



**Annexation - Conduct and Approve
CITY OF AUSTIN
RECOMMENDATION FOR COUNCIL ACTION**

AGENDA ITEM NO.: 11
AGENDA DATE: Thu 05/12/2005
PAGE: 1 of 1

SUBJECT: Approve an ordinance to annex the Woods of Greenshores area for the limited purposes of planning and zoning (Approximately 108 acres in Travis County east of the intersection of City Park Road and Pearce Road).

AMOUNT & SOURCE OF FUNDING: Limited purpose annexation does not have a significant impact on the general fund.

FISCAL NOTE: There is no unanticipated fiscal impact. A fiscal note is not required.

REQUESTING Neighborhood Planning **DIRECTOR'S**
DEPARTMENT: and Zoning **AUTHORIZATION:** Alice Glasco

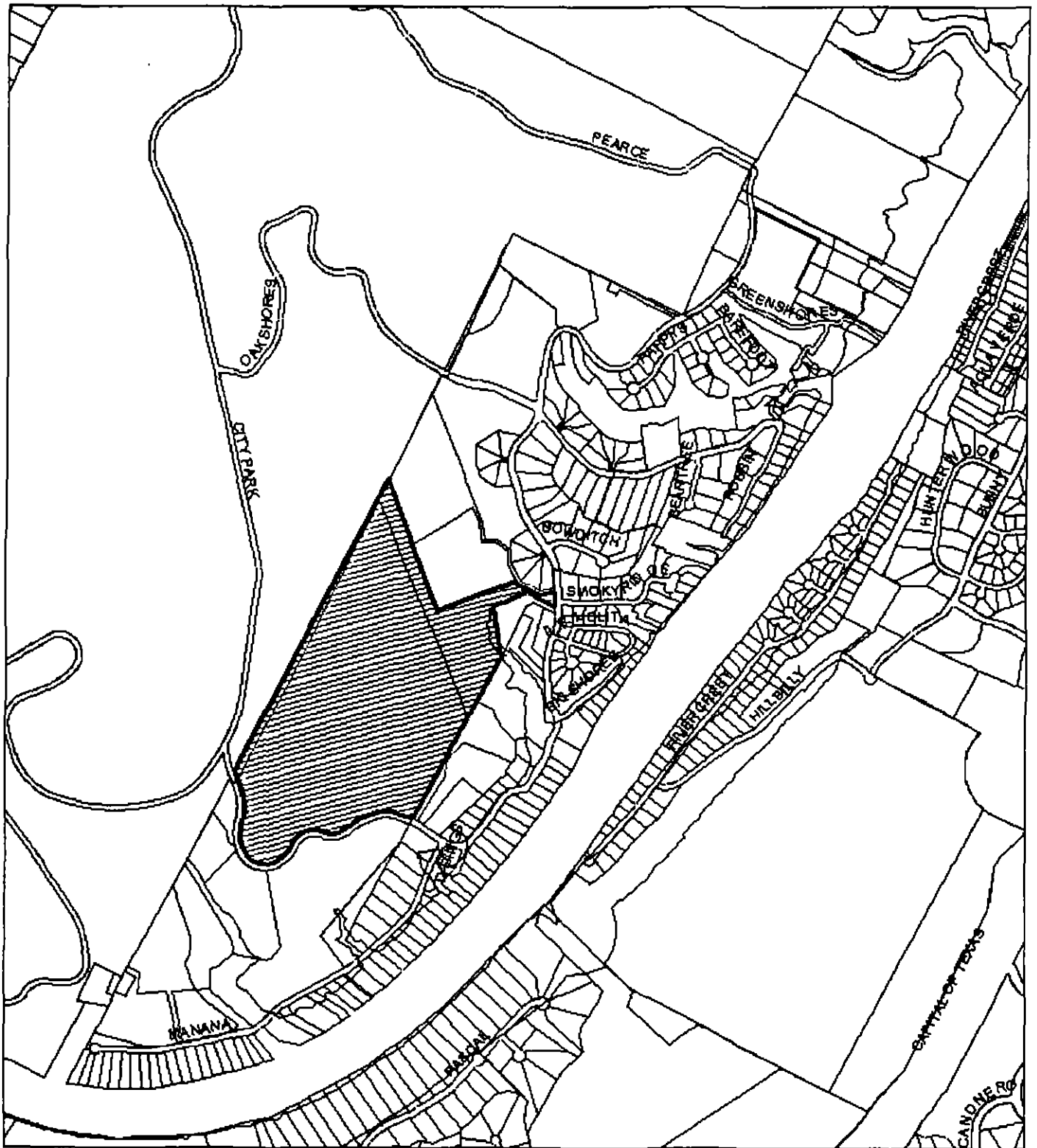
FOR MORE INFORMATION CONTACT: Virginia Collier, 974-2022; Sylvia Arzola, 974-6448

PRIOR COUNCIL ACTION: Public hearings held on April 7, 2005 and April 14, 2005.

BOARD AND COMMISSION ACTION: N/A





The Woods of Greenshores area (approximately 108 acres) is located in Travis County east of the intersection of City Park Road and Pearce Road and is the site of a proposed residential subdivision. The approved preliminary plan for The Woods at Greenshores (C8J-03-0220) includes 95 proposed single family lots. The area is adjacent to the full purpose city limit on the west side.

