



# CITY COUNCIL AGENDA ITEM BRIEFING SHEET

<b>Council Date:</b> April 25, 2023	<b>Department:</b> Administration	<b>Presented By:</b> Betty Chew
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**AGENDA ITEM:**

Discussion/Action: City Council may consider, discuss, and take action to approve a Joint Resolution and Boundary Agreement to exchange land in their Extraterritorial Jurisdictions (ETJ) and adjust the boundary between the Extraterritorial Jurisdictions (ETJ) of the two cities.

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**BACKGROUND:**

The cities of Willow Park and Weatherford desire to adjust the boundary between the ETJ of the two cities.

The first proposed ETJ adjustment is shown in Exhibit A. The City of Willow Park will release 365 acres to the City of Weatherford along the north side of White Settlement Road. In exchange, the City of Weatherford will release to the City of Willow Park 702 acres along the south side of White Settlement Road.

The second proposed ETJ adjustment is shown in Exhibit C. The City of Weatherford will release to the City of Willow Park 20 acres along the south side of Crown Road, a portion of ETJ previously adjusted under Resolution No. 2022-03.

This boundary adjustment will provide a more logical alignment of the ETJ boundary in both locations, which will provide for more contiguous development and effective delivery of municipal infrastructure for both cities. Willow Park Administration and Staff have worked together with Weatherford to develop this agreement to the benefit of both jurisdictions.

Weatherford City Council approved resolution R2023-07 at their regular meeting held on April 11, 2023.

**STAFF/BOARD/COMMISSION RECOMMENDATION:**

Staff recommends City Council adopt the proposed resolution adjusting the boundary between the ETJ of Willow Park and Weatherford.

**RECOMMENDED MOTION:**

Approve a Joint Resolution and Boundary Agreement between the City of Willow Park and the City of Weatherford to exchange land in their Extraterritorial Jurisdictions (ETJ) and adjust the boundary between the Extraterritorial Jurisdiction (ETJ) of the two cities.

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**EXHIBITS:**

Joint Resolution and Boundary Agreement  
Exhibits A-C

**CITY OF WEATHERFORD RESOLUTION NO. R2023-07**  
**CITY OF WILLOW PARK RESOLUTION NO. \_\_\_\_\_**  
**JOINT RESOLUTION AND BOUNDARY AGREEMENT**

**WHEREAS**, the City of Willow Park (hereinafter called "Willow Park") is a Type A general law city located in Parker County, Texas; and

**WHEREAS**, the City of Weatherford (hereinafter called "Weatherford") is a home rule city located in Parker County, Texas; and

**WHEREAS**, Willow Park and Weatherford share an extraterritorial jurisdiction ("ETJ") boundary; and

**WHEREAS**, Section 42.023 of the Texas Local Government Code authorizes a municipality to reduce its ETJ by resolution approved by its governing body; and

**WHEREAS**, Section 43.003 of the Texas Local Government Code authorizes a home rule municipality to exchange area with other municipalities; and

**WHEREAS**, Section 43.015 of the Texas Local Government Code authorizes adjacent municipalities to make mutually agreeable changes in their boundaries of areas that are less than 1,000 feet in width; and

**WHEREAS**, Willow Park and Weatherford desire to adjust the boundary between the ETJ of the two cities to promote orderly development, to ensure public safety, and to provide for the effective delivery of municipal services.

**NOW, THEREFORE, BE IT RESOLVED AND MUTUALLY AGREED BY THE CITY COUNCIL OF THE CITY OF WILLOW PARK AND THE CITY COUNCIL OF THE CITY OF WEATHERFORD:**

**SECTION 1.**

Pursuant to the statutory authority stated above and other authority granted to general law municipalities, Willow Park agrees to release and hereby releases the approximate 365 acre tract currently located in Willow Park's ETJ, as shown in Exhibit "A" and further described through the mutual boundary agreement ETJ line in Exhibit "B," for the sole benefit of Weatherford, and Weatherford hereby agrees to accept the tract into its ETJ.

