

# ALLEN BOONE HUMPHRIES ROBINSON LLP

ATTORNEYS AT LAW

PHOENIX TOWER  
3200 SOUTHWEST FREEWAY  
SUITE 2600  
HOUSTON, TEXAS 77027  
TEL (713) 860-6400  
FAX (713) 860-6401  
abhr.com

July 22, 2022

## Letter of Transmittal

To: Doris Speer, City Secretary  
City of Tomball  
401 Market Street  
Tomball, TX 77375

Re: Harris County Municipal Utility District No. 273

Via: US Mail

WE ARE SENDING YOU the following items:

Copies	Date	No.	Description
1	7/15/22		Petition Requesting Consent of The City of Tomball to Harris County MUD No. 273's Application for Road Power Authority
1			Harris County MUD No. 273 Development Plan

THESE ARE TRANSMITTED as checked below:

☒ For your approval

☐ For review and comment

☒ For your files

☐ For execution

☐ Per your request

☐ For execution and notarization

Remarks: Please see the attached documents that were submitted to the City Manager. If you have any questions, please feel free to give me a call.

SIGNED:



Angie Lutz  
Attorney for the District  
[alutz@abhr.com](mailto:alutz@abhr.com)  
713-860-6470

PETITION REQUESTING CONSENT OF  
THE CITY OF TOMBALL  
TO HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 273's  
APPLICATION FOR ROAD POWER AUTHORITY

STATE OF TEXAS                   §  
  §  
COUNTY OF HARRIS           §

TO THE HONORABLE MAYOR AND CITY COUNCIL OF THE CITY OF TOMBALL,  
TEXAS:

The Board of Directors of Harris County Municipal Utility District No. 273 (hereinafter, the "District"), pursuant to the provisions of Section 54.234, Texas Water Code, as amended, hereby respectfully petitions the City of Tomball, Texas (the "City"), requesting the City's consent to the District's acquisition of road powers, and would show the following:

ARTICLE I

The District was duly created by the Texas Commission on Environmental Quality (the "TCEQ") on June 23, 1986, and is authorized to operate under Chapter 54, Texas Water Code, upon a Petition filed by the owners of land within the boundaries of the District.

ARTICLE II

Section 54.234, Texas Water Code, authorizes a district to acquire the authority to design, acquire, construct, finance, issue bonds for, operate, maintain, and convey to another governmental entity a road that is a thoroughfare or arterial or collector or any improvement in aid of the road. The Board of Directors of the District is pursuing its acquisition of road powers to facilitate the construction of roads within the boundaries of the District. The District intends to convey the right of way for, and the completed construction of the roads to the City for ownership, operation, and maintenance.

ARTICLE III

Section 54.016, Water Code, provides that consent of a city is required when land within a District is within a city's corporate boundaries or extraterritorial jurisdiction for creation of, annexation by, and other grants of new authority for a district.

ARTICLE IV

At the meeting of the Board of Directors at which the Resolution to the TCEQ was approved and its submittal to the TCEQ was authorized, the Board of Directors also

authorized this Petition to the City for its consent to the District's acquisition of road powers.

WHEREFORE, the District's Board of Directors prays that this Petition be considered at the next regular meeting of the City of Tomball, and that the City grant the Petition and enter an Order Consenting to the District's acquisition of road powers, pursuant to Section 54.234, Texas Water Code.

RESPECTFULLY SUBMITTED this 15<sup>th</sup> day of July, 2022.

HARRIS COUNTY MUNICIPAL UTILITY  
DISTRICT NO. 273

By: Mark Day  
Name: Mark Day  
Title: President

ATTEST:

By: Margaret Gallagher  
Name: Margaret Gallagher  
Title: Secretary



