

ORDINANCE NO. 2023-01

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HEWITT, TEXAS, ADOPTING THE REDISTRICTING PLAN TO CHANGE THE MUNICIPAL WARD BOUNDARIES OF THE CITY OF HEWITT, TEXAS; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A CUMULATIVE CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, 2020 United States Census data has become available and the same reveals the need for this City to be redistricted to remain in compliance with the “one person, one vote” requirements of the Equal Protection Clause of the 14th and 15th Amendments to the U.S. Constitution and the provisions of Section 5 of the Federal Voting Rights Act of 1965, as reenacted in 2006, and the City Council has reexamined and adjusted the municipal ward boundaries based on that census data in order to maintain continued compliance with those federal requirements; and

WHEREAS, the proposed redistricting also complies with the City’s Charter by creating Wards with approximately the same number of qualified voters.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HEWITT, TEXAS, THAT:

SECTION ONE. Pursuant to the powers conferred upon this City Council by the laws of the State of Texas and of the City’s Charter, the City Council does hereby adopt the redistricting plan, as identified and described in the attached exhibits to change the boundaries of the municipal wards:

- EXHIBIT A Hewitt City Plan Demographics**
- EXHIBIT B Map of Adopted Ward Boundaries**
- EXHIBIT C Metes and Bounds Description**
- EXHIBIT D Distribution of Qualified Voters among Wards**

The aforementioned Exhibits are expressly incorporated herein by reference.

None of the changes to the Wards will place an existing member of the City Council outside of his/her Ward.

SECTION TWO. Severability. It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses and phrases of this Ordinance are severable and, if any phrase, sentence, paragraph or section of this Ordinance should be declared invalid by the final judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this Ordinance, since the same would have been enacted by the City Council without the incorporation in this Ordinance of any such invalid phrase, clause, sentence, paragraph or section. If any provisions of this Ordinance shall be adjudged by a court of competent jurisdiction to be invalid, the invalidity shall not affect other provisions or applications of this Ordinance which can be given effect without the invalid provisions, and to this end the provisions of this Ordinance are declared to be severable.

SECTION THREE. Cumulative. To the extent any prior ordinance of the City of Hewitt (or any provision, clause, phrase, sentence, or paragraph contained herein) conflicts with this ordinance, said conflicted ordinance, provision, clause, phrase, sentence, or paragraph is hereby repealed.

SECTION FOUR. Open meetings. It is hereby officially found and determined that the meeting at which this Ordinance is passed was open to the public as required and that the public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapter 511, Tex. Gov't Code.

PASSED, APPROVED, and EFFECTIVE this **9th** day of **January, 2023**, at a regular Council Meeting, after due public notice.

Steve Fortenberry, Mayor

ATTEST:

Lydia Lopez, City Secretary

APPROVED AS TO FORM:

Michael W. Dixon, City Attorney

EXHIBIT A

Hewitt City		Adopted Plan				
Ideal	Total	White	Black	Other	Hispanic	Tot. Min.
5342	16026	10425	1588	1244	2769	5601
		65.05%	9.91%	7.76%	17.28%	34.95%
Ward One	5444	3557	559	360	968	1887
102		65.34%	10.27%	6.61%	17.78%	34.66%
Ward Two	5421	3632	486	442	861	1789
79		67.00%	8.97%	8.15%	15.88%	33.00%
Ward Three	5161	3236	543	442	940	1925
(181)		62.70%	10.52%	8.56%	18.21%	37.30%
	Max Variation		283	Max Deviation		5.30%
Ward One	102	1.91%		Max Var	283	
Ward Two	79	1.48%				
Ward Three	(181)	-3.39%		Max Dev	5.30%	

