

RESOLUTION NO. 2018R-\_\_\_\_\_

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEW BRAUNFELS, TEXAS, SETTING A SCHEDULE FOR PUBLIC HEARINGS TO BE HELD TO CONSIDER ANNEXATION OF APPROXIMATELY 154 ACRES OF LAND AT THE SOUTHEAST CORNER OF THE INTERSECTION OF FM 1044 AND KLEIN ROAD, INCLUDING THE ADJACENT KLEIN ROAD RIGHT-OF-WAY, ADJACENT TO THE EXISTING CITY LIMITS; PROVIDING FOR NOTICE; PROVIDING OPEN MEETINGS AND OTHER RELATED MATTERS.**

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**WHEREAS**, the City of New Braunfels and the New Braunfels Parks Foundation (herein the "petitioners"), being the owners of a certain tract of property located within Guadalupe County, Texas, have petitioned the City of New Braunfels, Texas, (herein the "City") a home-rule City for annexation of said tract into the City limits;

**WHEREAS**, the subject property is contiguous and adjacent to the effective corporate limits of the City and more than 50 percent of the real property owners in the proposed area have petitioned for annexation; and,

**WHEREAS**, the petitioners have agreed and consented to the annexation of the subject property by the City and further agreed to be bound by all acts, ordinances, and all other legal action now in force and effect within the corporate limits of the City and all those which may be hereafter adopted;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NEW BRAUNFELS, TEXAS, THAT:**

**Section 1.**

**Findings.** The foregoing recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes as findings of fact.

**Section 2.**

**Proceedings.** The petition for annexation submitted by the City of New Braunfels and the New Braunfels Parks Foundation is hereby accepted and two public hearings are set for the dates of August 13, 2018 and August 14, 2018. Notice of such hearings shall be posted and the hearings shall be open to the public to accept public comment on the annexation request.

**Section 3.**

**Severability.** Should any section or part of this resolution be held unconstitutional, illegal, or invalid, or the application to any person or circumstance thereof ineffective or inapplicable, such unconstitutionality, illegality, invalidity, or ineffectiveness of such section or part shall in no way affect, impair or invalidate the remaining portion or portions thereof; but as to such remaining portion or portions, the same shall be and remain in full force and effect and to this end the provisions of this ordinance are declared to be severable.

#### **Section 4.**

**Open Meetings.** It is hereby officially found and determined that the meeting at which this resolution is 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, *Chap. 551, Tex. Gov't. Code*.

**PASSED AND APPROVED** this the 9th day of July, 2018.

**CITY OF NEW BRAUNFELS, TEXAS**

**BY:** \_\_\_\_\_  
**Barron Casteel, Mayor**

**ATTEST:**

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**PATRICK D. ATEN, City Secretary**