

Late Backup

#134
9.23-10

ORDINANCE NO.

1 AN ORDINANCE ANNEXING FOR THE LIMITED PURPOSES OF PLANNING,
2 ZONING, HEALTH, AND SAFETY ADDITIONAL TERRITORY ADJACENT
3 TO THE CITY LIMITS OF THE CITY OF AUSTIN, CONSISTING OF
4 APPROXIMATELY 468 ACRES OF LAND OUT OF THE HENRY RHODES
5 SURVEY, ABSTRACT NO. 522, THE MALCOLM M. HORNSBY SURVEY NO.
6 4, ABSTRACT NO. 280 AND THE ELISHA ALLEN SURVEY NO. 2, ABSTRACT
7 NO. 18 LOCATED IN WILLIAMSON COUNTY, TEXAS, AND REFERRED TO
8 AS THE SPRINGWOODS MUNICIPAL UTILITY DISTRICT, IN
9 ACCORDANCE WITH THE STRATEGIC PARTNERSHIP AGREEMENT
10 BETWEEN THE CITY OF AUSTIN AND THE SPRINGWOODS MUNICIPAL
11 UTILITY DISTRICT.

12
13 BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

14
15 PART 1. The City Council finds that:

- 16 (A) The City and the Springwoods Municipal Utility District ("MUD") entered
17 into a Strategic Partnership Agreement ("SPA") effective December 16, 2002,
18 that provides for the limited purpose annexation of the territory described in
19 Exhibit A. In 2006 the City and the MUD agreed to amend the annexation
20 dates set forth in the SPA. The SPA, as amended, allows limited purpose
21 annexation of the territory in the MUD no sooner than November 30, 2010.
- 22 (B) A report containing a planning study and regulatory plan for the territory to be
23 annexed was prepared in accordance with the terms of the SPA and Section
24 43.123 of the Texas Local Government Code and shall be approved by
25 separate ordinance.
- 26 (C) Notice of the availability of the report and of a public hearing concerning the
27 limited purpose annexation of the territory described in Exhibit A, referred to
28 as the Springwoods MUD Area, was published twice in a newspaper of
29 general circulation in the City of Austin, in the area to be annexed, and on the
30 City of Austin internet website.
- 31 (D) The public hearing was held on September 23, 2010 at 4:00 p.m. in Council
32 Chambers and was concluded after providing an opportunity for all persons
33 present to be heard with respect to the proposed annexation.
- 34 (E) The limited purpose annexation of the territory described in Exhibit A serves
35 the interests of the current and future residents of the City of Austin.

1 (F) All procedural requirements imposed by state law and the SPA for the limited
2 purpose annexation of territory described in Exhibit A have been met.

3 **PART 2.** The territory described in Exhibit A is annexed for the limited purposes of
4 planning, zoning, health, and safety effective December 30, 2010 as provided by the SPA
5 and authorized by Section 43.0751 of the Texas Local Government Code.

6 **PART 3.** The City Council declares that its purpose is to include within the City of
7 Austin each part of the area described in Exhibit A as provided in this ordinance,
8 regardless of whether any other part of the described area is effectively annexed to the
9 City. If this ordinance is held invalid as to any part of the area annexed to the City of
10 Austin, that invalidity does not affect the effectiveness of this ordinance as to the
11 remainder of the area.

12 If any area or lands included within the description of the area set out in Exhibit A are:
13 (1) presently part of and included within the general limits of the City of Austin; (2)
14 presently part of and included within the limits of any other city, town, or village; or (3)
15 are not within the jurisdiction or power of the City of Austin to include within the City,
16 then that area is excluded and excepted from the area covered by this ordinance.
17

18 **PART 4.** This ordinance takes effect on _____, 2010.
19

20 **PASSED AND APPROVED**

21
22 §
23 §
24 _____, 2010 § _____
25 Lee Leffingwell
26 Mayor
27
28

29 **APPROVED:** _____
30 Karen M. Kennard
31 Acting City Attorney
32
33
34

ATTEST: _____
Shirley A. Gentry
City Clerk

Exhibit A

C7a-10-002

Area to be annexed.

Approximately 467.68 acres of land out of the Henry Rhodes Survey, Abstract No. 522, the Malcolm M. Hornsby Survey No. 4, Abstract No. 280 and the Elisha Allen Survey No. 2, Abstract No. 18 in Williamson County, Texas.