EXHIBIT B

Adopted Ward Lines

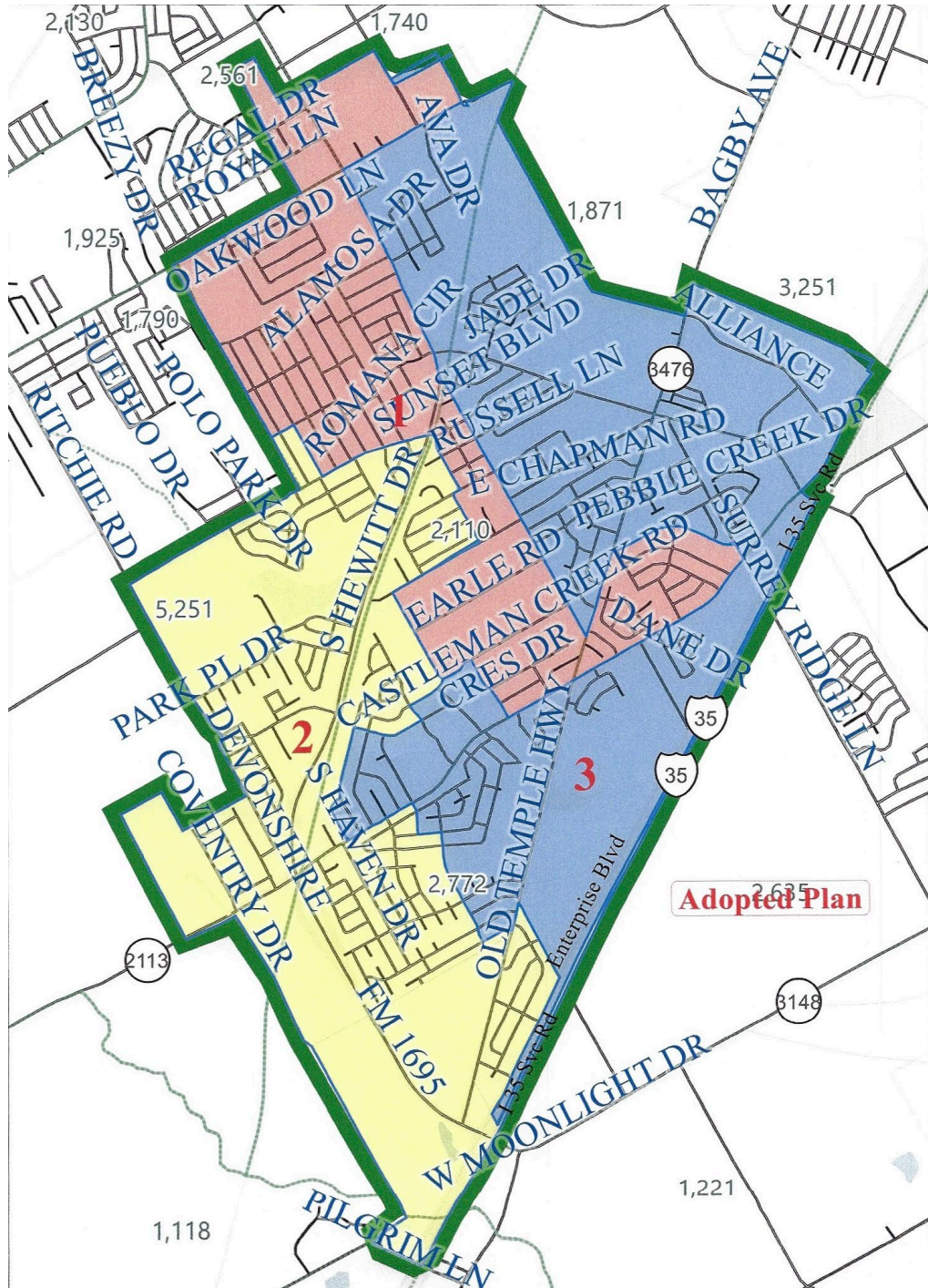


EXHIBIT C

Metes and Bounds of Adopted Plan

Ward One

All of that portion of McLennan County bounded and described as follows: Beginning at the point of intersection of the Waco/Hewitt city line and Alamo Dr, and proceeding Northerly along the Waco/Hewitt city line, follow the Waco/Hewitt city limit line until one is back to Panther Way, and proceeding easterly along Panther Way to the Waco/Hewitt city line, and proceeding northerly along the Waco/Hewitt city line to Panther Way, and proceeding westerly along Panther Way to Hewitt Dr, and proceeding southerly along Hewitt Dr to 1st St, and proceeding southerly along 1st St to Old Temple Rd, and proceeding northerly along Old Temple Rd to Crestwood Dr, and proceeding easterly along Crestwood Dr to Hillside Dr (western most intersection of the two), and proceeding easterly along Hillside Dr to Attaway Rd, and proceeding southerly along Attaway Rd to Spring Valley Rd, and proceeding southerly along Spring Valley Rd to Spring Valley Rd, and proceeding westerly along Spring Valley Rd to Chapparral Rd, and proceeding northerly along Chapparral Rd to Castleman Creek Rd, and proceeding westerly along Castleman Creek Rd to Chapman Rd, and proceeding easterly along Chapman Rd to Moss Hill Rd, and proceeding northerly along Moss Hill Rd to W Wall St, and proceeding easterly along W Wall St to 3rd St, and proceeding northerly along 3rd St to Warren St, and proceeding westerly along Warren St to Fannin Dr, and proceeding northerly along Fannin Dr to Alamo Dr, and proceeding westerly along Alamo Dr to the point of beginning.

