



City of Orchard, Texas  
Ordinance No.132-23

AN ORDINANCE ANNEXING THE HEREAFTER DESCRIBED TERRITORY TO THE CITY OF ORCHARD, FORT BEND COUNTY, TEXAS, AND EXTENDING THE BOUNDARY LIMITS OF SAID CITY SO AS TO INCLUDE SAID HEREAFTER DESCRIBED PROPERTY WITHIN SAID CITY LIMITS, AND GRANTING TO ALL THE INHABITANTS OF SAID PROPERTY ALL THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BINDING SAID INHABITANTS BY ALL OF THE ACTS, ORDINANCES, RESOLUTIONS, AND REGULATIONS OF SAID CITY; AND ADOPTING A SERVICE PLAN.

**WHEREAS**, the owner of the territory has petitioned the City Council for the City of Orchard in writing to annex the proposed area.

**WHEREAS**, the procedures prescribed by the (Texas Local Government Code and/or Charter) of the City of Orchard, Texas, and the laws of this state have been duly followed with respect to the following described territory, to wit:

(SEE ATTACHED EXHIBIT A)

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

That the heretofore described property is hereby annexed to the City of Orchard, Fort Bend County, Texas, and that the boundary limits of the City of Orchard be and the same are hereby extended to include the above described territory within the city limits of the City of Orchard, and the same shall hereafter be included within the territorial limits of said city, and the inhabitants thereof shall hereafter be entitled to all rights and privileges of other citizens of the city of Orchard and they shall Be bound by the acts, ordinances, resolutions, and regulations of said city.

A service plan for the area is adopted and attached as exhibit B.

**" Exhibit A"**

**25.46 Acres Fort Bend County, Texas**

Being 25.46 acres (1,109,153 square feet) of land situated in the Gail Borden Jr. Survey, Abstract Number 12, Burknapp Survey, Abstract Number 109 and the Peter Macgreal Survey, Abstract Number 338, Fort Bend County, Texas and being all of Lot 37 and the residual of Lot 38 of Fruitland Subdivision as recorded in Volume X, Page 307 of the Deed Records of Fort Bend County, Texas, also being out of Lot 1 of Orchard Farms Subdivision as recorded in Volume 2, Page 517 of the Deed Records of Fort Bend County, Texas and being out of that called 7.094 acre tract as recorded under Clerk's File Number 1999083924 of the Official Records of Fort Bend County, Texas; Said 25.46 acres being more particularly described as follows with all bearings being referenced to the Texas State Plane Coordinate System, South Central Zone, NAD83;

**COMMENCING** at a 5/8 inch iron rod, found in the south right-of-way line of a roadway called Galveston Street, same being the northeast corner of a called 5.00 acre tract, as recorded in Clerk's File Number 2020034113, of the Official Records of Fort Bend County, Texas, and the northwest corner of the herein described tract;

**THENCE** South 02°29'22" West, a distance of 225.00 feet to the POINT OF BEGINNING of the herein described tract;

**THENCE** over and across said 32.834 acre tract, North 87°31'44" East, a distance of 1,426.98 feet to a 5/8 inch iron rod with cap stamped Bourland Surveying, set in the west right-of-way line of a roadway called Long Lane, same being the northeast corner of the herein described tract;

**THENCE** South 02°26'44" East, along the common west right-of-way line of said Long Lane, and the east line of said 32.824 acre tract a distance of 1,027.44 feet, to a 5/8 inch iron rod found, for the southeast corner of the herein described tract;

**THENCE** North 73°09'06" West, along the southwest line of said 32.824 acre tract, at 595.29 feet, pass a 1/2 inch iron pipe found, and continuing North 73°09'06" West, in all a total distance of 1511.46 feet, to a 5/8 inch iron rod found, for the southwest corner of the herein described tract;

**THENCE** North 02°29'22" West, along the common east line of said 5.00 acre tract, and the west line of the herein described tract, a distance of 527.4 feet to the **POINT OF BEGINNING**, containing 25.46 acres (1,109,153 square feet) in Fort Bend County, Texas.

**City of Orchard  
Municipal Service Plan  
Exhibit B**

**A. Police Protection**

1. Services to be provided: The area is under the jurisdiction of the Fort Bend County Sheriff's office. Upon annexation, the Sheriff's Dept will continue regular service to annexed area. Policy enforcement and protection services shall be provided through regular patrols and at the request of residents.

**B. Fire Protection**

1. Services to be provided: Fire suppression will be available to the area upon annexation. Primary fire response will be provided by the Orchard Volunteer Fire Department located in Orchard, Texas. Fire prevention activities will be provided by the Fire Marshall's office as needed.

**C. Solid Waste Collection**

1. Services to be provided: Solid waste collection service shall be provided to residents in the annexed area in accordance with the existing city ordinances, resolutions and regulations, within 60 days after the effective date of the annexation of the area.

