

ORDINANCE NO. 3399

AN ORDINANCE AUTHORIZING THE RELEASE FROM THE CITY OF WAXAHACHIE'S EXTRATERRITORIAL JURISDICTION OF 21.62 ACRES OF LAND, THE FIRST TRACT LOCATED SOUTH OF 1500 FM 387 (PROPERTY ID 296680) AND THE SECOND TRACT LOCATED EAST OF 333 ROBNETT ROAD (PROPERTY ID 289836), 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

TRACT 1

BEING all that certain parcel of land being situated in the JOHN F. STROOPE SURVEY, ABSTRACT No. 1042, Ellis County, Texas, and being a portion of the 11.986 acre tract of land conveyed to Butcher 3 Investments, LLC by Special Warranty Deed recorded in Instrument Number 2151806 of the Official Public Records of Ellis County, Texas (OPRECT), and being more particularly described as follows:

BEGINNING at a 1/2" iron rod found with cap marked "WLSC RPLS 5331 " in the south line of the 50.489 acre tract of land conveyed to Turnerville Holdings, LLC by Special Warranty Deed recorded in Instrument Number 2121221, OPRECT and in the south line of the Stroope Survey and in the north line of the 80.015 acre tract of land conveyed to Trelen Land, LLC by Special Warranty Deed recorded in Instrument Number 2121222, OPRECT and of the Ashton Slayback Survey, Abstract No. 1005 and which bears N 58°59'48" E, a distance of 587.68 feet from a 1/2" iron rod found with cap marked "WLSC RPLS 5331" for the southwest corner of said 50.489 acre tract;

THENCE N 20°02'44" E, along the west line of said Butcher Tract and a residual east line of said 50.489 acre tract, a distance of 1232.98 feet to a 1/2" iron rod set with cap marked "WLSC RPLS 5331 " for the northwest corner of this tract;

THENCE S 69°57'16" E, along the north line of this tract, a distance of 202.99 feet to a 1/2" iron rod found with cap marked "WLSC RPLS 5331 " in the west line of the westerly residual portion of said 50.489 acre tract for an angle corner of said Butcher Tract;

THENCE S 30°58'08" E, along the east line of said Butcher Tract and a residual west line of said 50.489 acre tract, a distance of 617.25 feet to a 1/2" iron rod found with cap marked "WLSC RPLS 5331 " in the south line of said 50.489 acre tract and in the north line of said 80.015 acre tract and in the common Stroope-Slayback Survey Line for the southeast corner of said Butcher Tract;

THENCE S 58°59'48" W, along the south line of said Butcher Tract and the north line of said 80.015 acre tract and along the common Stroope-Slayback Survey Line, a distance of 1086.11 feet to the PLACE OF BEGINNING and containing 10.568 acres of land as surveyed on the ground on July, 2022 by Walker Land Surveying Company. Basis of bearings is GPS observation, Texas Coordinate System, North Central Zone. Beginning coordinate - Northing=6852622.88, Easting=2490314.23

TRACT 2

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 said Joint Venture Tract and the most westerly 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 899.45 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 690.99 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 said 14.00 acre tract for the north corner of this 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 10°54'10" E, a distance of 687.70 feet to a 1/2" iron rod found for corner;
S 30°39'53" E, a distance of 264.66 feet to a 1/2" iron rod found for corner; and
S 59°21'40" W, passing at 412.21 feet to a 1/2" iron rod found for witness, in all, a distance of 442.29 feet to the PLACE OF BEGINNING and containing 11.058 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=6849017.89, Easting=2490873.05.

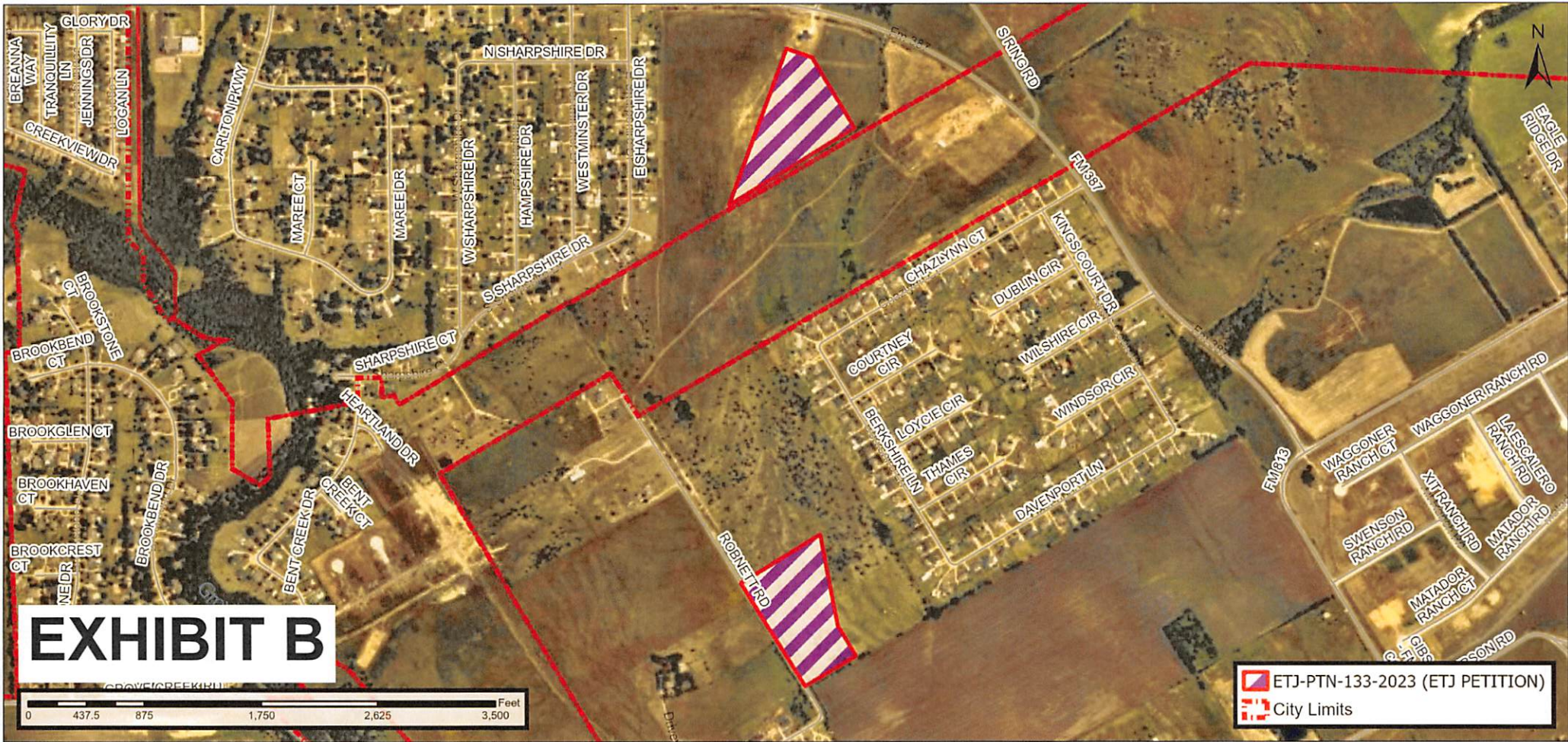
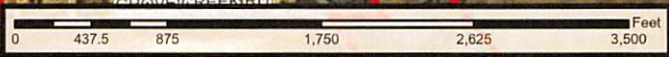


EXHIBIT B



 ETJ-PTN-133-2023 (ETJ PETITION)
 City Limits