**SECTION 2.**

Pursuant to the statutory authority stated above and other authority granted to home rule municipalities, Weatherford agrees to release and hereby releases the approximate 702 acre tract currently located in Weatherford's ETJ, as shown in Exhibit "A" and further described through the mutual boundary agreement ETJ line in Exhibit



“B,” for the sole benefit of Willow Park, and Willow Park hereby agrees to accept the tract into its ETJ.

### **SECTION 3.**

Pursuant to the statutory authority stated above and other authority granted to home rule municipalities, Weatherford agrees to release and hereby releases the approximate 20 acre tract currently located in Weatherford’s ETJ, as shown in Exhibit “C” and further identified through the mutual boundary agreement ETJ line in Exhibit “C”, for the sole benefit of Willow Park, and Willow Park hereby agrees to accept the tract into its ETJ.

### **SECTION 4.**

This resolution shall be cumulative of all provisions of ordinances and resolutions of the City of Willow Park and the City of Weatherford. To the extent the provisions of this resolution are in direct conflict with the provisions of any previously adopted resolutions, the conflicting provisions of such resolutions are hereby repealed.

### **SECTION 5.**

It is hereby declared to be the intention of the City Councils of Willow Park and Weatherford that the phrases, clauses, sentences, paragraphs, and sections of this resolution are severable, and if any phrase, clause, sentence, paragraph or section of this resolution shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this resolution, since the same would have been enacted without the incorporation in this resolution of any such unconstitutional phrase, clause, sentence, paragraph or section.

### **SECTION 6.**

The City of Willow Park and the City of Weatherford do hereby covenant and agree to protect, preserve and defend the herein described ETJ boundary adjustments.

### **SECTION 7.**

The City of Willow Park and the City of Weatherford agree and resolve that the adoption by both cities of this Joint Resolution and Boundary Agreement, and the boundary changes resulting from this Agreement do not mitigate, diminish or lessen in any way the rights that either party may have, at law or in equity, to challenge or contest any other annexations, attempted annexations or extraterritorial jurisdiction claims made by the other party.

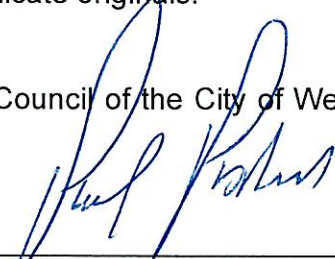
**SECTION 8.**

This Joint Resolution and Boundary Agreement shall become effective and shall become a binding agreement upon the City of Willow Park and the City of Weatherford effective upon the adoption of same by both cities in regular open city council meetings of the City of Willow Park and the City of Weatherford.

**SECTION 9.**

The Mayor of each city shall execute this Joint Resolution and Boundary Agreement, upon adoption by both cities, in duplicate originals.

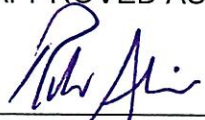
PASSED AND APPROVED by the City Council of the City of Weatherford on this 11<sup>th</sup> day of April, 2023.

  
\_\_\_\_\_  
Paul Paschall, Mayor

ATTEST:

  
\_\_\_\_\_  
Krista Peacock, Acting City Secretary

APPROVED AS TO FORM AND LEGALITY:

  
\_\_\_\_\_  
Rob Allibon, City Attorney

PASSED AND APPROVED by the City Council of the City of Willow Park on this  
\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
Mayor