Ward Two

All of that portion of McLennan County bounded and described as follows: Beginning at the point of intersection of the Hewitt city line and nonvisible boundary, and proceeding northerly along the Hewitt city line to the Waco/Hewitt city line, and proceeding northerly along the Waco/Hewitt city line to Alamo Dr, and proceeding easterly along Alamo Dr to Fannin Dr, and proceeding southerly along Fannin Dr to Warren St, and proceeding easterly along Warren St to 3rd St, and proceeding southerly along 3rd St to W Wall St, and proceeding westerly along W Wall St to Moss Hill Rd, and proceeding southerly along Moss Hill Rd to Chapman Rd, and proceeding westerly along Chapman Rd to Castleman Creek Rd, and proceeding southerly along Castleman Creek Rd to Aspen Incline Dr, and proceeding westerly along Aspen Incline Dr to Crested Butte Dr, and proceeding southerly along Crested Butte Dr to Angel Fire Dr, and proceeding westerly along Angel Fire Dr to Eagles Nest Dr, and proceeding southerly along Eagles Nest Dr to Spring Valley Rd, and proceeding easterly along Spring Valley Rd to Vail Highlands, and proceeding southerly along Vail Highlands to Dendron Dr, and proceeding easterly along Dendron Dr to Waverly St, and proceeding southerly along Waverly St to Stoneridge Dr, and proceeding easterly along Stoneridge Dr to Old Temple Rd, and proceeding northerly along Old Temple Rd to Baxley St, and proceeding southerly along Baxley St to nonvisible City Limit boundary (located near intersection of Baxley St. and Enterprise Blvd), and proceeding southerly along nonvisible City Limit boundary back to the point of beginning.

Ward Three

All of that portion of McLennan County bounded and described as follows: Beginning at the point of intersection of Angel Fire Dr and Eagles Nest Dr, and proceeding easterly along Angel Fire Dr to Crested Butte Dr, and proceeding northerly along Crested Butte Dr to Aspen Incline Dr, and proceeding easterly along Aspen Incline Dr to Castleman Creek Rd, and proceeding easterly along Castleman Creek Rd to Chapparral Rd, and proceeding southerly along Chapparral Rd to Spring Valley Rd, and proceeding easterly along Spring Valley Rd to Spring Valley Rd, and proceeding easterly along Spring Valley Rd to Attaway Rd, and proceeding northerly along Attaway Rd to Hillside Dr, and proceeding westerly along

Hillside Dr to Crestwood Dr (western most intersection of the two), and proceeding westerly along Crestwood Dr to Old Temple Rd, and proceeding southerly along Old Temple Rd to 1st St, and proceeding northerly along 1st St to Hewitt Dr, and proceeding northerly along Hewitt Dr to Panther Way, and proceeding easterly along Panther Way to the Waco/Hewitt city line, and proceeding along the Waco/Hewitt city line to the Hewitt city line, and proceeding easterly along the Hewitt city line to the Robinson/Hewitt city line (Enterprise Blvd), and proceeding southerly along the Hewitt city line to Baxley St, and proceeding northerly along Baxley St to Old Temple Hwy, and proceeding southerly along Old Temple Hwy to Stoneridge Dr, and proceeding westerly along Stoneridge Dr to Waverly St, and proceeding northerly along Waverly St to Dendron Dr, and proceeding westerly along Dendron Dr to Vail Highlands, and proceeding northerly along Vail Highlands to Spring Valley Rd, and proceeding westerly along Spring Valley Rd to Eagles Nest Dr, and proceeding northerly along Eagles Nest Dr to the point of beginning.

EXHIBIT D

Qualified Voter Distribution				
Ideal	3607			
			Variance	Deviation
Ward One	Registered Voters	3530	-77	-2.13%
Ward Two	Registered Voters	3550	-57	-1.58%
Ward Three	Registered Voters	3740	133	3.69%
Registered Voters	Maximum Dev. Between 1 and 3		210	5.82%