

ORDINANCE NO. 2026

AN ORDINANCE PROVIDING FOR THE DISANNEXATION FROM THE CORPORATE BOUNDARIES OF THE CITY OF PLUM GROVE, TEXAS OF THAT CERTAIN 84.1324 ACRE TRACT OF LAND, MORE OR LESS, OUT OF THE 000161 DAVID COLE SURVEY, TRACT 3, LIBERTY COUNTY, TEXAS, PURSUANT TO THE PETITION FOR DISANNEXATION BY LUCILLE B. COONS, ON OR ABOUT APRIL 10, 2017; TERMINATING INHABITANTS' RIGHTS AND PRIVILEGES; ESTABLISHING FILING AND PUBLICATION REQUIREMENTS; AND PROVIDING FOR EFFECTIVE DATE AND PUBLIC NOTICE AND OPEN MEETING REQUIREMENTS.

WHEREAS, Lucille B. Coons ("Lucille"), filed a Petition for Disannexation with the City of Plum Grove on or about February 20th, 2017, requesting that the City of Plum Grove disannex certain parcels of land owned by Lucille, identified as the approximately 84.1324 acres shown and described as tract 3 in Exhibit "A" attached and hereto; and

WHEREAS, Lucille requests in the Petition that the identified parcels of land be disannexed from the City of Plum Grove pursuant to Section 43.144 of the Texas Local Government Code ("Disannexation of Sparsely Populated Area in General Law Municipality"); and

WHEREAS, the parcels of land to be disannexed consist of at least ten (10) acres and are either uninhabited or contain fewer than one occupied residence or business structure for every two acres and fewer than three occupied residences or business structures on any one acre; and

WHEREAS, the disannexed territory will be within the City of Plum Grove's ETJ; and; now, therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PLUM GROVE, TEXAS:

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

Section 2. The below described tract of land, comprising 84.1324 acres, more or less, being generally located south on Plum Grove Road with a cross street at Paul Campbell Loop, is hereby disannexed and discontinued from the corporate limits of the City of Plum Grove, Texas. Said tract of land hereby disannexed and discontinued from the City of Plum Grove, Texas, is more particularly described by survey tract in Exhibit "A" attached hereto and for all things made part hereof.

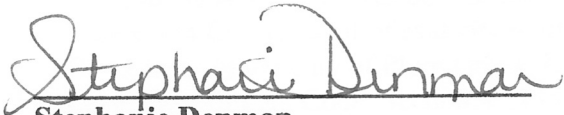
Section 3. The City Secretary be, and she is hereby, authorized and directed to forthwith cause a certified copy of this Ordinance to be delivered to the County Clerk of Liberty County, Texas, as required by § 41.0015, TEXAS LOCAL GOVERNMENT CODE.

PASSED, APPROVED, AND ADOPTED this the 10th day of April 2017.



Larry McMillan
Mayor

ATTEST:



Stephanie Denman
City Secretary

SEAL



February 20, 2017

PETITION

I, Lucille B. Coons, a resident of the City of Plum Grove, Liberty County, Texas, hereby petition the Mayor and City Council of said city to disannex (exclude) the following described property from the City Limits of the City of Plum Grove, Liberty County, Texas, as permitted by the State of Texas Local Government Code; Section 43,144 Subsection 1, B. This property qualifies for disannexation under this chapter.

As described by the Liberty County Central Appraisal District:

000161 David Cole Survey, Tract 3.... Acres 84.1324

If approved, Sec.43.144 of the Local Government Code directs the mayor to enter in the minutes or records of the governing body an order discontinuing the area and an ordinance adopted stating the same. The area ceases to be a part of the municipality on the date of the entry of the order. (Acts 1987, 70th Leg.,ch. 149, Sec. 1, eff. Sept. 1, 1987)

If approved, it is further requested that the City of Plum Grove , Liberty County, Texas, furnish the petitioner a signed, dated, and sealed copy of both minutes of record and ordinance adopted or issued for personal records.

Respectfully:



Lucille B. Coons