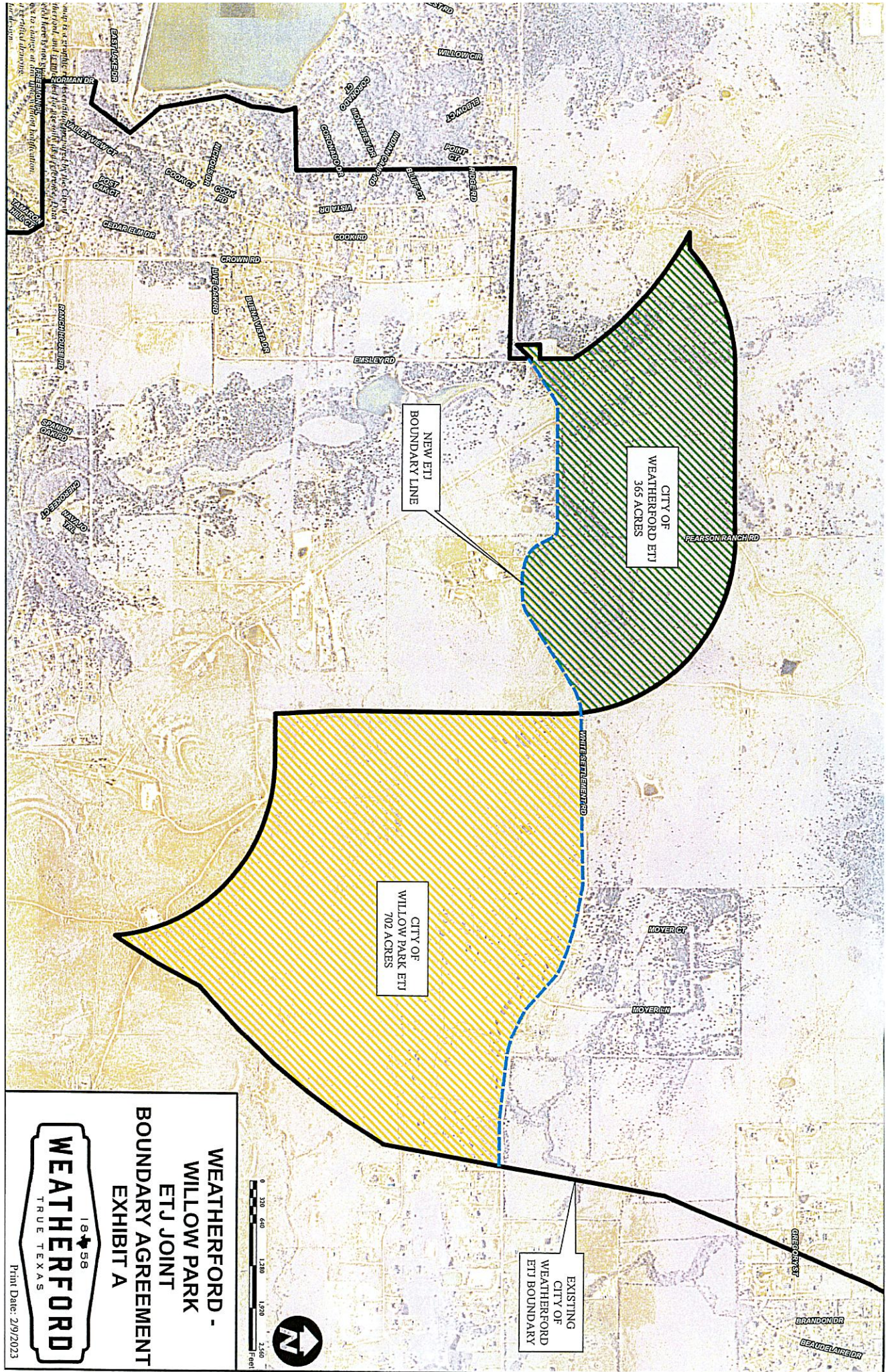
ATTEST:

\_\_\_\_\_  
City Secretary

APPROVED AS TO FORM AND LEGALITY:

\_\_\_\_\_  
City Attorney





**WEATHERFORD -**  
**WILLOW PARK**  
**ETJ JOINT**  
**BOUNDARY AGREEMENT**  
**EXHIBIT A**

1858  
TRUE TEXAS

Print Date: 2/9/2023



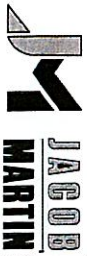




## EXHIBIT B

The description of the joint extraterritorial jurisdiction ("ETJ") boundary between the City of Willow Park and City of Weatherford as depicted in Exhibit A is as follows:

- Beginning at the southeastern most point of the Corporate Limit of the City of Weatherford as adopted and described in Ordinance 410- 2008- 85;
- Thence continuing north along the boundary line to a point forty feet south of the edge of White Settlement Road as it exists today;
- Thence continuing to the East along a path forty feet offset and parallel to the southern edge of White Settlement Road, until its final intersection and termination at the easternmost boundary of the City of Weatherford ETJ, approximately 12,200 linear feet from the beginning point.



