

RESOLUTION NO. _____

**RESOLUTION CONSENTING TO THE CREATION OF MONTGOMERY COUNTY
MUNICIPAL UTILITY DISTRICT NO. 224; AND SETTING FORTH OTHER
PROVISIONS RELATED THERETO**

WHEREAS, Pursuant to Chapters 49 and 54 of the Texas Water Code, Sarah Anne Peel Mabry (herein the "Petitioner") has petitioned for consent to the creation of Montgomery County Municipal Utility District No. 224 (the "District") to serve the approximately 79.910 acres of land located in Montgomery County, Texas, as described in the attached Exhibit "A" and

WHEREAS, a portion of the land to be included within the District is located within the jurisdiction of the City of Montgomery, Texas; and

WHEREAS, Section 42.042, Texas Local Government Code, provides that land within the jurisdiction of a city may not be included within a municipal utility district without the written consent of such city, town, or village; and

WHEREAS, Petitioner has submitted to the Mayor and City Council of the City of Montgomery, Texas, a Petition for Consent to Creation of Montgomery County Municipal Utility District No. 224; and

WHEREAS, the general nature of the work to be done by and within the District is (i) the design, construction, acquisition, improvement, extension, maintenance, and operation of a waterworks and sanitary sewer system for municipal, domestic, industrial, and commercial purposes; (ii) the design, construction, acquisition, improvement, extension, maintenance, and operation of works, improvements, facilities, systems, plants, equipment, and appliances helpful or necessary to provide more adequate drainage for the District; (iii) to control, gather, conduct, divert, abate, and amend local storm waters or other harmful excesses of waters, and such other design, construction, acquisition, improvement, extension, maintenance, and operation of such additional facilities, systems, plants and enterprises as are helpful or necessary for such purposes; (iv) the design, construction, acquisition, extension, maintenance, and operation of macadamized, graveled, or paved roads or turnpikes, or improvements in aid of those roads or turnpikes, inside or outside the District, as authorized by Article III, Section 52, of the Texas Constitution; (v) the financing, developing, and maintaining of parks and recreational facilities for the people in the District; and (vi) such other design, construction, acquisition, installation, improvement, extension, maintenance, and operation of such additional facilities, systems, plants, and enterprises as shall be consonant with all of the purposes for which the District is created; and

WHEREAS, the City Council of the City of Montgomery, Texas desires to adopt Resolution No. _____ as set forth herein for the purpose of consenting to the creation of the District.

NOW THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MONTGOMERY, TEXAS:

1. That all of the matters and facts set out in the preamble hereof be true and correct.

2. That the City Council of the City of Montgomery, Texas, hereby specifically gives its written consent, as provided by Section 42.042, Texas Local Government Code, to the creation of Montgomery County Municipal Utility District No. 224, within the city limits of the City of Montgomery Texas, the boundaries of the land to be included within the District being described in Exhibit "A" attached hereto and made a part hereof for all purposes.

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PASSED AND APPROVED on this day of _____,
2022.

Mayor, City of Montgomery

ATTEST:

City Secretary, City of Montgomery

(SEAL)

EXHIBIT "A"

The Land

(79.910 acres)

[attached]

CERTIFICATE OF RESOLUTION NO. _____

MONTGOMERY, TEXAS

I, the undersigned City Secretary of the City of Montgomery, Texas hereby certify that the attached and foregoing is a true and correct copy of Resolution No. _____ of the City of Montgomery, Texas, consenting to the creation of a municipal utility district, to be known as Montgomery County Municipal Utility District No. 224. I further certify that said Resolution was passed and approved by the City Council of the City of Montgomery, Texas on _____, 20____.

WITNESS MY HAND AND SEAL OF THE CITY OF MONTGOMERY, TEXAS, the _____ day of _____ 2022.

City Secretary, City of Montgomery, Texas

(SEAL)