

## **RESOLUTION**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURLESON, TEXAS GRANTING A PETITION FILED BY SUE PUGH UNDER SECTION 42.102 OF THE LOCAL GOVERNMENT CODE AND REMOVING APPROXIMATELY 26.82 ACRES OF LAND ADDRESSED AS 1133 COUNTY ROAD 529 AND AS FURTHER DESCRIBED IN THE PETITION FROM THE CITY'S EXTRATERRITORIAL JURISDICTION.**

**WHEREAS**, the City of Burleson, Texas ("City"), is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and

**WHEREAS**, Subchapter D "Release of Area by Petition of Landowner or Resident from Extraterritorial Jurisdiction" of Chapter 42 of the Local Government Code became effective on September 1, 2023; and

**WHEREAS**, on September 19, 2023, the City received a petition in accordance with Subchapter D from Sue Pugh, a copy of said petition being attached to this resolution as Exhibit "A" and incorporated herein by reference for all purposes; and

**WHEREAS**, the petition requests the City release the real property commonly known as 1133 County Road 529 and that is more fully described in the petition from the City's extraterritorial jurisdiction (the "Property"),

**WHEREAS**, the City Council finds that Subchapter D applies to the Property, that the petitioner has the authority to file the petition, and that the petition meets all of the requirements of Subchapter D; and

**WHEREAS**, in accordance with Section 42.105 of the Local Government Code, the City Council desires to release the real property described in the petition from the City's extraterritorial jurisdiction.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BURLESON, TEXAS, THAT:**

### **Section 1.**

In accordance with Section 42.105 of the Local Government Code, the City hereby grants the petition and releases the Property from the City's extraterritorial jurisdiction.

### **Section 2.**

The City Manager is hereby directed to amend the official city map to reflect the removal of real property from the City's extraterritorial jurisdiction, in accordance with Section 41.001 of the Local Government Code. Additionally, the City Manager is hereby further directed to deliver a

copy of this resolution to the petitioner, in accordance with Section 42.105 of the Local Government Code.

**Section 3.**

The foregoing recitals are adopted and incorporated herein for all purposes.

**Section 4.**

This resolution shall take effect immediately from and after its passage.

**PASSED, APPROVED, AND SO RESOLVED** by the City Council of the City of Burleson, Texas, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Chris Fletcher, Mayor  
City of Burleson, Texas

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Amanda Campos, City Secretary

\_\_\_\_\_  
E. Allen Taylor, Jr., City Attorney

SEP 22 2023

SEP 22 2023

**HRV Consultants, LLC**

18332 FM 1778  
Nevada, Texas 75173  
(972) 877-4175 \* (469) 855-0079  
FIRM F-22655

*Civil Engineering*

*Land Development*

*Consulting*

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September 19, 2023

**By Regular Mail and Hand Delivery**

Mr. Tommy Ludwig, City Manager  
City of Burleson  
141 W. Renfro Street  
Burleson, Texas 76028

**By Regular Mail and Hand Delivery**

Ms. Amanda Campos, City Secretary  
City of Burleson  
141 W. Renfro Street  
Burleson, Texas 76028

RE: Petition for Release from Extraterritorial Jurisdiction

Dear Mr. Ludwig and Ms. Campos:

On behalf of Ms. Sue Pugh, please find the enclosed "Petition for Release of an Area from a Municipality's Extraterritorial Jurisdiction" which is being submitted to the City of Burleson under Subchapter D, Chapter 42 of the Texas Local Government Code.

Should you have any questions concerning the matters set forth herein, please do not hesitate to contact me.

Sincerely,



Mark H. Hickman, P.E.  
Principal Engineer

PETITION FOR RELEASE OF AN AREA FROM A MUNICIPALITY'S  
EXTRATERRITORIAL JURISDICTION

THE STATE OF TEXAS       §  
  §  
COUNTY OF JOHNSON       §

TO THE HONORABLE MAYOR AND CITY COUNCIL OF THE CITY OF BURLESON,  
TEXAS:

**Ms. Sue Pugh** (the "Petitioner"), acting pursuant to the provisions of Subchapter D, Chapter 42, Texas Local Government Code, together with all amendments and additions thereto, respectfully petitions this Honorable City Council to release the 26.82 acres of land, representing three separate tracts, described by metes and bounds and shown on the maps attached in **Exhibit A** (the "Land"). Attached hereto and incorporated herein for all purposes, from the extraterritorial jurisdiction of the City of Burleson, Texas (the "City") and in support of this petition the Petitioner represents, covenants, and agrees as follows:

I.

