

ORDINANCE NO. 82-18

AN ORDINANCE OF THE CITY OF ROCKWALL, TEXAS, ANNEXING THE HEREINAFTER DESCRIBED TERRITORY TO THE CITY OF ROCKWALL, 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 INHABITANTS AND OWNERS OF PROPERTY ALL OF THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BINDING INHABITANTS BY ALL THE ACTS, ORDINANCES AND REGULATIONS OF SAID CITY; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the owner of the hereinafter described land has filed a petition stating that it desires annexation thereof to the City of Rockwall; and,

WHEREAS, it has presented a written petition to that effect to the City Council and has attached thereto an affidavit that there are no qualified voters in said territory and that the person signing the petition was authorized by the owner of the land in said territory; and,

WHEREAS, after development and presentation of a service plan for said territory and after holding public hearings required under the provisions of Article 970a of the Revised Civil Statutes of the State of Texas; and,

WHEREAS, the following described territory is land adjoining the present City Limits of the City of Rockwall, and the members of the City Council of the City of Rockwall have concluded that said area should be annexed and made a part of the City of Rockwall, Texas, NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROCKWALL, TEXAS:

SECTION 1.

That the following described territory be, and the same is hereby, annexed to the City of Rockwall, Texas, and the boundary limits of the City of Rockwall be, and the same are hereby, extended to include the following described territory within the City Limits, and the same hereafter shall be included within the territorial limits of said City, and the inhabitants thereof hereafter shall be entitled to all rights and

privileges of other citizens of the City and shall be bound by all the acts, ordinances and regulations of said City. That the territory annexed hereby is more particularly described in Exhibit "A" attached hereto and made a part hereof for all purposes. That the approved service plan is attached hereto as Exhibit "B" and is approved as a part hereof.

SECTION 2.

That it is not the intention of the City of Rockwall to annex any territory not legally subject to being annexed by said City, and should any portion of the territory not be subject to legal annexation of the City of Rockwall, such fact will not prevent the City from annexing said territory which is described in Exhibit "A" and is subject to legal annexation, it being the intention of the City of Rockwall to annex only such territory as may be legally annexed by it within the limits of such area.

SECTION 3.

This ordinance shall take effect immediately from and after its passage as the law in such cases provides.

DULY PASSED by the City Council of the City of Rockwall, Texas, on the 1st day of March, 1982.

APPROVED:


MAYOR

ATTEST:


CITY SECRETARY

APPROVED AS TO FORM:

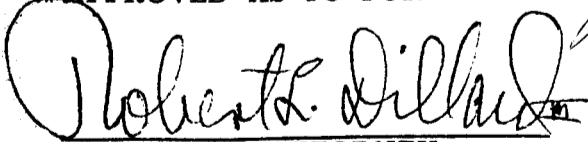

CITY ATTORNEY

EXHIBIT A

FIELD NOTES DESCRIBING A PORTION OF
LAKE RAY HUBBARD LANDS TO BE DISANNEXED
BY THE CITY OF DALLAS AND ANNEXED BY THE CITY OF ROCKWALL

Being a tract of land situated in the Edward Teal Survey, Abstract Number 207, and the Malcom J. Barksdale Survey, Abstract Number 11, Rockwall County, Texas, and being more particularly described as follows:

Beginning at the point of intersection of the easterly take line for Lake Ray Hubbard with the southerly city limits line of the City of Rockwall, same being the southerly property line of that certain 122.7 acre tract of land annexed by the City of Rockwall by Ordinance No. 73-43, passed by the Rockwall City Council on October 29, 1973.

Thence in a northerly direction along the said take line for Lake Ray Hubbard, the following courses and distances:

Thence N. $14^{\circ} 46' 41''$ W.; 442.02 ft.;

Thence N. $01^{\circ} 33' 58''$ W., 69.07 ft.;

Thence N. $20^{\circ} 52' 35''$ W., 148.60 ft. to said Monument T-11-4;

Thence N. $31^{\circ} 30' 06''$ W., 107.01 ft.;

Thence N. $58^{\circ} 29' 49''$ E., 120.0 ft.;

Thence N. $38^{\circ} 21' 05''$ W., 481.0 ft.;

Thence N. $56^{\circ} 39' 37''$ W., 227.43 ft.;

Thence N. $86^{\circ} 45' 01''$ W., 101.52 ft.;

Thence N. $67^{\circ} 27' 32''$ W., 298.03 ft. to Take Line Monument stamped T-13-1, T-11-6;

Thence N. $03^{\circ} 55' 02''$ W., 50.12 ft.;

Thence N. $44^{\circ} 59' 06''$ W., 56.57 ft.;

Thence S. $86^{\circ} 04' 55''$ W., 47.54 ft.;

Thence N. $46^{\circ} 17' 30''$ W., 374.23 ft.;

Thence N. $07^{\circ} 58' 58''$ E., 19.06 ft.;

