

ORDINANCE NO. 3398

AN ORDINANCE AUTHORIZING THE RELEASE FROM THE CITY OF WAXAHACHIE'S EXTRATERRITORIAL JURISDICTION OF A 22.62 ACRE TRACT OF LAND, LOCATED WEST OF 124 BERKSHIRE LANE, KNOWN AS PROPERTY ID 289910, AND ORDERING THE CHANGING OF THE CITY OF WAXAHACHIE'S EXTRATERRITORIAL JURISDICTION BOUNDARY MAP IN ACCORDANCE WITH SAID CHANGE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WAXAHACHIE, TEXAS:

WHEREAS, as authorized by Subchapter D of the Texas Local Government Code, the landowners of the herein described property have requested and petitioned in writing that the City of Waxahachie ("**City**") exclude the property herein described from the City's Extraterritorial Jurisdiction ("**ETJ**"); and

WHEREAS, City staff has determined that the submitted petition complies with the requirements of Subchapter D of the Texas Local Government Code and that such law requires the release of the herein described property from the City's ETJ.

NOW, THEREFORE, the following described tracts of land are hereby released and removed from the City's ETJ, effective as of the date of the passage of this Ordinance:

All those certain lots, tracts or parcels of land situated in Ellis County, Texas, and being more particularly described by metes and bounds in Exhibit A and shown on the location map in Exhibit B, which are made a part hereof and attached hereto for all purposes.

The City's ETJ boundary is hereby amended in accordance with said change. City staff is hereby directed to make all required changes to the City map showing the boundaries of the City's ETJ, as required by Section 41.002 of the Texas Local Government Code, and to promptly notify Ellis County of such changes.

PASSED, APPROVED AND ADOPTED on this 18th day of September, 2023.




MAYOR

ATTEST:


City Secretary

EXHIBIT A

PROPERTY DESCRIPTION

BEING all that certain parcel of land being situated in the ASHTON SLAYBACK SURVEY, ABSTRACT NO. 1005, Ellis County, Texas, and being a portion of the 193.6531 acre tract of land conveyed to Dallas Joint Venture No. 1 by Warranty Deed recorded in Volume 721, Page 793 of the Deed Records of Ellis County, Texas (DRECT), and being more particularly described as follows:

BEGINNING at a cotton gin spike set in Robinett Road (a county road) and in the southwest line of the Slayback Survey and in the northeast line of the Elizabeth Rice Survey, Abstract No. 927 for the south corner of this tract and which bears N 31°42'20" W, a distance of 899.45 feet from the south corner of said Joint Venture Tract and the most westerly west corner of the 14.00 acre tract of land conveyed to Troubador Communication LLC by General Warranty Deed recorded in Volume 2578, Page 2157, OPRECT;

THENCE N 31°42'20" W, along the southwest line of said Joint Venture Tract and the common Slayback-Rice Survey line and along Robinett Road, a distance of 900.00 feet to a cotton gin spike set for the west corner of this tract;

THENCE N 58°18'40" E, along the northwest line of this tract, a distance of 1139.10 feet to a 1/2" iron rod set with cap marked "WLSC RPLS 5331" in the southerly northeast line of said Joint Venture Tract and in the southwest line of Northeast Meadows, an addition in Ellis County, Texas, according to the Plat thereof recorded in Cabinet E, Slide 283 of the Plat Records of Ellis County, Texas for the north corner of this tract;

THENCE S 31°09'36" E, along the southerly northeast line of said Joint Venture Tract and the southwest line of Northeast Meadows, a distance of 813.12 feet to a 1/2" iron rod found for the northerly east corner of said Joint Venture Tract and the north corner of said 14.00 acre tract;

THENCE along the southerly east line of said Joint Venture Tract and the west line of said 14.00 acre tract as follows: S 57°42'41" W, a distance of 409.25 feet to a 1/2" iron rod found for corner; and S 10°54'10" E, a distance of 88.39 feet to a 1/2" iron rod found for corner;

THENCE S 58°18'40" W, along the southeast line of this tract, a distance of 690.99 feet to the PLACE OF BEGINNING and containing 22.624 acres of land as surveyed on the ground on March 30, 2021 by Walker Land Surveying Company. Basis of bearings is GPS observation, Texas Coordinate System, North Central Zone. Beginning coordinate - Northing=6849783.25, Easting=2490400.57.

