

**AN ORDINANCE OF THE CITY OF VAN ALSTYNE, GRAYSON COUNTY, TEXAS, ACKNOWLEDGING RECEIPT OF PETITIONS FOR RELEASE FROM VAN ALSTYNE’S EXTRA-TERRITORIAL JURISDICTION (ETJ); PROVIDING FOR SAVINGS, REPEALING, AND SEVERABILITY CLAUSES; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City of Van Alstyne (“City”) is a Home Rule Municipality located in Grayson and Collin Counties created in accordance with provisions of the Texas Local Government Code and operating pursuant to the enabling legislation of the State of Texas; and

**WHEREAS**, the Texas Local Government Code Subchapter D Section 42.102 authorizes a resident of an area in a municipality’s extraterritorial jurisdiction to file a petition with the municipality in accordance with that subchapter for the area to be released from the extraterritorial jurisdiction.

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF VAN ALSTYNE, TEXAS:**

**SECTION 1. RECITALS INCORPORATED.** The findings recited above are incorporated as if fully set forth in the body of this Ordinance.

**SECTION 2. ACKNOWLEDGEMENT OF RECEIPT.** The City Council of the City of Van Alstyne does hereby acknowledge receipt of a petition for release from the city’s ETJ from those property owners or their duly appointed representative listed below. This acknowledgement in no way acknowledges approval of the petition.

<i>Petitioner</i>	<i>Property Location</i>	<i>CAD ID</i>	<i>Acres</i>
582 GC Land, LLC.	FM3133	136308, 1019276 ,1019285	547.51
Scott Tiemann & Holley Hartley	Riley Hts/Kara Trl	442121	10.987
Farrell Living Trust	Ballard Rd	136010, 452943	11.888
Victor & Charli Rodgers	1180 Cameron Hill Dr	132481, 391271, 407626, 409126, 436206, 436210	110
Anthony Mark Warrick	755 CR531	2898040, 2137485	67.68
Barbara Ballard Griffin	171 Bowen Ln	133600	18.54
MCAC Holdings, LLC	14596 Hwy 75	133733	5.152

**SECTION 3. SAVINGS/REPEALING CLAUSE.** This ordinance, as amended, shall remain in full force and effect, save and except as amended by this or any other ordinance. All provisions of any ordinance in conflict with this ordinance are hereby repealed to the extent they are in conflict; but such repeal shall not abate any pending prosecution for violation of the repealed ordinance, nor shall the repeal prevent a prosecution from being commenced for any violation if occurring prior to the repeal of the ordinance. Any remaining portions of said ordinances shall remain in full force and effect.

**SECTION 4. SEVERABILITY.** Should any section, subsection, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, it is expressly provided that any and all remaining portions of this Ordinance shall remain in full force and effect. Van

Alstynne hereby declares that it would have passed this Ordinance, and each section, subsection, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional or invalid.

SECTION 5. STATUTORY REFERENCES. Any reference in this Ordinance to state law or a state statute refers to that law or statute as it presently exists or may subsequently be amended.

SECTION 6. EFFECTIVE DATE. This Ordinance shall become effective from and after its adoption and publication as required by law.

**DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF VAN ALSTYNE, TEXAS ON THIS 10<sup>TH</sup> DAY OF SEPTEMBER 2024.**

APPROVED:

ATTEST:

\_\_\_\_\_

\_\_\_\_\_

**Jim Atchison, Mayor**

**Susan Coffey, City Secretary**