

**RESOLUTION NO. 25-2125**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAGO VISTA, TEXAS, GRANTING CONSENT FOR THE ESTABLISHMENT OF A PRIVATE FAMILY CEMETERY AT 3421 LOHMANS FORD ROAD PURSUANT TO TEXAS HEALTH AND SAFETY CODE SECTION 711.008(c)(2); AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, Section 711.008(c)(2) of the Texas Health and Safety Code prohibits the establishment of a cemetery within one mile of the boundaries of a municipality with a population between 5,000 and 25,000, unless the governing body of the municipality consents to such establishment; and

**WHEREAS**, the City of Lago Vista is a municipality with a population within that range, and the property located at **3421 Lohmans Ford Road, Lago Vista, Texas** (Travis County Property ID **158040**) lies within the extraterritorial jurisdiction of the City and within one mile of the city limits; and

**WHEREAS**, the property owner, **Stephanie Lacour**, has submitted a request to the City Council for municipal consent to establish a private family cemetery on the above- described property; and

**WHEREAS**, the City Council finds that the request complies with the intent of Chapter 711 of the Texas Health and Safety Code, and the cemetery use is limited to private, non- commercial family interment, with further compliance required under applicable state and county regulations;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LAGO VISTA, TEXAS, THAT:**

**Section 1. Consent Granted**

The City Council hereby grants consent pursuant to **Texas Health and Safety Code §711.008(c)(2)** for the establishment of a **private family cemetery** on the property located at **3421 Lohmans Ford Road, Lago Vista, Texas** (Travis County Property ID 158040), as described in the request submitted by Stephanie Lacour.

**Section 2. Conditions**

This consent is contingent upon compliance with all applicable provisions of **Texas Health and Safety Code Chapter 711**, including but not limited to:

- §711.034 (filing of dedication and map),
- §711.041 (provision of access to the cemetery),
- Any relevant Travis County regulations.
- An interment can be no closer than seventy-five feet (75') from any right-of-way adjacent to the property.

**Section 3. Non-Commercial Use**

This authorization applies only to the use of the property for **private, non-commercial family interment purposes** and shall not be construed to permit the operation of a public or commercial cemetery.

**Section 4. Effective Date**

This resolution shall take effect immediately upon its passage.

**PASSED AND APPROVED** on this 15<sup>th</sup> day of May 2025.



**CITY OF LAGO VISTA, TEXAS**

Kevin Sullivan, Mayor

**ATTEST:**

Susie Quinn, Interim City Secretary

On a motion by Councilor Roberts, seconded by Councilor Saum the above and foregoing instrument was passed and approved.