

A17-0005 Stark Farms

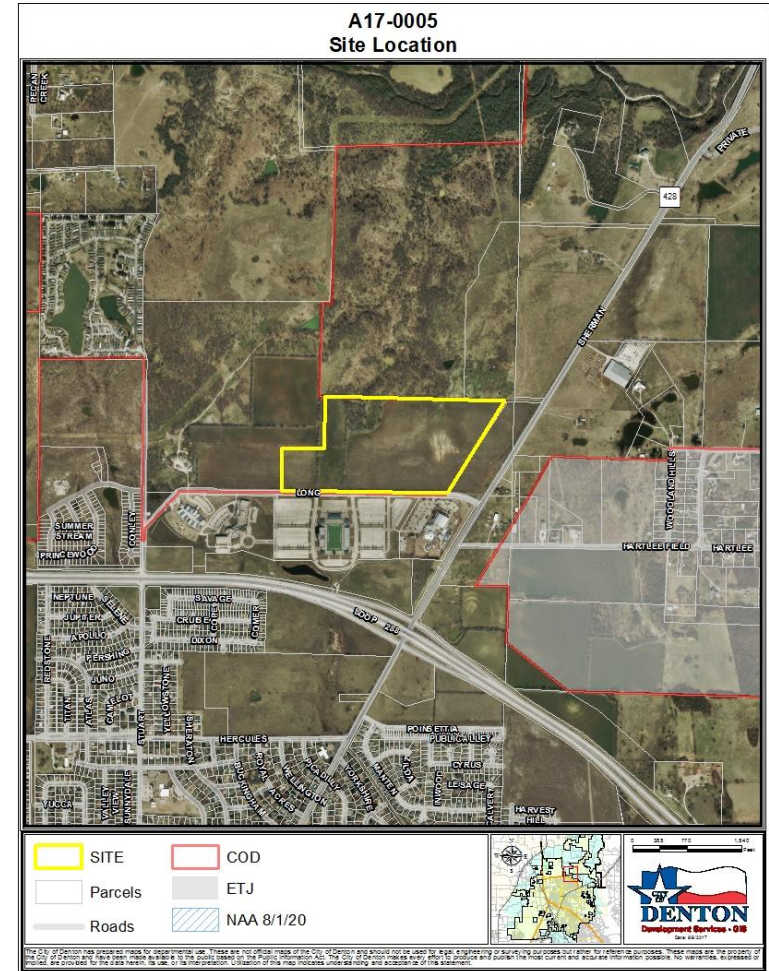
Planning Division

January 9, 2018



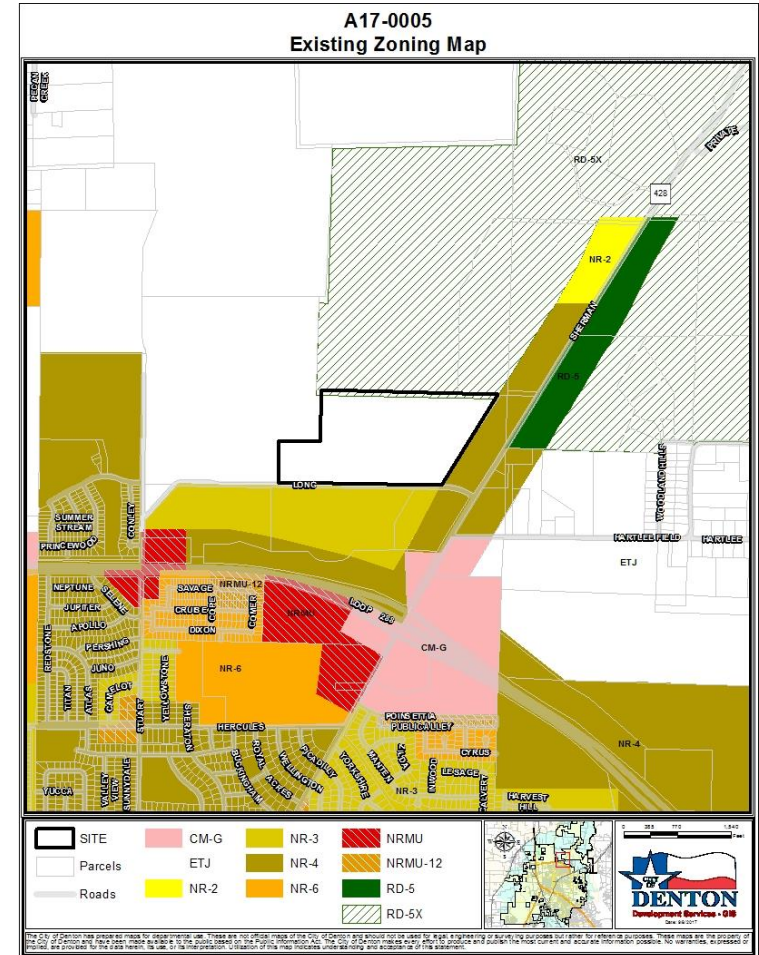
Request:

