

## **RESOLUTION NO. 2075**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TERRELL, TEXAS, SETTING A DATE, TIME AND LOCATION FOR A PUBLIC HEARING ON A PROPOSED VOLUNTARY ANNEXATION OF CERTAIN PROPERTY BY THE CITY OF TERRELL, TEXAS, DESIGNATED AS HOODOO LAND HOLDINGS, LLC ANNEXATION AS SET FORTH ON THE ATTACHED EXHIBIT "A"; APPROVING A NON-ANNEXATION AGREEMENT DESCRIBED ON EXHIBIT "D"; AUTHORIZING AND DIRECTING THE CITY SECRETARY TO PUBLISH NOTICE OF A PUBLIC HEARINGS; AUTHORIZING A DESCRIPTION OF THE PROPERTY TO BE ANNEXED; AND DIRECTING NOTICE OF THE PROPOSED VOLUNTARY ANNEXATION TO THE AFFECTED PROPERTY OWNER**

**WHEREAS**, Section 43 of the Texas Local Government Code authorizes and sets forth the requirements for annexation of property by a municipality; and

**WHEREAS**, the City upon expenditure of public funds for the construction of public improvements has the responsibility to maintain the highest and best use of adjoining properties; and

**WHEREAS**, the property owner has submitted a Voluntary Petition For Annexation And Agreement Regarding Services for the property described as a one (1) foot strips of land in Tract 1 of approximately 0.832 acres and Tract 2 of approximately 58.33 acres as described by metes and bounds on Exhibit "A" attached; and

**WHEREAS**, the property owner has also executed a Non-Annexation Agreement for additional property described as Interior Tracts of approximately 1,177.069 acres and 2,084.59 acres and being more fully described on Exhibit "B" attached; and

**WHEREAS**, the property owner in the annexed area will benefit from land use controls by the City and such control will enhance and maintain property values.

**THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TERRELL, TEXAS:**

### **SECTION 1.**

That the City Council of the City of Terrell shall hold a public hearing on a proposed voluntary annexation of certain property by the City of Terrell, Texas, such public hearing to occur on Tuesday, June 13, 2023, at 6:00 o'clock p.m. to be held in the City Council Chambers, Terrell City Hall, 201 E. Nash Street, Terrell, Texas. All interested persons shall have the right to appear and be heard on the proposed voluntary annexation of the property by the City of Terrell, Texas, designated as Hoodoo Land Holdings, LLC annexation as set forth on and described in the attached Exhibit "A".

SECTION 2.

That the City Secretary of the City of Terrell is hereby authorized and directed to cause notice of such public hearing to be published once in a newspaper having general circulation in the City and in the above-described territory not more than twenty days nor less than ten days prior to the date of such public hearing, in accordance with the Municipal Annexation Act.

SECTION 3.

That the City Manager has ordered a description of the proposed property to be annexed by the City in accordance with the Municipal Annexation Act.

SECTION 4.


That upon approval of this Resolution, notice shall be sent to the affected property owners and to all other parties required by the Municipal Annexation Act, notifying them of the proposed annexation.

PASSED AND APPROVED this the 17<sup>th</sup> day of May, 2023.



E. Rick Carmona, Mayor

ATTEST:



Dawn Steil, City Secretary



## **NOTICE OF PUBLIC HEARING**

NOTICE IS HEREBY GIVEN TO ALL INTERESTED PERSONS THAT:

The City of Terrell, Texas, proposes to institute voluntary annexation proceedings to enlarge and extend the boundary limits of said City to include certain property described as a one (1) foot strip of land in Tract 1 consisting of approximately 0.082 acres situated in the BBB & C RR Co. Survey, Abstract 64, the BBB & C RR Co. Survey, Abstract 65 and the BBB & C RR Co. Survey, Abstract No. 66, Kaufman County, Texas, and a one (1) foot strip of land in Tract 2 consisting of approximately 58.53 acres situated in the A. Bennett Survey, Abstract No. 20, the R. Mead Survey, Abstract No 306, the S. King Survey, Abstract No 271, the E. Browning Survey, Abstract No. 49, the A. J. Butts Survey, Abstract No. 62, the S. King Survey, Abstract No. 272, the E. W. Guthrie Survey, Abstract No. 189, the R. A. Terrell Survey, Abstract No.557, the W. C. Moody Survey, Abstract No. 322, the S. A. and M.G RR Co Survey, Abstract No. 521, and the B.B.B. & C R.R. Co Survey, Abstract No. 65, Kaufman County, Texas.

A complete description of the proposed property to be annexed is available at City Hall, 201 East Nash Street, Terrell, Texas 75160 or is available on the City of Terrell website at [www.cityofterrell.org](http://www.cityofterrell.org).

A public hearing will be held by and before the Terrell City Council on June 13, 2023, at 6:00 p.m. The hearing will be held in the City Council Chambers at Terrell City Hall, 201 East Nash, Terrell, Texas 75160 for all persons interested in the proposed annexation.

At that time and place all persons shall have the right to appear and be heard on all said matters and things and all persons interested in the matters herein mentioned, will take notice.