

**ORDINANCE NO. 20230215-014**

**AN ORDINANCE OF THE CITY OF ANGLETON, TEXAS,  
APPROVING THE 2022-2023 UPDATE TO THE SERVICE  
AND ASSESSMENT PLAN AND ASSESSMENT ROLL FOR  
THE CITY OF ANGLETON GREEN TRAILS PUBLIC  
IMPROVEMENT DISTRICT; PROVIDING A PENALTY;  
PROVIDING FOR SEVERABILITY; PROVIDING FOR  
REPEAL; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, The City of Angleton (the “City”) is authorized pursuant to TEX. LOCAL GOV’T CODE, ch. 372, as amended (“Chapter 372”) to create public improvement districts for the purposes described therein, and to levy and collect an assessment in furtherance of the purposes thereof; and

**WHEREAS**, on August 27, 2019 the City passed and approved Resolution 20190827-011 authorizing the creation of the Angleton Green Trails Public Improvement District (“District” or “PID”), all in accordance with the applicable provisions of Chapter 372; and

**WHEREAS**, on October 13, 2020, the City passed and approved Ordinance 20201013-018 which approved an Assessment Ordinance thereby levying assessments. The service and assessment plan approved on October 13, 2020 (the “Service and Assessment Plan”) levied assessments against benefited properties within the District and established a lien on such properties; and

**WHEREAS**, Section 372.013 of the Act and the Service and Assessment Plan requires that the Service and Assessment Plan and Assessment Roll for the District be reviewed and updated annually for the purpose of determining the annual budget for improvements (the “Annual Service Plan Update”); and

**WHEREAS**, the Annual Service Plan Update and updated Assessment Roll for Fiscal Year 2022-2023 attached as Exhibit A (the “2022-2023 Annual Service Plan Update”) updates the Service and Assessment Plan and Assessment Roll to reflect prepayments, property divisions and changes to the cost and budget allocations for the Authorized Improvements that occur during the year, if any and the annual administrative costs of the District; and

**WHEREAS**, the City Council now desires to proceed with the adoption of this Ordinance and hereby approves and adopts the 2022-2023 Update to the Service and Assessment Plan and the updated Assessment Roll attached thereto, in conformity with the requirements of the Act.

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

**SECTION 1.** *Findings.* The findings and determinations set forth in the preambles hereto are hereby incorporated by reference for all purposes and are hereby adopted.

**SECTION 2.** *Annual Service Plan Update.* The 2022-2023 Annual Service Plan Update with updated Assessment Roll attached hereto as Exhibit A is hereby accepted and approved and complies with the Act in all matters as required.

**SECTION 3.** *Repeal.* All ordinances or parts of ordinances inconsistent with the terms of this ordinance are hereby repealed; provided, however, that such repeal shall be only to the extent of such inconsistency and in all other respects this ordinance shall be cumulative of other ordinances regulating and governing the subject matter covered by this ordinance.

**SECTION 4.** *Severability.* In the event any clause, phrase, provision, sentence or part of this Ordinance or the application of the same to any person or circumstances shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair or invalidate this Ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of the City of Angleton, Texas declares that it would have passed each and every part of the same notwithstanding the omission of any part thus declared to be invalid or unconstitutional, or whether there be one or more parts.

**SECTION 5.** *Penalty.* Any person who violates or causes, allows, or permits another to violate any provision of this Ordinance shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of not more than Five Hundred and No/100 Dollars (\$500.00). Each occurrence of any such violation of this Ordinance shall constitute a separate offense.

**SECTION 6:** *Proper Notice & Meeting.* It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public, and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Texas Government Code, Chapter 551.

**SECTION 7.** *Property Records.* This Ordinance and the 2022-2023 Annual Service Plan Update shall be filed in the real property records of Brazoria County within seven (7) days of the Effective Date.

**SECTION 8.** *Effective date.* That this Ordinance shall be effective and in full force upon adoption.

**PASSED, APPROVED AND ADOPTED THIS 15<sup>TH</sup> DAY OF FEBRUARY, 2023.**

CITY OF ANGLETON, TEXAS

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Jason Perez  
Mayor

ATTEST:

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Michelle Perez, TRMC  
City Secretary

ATTEST:

THE STATE OF TEXAS     §  
COUNTY OF BRAZORIA   §

Before me, the undersigned authority, on this day personally appeared Jason Perez, Mayor of the City of Angleton, Texas, known to me to be such persons who signed the above and acknowledged to me that such persons executed the above and foregoing Ordinance in my presence for the purposes stated therein.

Given under my hand and seal of office this \_\_\_\_\_.

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Notary Public, State of Texas

[NOTARY STAMP]

EXHIBIT A  
2022-2023 UPDATE TO THE SERVICE AND ASSESSMENT PLAN