- ▶ Hold the second and final reading of the annexation ordinance for a voluntary annexation of approximately 73.47 acres of land generally located north of Long Road, and west of F.M.428.



Background:

- ▶ Approximately 73.47 acres
- ▶ Single Family Residential Development



Annexation Schedule:

- ▶ October 17, 2017 – 1st Public Hearing
- ▶ October 24, 2017 – 2nd Public Hearing
- ▶ November 14, 2017 – First Reading of the Annexation Ordinance
- ▶ January 9, 2018 - Second Reading and Adoption of the Annexation Ordinance

Ordinance

AN ORDINANCE OF THE CITY OF DENTON, TEXAS, VOLUNTARILY ANNEXING APPROXIMATELY 73.47 ACRES OF LAND, GENERALLY LOCATED NORTH OF LONG ROAD AND WEST OF F.M. 428 BY THE CITY OF DENTON, DENTON COUNTY, TEXAS, MORE SPECIFICALLY DESCRIBED IN EXHIBIT "A" AND ILLUSTRATED IN EXHIBIT "B", PROVIDING FOR A CORRECTION TO THE CITY MAP TO INCLUDE THE ANNEXED LANDS; PROVIDING FOR A SAVINGS CLAUSE AND AN EFFECTIVE DATE.

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ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF DENTON, TEXAS, VOLUNTARILY ANNEXING APPROXIMATELY 73.47 ACRES OF LAND, GENERALLY LOCATED NORTH OF LONG ROAD AND WEST OF F.M. 428 BY THE CITY OF DENTON, DENTON COUNTY, TEXAS, MORE SPECIFICALLY DESCRIBED IN EXHIBIT "A" AND ILLUSTRATED IN EXHIBIT "B", PROVIDING FOR A CORRECTION TO THE CITY MAP TO INCLUDE THE ANNEXED LANDS; PROVIDING FOR A SAVINGS CLAUSE AND AN EFFECTIVE DATE. (A17-0005)

WHEREAS, pursuant to Section 43.061, Subchapter C-1, Texas Local Government Code, a home rule city is authorized to annex certain areas that are not required to be in an annexation plan; and

WHEREAS, The applicant, Brent L. Murphree, on behalf of the property owner, David Kuhlken, submitted a petition for annexation to annex a tract of land situated in the Victor Ende Gailer Survey, Abstract Number 452 and the H. B. Williams Survey, Abstract No. 1417, in Denton County, Texas and more particularly described in Exhibit A attached hereto and incorporated herein (collectively, the "Property"); and

WHEREAS, on February 21, 2017, the City Council adopted Ordinance 2017-071 to provide for Periphery Development Annexation Criteria in order to define and clarify when a property in the City's Extra-territorial Jurisdiction (ETJ) should be considered for annexation through enumerated criteria; and

WHEREAS, The property owner consents to the annexation and the Property qualifies under these criteria as it will require connection to City public services and the Property is located within the City's CCN boundary for water, wastewater, and electric service; and

WHEREAS, two public hearings were held with the City Council on October 17, 2017 and October 24, 2017, which were noticed in accordance with Section 43.063 of the Texas Local Government Code; and

WHEREAS, the City has prepared a service plan for the area to be annexed in accordance with Tex. Loc. Gov't Code Section 43.056 providing full municipal services to such area; and

WHEREAS, annexation proceedings were instituted for the property described herein and the first reading of the ordinance was conducted at the City Council meeting on November 7, 2017; and

WHEREAS, this ordinance has been published in full one time in the official newspaper of the City of Denton after annexation proceedings were instituted and thirty days prior to City Council taking final action, as required by the City Charter; and

WHEREAS, the Denton City Council hereby deems it to be in the best interests of the citizens of the City of Denton to pursue annexation of the Properties and to set public hearings in this matter for this purpose; NOW THEREFORE,

THE COUNCIL OF THE CITY OF DENTON HEREBY ORDAINS: