

CITY OF LAGO VISTA, TEXAS

ORDINANCE NO. 21-10-21-01

ANNEXATION ORDINANCE

AN ORDINANCE OF THE CITY OF LAGO VISTA, TEXAS, TO VOLUNTARILY ANNEX APPROXIMATELY 109.4251 ACRES OF LAND ADJACENT AND CONTIGUOUS TERRITORY INTO THE INCORPORATED MUNICIPAL BOUNDARIES OF THE CITY OF LAGO VISTA, TEXAS INCLUDING THE FOLLOWING: FINDINGS OF FACT; EFFECTIVE DATE; A REPEALER; SEVERABILITY; AND PROPER NOTICE AND MEETING.

WHEREAS, Chapter 43, Subchapter C-3 of the Texas Local Government Code authorizes a municipality to extend the boundaries of the municipality and annex area adjacent to the municipality in on request of the owners of such property; and

WHEREAS, the City of Lago Vista, Texas (“City”) is a home rule municipality with the rights and privileges thereto; and

WHEREAS, the City received a written request of the property owners requesting the voluntary annexation of the area consisting of approximately 109.4251 acres of land described in Exhibit “A”; and

WHEREAS, the approximately 109.4251 acres of land identified in Exhibit “A,” are adjacent and contiguous to the city limits; and

WHEREAS, the City entered into a written agreement with the property owner regarding services to be provided upon annexation; and

WHEREAS, the City Council of the City of Lago Vista (“City Council”) has conducted a public hearing on October 21, 2021, regarding the annexation of the area and has provided all required notices within the timeframes established under Chapter 43 of the Texas Local Government Code; and

WHEREAS, the City Council deems it to be in the best interest of the citizens of the City to annex said territory into the City.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAGO VISTA, TEXAS:

1. FINDINGS OF FACT

All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council of the Lago Vista, Texas, and are hereby approved and incorporated into the body of this Ordinance as if copied herein in their entirety.

2. ANNEXATION OF TERRITORY

- A.** The properties in the area described in Exhibit "A", which is attached hereto and incorporated herein for all purposes, is hereby annexed and brought into the municipal boundaries (i.e., corporate limits) of the City of Lago Vista, and is made an integral part, hereof.
- B.** The official map and boundaries of the City of Lago Vista are hereby amended and revised so as to include the area annexed, and to reflect the expansion of the City's extraterritorial jurisdiction resulting from such annexation.
- C.** The owners and inhabitants of the area herein annexed are entitled to all of the rights and privileges of other citizens of the City of Lago Vista and are hereby bound by all acts, ordinances and other legal actions now in full force and effect and those that may be hereafter adopted or enacted.

3. EFFECTIVE DATE

This ordinance is effective and the annexation achieved herein shall be final and complete upon adoption of this Ordinance on the date set forth below.

4. FILING

- A.** The City Secretary is hereby instructed to include this Ordinance in the records of the City.
- B.** The City Secretary is hereby instructed to have prepared maps depicting the new municipal boundaries and extraterritorial jurisdiction.
- C.** The City Secretary is hereby instructed to file a certified copy of this Ordinance with the Travis County Clerk.

5. SEVERABILITY

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs and sections of this Ordinance be severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs or sections of this Ordinance, and the remainder of this Ordinance shall be enforced as written.

6. PROPER NOTICE AND MEETING

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public as required and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code. Notice was also provided as required by Chapter 52 of the Texas Local Government Code.

PASSED AND APPROVED this the 21st day of October 2021, by a vote of 7 (ayes) to 0 (nays) to 0 (abstentions) of the City Council of the City of Lago Vista, Texas.



THE CITY OF LAGO VISTA:

Ed Tidwell, Mayor

ATTEST:

Sandra Barton, City Secretary

Exhibit "A"
DESCRIPTION OF AREA TO BE ANNEXED

**CRICHTON AND ASSOCIATES
LAND SURVEYORS
6448 HIGHWAY 290 EAST
SUITE B-105 AUSTIN, TEXAS 78727
TEL. (512) 244-3395**

FIELD NOTES

FIELD NOTES FOR 109.4251 ACRES OUT OF THE RICHARD CRAIG SURVEY NO. 1867, A-2754 AND THE DALLAS AND WICHITA RAILROAD SURVEY NO. 99, A-247 IN TRAVIS COUNTY, TEXAS AND BEING THE SAME TRACT CONVEYED TO LINDA GROSECLOSE 1998 INTERVIVOS TRUST AND LINDA GROSECLOSE ET AL BY DEED RECORDED IN DOCUMENT NO. 2002229115, OFFICIAL PUBLIC RECORDS, TRAVIS COUNTY, TEXAS, SAID 109.4251 ACRE TRACT BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING at a $\frac{1}{2}$ " iron rod found in the Southwesterly R.O.W. line of Lohman Ford Road, being the most northerly corner of a 60.048 acre tract conveyed to Michael and Mary Cadigan by deed recorded in Document No. 2000123186, Official Public Records, Travis County, Texas, for the most easterly corner of this tract and the **POINT OF BEGINNING**:

