

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE CITY COUNCIL OF IOWA COLONY, TEXAS, ACKNOWLEDGING THE RELEASE OF CERTAIN PROPERTY FROM THE CITY'S EXTRATERRITORIAL JURISDICTION BY OPERATION OF LAW PURSUANT TO TEXAS LOCAL GOVERNMENT CODE, CHAPTER 42, SUBCHAPTER D; PROVIDING FINDINGS OF FACT; AND PROVIDING AN EFFECTIVE DATE**

**WHEREAS**, Chapter 42, Subchapter D of the Texas Local Government Code authorizes the release of land from a municipality's extraterritorial jurisdiction upon petition of the landowner(s); and

**WHEREAS**, pursuant to Texas Local Government Code § 42.105(d) if a municipality does not take action to release the property by the later of (1) the 45th day after receipt of the petition or (2) the next meeting of the governing body occurring after the 30th day following receipt, the property is released from the municipality's extraterritorial jurisdiction by operation of law; and

**WHEREAS**, the City Council of the City of Iowa Colony has received a petition requesting release of certain real property located within the City's ETJ, such property being more particularly described as attached hereto and incorporated herein for all purposes (the "Property"); and

**WHEREAS**, pursuant to the statutory timeline established in Texas Local Government Code § 42.105(d), the Property was released from the City's extraterritorial jurisdiction by operation of law upon expiration of the applicable statutory deadline; and

**WHEREAS**, the City Council finds it appropriate to formally acknowledge the release for ministerial clarification and record-keeping purposes.

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

**SECTION 1.** That the foregoing recitals are hereby found to be true and correct and are incorporated into the body of this Resolution as findings of fact.

**SECTION 2.** That the City Council hereby acknowledges that the Property described as attached was released from the extraterritorial jurisdiction of the City of Iowa Colony by operation of law pursuant to Texas Local Government Code § 42.105(d).

**SECTION 3.** That this Resolution does not constitute discretionary approval of the release but serves solely as formal acknowledgment of a release that occurred automatically under Texas Local Government Code, Chapter 42, Subchapter D.

**SECTION 4.** That the foregoing recitals are hereby found to be true and correct and are incorporated into the body of this Resolution as findings of fact.

**SECTION 5.** That it is officially found and determined that this meeting was open to the public, and public notice of the time, place, and purpose of said meeting was given, all as required by the Open Meetings Act, Chapter 551, Texas Government Code.

**PASSED AND APPROVED ON THIS 23<sup>th</sup> DAY OF FEBRUARY 2026.**

**CITY OF IOWA COLONY**

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**Wil Kennedy, Mayor**

**ATTEST:**

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**Kayleen Rosser, City Secretary**