A are:
31 (1) presently part of and included within the general limits of the City of Austin; (2)
32 presently part of and included within the limits of any other city, town, or village; or (3)
33 are not within the jurisdiction or power of the City of Austin to annex, then that area is
34 excluded and excepted from the area annexed.
35

PART 5. This ordinance takes effect on December 31, 2008.

PASSED AND APPROVED

_____, 2008 § _____
 § _____
 § _____
 Will Wynn
 Mayor

APPROVED: _____ **ATTEST:** _____
 David Allan Smith Shirley A. Gentry
 City Attorney City Clerk