The Petitioner holds fee simple title to the Land, and hereby represents that they own a majority in value of the Land to be released from the extraterritorial jurisdiction of the City as indicated by the certificates of ownership provided by the Johnson County Central Appraisal district, attached hereto as **Exhibit B**.

II.

The Petitioner represents that the Land is not located within five (5) miles of the boundary of the military base, as defined by Section 43.0117 of the Texas Local Government Code, at which an active training program is conducted.

III.

The Petitioner represents that the Land has not been voluntarily annexed into the extraterritorial jurisdiction that is located in a county (a) in which the population grew by more than 50 percent (50%) from the previous federal decennial census in the federal decennial census conducted in 2020; and (b) that has a population of greater than 240,000.

IV.

The Petitioner represents that the Land is not within the portion of the extraterritorial jurisdiction if a municipality with a population of more than 1.4 million that is (a) within 1 miles of the boundary of a military base, as defined by Section 43.0117 of the Texas Local Government Code, at which an active training program is conducted; and (b) in a county with a population of more than 2 million.

V.

The Petitioner represents that the Land is not in an area designated as an industrial district under Section 42.944 of the Texas Local Government Code.

VI.

The Petitioner represents that the Land is not in an area subject to a strategic partnership agreement entered into under Section 42.0751 of the Texas Local Government Code.

WHEREAS, the undersigned respectfully prays that this petition be heard and granted in all respects and that the City immediately release the Land from its extraterritorial jurisdiction, as required by Section 42.105© of the Texas Local Government Code, as it exists today and from any future expansions of the City's extraterritorial jurisdiction whether by annexation or pursuant to Section 42.021 of the Texas Local Government Code. If the City fails to release the land from its extraterritorial jurisdiction by the later of 45 days from the date it receives the petition or the next meeting of the municipality's governing body that occurs after the 30<sup>th</sup> day after the date the City receives this petition, the Land shall be released from the City's extraterritorial jurisdiction by operation of law.

[EXECUTION PAGES FOLLOW]

RESPECTFULLY SUBMITTED on \_\_\_\_\_, 2023.

Ms. Sue Pugh  
An Individual

By: Sue Pugh  
Name: Sue Pugh  
Title: property owner  
DOB: 9-7-30  
Residence Address: 108 Heights St  
Burleson, TX 76028  
Date of Signing: 9/20/2023

THE STATE OF TEXAS §  
COUNTY OF JOHNSON §

This instrument was acknowledged before me on 9/20/2023, 2023, by  
SUE PUGH, an individual.

Laura Kaye Collins  
Notary Public State of Texas

(NOTARY SEAL)



**Attachments:**

**Exhibit A:** Description and Map of the Land

**Exhibit B:** Certificate of Ownership

# EXHIBIT A





## EXHIBIT B



**SCOTT PORTER**  
 Johnson County Tax Assessor-Collector  
 P O BOX 75  
 CLEBURNE, TX 76033-0075  
 (817) 558-0122

## 2022+ Tax Statement

Property Account Number:  
**126-0919-00165**

**Statement Date:** 09/19/2023  
**Owner:** PUGH SUE  
**Mailing Address:** 108 HEIGHTS ST  
 BURLESON TX 76028

**Property Location:** 0001133 CR 529  
**Acres:** 2.2  
**Legal Description:** ABST 919  
 TR 3 PT  
 W T WISE

**Exemptions:** GENERAL HOMESTEAD, OVER 65

IMPROVEMENT VALUE	LAND MARKET VALUE	NON-HOMESITE IMPRV	NON-HOMESITE LAND	AG VALUE	MINERAL VALUE	PERSONAL PROPERTY	TOTAL MARKET VALUE
436,702	29,700	338,443	0	0	0	0	466,402
Taxing Entities		Exemption Amount		Taxable Value		Tax Rate Per \$100	Base Tax
JOHNSON COUNTY		15,000		451,402		0.368455	0.00
FARM TO MARKET LTRD		15,000		451,402		0.046545	0.00
EMER SERV DISTRICT 1		15,000		451,402		0.060000	0.00
BURLESON ISD		75,000		391,402		1.442900	0.00
<b>TOTAL BASE TAX</b>						<b>0.00</b>	
<b>Total Amount Due</b>							<b>0.00</b>

↓ Detach ↓

Return With Payment



Visit our website for online credit card payments.  
[www.johnsoncountytaxoffice.org](http://www.johnsoncountytaxoffice.org)  
 Payment by phone is available at 1-866-549-1010  
 use bureau code 3334444

