

ORDINANCE NO. 2010-4

**AN ORDINANCE PROVIDING FOR THE ANNEXATION INTO THE TOWN OF ANNETTA NORTH OF TERRITORY MORE SPECIFICALLY DESCRIBED BELOW, GENERALLY COMPRISING APPROXIMATELY 229 ACRES OF LAND LOCATED IN PARKER COUNTY, TEXAS; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR ENGROSSMENT AND ENROLLMENT; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the Town of Annetta North is a Type A general law municipality located in Parker County, created in accordance with the provisions of Chapter 6 of the Local Government Code and operating pursuant to the enabling legislation of the State of Texas; and

**WHEREAS**, in accordance with the provisions of Chapter 43, Texas Government Code, the Town of Annetta North has received a petition from qualified voters requesting that the property described in the attached Exhibit "A" be annexed into the Town of Annetta North; and

**WHEREAS**, the area is located within the exclusive ETJ of the Town of Annetta North and not within the ETJ of any other municipality; and

**WHEREAS**, a Service Plan has been prepared for the territory to be annexed and is attached to and adopted with this Ordinance; and

**WHEREAS**, all requirements of law have been met to require this annexation, including compliance with the provisions of Chapter 43 of the Texas Local Government Code.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF ANNETTA NORTH, TEXAS:**

**SECTION I.  
ANNEXATION**

All portions of the following territory located in Parker County, Texas, (the "Territory"), being approximately 229 acres of land, is hereby annexed to the Town of Annetta North for all municipal purposes and the corporate city limits are hereby extended to include such territory:

approximately 229 acres of land, being more particularly described in Exhibit "A" incorporated in this Ordinance for all purposes.

**SECTION II.  
RIGHTS AND DUTIES OF OWNERS AND  
INHABITANTS IN NEWLY ANNEXED AREA**

The owners and inhabitants of the Territory are entitled to all of the rights and privileges of all other citizens and property owners of the Town of Annetta North, and are bound by all acts, ordinances, and all other legal action now in full force and effect and all those which may be subsequently adopted.

**SECTION III.  
OFFICIAL MAP**

The official map and boundaries of the City, previously adopted, are amended to include the Territory as a part of the Town of Annetta North, Texas. The City Secretary is directed and authorized to perform or cause to be performed all acts necessary to correct the official map of the town to add the territory annexed as required by law.

**SECTION IV.  
FILING CERTIFIED COPY**

The City Secretary is directed to file or cause to be filed a certified copy of this ordinance in the office of the county clerk of Parker County, Texas.

**SECTION V.  
SERVICE PLAN**

The Service Plan for the Territory, attached as Exhibit "B" and incorporated in this Ordinance, is approved in all things and made a part of this Ordinance for all purposes.

**SECTION VI.  
CUMULATIVE CLAUSE**

This ordinance shall be cumulative of all provisions of ordinances of the Town of Annetta North, Texas, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances, in which event the conflicting provisions of such ordinances are hereby repealed.

**SECTION VII.  
SEVERABILITY CLAUSE**

Should any section or part of this ordinance be held unconstitutional, illegal or invalid, or the application thereof, the 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 portions, the same shall be and remain in full force and effect.

**SECTION VIII.  
AREAS EXCEPTED FROM ANNEXATION**

Should this ordinance for any reason be ineffective as to any part of the area hereby annexed to the Town of Annetta North, such ineffectiveness of this ordinance as to any such part or parts of any such area shall not affect the effectiveness of this ordinance as to the remainder of such area. The Town Council hereby declares it to be its purpose to annex to the Town of Annetta North every part of the area described in

Section I of this ordinance, regardless of whether any part of such described area is hereby not effectively annexed to the Town. Provided, further, that if there is included within the general description of Territory set out in Section I of this ordinance to be hereby annexed to the Town of Annetta North any lands or area which are presently part of and included within the limits of the Town of Annetta North, or which are presently part of and included within the limits of any other City, Town or Village, or which are not within the Town of Annetta North's jurisdiction to annex, the same is hereby excluded and excepted from the territory to be annexed hereby as fully as if such excluded and excepted area were expressly described herein.

**SECTION IX.  
ENGROSS AND ENROLL**

The City Secretary of the Town of Annetta North is directed to engross and enroll this ordinance by copying the caption, publication clause and effective date clause in the minutes of the Town Council and by filing the ordinance in the ordinance records of the Town.

**SECTION X.  
EFFECTIVE CLAUSE**

This ordinance shall be in full force and effect from and after its passage, and it is so ordained.

**PASSED AND APPROVED ON THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2010.**

\_\_\_\_\_  
MAYOR

ATTEST:

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CITY SECRETARY

# EXHIBIT “A”

# EXHIBIT “B”