

ORDINANCE NO. 2025-28

**ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TOMBALL,
TEXAS, RELEASING CERTAIN TERRITORY CONSISTING OF
APPROXIMATELY 8.697 ACRES IN HARRIS COUNTY, FROM THE
EXTRATERRITORIAL JURISDICTION OF THE CITY OF TOMBALL;
PROVIDING FOR SEVERABILITY; AND CONTAINING OTHER
PROVISIONS RELATING TO THE SUBJECT.**

* * * * *

WHEREAS, SignAd, Ltd., through its agent Wes B. Gilbreath, Jr., (“Owner”) of 0 SHJ 249, Tomball, Texas 773735, legally described as TR 5A-3, ABST 6325 C N PILLOT (“Property”) has petitioned the City of Tomball, Texas (the “City”) to be released from the City’s extraterritorial jurisdiction (“ETJ”); and

WHEREAS, the City of Tomball, Texas does not recognize the enforceability of the newly adopted Section 42.0251 of the Local Government Code, due to such law being an unconstitutional local law; however, the City Council of the City has elected to listen to the requests of its ETJ residents; and

WHEREAS, the Owner located within the City’s ETJ have requested the City to reduce its area of ETJ by releasing therefrom a certain 8.697 acre tract of land, said 8.697 acre tract being hereafter referred to as the “Released Tract,” said Released Tract being more particularly described and depicted by metes and bounds description included in the Petition attached hereto as Exhibit “A,” for all things made a part hereof;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WESTON LAKES, TEXAS, THAT:

Section 1. The facts and matters set forth in the preamble of this Ordinance are hereby found to be true and correct.

Section 2. Pursuant to and in accordance with Section 42.023, Texas Local Government Code, the City Council of the City hereby consents to the reduction of its area of ETJ by releasing therefrom the Released Tract.

Section 3. In the event any clause, phrase, provision, sentence, or part of this Ordinance or the application of the same to any person or circumstance shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of the City declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, whether there be one or more parts.

Section 4. All ordinances or parts of ordinances inconsistent or in conflict herewith are, to the extent of such inconsistency or conflict, hereby repealed.

FIRST READING:

READ, PASSED AND APPROVED AS SET OUT BELOW AT THE MEETING OF THE CITY COUNCIL OF THE CITY OF TOMBALL HELD ON THE _____ DAY OF _____, 2025.

COUNCILMEMBER FORD	_____
COUNCILMEMBER GARCIA	_____
COUNCILMEMBER DUNAGIN	_____
COUNCILMEMBER COVINGTON	_____
COUNCILMEMBER PARR	_____

SECOND READING:

READ, PASSED AND APPROVED AS SET OUT BELOW AT THE MEETING OF THE CITY COUNCIL OF THE CITY OF TOMBALL HELD ON THE _____ DAY OF _____, 2025.

COUNCILMEMBER FORD	_____
COUNCILMEMBER GARCIA	_____
COUNCILMEMBER DUNAGIN	_____
COUNCILMEMBER COVINGTON	_____
COUNCILMEMBER PARR	_____

FOR THE CITY

LORI KLEIN QUINN

ATTEST:

Thomas Harris, City Secretary

Exhibit “A”

Petition with Metes and Bounds

Exhibit “B”

Map/Survey