

## **ORDINANCE NO. 54-2001**

### **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 May 9, 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.

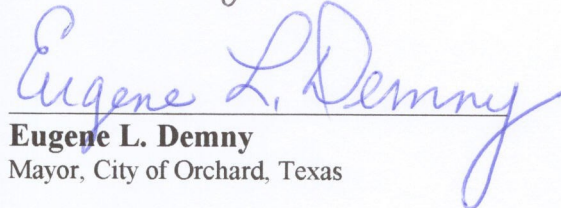
Section 3. The city secretary shall note the date of passage of this Ordinance in the minutes of the meeting. This Ordinance shall become effective immediately upon the date of its passage and adoption.

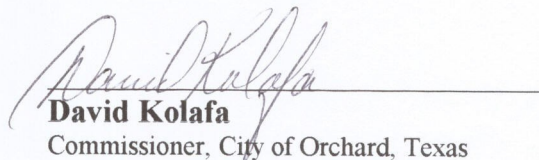
If any section of this Ordinance be held unconstitutional, illegal, or invalid, or the application thereof ineffective or inapplicable as to any territory, such unconstitutionality, illegality, invalidity, or ineffectiveness of such section or part shall in no way affect, impair, or invalidate the remaining portion or portions thereof, but as to such remaining portion or portions,

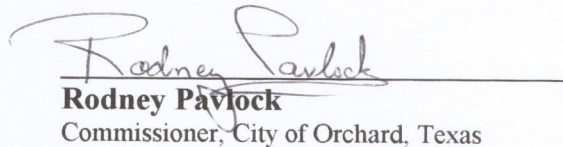


the same shall be and remain in full force and effect: and should this Ordinance for any reason be ineffective as to any part of the territory hereby included within the extraterritorial jurisdiction of the City of Orchard, such ineffectiveness of this Ordinance, as to any such part or parts of any such territory, and the City Council hereby declares it to be its purpose to include within the extraterritorial jurisdiction of the City every part of the territory described in this Ordinance, regardless of whether any other part of such described territory is hereby effectively included within the extraterritorial jurisdiction of the City. Provided, further, if there is included in the general description of territory set out in this Ordinance to be hereby included within the extraterritorial jurisdiction of the City of Orchard, any territory which is already a part of and included within the extraterritorial jurisdiction or general limits of the City, or which is presently part of and included within the limits or extraterritorial jurisdiction of any other city, town, or village, the same is hereby excluded and excepted from the territory to be included within the City's extraterritorial jurisdiction hereby, as fully as if such excluded and excepted territory were especially and specifically described herein.

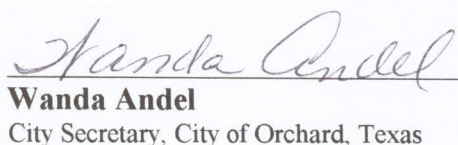
PASSED and APPROVED this 9th day of May, 2001.

  
**Eugene L. Demny**  
Mayor, City of Orchard, Texas

  
**David Kolafa**  
Commissioner, City of Orchard, Texas

  
**Rodney Pavlock**  
Commissioner, City of Orchard, Texas

ATTEST:

  
**Wanda Andel**  
City Secretary, City of Orchard, Texas

MAY 9, 2001 ETJ

OWNER ADDRESS DEED	PROPERTY ADDRESS	LEGAL DESCRIPTION
1. <del>James and Steve Wleczyk</del> 1220 Easy St. Rosenberg, TX 77471	Hwy 90A	B.B.B. & C. RR Co. Survey 308 Abstract 125 99.4 Acres
2. <del>Bert Quinn</del> Lois Carelock 910 Riverside Ct. Friendswood, TX 77546	8025 Hwy 90A	B.B.B. & C. RR Co. Survey 308 Abstract 125 107.827 Acres
3. <del>Sterling Walzel</del> Earl Walzel Janceal Nelson 3819 Beasley West End Rd Beasley, TX 77417	Beasley West End Road	S.N. Cross Survey Abstract 399 57.268 Acres
4. Wayne Nelson 3819 Beasley West End Rd Beasley, TX 77417	Beasley West End Road	S.A. & M.G. Survey 84.12 Acres
5. <del>Don and Karen Carter</del> 3824 Beasley West End Rd Beasley, TX 77417	Beasley West End Road	S.N. Cross Survey Abstract 399 2.388 Acres
6. Willie Sbrusch 3615 Beasley West End Rd Beasley, TX 77417	Beasley West End Road	S.N. Cross Survey/ S.A. & M.G. RR Co. Survey Abstract 399/Abstract 327 133.6 Acres
7. Wayne Nelson 3819 Beasley West End Rd Beasley, TX 77417	Beasley West End Road	S.N. Cross Survey/ S.A. & M.G. RR Co. Survey 18.508 Acres/15.273 Acres
8. David Carson 3802 FM 1975 Box 130 Beasley, TX 77417-0130	FM Road 1875	S.A. & M.G. RR Co. Survey Abstract 327 23.949 Acres
9. Hector Cavoos PO Box 932 Eagle Lake, TX 77434	FM Road 1875	S.A. & M.G. RR Co. Survey Abstract 327 2 Acres
10. Wayne Stone 9503 Quail Trail Beasley, TX 77417	FM Road 1875	S.A. & M.G. RR Co. Survey Abstract 327 1 Acre
11. Russell Anderson 9415 Quail Trail Beasley, TX 77417	FM Road 1875	S.A. & M.G. RR Co. Survey Abstract 327 1.1597 Acres