(Portion of Town and Country Park Addition, Portion of Jefferson Center Subdivision, Clear Creek Addition, Portion of Clear Creek Addition Section Two, Springwoods Park, Springwoods II-A Revised 1981, Springwoods II-B, Springwoods II-C, Springwoods, II-D, Springwoods II-E, Springwoods II-F, Springwoods II-G, Amending Plat of Lots 10 and 11 Block D Springwoods II-A Revised 1981, The Amended Plat of Lots 13 and 14 Block G Springwoods II-G, Springwoods Park, Springwoods Sec. One, Springwoods Sec. 1-A, Springwoods 1-B, Hunter's Chase Section One, Hunter's Chase Section Two, Hunter's Chase Section Three, Hunter's Chase Section Four, Hunter's Chase Section Five Amended, Hunter's Chase Section Six, Hunter's Chase Section Seven Amended, Amended Plat of Hunter's Chase Section Seven Amended Lots 7-21 and 32-65 Block Q Lots 1-26 Block R Lots 1-17 Block T and Lots 7-31 Block U of Hunter's Chase Section Seven Amended, Portion of Hunter's Point, Hunter's Point Section Two and Amended Plat of Lot 4 Block B Hunter's Point)

(Unplatted Land)

(Portions of Hunter's Chase Drive, Beartrap Lane, Buckshot Trail, Oro Valley Trail, Pheasant Rock Road, Elkhorn Mountain Trail, Hunter's Chase Drive, Partridge Bend Drive,

Stanzel Drive, Turtle Rock Road,
Chester Forest Street, Hazelhurst
Drive, Briar Hollow Drive, Water
Oak Lane and Black Oak Street)

LEGAL DESCRIPTION

LEGAL DESCRIPTION FOR FOUR TRACTS OF LAND,
THE TRACT HEREINAFTER DESCRIBED AS TRACT ONE
CONTAINING APPROXIMATELY 66.42 ACRES OF LAND
OUT OF THE MALCOLM M. HORNSBY SURVEY NO. 4,
ABSTRACT NO. 280 IN WILLIAMSON COUNTY, TEXAS,
THE TRACT HEREINAFTER DESCRIBED AS TRACT TWO
CONTAINING APPROXIMATELY 98.93 ACRES OF LAND
OUT OF THE ELISHA ALLEN SURVEY NO. 2,
ABSTRACT NO. 18 IN WILLIAMSON COUNTY, TEXAS,
THE TRACT HEREINAFTER DESCRIBED AS TRACT
THREE CONTAINING APPROXIMATELY 294.16 ACRES
OUT OF THE HENRY RHODES SURVEY, ABSTRACT NO.
522 IN WILLIAMSON COUNTY, TEXAS AND THE TRACT
HEREINAFTER DESCRIBED AS TRACT FOUR
CONTAINING APPROXIMATELY 8.178 ACRES OUT OF
THE HENRY RHODES SURVEY, ABSTRACT NO. 522 IN
WILLIAMSON COUNTY, TEXAS; OF WHICH
APPROXIMATELY 467.68 ACRES OF LAND ARE TO BE
TAKEN INTO AND MADE A PART OF THE CITY OF
AUSTIN.

TRACT ONE

BEING all that tract of land called 66.42 acres annexed by
Springwoods Municipal Utility District and described in Exhibit
"B-3" by Resolution No. 81-0403-1, recorded in Volume 839, Page
250 and Volume 854, Page 433 of the Deed Records of Williamson
County, Texas.

TRACT TWO

BEING all that tract of land called 98.93 acres annexed by
Springwoods Municipal Utility District and described in Exhibit
"B-2" by Resolution No. 81-0403-1, recorded in Volume 839, Page
250 and Volume 854, Page 433 of the Deed Records of Williamson
County, Texas.

TRACT THREE

BEING a tract of land made up of the following four (4) tracts of land: Tract 1 being all of a called 188.138 acre tract of land annexed by Springwoods Municipal Utility District and described in Exhibit "A" and "B-4" by Resolution No. 81-0403-1, recorded in Volume 839, Page 250 and Volume 854, Page 433 of the Deed Records of Williamson County, Texas, Tract 2 being all of a called 70.41 acre tract of land annexed by Springwoods Municipal Utility District and described in Exhibit "B-1" by Resolution No. 81-0403-1, recorded in Volume 839, Page 250 and Volume 854, Page 433 of the Deed Records of Williamson County, Texas, Tract 3 being all of a called 20.28 acre tract of land annexed by Springwoods Municipal Utility District and described in Exhibit "A" by Resolution No. 83-0831-2, recorded in Volume 938, Page 441 of the Deed Records of Williamson County, Texas and Tract 4 being all of a called 15.332 acre tract of land annexed by Springwoods Municipal Utility District and described in Exhibit "A" by Resolution No. 85-0218-1, recorded in Volume 1153, Page 848 of the Official Records of Williamson County, Texas.

TRACT FOUR

BEING a tract of land called 8.178 acres annexed by Springwoods Municipal Utility District and described in Exhibit "A" by Order No. 91-0403-1, recorded in Volume 2010, Page 971 of the Official Records of Williamson County, Texas.

"This document was prepared under 22 TAC 663.21, does not reflect the results of an on the ground survey, and is not to be used to convey or establish interests in real property except those rights and interests implied or established by the creation or reconfiguration of the boundary of the political subdivision for which it was prepared".

LEGAL DESCRIPTION: Mary P. Hawkins

08/17/2010

Mary P. Hawkins 8/17/10

APPROVED: Mary P. Hawkins, RPLS NO. 4433
Engineering Services Division
Department of Public Works
City of Austin

REFERENCES

WCAD MAP 4-7408, 4-7418, 4-8208 & 4-8218
Austin Grid G-37, G-38, G-39, H-37, H-38 & H-39

