

AN ORDINANCE ANNEXING THE HEREINAFTER DESCRIBED TERRITORY TO THE CITY OF GARDEN RIDGE, COMAL COUNTY, TEXAS, AND EXTENDING THE BOUNDARY LIMITS OF SAID CITY SO AS TO INCLUDE SAID HEREINAFTER DESCRIBED PROPERTY WITHIN SAID CITY LIMITS, AND GRANTING TO ALL INHABITANTS OF SAID PROPERTY ALL OF THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS, AND BINDING SAID INHABITANTS BY ALL OF THE ACTS, ORDINANCES, RESOLUTIONS AND REGULATIONS OF SAID CITY.

WHEREAS, a petition has been signed by a majority of the inhabitants qualified to vote for members of the State Legislature and who are citizens of the State of Texas and inhabitants of the territory described in paragraph 1 below; and

WHEREAS, said petition is proper in form and substance and fully complies with all of the provisions of Art. 974, V.A.T.S.; and

WHEREAS, the notices and procedures required by Art. 970a, Sec. 6, V.A.T.S., have been followed in the time and manner provided by said law; and

WHEREAS, said tract of land is contiguous and adjacent to the City of Garden Ridge, and is not more than one-half mile in width; and

WHEREAS, the City Council is of the opinion that said petition should be granted, and that said tract of land should be annexed to the City;

NOW THEREFORE:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GARDEN RIDGE, TEXAS:

1. That the following described property, to wit:

BEGINNING at the point of intersection of the Northwest right-of-way line of Farm to Market Road 2252 (formerly 1337) with the Southwest right-of-way line of Schneider Lane in Comal County, Texas;

THENCE with the Northwest line of FM 2252 with the following calls: South 81° 10' 49" West 900.8 feet; and South 58° 47' 29" West 1794.1 feet to the Northeast corner of the George Herber tract;

THENCE with the Northeast line of the Herber tract, North 30° 22' West 3907 feet to a point on the Southeast line of the Charles C. Brown Survey No. 407 for the North corner of the Herber tract;

THENCE with the Southeast line of the Charles C. Brown Survey No. 407 and the Northwest line of the Herber tract, South 60° West 1126.1 feet to the West corner of the Herber tract;

THENCE with the Southwest line of the Herber tract South 30° 38' East 3646.3 feet to a point in the Northwest line of FM 2252 for the South corner of the Herber tract;

THENCE with the Northwest line of FM 2252 with the following calls: South 54° 40' 56" West 1460.1 feet; and South 54° 51' 01" West 521.4 feet to the East corner of the Arnold Moos tract;

THENCE with the Northeast line of the Moos tract, North 30° West 3754 feet to a concrete marker set in the Southeast line of the Charles C. Brown Survey No. 407 for the North corner of the Moos tract;

THENCE with the Southeast line of the Charles C. Brown Survey No. 407, also being the Northwest line of the George M. Dolson Survey No. 96, and the Northwest line of the Moos tract, South 60° West 284 feet to a point for the West corner of the Moos tract;

THENCE with the Southwest line of the Moos tract, South 30° East 3799.6 feet to a point in the Northwest line of FM 2252, for the South corner of the Moos tract;

THENCE with the Northwest line of FM 2252 with the following calls: South 51° 58' 15" West 727.6 feet; South 61° 32' 10" West 205 feet; South 77° 3' 12" West 208.9 feet, South 1° 32" East 110.7 feet; North 29° 54' 43" West 489 feet, North 53° 24' 40" West 397.4 feet; North 63° 14' 22" West 101.1 feet; and North 59° 14' 49" West 102.6 feet to the Intersection of the North line of FM 2252 with the Southeast line of Bat Cave Road;

THENCE with the Northeast line of Bat Cave Road, South 3° 16' East approximately 1320 feet to a point on the North line of the Missouri Pacific Railroad right-of-way in Comal County, Texas; said point being the Intersection of the extension of the Northeast line of Bat Cave Road and the Northwest line of the Missouri Pacific Railroad right-of-way; said point further being approximately 1730 feet east of Mile Post 240;

THENCE in a Northeasterly direction with the said North right-of-way line, approximately 715 feet to the point of a curve to the right, said curve having an Intersection angle of 7° 29' and radius of 8357 feet;

THENCE continuing with said North right-of-way line and with said curve to the right, 1091.5 feet to the point of tangency of said curve;

THENCE continuing with said North right-of-way line, at 3560 feet the center line of FM 3009, a total distance of approximately 6190 feet;

THENCE with the Southwest line of Schneider Lane, the Northeast line of the George M. Dolson Survey No. 96, North 30° 24' 47" West approximately 970 feet to the Point of Beginning; and,

BEGINNING at a point in the Southeast right-of-way line of FM 2252 at Highway centerline station 230 + 57, for the West corner of this tract, said point also being South 30° 52' 30" East 12 feet, North 60° 05' 31" East 470.06 feet and North 60° 50' 39" East 252.42 feet from the original West corner of a tract conveyed to Dr. G. T. Scroggins by Deed recorded in Volume 91, pages 119-121 of the Deed Records of Comal County, Texas;

THENCE, North 60° 50' 39" East 497.58 feet along said Southeast right-of-way line to a point in same for an angle point;