OWNER ADDRESS DEED	PROPERTY ADDRESS	LEGAL DESCRIPTION
12. James Lynch 9403 Covey Lane Beasley, TX 77417	FM Road 1875	S.A. & M.G. RR Co. Survey Abstract 327 1.7190 Acres
13. <del>Mike Hajovsky</del> 9055 Drachenberg Beasley, TX 77417	Drachenberg Rd	S.A. & M.G. RR Co. Survey Abstract 325 25 Acres
14. <del>Nadine Ramsey</del> 2107-6 <sup>th</sup> Avenue N Texas City, TX 77590	FM Road 1875	S.A. & M.G. RR Co. Survey Abstract 325 100 Acres
15. <del>Ron Drachenberg</del> 4621 Jane Long Drive Rosenberg, TX 77471	FM Road 1875	S.A. & M.G. RR Co. Survey Abstract 325 119.66 Acres
16. <del>Lyndel Wornat</del> 9311 Hillsboro House Sp. Rd. Hillsboro, MO 63050	Walker Road	S.A. & M.G. RR Co. Survey Abstract 326 25 Acres
17. <del>Orville Wornat</del> 1934 Lyle Lane Rosenberg, TX 77471	Hopkins Road	L.E. Cross Survey Abstract 418 28 Acres
18. <del>Wilroy Wornat</del> 6710 Blase Rd Rosenberg, TX 77471	Hopkins Road	L.E. Cross Survey Abstract 418 31.255 Acres
19. <del>Roy Pastor</del> 3722 Greenfields Sugar Land, TX 77479	FM 1875	S.A. & M.G. RR Co. Abstract 325 39.38 Acres
20. <del>Roy Pastor/ Stephanie Borski</del> Earl Pastor/Michael Pastor 3702 Greenfields Sugar Land, TX 77479	FM 1875	S.A. & M.G. RR Co. 100 Acres
21. <del>Anasazie Stasney</del> PO Box 234 Beasley, TX 77417	West End-Tavener Rd	Gabriel Cole $\frac{3}{4}$ League 200 Acres
22. <del>Joe Dusek/Pat Dusek</del> PO Box 234 East Bernard, TX 77435	West End- Tavener Rd	Gabriel Cole $\frac{3}{4}$ League Abstract 19 196.5435 Acres
23. <del>Alan Stasney</del> PO Box 174 Beasley, TX 77417	West End-Tavener Rd	Gabriel Cole $\frac{3}{4}$ League 51.5 Acres

OWNER ADDRESS DEED	PROPERTY ADDRESS	LEGAL DESCRIPTION
24. Harry James 6734 Liverpool Houston, TX 77021	Walker Road	S.A. & M.G. RR Co. Survey Abstract 326 24.9996 Acres
25. <del>Adolph</del> Wegner 11025 Walker Rd Beasley, TX 77417	Walker Road	S.A. & M.G. RR Co. Survey Abstract 326 25.9996 Acres
26. <del>Mark</del> Wegner 11025 Walker Rd Beasley, TX 77417	Walker Road	S.A. & M.G. RR Co. Survey Abstract 326 24.9996
27. <del>Mark</del> Wegner 11025 Walker Rd Beasley, TX 77417	Walker Road	S.A. & M.G. RR Co. Survey Abstract 326 22.6434 Acres
28. <del>Calvin</del> Wegner 3345 Hopkins Rd Beasley, TX 77417	Hopkins Road	S.N. Cross Survey Abstract 398 70.07 Acres
29. <del>Edward</del> Josey 5427 Willowglen Beasley, TX 77417	Hopkins Road	S.N. Cross Survey Abstract 398 36.9114 Acres
30. <del>James</del> Wegner 11025 Walker Road Beasley, TX 77417	Engle Road	S.N. Cross Survey Abstract 398 77.4585 Acres
31. Jerome Macha 4015 FM Rd 1875 Beasley, TX 77417	FM Road 1875	B.B.B. & C. RR Co. Survey Abstract 120 16.49555 Acres
32. Robert Dawkins 4019 FM Rd 1875 Beasley, TX 77417	FM Road 1875	B.B.B. & C. RR Co. Survey Abstract 120 32.9911 Acres
33. <del>Delores</del> Strusch 3412 Beasley-West End Rd Beasley, TX 77417	Beasley-West End Road	S.N. Cross Survey Abstract 399 56.537 Acres
34. <del>Toby</del> Havinka 2044 Bissonnet St Houston, TX 77005-1647	Walker Road	S.A. & M.G. RR Co. Abstract 326 45.26 Acres