3465 CLARY LANE  
 ARLING, TX 79805  
 326-695-0700  
 1808 SAVAPE DR. STE 204  
 WEATHERFORD, TX 79888  
 817-341-9800  
 TITEL'S FIRM# 10191690

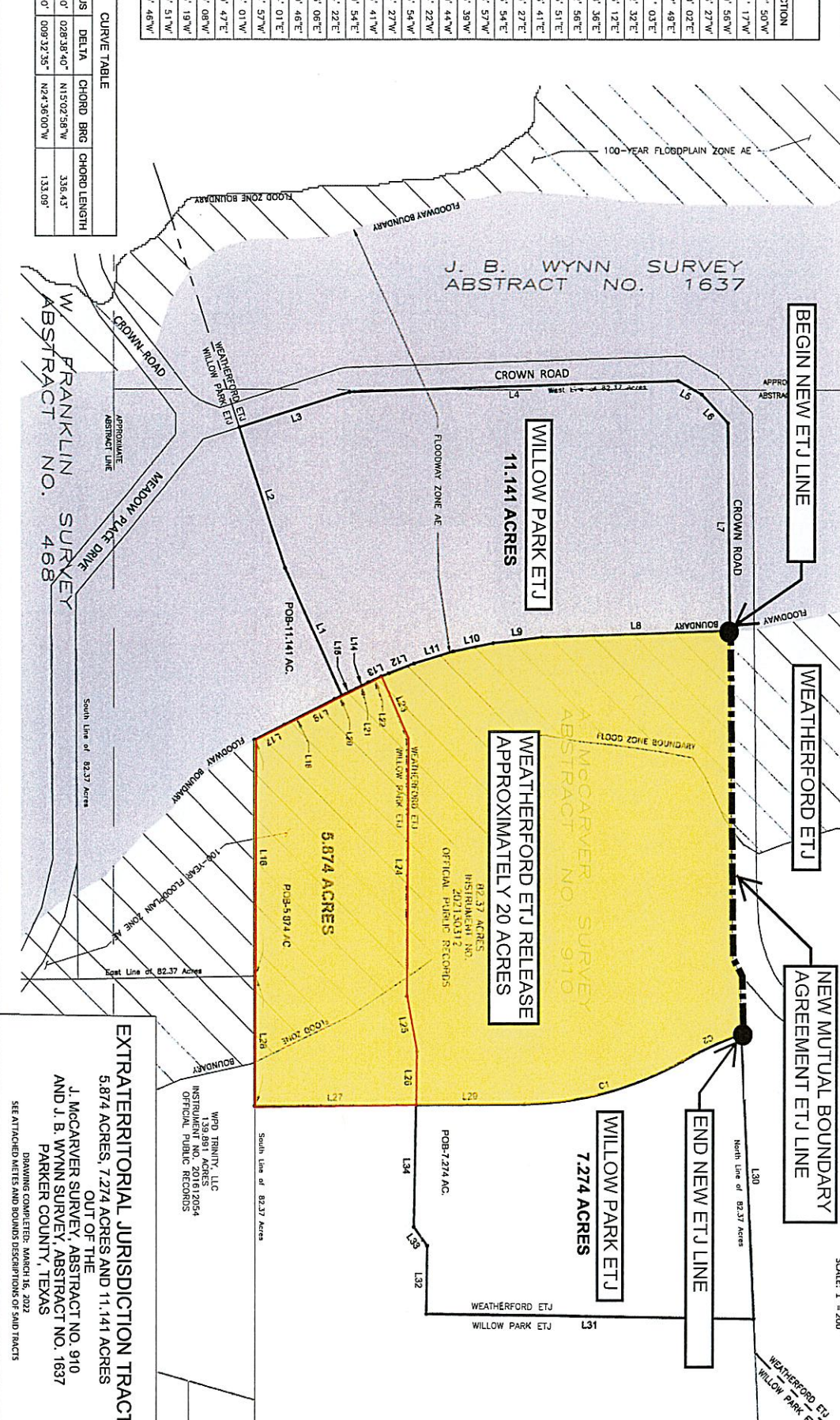
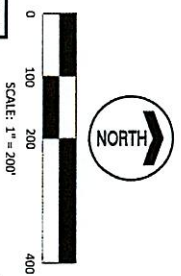
PREPARED FOR: THE CITY OF WILLOW PARK