THENCE, North 65° 39' 30" East 249.87 feet, North 61° 09' 30" East 614.15 feet, and North 60° 37' 58" East 571.5 feet along the new relocated Southeast right-of-way line of FM 2252 to its Intersection with the existing Southwest right-of-way line of FM 2252, for a corner of this tract;

THENCE along said Southwest right-of-way line and a curve to the right having a central angle of 38° 44' 57", a radius of 537.96 feet, a tangent of 189.18 feet, an arc length of 363.82 feet and a chord bearing and distance of South 81° 50' 28" East 356.93 feet to the end of said curve, for an angle point of this tract;

THENCE, South 62° 28' 00" East 460.70 feet, continuing on along said Southwest right-of-way line, to the beginning of a curve to the right, for an angle point of this tract;

THENCE continuing on along said Southwest right-of-way line and said curve to the right having a central angle of 32° 53' 00", a radius of 681.20 feet, a tangent of 201.03 feet, and arc length of 681.20 feet and a chord bearing and distance of South 46° 01' 30" East 385.61 feet to the end of said curve, for an angle point of this tract;

THENCE, South 29° 35' 00" East 311.60 feet, continuing on along said Southwest right-of-way line, to the beginning of a curve to the left, for an angle point of this tract;

THENCE continuing on along said Southwest right-of-way line and said curve to the left having a central angle of 30° 48' 00", a radius of 288.90 feet, a tangent of 79.58 feet, an arc length of 155.30 feet, and a chord bearing and distance of South 44° 59' 00" East 153.44 feet to the end of said curve, for an angle point of this tract;

THENCE, South 49° 00' 00" East 167.0 feet along said Southwest right-of-way line to its intersection with the Northwest line of the I. and G.N.R.R. Co. for the East corner of this tract;

THENCE, South 61° 48' 50" West 2691.79 feet along said Northwest line to a point in same for the South corner of this tract;

THENCE, North 28° 48' 21" West 1563.40 feet to the Point of Beginning.

BE, and the same is hereby annexed to the City of Garden Ridge, Texas and that the boundary lines of the City of Garden Ridge be, and the same hereby are extended to include the above described territory within the city limits of the City of Garden Ridge, and the same shall hereafter be included within the territorial limits of said City, and the property owners and inhabitants thereof shall hereafter be entitled to all rights and privileges of other property owners and citizens of Garden Ridge, and shall be bound by the acts, ordinances and regulations of said City.

2. The inhabitants and property of the herein described annexed territory shall be entitled to and shall receive services of the City of Garden Ridge as described in the Plan for Extension of Services Incorporated herein as Attachment 1.

3. This ordinance shall take effect immediately upon its passage and approval.

PASSED AND APPROVED this 6th day of October, 1982.

/s/ Betty G. McGranahan
MAYOR

ATTEST:

/s/ Millie Brown
CITY SECRETARY

The State of Texas §

County of Comal §

Before me, John T. Phillips, a Notary Public, in and for the State of Texas, on this day personally appeared, Betty G. McGranahan, City of Garden Ridge, Texas, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he/she executed the same for the purpose and consideration herein expressed. Given under my hand and seal of office, this 7th day of October, 1982.

/s/ John T. Phillips
Notary Public, State of Texas

ATTACHMENT 1

CITY OF GARDEN RIDGE PLAN FOR EXTENSION
OF SERVICES TO PROPOSED AREA OF ANNEXATION

GENERAL:

- A. Pursuant to the requirements of Article 970a, Municipal Annexation Act, V.T.C.S., the City of Garden Ridge proposes extension of existing and future services to the territory and inhabitants of the contemplated area of annexation of approximately 333 acres which lies southerly to the present city boundaries.
- B. Provision of services includes services provided by any method or means by which the city extends services to any other part of the city.
- C. The number and level of services provided to the proposed annexed area shall be equal to, or greater than those in existence immediately prior to annexation. Differing characteristics of topography, land utilization and population density may be considered sufficient basis for providing different levels of service.

SERVICES TO BE PROVIDED:

- A. **Police Protection:** Police protection, as currently provided to the citizens of Garden Ridge, Texas, is hereby extended to all citizens and property to be annexed by the City, effective with date of annexation.
- B. **Services furnished to Garden Ridge residents through contractual/franchise agreement with the city** shall be available to citizens of the area to be annexed in accordance with provisions of each particular agreement. Existing scope of service, fees, etc., if different than those for Garden Ridge citizens, will conform.
- C. **Maintenance of Streets and Roads:** Maintenance of streets and roads will be provided in the area of proposed annexation at the same level as in the City of Garden Ridge.
- D. **Other Services not Specified:** The City of Garden Ridge will extend any and all services provided to its citizens to the area of proposed annexation.

CONTRACTUAL OBLIGATION OF THE CITY:

This plan shall be construed as a contractual obligation, not subject to amendment or repeal, unless the City Council of Garden Ridge, Texas, determines that changed conditions or subsequent occurrences make the plan unworkable or obsolete.

An amended service plan shall provide for services comparable to, or better than those established in the service plan before amendment. Formulation of an amended service plan shall be in accordance with Article 970a, Section 6.

This service plan shall be valid for ten (10) years. Renewal shall be at the discretion of the City of Garden Ridge.

PASSED AND APPROVED this 6th day of October 1982.

/s/ Betty G. McGranahan

MAYOR

ATTEST:

/s/ Millie Brown

CITY SECRETARY