The Woods of Greenshores is being proposed for consensual limited purpose annexation in accordance with the development agreement approved by the Austin City Council 1/13/05.



The Woods of Greenshores C7L-05-001

City of Austin
Neighborhood Planning & Zoning Department
January 21, 2005

-  Proposed Limited Purpose Annexation Area
-  Austin Full Purpose City Limit
-  Austin Limited Purpose City Limit
-  Austin ETJ

0.5 0.25 0 0.5 Miles



ORDINANCE NO.

AN ORDINANCE ANNEXING FOR THE LIMITED PURPOSES OF PLANNING AND ZONING ADDITIONAL TERRITORY ADJACENT TO THE CITY LIMITS OF THE CITY OF AUSTIN, CONSISTING OF APPROXIMATELY 107.84 ACRES OF LAND OUT OF THE CHARLES TYDINGS SURVEY NO. 3 AND THE JAMES SPILLMAN SURVEY NO. 2, LOCATED IN TRAVIS COUNTY, TEXAS, AND REFERRED TO AS THE "WOODS OF GREENSHORES" AREA.

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

PART 1. The Council makes the following findings.

- (A) Notice of two public hearings concerning the limited purpose annexation of the territory described in Exhibit A, referred to as the Woods of Greenshores Area, was published in a newspaper of general circulation in the City of Austin and in the area to be annexed.
- (B) A report containing a planning study and regulatory plan for the territory to be annexed was prepared more than 10 days before the first public hearing.
- (C) Notice of the availability of the report was published twice in a newspaper of general circulation in the area to be annexed.
- (D) The public hearings were held during City Council meetings, and concluded after providing an opportunity for all persons present to be heard with respect to the proposed annexation.
- (E) The Regulatory Plan, as amended by City Council, shall be approved by separate ordinance.
- (F) The limited purpose annexation of this territory services the interests of the current and future residents of the City of Austin.
- (G) All procedural requirements imposed by state law for the limited purpose annexation of the territory described in Exhibit A have been met.

PART 2. The present boundary limits of the City are amended to include the territory described in Exhibit A for limited purposes. The territory is within the extraterritorial jurisdiction and adjacent to the city limits of the City of Austin in Travis County, Texas. The territory is annexed into the City for the limited purposes of planning and zoning.

PART 3. The City Council declares that its purpose is to annex to the City of Austin each part of the area described in Exhibit A as provided in this ordinance, whether any other part of the described area is effectively annexed to the City. If this ordinance is held invalid as to any part of the area annexed to the City of Austin, that invalidity does not affect the effectiveness of this ordinance as to the remainder of the area.

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

PART 4. This ordinance takes effect on _____, 2005.

PASSED AND APPROVED

_____, 2005 §
 §
 § _____
 Will Wynn
 Mayor

APPROVED: _____
 David Allan Smith
 City Attorney

ATTEST: _____
 Shirley A. Brown
 City Clerk

C71-05-001

Area to be Annexed for Limited Purposes.

(Approximately 107.84 acres of land out of the Charles Tydings Survey No. 3 and the James Spillman Survey No. 2 in Travis County, Texas).

(The Woods of Greenshores, a proposed subdivision in the City of Austin - Case No. C8J-03-0220)

LEGAL DESCRIPTION

LEGAL DESCRIPTION FOR TWO TRACTS OF LAND, THE TRACT HEREINAFTER DESCRIBED AS TRACT ONE CONTAINING APPROXIMATELY 98.061 ACRES OF LAND OUT OF THE CHARLES TYDINGS SURVEY NO. 3 IN TRAVIS COUNTY, TEXAS, AND THE TRACT HEREINAFTER DESCRIBED AS TRACT TWO CONTAINING APPROXIMATELY 9.779 ACRES OF LAND OUT OF THE CHARLES TYDINGS SURVEY NO. 3 AND THE JAMES SPILLMAN SURVEY NO. 2 IN TRAVIS COUNTY, TEXAS, OF WHICH APPROXIMATELY 107.84 ACRES OF LAND ARE TO BE TAKEN INTO AND MADE A PART OF THE CITY OF AUSTIN, FOR LIMITED PURPOSES AND BEING MADE UP OF TWO TRACTS OF LAND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Tract One

Being all of that certain called 98.061 acre tract of land situated in the Charles Tydings Survey No. 3 in Travis County, Texas conveyed to Deerwood Place, LLC by deed recorded in Document No. 2002183602 of the Official Public Records of Travis County, Texas.

Tract Two

Being all of that certain called 9.779 acre tract of land situated in the Charles Tydings Survey No. 3 and the James Spillman Survey No. 2 in Travis County, Texas conveyed to PK-RE, LTD by deed recorded in Document No. 2003258629 of the Official Public Records of Travis 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: John E. Moore
02-16-2005



2-16-2005

APPROVED: John E. Moore, RPLS NO. 4520
Engineering Services Division
Department of Public Works
City of Austin

REFERENCES

TCAD MAP NO's. 1-2627 & 1-3427
Austin Grid's E-27 & E-28