R000021967 JC

2022 +Tax Statement  
 09/19/2023

PUGH SUE  
 108 HEIGHTS ST  
 BURLESON TX 76028

Property Account Number  
 126-0919-00165

**Total Amount Due \$0.00**

IF PAID IN	AMOUNT DUE
OCT	0.00
NOV	0.00

**Please Make Checks Payable To:**  
**Scott Porter, Tax A-C**

00000061320 0000000000 0000000000 0000000000 0919202300000



**SCOTT PORTER**  
 Johnson County Tax Assessor-Collector  
 P O BOX 75  
 CLEBURNE, TX 76033-0075  
 (817) 558-0122

## 2022+ Tax Statement

Property Account Number:  
**126-0919-00135**

**Statement Date:** 09/19/2023  
**Owner:** PUGH SUE  
**Mailing Address:** 108 HEIGHTS ST  
 BURLESON TX 76028

**Property Location:** 0001133 CR 529  
**Acres:** 14  
**Legal Description:** ABST 919  
 TR 3  
 WT WISE

**Exemptions:** AG 1D1

IMPROVEMENT VALUE	LAND MARKET VALUE	NON-HOMESITE IMPRV	NON-HOMESITE LAND	AG VALUE	MINERAL VALUE	PERSONAL PROPERTY	TOTAL MARKET VALUE
22,800	189,000	22,800	0	2,492	0	0	211,800
Taxing Entities		Exemption Amount		Taxable Value	Tax Rate Per \$100	Base Tax	
JOHNSON COUNTY		186,508		25,292	0.368455	0.00	
FARM TO MARKET LTRD		186,508		25,292	0.046545	0.00	
EMER SERV DISTRICT 1		186,508		25,292	0.060000	0.00	
BURLESON ISD		186,508		25,292	1.442900	0.00	
<b>TOTAL BASE TAX</b>						<b>0.00</b>	
<b>Total Amount Due</b>							<b>0.00</b>

↓ Detach ↓

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 use bureau code 3334444

R000021966 JC

2022 +Tax Statement  
 09/19/2023

Property Account Number  
 126-0919-00135

**Total Amount Due \$0.00**

IF PAID IN	AMOUNT DUE
OCT	0.00
NOV	0.00

Please Make Checks Payable To:  
**Scott Porter, Tax A-C**

00000061319 0000000000 0000000000 0000000000 0919202300000



**SCOTT PORTER**  
 Johnson County Tax Assessor-Collector  
 P O BOX 75  
 CLEBURNE, TX 76033-0075  
 (817) 558-0122

## 2022+ Tax Statement

Property Account Number:  
**126-0919-00115**

**Statement Date:** 09/19/2023  
**Owner:** PUGH SUE  
**Mailing Address:** 108 HEIGHTS ST  
 BURLESON TX 76028

**Property Location:** 0001133 CR 529  
**Acres:** 10.62  
**Legal Description:** ABST 919  
 TR 2  
 W T WISE

**Exemptions:** AG 1D1

IMPROVEMENT VALUE	LAND MARKET VALUE	NON-HOMESITE IMPRV	NON-HOMESITE LAND	AG VALUE	MINERAL VALUE	PERSONAL PROPERTY	TOTAL MARKET VALUE
0	143,370	0	0	1,890	0	0	143,370
Taxing Entities		Exemption Amount		Taxable Value	Tax Rate Per \$100	Base Tax	
JOHNSON COUNTY		141,480		1,890	0.368455	0.00	
FARM TO MARKET LTRD		141,480		1,890	0.046545	0.00	
EMER SERV DISTRICT 1		141,480		1,890	0.060000	0.00	
BURLESON ISD		141,480		1,890	1.442900	0.00	
<b>TOTAL BASE TAX</b>						<b>0.00</b>	
<b>Total Amount Due</b>							<b>0.00</b>

↓ Detach ↓

Return With Payment



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 Payment by phone is available at 1-866-549-1010  
 use bureau code 3334444

R000021965 JC

2022 +Tax Statement  
 09/19/2023

Property Account Number  
 126-0919-00115

**Total Amount Due \$0.00**

<u>IF PAID IN</u>	<u>AMOUNT DUE</u>
OCT	0.00
NOV	0.00

**Please Make Checks Payable To:**  
**Scott Porter, Tax A-C**

00000061318 0000000000 0000000000 0000000000 0919202300000