



# STAFF REPORT

**MEETING DATE:** August 27, 2024

**TITLE:**

Consider and act on Resolution No. R-2024-100, of the City of Bastrop, Texas, for the disannexation of land from the city's 1-mile extraterritorial jurisdiction, for 2.03 acres of property known as Tahitian Village Subdivision, Unit 5, Block 1, Lots 20, 21, 22, 50, 51, and 52, located in the 1-mile ETJ of Bastrop County, Texas; upon request and providing for findings of fact, repealer, severability, effective date, proper notice, and meeting.

**AGENDA ITEM SUBMITTED BY:**

Vivianna Nicole Andres, Assistant to the City Manager

**BACKGROUND/HISTORY:**

The City Secretary received a petition for the release of several tracts of land comprised of tract or parcel of land currently situated within the ETJ of the City.

Staff initially presented this petition for release at the July 23, 2024, Regular City Council Meeting, and recommended denial of the ETJ release petition. Council voted 5-0 to approve the release of the properties from the 1-mile ETJ. Therefore, Staff is representing this item to Council with a revised Resolution approving the release of the properties from the 1-mile ETJ based on Council's action at the July 23, 2024, meeting.

**POLICY EXPLANATION:**

Texas Senate Bill 2038 passed by the Texas State Legislature in the 88<sup>th</sup> Legislative Session, Texas Local Government Code Chapter 42 allows for the release of an area from the City's extraterritorial jurisdiction ("ETJ") by petition of landowners or by election.

Pursuant to Texas Local Government Code Section 42.102, a resident of an area or the owners of the majority in value of an area in the City's ETJ may file a petition with the City Secretary for the area to be released from the ETJ.

Pursuant to Texas Local Government Code Section 42.152, a resident of an area in the City's ETJ may request the City to hold an election to vote on the question of whether to release the area from the City's ETJ by filing a petition with the City Secretary

**RECOMMENDATION:**

Consider and act on Resolution No. R-2024-100, of the City of Bastrop, Texas, for the disannexation of land from the city's 1-mile extraterritorial jurisdiction, for 2.03 acres of land being Lots 20, 21, 22, 50, 51, and 52 of Block 1, Unit 5, Tahitian Village Subdivision, of the Bastrop County, Texas.

**ATTACHMENTS:**

- Resolution No. R-2024-100
- Location Map
- Petition