LINE #	LENGTH	DIRECTION
L1	282.70'	S85° 37' 50"W
L2	300.11'	S71° 31' 17"W
L3	237.42'	N17° 40' 56"W
L4	675.69'	N01° 56' 27"W
L5	56.13'	N29° 50' 02"E
L6	79.32'	N46° 57' 49"E
L7	419.94'	N89° 21' 03"E
L8	394.57'	S02° 02' 32"E
L9	102.18'	S05° 36' 12"E
L10	84.23'	S11° 36' 36"E
L11	84.31'	S18° 42' 56"E
L12	56.41'	S20° 45' 51"E
L13	45.56'	S23° 36' 41"E
L14	31.08'	S25° 44' 27"E
L15	28.79'	S28° 33' 54"E
L16	479.47'	S89° 58' 57"W
L17	67.57'	N26° 36' 39"W
L18	56.24'	N26° 40' 44"W
L19	37.57'	N26° 54' 22"W
L20	67.64'	N26° 33' 54"W
L21	31.08'	N25° 44' 27"W
L22	29.10'	N23° 36' 41"W
L23	136.08'	N66° 39' 54"E
L24	522.44'	S89° 54' 22"E
L25	114.62'	N79° 23' 06"E
L26	109.06'	S89° 00' 46"E
L27	331.39'	S00° 24' 01"E
L28	264.02'	S89° 58' 57"W
L29	224.09'	N00° 24' 01"W
L30	579.833'	N87° 30' 47"E
L31	674.00'	S00° 50' 08"W
L32	136.18'	N89° 16' 19"W
L33	47.35'	S94° 50' 51"W
L34	246.04'	N89° 00' 48"W

CURVE #	LENGTH	RADIUS	DELTA	CHORD BRG	CHORD LENGTH
C1	339.96'	660.00'	028.38<40"	N15°02'58"W	336.43'
C2	133.25'	800.00'	009°32'35"	N24°36'00"W	133.09'

# EXHIBIT "C"

- NOTES:
- THE FLOOD BOUNDARY INFORMATION SHOWN HEREIN IS REFERENCED TO AND SCALED FROM PLAT NO. 483670300R, EFFECTIVE DATE SEPTEMBER 26, 2008.
  - THE ETJ BOUNDARY BETWEEN THE CITIES OF WEATHERFORD AND WILLOW PARK AS SHOWN HEREIN WAS OBTAINED FROM THE CITY RECORDS AND THE CITY OF WILLOW PARK RECORDED AS CAUSE NO. CV-16-1468, DISTRICT CLERK RECORDS, PARKER COUNTY, TEXAS.



**EXTRATERRITORIAL JURISDICTION TRACTS**  
 5,874 ACRES, 7,274 ACRES AND 11,141 ACRES  
 OUT OF THE  
 J. MCGARVER SURVEY, ABSTRACT NO. 910  
 AND J. B. WYNN SURVEY, ABSTRACT NO. 1637  
 PARKER COUNTY, TEXAS  
 DRAWING COMPLETED: MARCH 16, 2022  
 SEE ATTACHED METES AND BOUNDS DESCRIPTIONS OF SAID TRACTS

WPD TRINITY, LLC  
 139.891 ACRES  
 INSTRUMENT NO. 201612054  
 OFFICIAL PUBLIC RECORDS