

AN ORDINANCE

PROVIDING FOR THE EXTENSION OF THE CITY LIMITS OF SAN ANTONIO BY THE FULL PURPOSE ANNEXATION OF APPROXIMATELY 392.3 ACRES OF LAND, AS CONSENTED TO BY THE PROPERTY OWNERS, LOCATED OUTSIDE OF AND CONTIGUOUS TO THE CITY OF SAN ANTONIO LIMITS, AND WITHIN THE SAN ANTONIO EXTRATERRITORIAL JURISDICTION (ETJ) IN SOUTH BEXAR COUNTY, AND ESTABLISHING AN EFFECTIVE DATE OF DECEMBER 31, 2020.

WHEREAS, Chapter 212 of the Texas Local Government Code provides that a city may make a written contract with an owner of land that is located in the city's ETJ to provide for annexation of the land as a whole or in parts and to provide for the terms of annexation, if annexation is agreed to by the parties; and

WHEREAS, the owners of the properties (Owners) previously entered into Agricultural Development Agreements ("Agreements") with the City of San Antonio providing that upon violation of the terms of said Agreements the City may initiate the annexation process and the annexation of the Property will be with the consent of the owner; and

WHEREAS, the Owners have violated the terms of their respective Agreements including subdividing and selling portions of the property, submitting building permits with Bexar County, allowing fireworks sales on the property or no longer maintaining their properties with an agricultural appraisal for ad valorem tax purposes by Bexar County Appraisal District; and

WHEREAS, pursuant to the terms of these Agreements, upon violating their respective Agreements, the Owners have consented to the annexation of their respective Properties ("Annexation Areas"); and

WHEREAS, on November 27, 2020, proper notice of the public hearing will be published in the San Antonio Express-News, being a newspaper of general circulation in the municipality and in the territory proposed for annexation and posted on the internet website maintained by the City of San Antonio in accordance of the Texas Local Government Code; and

WHEREAS, on December 10, 2020, the San Antonio City Council will hold a public hearing on the proposed annexations, and the public hearing gave all interested persons the right to appear and be heard on the proposed annexations; and

WHEREAS, the population of the City of San Antonio, Texas, is in excess of 1,469,845 inhabitants, and the territory to be annexed lie within the ETJ of the City of San Antonio, Texas, and lie adjacent to and adjoin the City of San Antonio, Texas; **NOW THEREFORE**,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The San Antonio Planning Commission recommended approval of the full purpose annexation of approximately 392.3 acres, located outside of and contiguous to the south side of the City of San Antonio and within the City of San Antonio's ETJ in Bexar County, as consented to by the property owners, and legally described and depicted in "EXHIBIT A", pursuant to the provisions of Chapter 212 of the Texas Local Government Code.

SECTION 2. The unincorporated territory lying outside of, but adjacent to and adjoining the City of San Antonio, more particularly described and depicted in EXHIBIT "A", is hereby added and annexed to the City of San Antonio, Texas, and said territory shall hereafter be included within the boundary limits of San Antonio, and the present corporate limits of San Antonio, at the various points contiguous to the territory described and depicted in EXHIBIT "A", is altered and amended so as to include said newly annexed territory within the corporate limits of the City of San Antonio, Texas.

SECTION 3. The newly annexed territory so added shall bear its share of the taxes levied by the City of San Antonio, Texas. The Owners and inhabitants thereof shall be entitled to all of the rights and the privileges as citizens of the City of San Antonio and shall be bound by the acts, ordinances, resolutions, and regulations of the City of San Antonio, Texas.

SECTION 4. A Plan for Municipal Services outlining the provisions of municipal service to the territory described and depicted in EXHIBIT "A", and is hereby approved and the implementation of said Plan for Municipal Services is hereby authorized. Said Plan is attached hereto and incorporated herein as if set out verbatim for all purposes as EXHIBIT "B."

SECTION 5. In accordance with Section 35-307(a) of the City Code of San Antonio, Unified Development Code, these properties shall be zoned by separate ordinance and the assigned zoning district will be effective upon annexation.

SECTION 6. The land and territory annexed by this ordinance shall be represented by and be a part of City Council Districts 3 and 4.

SECTION 7. The statements set forth in the recitals of this ordinance are true and correct, and are incorporated as a part of this ordinance.

SECTION 8. This ordinance shall be effective on December 31, 2020.

PASSED AND APPROVED on this 10th day of December 2020.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Andrew Segovia, City Attorney