

## **ORDINANCE NO. 53-2001**

### **ORDINANCE OF THE CITY OF ORCHARD, TEXAS, EXTENDING AND EXPANDING THE CITY'S EXTRATERRITORIAL JURISDICTION UPON THE REQUEST OF OWNERS OF TERRITORY**

**WHEREAS**, Pursuant to the provisions of the Texas Local Government Code, Section 42.022(b), (formerly Subsection C of Section 3 of the Municipal Annexation Act, Article 970 a, Vernons Texas Civil Statutes, as amended), the owner of the tracts of land comprising the territory depicted and outlined in pink on Exhibit "A", a map dated April 11, 2001, have petitioned the City of Orchard, Texas ("the City") to extend and expand its extraterritorial jurisdiction to include all of that territory. All of those petitions are included in Exhibit "B", and Exhibit "C" is a list of those owners with the address and legal description of their respective tracts of land. Exhibits "A", "B", and "C" are attached to this ordinance and are incorporated herein by reference for all purposes; and

**WHEREAS**, THE City has reviewed said petition and has determined that the facts therein stated are true and correct; the Petitioner is the owner of the territory described in Exhibit "A" hereto; and that said territory is wholly contiguous to the existing extraterritorial jurisdiction to include such territory;

**WHEREAS**, the City has determined that it will be in the best interests of the City and the territory described in Exhibit "A" attached hereto if the City extends and expands its extraterritorial to include such territory;

**NOW, THEREFORE,**

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

Section 1. The facts and recitals set forth in the preamble of this ordinance are hereby found and determined to be true and correct.

Section 2. The City of Orchard, Texas, hereby extends and expands its extraterritorial jurisdiction to include all of the territory described in Exhibit "A", and further described in Exhibits "B" and "C", which exhibits, as already recited in the preamble to this ordinance, are attached to and incorporated in this ordinance by reference for all purposes.

Section 3. The city secretary shall note the date of passage of this Ordinance in the minutes of the meeting. This Ordinance shall become effective immediately upon the date of its passage and adoption.

If any section of this Ordinance be held unconstitutional, illegal, or invalid, or the application thereof ineffective or inapplicable as to any territory, 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,

April 11, 2001 ETJ  
Ordinance #53-2001

53,2001

OWNER ADDRESS DEED	PROPERTY ADDRESS	LEGAL DESCRIPTION
1. <del>Sylvia Poessel</del> 9449 Hwy 59 Beasley, TX 77417	Hwy 59	S N Cross Survey Abstract 400 130.806 acres
2. <del>Sylvia Poessel</del>	Loop 540	S N Cross Survey Abstract 400 64.36 acres
3. <del>L.L. Hardison</del> 8922 Loop 540 Beasley, TX 77417	Loop 540	S N Cross Survey Abstract 400 42.64 acres
4. <del>Paul Stork</del> 3101 Hopkins Rd Beasley, TX 77417	Hopkins Rd	SA & MG RR Co. Survey Abstract 326 100.4855 acres
5. Elbertha Gerke William Gerke/POA PO Box 53 Orchard, TX 77464	Hopkins Rd	SA & MG RR Co. Survey Abstract 327 22.693 acres SA & MG RR Co. Survey Abstract 328 80 acres
6. Jeff Hajovsky 3926 FM 1875 Beasley, TX 77417	FM 1875	SA & MG RR Co. Survey Abstract 327 52 acres
7. Jerry Hajovsky 4421 FM 1875 Beasley, TX 77417	FM 1875	SA & MG RR Co. Survey Abstract 327 28.9 acres
8. Dorothy Sulak	Behrens Rd	Andrew Northington Abstract 65 141 acres
9. Clarence & Linda Ruether 11620 Buls Rd East Bernard, TX 77435	Buls Rd	Andrew Northington Abstract 65 1.5 acres
10. Somer Family Trust Glenn Somer 2604 Richard St Rosenberg, TX 77471	FM 1952	Charles Baird League Abstract 6 99 acres
11. Mikeska Family Wilbur, Gerald & Melvin Mikeska PO Box 91 Orchard, TX 77464		Gail Borden League Abstract 12 87 acres



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<b>12. Catherine Kellner</b>	<b>Aylor &amp; Johnson</b>	<b>Sarah Kennedy League</b>
<b>P.O. Box 101</b>		<b>Abstract #45</b>
<b>Orchard, Texas 77464</b>		<b>53.787 Acres</b>
<b>13. Carolyn Muegge</b>	<b>Aylor Road</b>	<b>Sarah Kennedy League</b>
<b>P.O. Box 323</b>		<b>Abstract 45</b>
<b>Orchard, Texas 77464</b>		<b>53.787 Acres</b>
<b>14. Donald Kellner</b>	<b>Aylor Road</b>	<b>Sarah Kennedy League</b>
<b>P.O. Box 53</b>		<b>Abstract 45</b>
<b>Orchard, Texas 77464</b>		<b>163.32 Acres</b>