**D. Water Service**

1. Water services shall be provided to the annexed area in accordance with the existing city ordinances, resolutions, and regulations. Full municipal water service will be provided to the annexed area no later than 2 ½ years after the effective date of the annexed area. Unless certain services cannot be reasonably provided within that time and a city proposes a schedule to provide services within 4 ½ years.

**E. Sanitary Sewer Service**

1. Sanitary sewer services shall be provided to the annexed area in accordance

With the existing city ordinances, resolutions, and regulations. Full municipal sanitary sewer services shall be provided to the annexed area no later than 2 ½ years after the effective date of the annexation of the area.

F. Maintenance of Roads and Streets

1. Services to be provided: Street maintenance and other street services shall be provided to the annexed area in accordance with existing city, ordinances, resolutions, and regulations after the effective date of the annexation of the area.

G. Parks and Recreation

1. Services to be provided: All of the city parks and recreational facilities shall be available for use by residents of the annexed area, beginning on the effective date of the annexation ordinance. Deposit and fees apply.

H. Street Lighting

1. Services to be provided: The city will coordinate any request for street lighting with the local electric provider in accordance with standard policy.

I. Miscellaneous

1. All other applicable municipal services will be provided to the area in accordance with the City of Orchard's established policies governing extension of municipal services to newly annexed areas.

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**BEGINNING**, containing 25.46 acres (1,109,153 square feet) in Fort Bend County, Texas.

I, CERTIFY THAT THE ABOVE-DESCRIBED TRACT OF LAND IS CONTIGUOUS AND ADJACENT TO THE CITY OF ORCHARD, TEXAS, IS NOT MORE THAN ONE-HALF (1/2) MILE IN WIDTH, AND THAT THIS PETITION IS SIGNED AND DULY ACKNOWLEDGED BY EACH AND EVERY PERSON OR CORPORATION HAVING AN INTEREST IN SAID LAND.

PETITIONER'S  
SIGNATURE:

Rodney Pavlock

THE STATE OF TEXAS  
CITY OF ORCHARD  
COUNTY OF FORT BEND

BEFORE ME, THE UNDERSIGNED AUTHORITY, ON THIS DAY PERSONALLY APPEARED ROD PAVLOCK KNOWN TO ME TO BE THE PERSON WHOSE NAME IS SUBSCRIBED ON THE FOREGOING INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME FOR THE PURPOSES AND CONSIDERATION THEREIN EXPRESSED.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, THIS 13th DAY OF July 2023.

Melissa Ann Andel

NOTARY PUBLIC SIGNATURE

NOTARY PUBLIC SEAL



**PETITION REQUESTING ANNEXATION**  
**TERRITORY IN WHICH THERE ARE**  
**FEWER THAN THREE VOTERS**

TO THE MAYOR AND GOVERNING BODY OF THE CITY OF ORCHARD,  
TEXAS.

THE UNDERSIGNED OWNER OF THE HEREINAFTER DESCRIBED TRACT OF LAND, WHICH IS VACANT AND WITHOUT RESIDENTS, OR ON WHICH LESS THAN THREE (3) QUALIFIED VOTERS RESIDE, HEREBY PETITION YOUR HONORABLE BODY TO EXTEND THE PRESENT CITY LIMITS SO AS TO INCLUDE AS PART OF THE CITY OF ORCHARD, TEXAS, THE FOLLOWING DESCRIBED TERRITORY, TO WIT:

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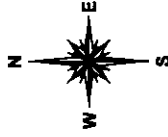
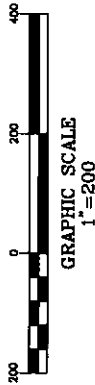
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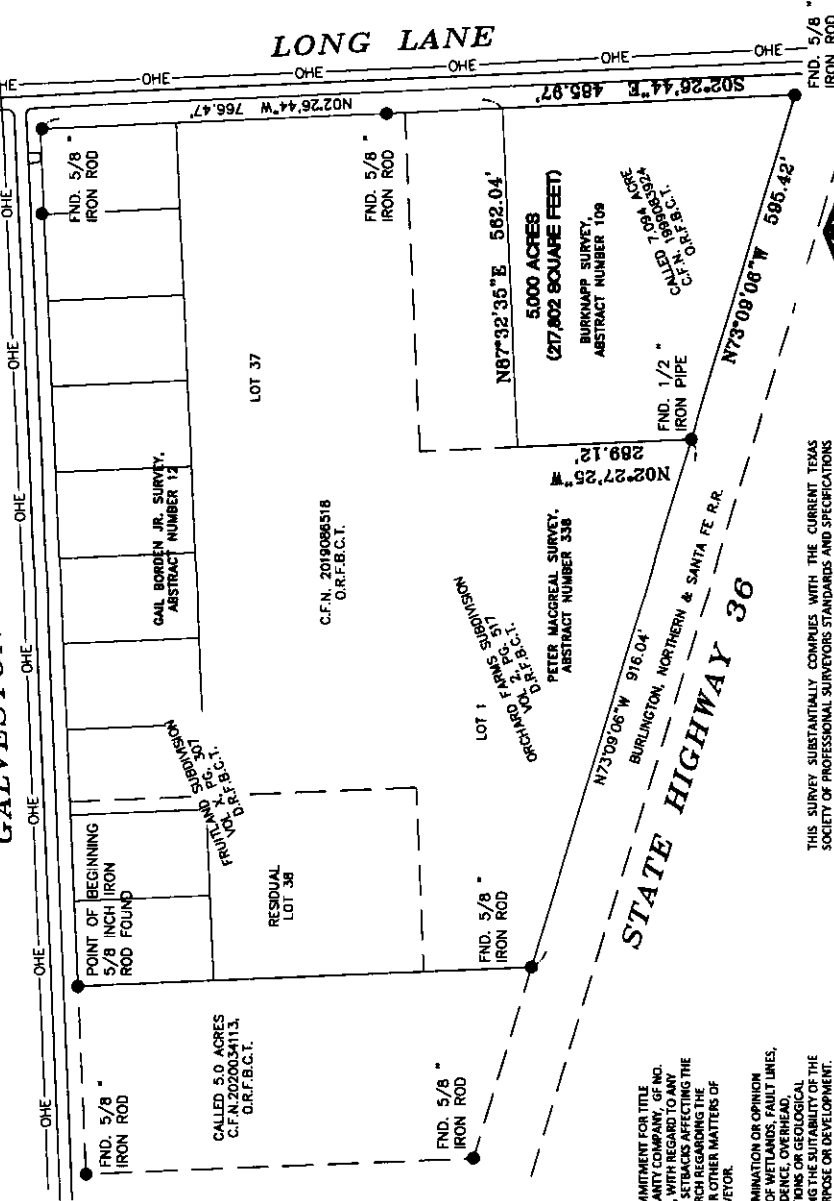
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# FORT BEND COUNTY, TEXAS GAIL BORDEN JR. SURVEY, ABSTRACT NUMBER 12



## GALVESTON STREET



- NOTES:
1. THE SURVEYOR HAS RELIED UPON THE COMMITMENT FOR TITLE INSURANCE ISSUED BY STEWART TITLE GUARANTY COMPANY, OF NO. 02217095, EFFECTIVE DATE APRIL 20, 2021, WITH REGARD TO ANY INTERESTS, EASEMENTS, ENCUMBRANCES, OR OTHER MATTERS AFFECTING THE SUBJECT PROPERTY. THE SURVEYOR HAS CONDUCTED A VISUAL INSPECTION OF THE EXISTENCE OF EASEMENTS, RESTRICTIONS, OR OTHER MATTERS OF RECORD HAS BEEN PERFORMED BY THE SURVEYOR.
  2. THIS SURVEY DOES NOT PROVIDE A DETERMINATION OR OPINION CONCERNING THE LOCATION OR EXISTENCE OF WETLANDS, FAULT LINES, TOXIC OR HAZARDOUS WASTE AREAS, SUBSIDENCE, OVERHEAD, SUBSURFACE AND ENVIRONMENTAL CONDITIONS OR GEOLOGICAL CONDITIONS. THE SURVEYOR'S STATEMENT IS MADE CONCERNING THE SUITABILITY OF THE SUBJECT TRACT FOR ANY INTENDED USE, PURPOSE OR DEVELOPMENT.
  3. DATE OF SURVEY 04/28/21
  4. BASIS OF BEARINGS ARE BASED ON THE TEXAS STATE PLANE COORDINATE SYSTEM, SOUTH CENTRAL ZONE, NAD 83.
  5. THERE MAY BE EASEMENTS, SETBACKS AND OTHER BUILDING RESTRICTIONS NOT SHOWN HEREON. THE SURVEYOR HAS CONDUCTED A VISUAL INSPECTION OF THE EXISTENCE OF EASEMENTS, RESTRICTIONS, OR OTHER MATTERS OF RECORD HAS BEEN PERFORMED BY THE SURVEYOR.

THIS SURVEY SUBSTANTIALLY COMplies WITH THE CURRENT TEXAS SOCIETY OF PROFESSIONAL SURVEYORS STANDARDS AND SPECIFICATIONS FOR A CATEGORY 1B, CONDITION II SURVEY.



**BOURLAND**  
**LAND SURVEYING, LLC**  
15121 HIGHWAY 150  
COLDSPRING, TX 77331  
(936)853-2264  
TIP: 15 FROM REG # 10194525

PHILIP W. BOURLAND  
REGISTERED PROFESSIONAL LAND SURVEYOR  
NO. 6468 - STATE OF TEXAS  
DATE 05/10/2023



The City Secretary is hereby directed to file with the County Clerk of Fort Bend, Texas, a certified copy of the ordinance.

PASSED by affirmative vote of all members of the City Council, this the 11<sup>th</sup> day of July 2023.

APPROVED:



Mayor Pro Tem

ATTEST:



City Secretary