Thence N. $58^{\circ} 06' 47''$ W., 47.17 ft.;

Thence N. $81^{\circ} 08' 45''$ W., 192.35 ft.;

Thence N. $61^{\circ} 21' 03''$ W., 290.90 ft.;

Thence N. $51^{\circ} 20' 46''$ W., 32.99 ft;
Thence N. $24^{\circ} 34' 31''$ W., 131.11 ft;
Thence N. $76^{\circ} 04' 56''$ W., 82.46 ft;
Thence N. $40^{\circ} 55' 08''$ W., 101.03 ft;
Thence S. $44^{\circ} 58' 04''$ W., 22.73 ft. to the most northern corner of the
above-mentioned 11.41 acre tract;
Thence N. $24^{\circ} 58' 50''$ W., 279.40 ft;
Thence N. $17^{\circ} 52' 34''$ E., 245.60 ft. to a point in the southwest line of a 12.6
acre tract of land conveyed to the City of Dallas by deed recorded in Vol. 61,
Page 237, Rockwall County Deed Records, which point lies S. $45^{\circ} 14' 40''$ E.,
1104.40 ft. from the most westerly corner of said tract;
Thence N. $17^{\circ} 48' 56''$ E., 45.55 ft;
Thence N. $57^{\circ} 22' 11''$ E., 107.47 ft;
Thence N. $04^{\circ} 36' 56''$ W., 137.44 ft;
Thence N. $44^{\circ} 12' 18''$ E., 137.84 ft. to a point in the northeast line of the
above-mentioned 12.6 acre tract;
Thence N. $14^{\circ} 30' 54''$ E., 137.19 ft;
Thence N. $56^{\circ} 08' 28''$ E., 255.03 ft;
Thence N. $28^{\circ} 15' 05''$ E., 192.07 ft;
Thence N. $39^{\circ} 23' 13''$ E., 599.08 ft;
Thence N. $72^{\circ} 31' 30''$ E., 138.00 ft. to the most easterly corner of a 15.13
acre tract of land conveyed to the City of Dallas by deed recorded in Vol. 65,
Page 331, Rockwall County Deed Records;
Thence N. $57^{\circ} 04' 40''$ W., 52.0 ft;
Thence N. $57^{\circ} 04' 40''$ W., 185.0 ft;
Thence N. $46^{\circ} 15' 50''$ E., 567.00 ft;
Thence N. $23^{\circ} 33' 20''$ E., 422.40 ft;
Thence N. $10^{\circ} 52' 00''$ E., 678.50 ft;
Thence N. $10^{\circ} 52' 00''$ E., 317.50 ft;
Thence N. $10^{\circ} 52' 00''$ E., 183.40 ft;
Thence N. $04^{\circ} 21' 10''$ W., 539.30 ft. to the old south city limit line of Rockwall;

Thence west along said old city limit line, a distance of approximately 56.5 ft. to a point which lies at 435.5 ft. mean sea level datum elevation;

Thence in a southerly and southeasterly direction, following along the contour line of said 435.5 ft. elevation, to a point on the common city limit line of the cities of Dallas and Heath as established by City of Heath Ordinance, No. 41, published on July 27, 1973;

Thence east along said common city limit line, a distance of approximately 137 ft. to the point of beginning and containing 25 acres, more or less, of land.

DEVELOPMENT SERVICE PLAN

The area in question is undeveloped land and is not occupied and it is being annexed on a petition from the City of Dallas.

Police and Fire protection will be available upon annexation of the property, and the provision of adequate access. Solid waste collection will be available upon development of the property and the construction of adequate streets. All capital improvements, including streets, water facilities, and wastewater facilities, will be constructed by the developer at the developer's expense as required for all subdivisions within the City. Maintenance of roads, streets, and street lighting shall be provided by the City upon construction, dedication and acceptance by the City. The City shall maintain all parks, playgrounds, and other City owned facilities or services which it may construct in the area in the future. At this time there are no municipally owned facilities in this area.

This service plan was approved as a part of Ordinance 82-18 , annexing the area described therein, and is hereby approved as a part of this ordinance on this 1st day of March, 1982.

APPROVED:


Mayor

ATTEST:

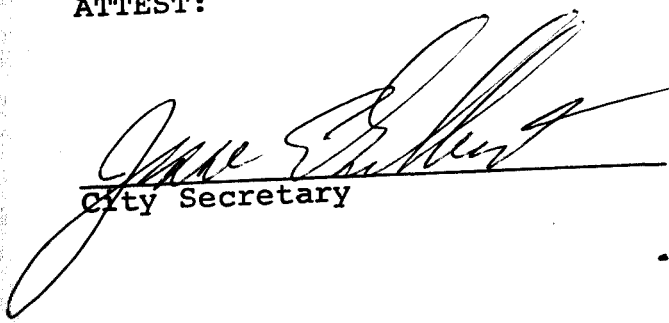

City Secretary

EXHIBIT "B"