

ORDINANCE NO.

1 **AN ORDINANCE ANNEXING, FOR FULL PURPOSES, ADDITIONAL**
2 **TERRITORY ADJACENT TO THE CITY LIMITS OF THE CITY OF AUSTIN**
3 **REFERRED TO AS THE "DOUBLE CREEK VILLAGE" AREA, CONSISTING**
4 **OF APPROXIMATELY 131 ACRES OF LAND OUT OF THE SANTIAGO DEL**
5 **VALLE GRANT IN TRAVIS COUNTY, TEXAS; AND APPROVING A SERVICE**
6 **PLAN.**

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

8
9 **PART 1.** The Council finds that:

- 10 (A) Notice of two public hearings concerning annexation of the territory
11 described in Exhibit A was published in a newspaper of general circulation in
12 the City of Austin and in the area to be annexed; and on the City of Austin
13 internet website.
- 14 (B) The public hearings were held on Thursday, March 25, 2004 at 6:00 p.m.
15 and Thursday, April 1, 2004 at 6:00 p.m. at the Lower Colorado River
16 Authority, Hancock Building, 3700 Lake Austin Boulevard, Austin, Texas.
- 17 (C) The public hearings were concluded after providing an opportunity for all
18 persons present to be heard with respect to the proposed annexation. A
19 proposed Service Plan was made available and explained at the public
20 hearings as required by state law.
- 21 (D) The annexation, for full purposes, of the territory described in Exhibit A
22 serves the interest of the current and future residents of the City of Austin.
- 23 (E) All procedural requirements imposed by state law for the full purpose
24 annexation of the territory described in Exhibit A have been met.

25 **PART 2.** The present boundary limits of the City are amended to include the following
26 territory which is within the extraterritorial jurisdiction and adjacent to the city limits of
27 the City of Austin in Travis County, Texas, and which land is annexed into the City for
28 full purposes:

29 Four tracts of land, the tract hereinafter described as Tract One containing
30 approximately 67.678 acres of land out of the Santiago Del Valle Grant in Travis
31 County, Texas, the tract of land hereinafter described as Tract Two containing

1 approximately 56.495 acres of land out of the Santiago Del Valle Grant in Travis
2 County, Texas, the tract of land hereinafter described as Tract Three containing
3 approximately 3.40 acres of land out of the Santiago Del Valle Grant in Travis
4 County, Texas, and the tract of land hereinafter described as Tract Four containing
5 approximately 3.6 acres of land out of the Santiago Del Valle Grant in Travis
6 County, Texas; of which said 131 acres of land, more or less, are more particularly
7 described in Exhibit A.
8

9 **PART 3.** The Service Plan attached as Exhibit B is approved as the Service Plan for the
10 area.
11

12 **PART 4.** The City Council declares that its purpose is to annex to the City of Austin
13 each part of the area described in Exhibit A as provided in this ordinance, whether any
14 other part of the described area is effectively annexed to the City. If this ordinance is
15 held invalid as to any part of the area annexed to the City of Austin, that invalidity does
16 not affect the effectiveness of this ordinance as to the remainder of the area.
17

18 If any area or lands included within the description of the area set out in Exhibit A are:
19 (1) presently part of and included within the general limits of the City of Austin; (2)
20 presently part of and included within the limits of any other city, town, or village; or (3)
21 are not within the jurisdiction or power of the City of Austin to annex, then that area is
22 excluded and excepted from the area annexed.
23

24 **PART 5.** For land that may be added to the area within 5,000 feet outside the city limits
25 as a result of the passage of this ordinance, the fire chief shall delay enforcement of
26 Uniform Fire Code Article 78, Section 7802.2 (*Seizure of Fireworks*), adopted by Code
27 Section 25-12-171 (*Uniform Fire Code*), until July 12, 2004.
28

29 **PART 6.** This ordinance takes effect on _____, 2004.
30

31 **PASSED AND APPROVED**
32

33 §
34 §
35 §

_____, 2004

Will Wynn
Mayor

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40 **APPROVED:** _____
41 David Allan Smith
42 City Attorney

ATTEST: _____
Shirley A. Brown
City Clerk