THENCE with the common line of this tract and said 60.048 acre tract the following four (4) courses:

- 1) **N81°00'02"W** a distance of **806.33** feet to a $\frac{1}{2}$ " iron rod found;
- 2) **S28°33'29"W** a distance of **1242.82** feet to a $\frac{1}{2}$ " iron rod found for the most southerly corner of this tract;
- 3) **N62°09'19"W** a distance of **1187.90** feet to a $\frac{1}{2}$ " iron rod found;
- 4) **S28°27'31"W** a distance of **99.96** feet to a $\frac{1}{2}$ " iron rod found in the north line of a 17.953 acre tract conveyed to Old Farm Property Owners Association by deed recorded in Document No. 2015053192, Official Public Records, Travis County, Texas, for the most southerly southwest corner of this tract;

THENCE N62°00'37"W with the common line of this tract and said 17.953 acre tract a distance of **88.34** feet to an iron pipe found in the east line of a 289.40 acre tract conveyed to Travis Meadow LP by deed recorded in Document No. 2006125525, Official Public Records, Travis County, Texas, for the most westerly Southwest corner of this tract;

THENCE with the common line of this tract and said 289.40 acre tract the following two (2) courses:

- 1) **N28°23'10"E** a distance of **3709.31** feet to a $\frac{1}{2}$ " iron rod found;
- 2) **N42°20'16"E** a distance of **108.81** feet to a $\frac{1}{2}$ " iron rod found in the southerly R.O.W. line of Boggy Ford Road;

THENCE with the southerly R.O.W. line of said Boggy Ford Road and the north line of this tract the following four (4) courses:

- 1) With a curve to the left whose elements are $R = 242.46$ feet, $L = 25.73$ feet whose chord bears **N84°45'29"E** a distance of **25.72** feet to a $\frac{1}{2}$ " iron rod found;
- 2) With a curve to the left whose elements are $R = 120.24$ feet, $L = 66.36$ feet whose chord bears **N65°43'11"E** a distance of **65.52** feet to a $\frac{1}{2}$ " iron rod set;

- 3) With a non-tangent curve to the left whose elements are $R = 348.31$ feet, $L = 78.69$ feet whose chord bears $N69^{\circ}10'48"E$ a distance of 78.52 feet to a $\frac{1}{2}''$ iron rod set;
- 4) $N62^{\circ}43'04"E$ a distance of 25.72 feet to a $\frac{1}{2}''$ iron rod set at the intersection of the southerly R.O.W. line of said Boggy Ford Road and the West R.O.W. line of said Lohman Ford Road, for the northeast corner of this tract;

THENCE with the west R.O.W. line of said Lohman Ford Road the following six (6) courses:

- 1) $S27^{\circ}17'12"E$ a distance of 536.92 feet to a nail found;
- 2) $N62^{\circ}43'44"E$ a distance of 15.06 feet to a $\frac{1}{2}''$ iron rod found;
- 3) With a curve to the right whose elements are $R = 1030.52$ feet, $L = 513.05$ feet whose chord bears $S12^{\circ}59'19"E$ a distance of 507.77 feet to a $\frac{1}{2}''$ iron rod found;
- 4) $S01^{\circ}16'24"W$ a distance of 1317.51 feet to a $\frac{1}{2}''$ iron rod found;
- 5) With a curve to the left whose elements are $R = 990.25$ feet, $L = 461.54$ feet whose chord bears $S12^{\circ}05'56"E$ a distance of 457.37 feet to a $\frac{1}{2}''$ iron rod found;
- 6) $S25^{\circ}30'42"E$ a distance of 250.68 feet to the **POINT OF BEGINNING** and containing 109.4251 acres, more or less.

BEARING BASIS IS TEXAS STATE PLANE COORDINATES (NAD 83), TEXAS CENTRAL ZONE (4203)

I hereby certify that the foregoing field notes are based on a survey on the ground, under my supervision and are true and correct to the best of my knowledge and belief.

Witness my hand and seal July 30, 2017

Revised March 19, 2018

Herman Crichton, R.P.L.S. 4046
17_135