

## **ORDINANCE NO. 2023.02**

**AN ORDINANCE ANNEXING THE HEREINAFTER DESCRIBED TERRITORY TO THE CITY OF MORGAN'S POINT RESORT, BELL COUNTY, TEXAS, AND EXTENDING THE BOUNDARY LIMITS OF SAID CITY SO AS TO INCLUDE SAID HEREINAFTER DESCRIBED PROPERTY WITHIN SAID CITY LIMITS, AND GRANTING TO ALL THE INHABITANTS OF SAID PROPERTY ALL THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BINDING SAID INHABITANTS BY ALL OF THE ACTS, ORDINANCES, RESOLUTIONS, AND REGULATIONS OF SAID CITY; AND ADOPTING A SERVICE PLAN OR AGREEMENT.**

**WHEREAS**, §43.0671 of the Texas Local Government Code, authorizes the annexation of territory upon the request of the owner of the property.

**WHEREAS**, John Gurasich has requested that the City annex the property described as:

17.644 acre tract, more or less, out of the F. C. Frailey Survey, Abstract No. 327, Bell County, Texas, consisting of a 10.154 acre tract of land and a 7.490 acre tract of land, all being more particularly described by metes and bounds on Exhibit "A-1" attached hereto.

**WHEREAS**, the procedures prescribed by the Texas Local Government Code and the laws of this state have been duly followed with respect to the voluntary annexation of the property.

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MORGAN'S POINT RESORT, TEXAS:**

1. That the heretofore described property is hereby annexed to the City of Morgan's Point Resort, Bell County, Texas, and that the boundary limits of the City of Morgan's Point Resort be and the same are hereby extended to include the above described territory within the city limits of the City of Morgan's Point Resort, and the same shall hereafter be included within the territorial limits of said city, and the inhabitants thereof shall hereafter be entitled to all the rights and privileges of other citizens of the city of Morgan's Point Resort and they shall be bound by the acts, ordinances, resolutions, and regulations of said city.
2. A service plan or agreement for the area is hereby adopted and attached as exhibit B.

3. Open Meetings: This resolution was approved by the City Council at a regularly scheduled meeting duly posted in accordance with the Texas Open Meeting Act and at which a quorum was present and voting.

4. Severability: In the event that one or more of the provisions contained in this Resolution shall for any reason be held to be invalid, illegal or unenforceable in any respect, such invalidity, illegality or unenforceability of this Resolution shall be construed as if such invalid, illegal or unenforceable provision has never been contained herein, but shall not affect the remaining provisions of this Resolution, which shall remain in full force and effect.

5. Effective Date: This Ordinance shall be and become effective immediately upon its adoption.

The City Secretary is hereby directed to file with the County Clerk of Bell County, Texas, a certified copy of this ordinance.

The City Secretary is further directed to provide a certified copy of this ordinance to each public entity and utility service provider which provides services to the annexed area.

**PASSED AND APPROVED this the \_\_\_\_\_ day of \_\_\_\_\_, 2023 by \_\_\_\_ (ayes) to \_\_\_\_ (nays) to \_\_\_\_ (abstentions) vote of the City Council of the City of Morgans Point Resort, Texas.**

\_\_\_\_\_  
DENNIS GREEN, Mayor  
City of Morgan's Point Resort, TX

ATTEST;

\_\_\_\_\_  
OPHEILA RODRIGUEZ, City Secretary

\_\_\_\_\_  
NEALE POTTS, City Attorney

