

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE OF THE CITY OF IOWA COLONY, TEXAS, CONTAINING FINDINGS OF FACT; ANNEXING CERTAIN PROPERTY INTO THE CITY, COMMONLY KNOWN AS STATE HIGHWAY 6 RIGHT-OF-WAY, AND STATE HIGHWAY 288 RIGHT-OF-WAY, AS MORE FULLY DESCRIBED HEREIN; ADOPTING A MUNICIPAL SERVICE PLAN; AND PROVIDING A SEVERANCE CLAUSE AND AN EFFECTIVE DATE**

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

**SECTION 1.** That the City Council of the City of Iowa Colony, Texas (“the City”) hereby finds that all statements in any part of this ordinance are true.

**SECTION 2.** That this annexation of land is authorized by Section 43.1055, Subchapter C-1 of Chapter 43 of the Texas Local Gov’t Code, and all other applicable law.

**SECTION 3.** That the Texas Department of Transportation (“TxDOT”) has been deemed by law to consent to this annexation, because the City notified TxDOT of the intent to annex TxDOT’s portion of the property herein described at least 61 days before passing the ordinance annexing that property, and TxDOT has not objected in writing to that annexation.

**SECTION 4.** That this entire ordinance is in the public interest.

**SECTION 5.** That this ordinance does not cause any area to be completely surrounded by the city without annexing the surrounded area.

**SECTION 6.** That the procedures and requirements of the Texas Local Government Code and any other applicable law have been duly followed and satisfied concerning this annexation.

**SECTION 7.** The property (herein called “**the Annexed Area**”) described on **Exhibit “A,”** which is attached hereto and incorporated herein in full, is hereby annexed into the City of Iowa Colony, Texas, and the boundary limits of the City of Iowa Colony are hereby extended to include the Annexed Area within the territorial limits of the City of Iowa Colony. The inhabitants of the Annexed Area shall hereafter be entitled to all the rights and privileges of citizens of the City of Iowa Colony and shall be bound by the acts, ordinances, resolutions, and regulations of this City.

**SECTION 8.** The City of Iowa Colony hereby adopts and enters into a **Municipal Service Plan** attached hereto as **Exhibit “B”** and incorporated herein in full.

**SECTION 9.** The City Secretary is hereby directed to file a certified copy of this ordinance with the Brazoria County Clerk and the Texas Comptroller of Public Accounts.

**SECTION 10.** If any portion of this ordinance, of whatever size, is ever held to be invalid for any reason, the remainder of this ordinance shall remain in full force and effect. Without limiting the generality of the foregoing, if this annexation is ever held invalid as to any portion, of whatever size, of the territory described on Exhibit “A” hereto, then this annexation shall remain valid as to the remainder of such territory.

**SECTION 11.** This ordinance shall be effective immediately upon its passage and approval. The Home Rule Charter of the City requires only one reading of this ordinance, because state law requires two public hearings before the passage of this ordinance.

READ, PASSED, AND APPROVED ON THE 11<sup>TH</sup> DAY OF MARCH 2024.

**CITY OF IOWA COLONY, TEXAS**

**By:** \_\_\_\_\_  
**WIL KENNEDY, MAYOR**

**ATTEST:**

\_\_\_\_\_  
**KAYLEEN ROSSER, CITY SECRETARY**

**EXHIBIT “A”  
TO ANNEXATION ORDINANCE –  
ANNEXED AREA**

**Including Descriptions and Maps  
of the Entire Annexed Area**

**EXHIBIT “B”  
TO ANNEXATION ORDINANCE -  
MUNICIPAL SERVICE PLAN**