

ORDINANCE NO. 98-10

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROCKWALL, TEXAS, PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF ROCKWALL, TEXAS AND THE ANNEXATION OF CERTAIN TERRITORY CONSISTING OF 1,140 ACRES OF LAND, WHICH SAID TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF ROCKWALL, TEXAS; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Public Hearings were held before the governing body of the City of Rockwall, Texas, where all interested persons were provided with an opportunity to be heard on the proposed annexation of the following described territories;

**CITY OF ROCKWALL
PROPOSED ANNEXATION
AREA "6"**

BEING, a tract of land situated in the G.W. REDLIN SURVEY, ABSTRACT NO. 183, Rockwall County, Texas, and being more particularly described by metes and bounds as follows:

BEGINNING, at a point on the Southerly line of State Highway No. 66, said point being the Northwest corner of an 11.623 acre tract previously annexed in the City Limits per Ordinance No. 86-37;

THENCE, along the current City Limits, the following:

South 06°35'23" East, a distance of 2563.40 feet to a point;
North 89°30'00" West, a distance of 1788.57 feet to a point;
North 00°53'22" West, a distance of 2496.65 feet to a point on the Southerly line of State Highway No. 66;

THENCE, along the Southerly line of State Highway No. 66, the following:

North 88°29'50" East, a distance of 1189.27 feet to a point;
North 89°26'50" East, a distance of 344.24 feet to the POINT OF BEGINNING and containing 96.247 acres of land, more or less.

**LEGAL DESCRIPTION
PROPOSED ANNEXATION
AREA "7"**

BEING, a tract of land situated in the WILLIAM DALTON SURVEY, ABSTRACT NO. 72, D. HARR SURVEY, ABSTRACT NO. 102, G.W. REDLIN SURVEY, ABSTRACT NO. 183, M.B. JONES SURVEY, ABSTRACT NO. 122 and the S.S. McCURRY SURVEY, ABSTRACT NO. 146, Rockwall County, Texas, and being more particularly described by metes and bounds as follows:

BEGINNING, at a point on the Southerly line of State Highway No. 66, said point being the Northeast corner of an 11.623 acre tract previously annexed into the City Limits per Ordinance No. 86-37;

THENCE, along the Southerly line of State Highway No. 66, the following:

South 89°28'28" West, along the current City Limits, a distance of 267.23 feet to a point;
South 89°26'50" West, a distance of 344.24 feet to a point;
South 88°29'50" West, a distance of 1189.27 feet to a point on the current City Limits;

THENCE, North 00°02'28" West, leaving the Southerly line of State Highway No. 66, a distance of 2494.76 feet to a point in the Centerline of F.M. Road No. 1141, said point being the beginning of a non-tangent curve to the right having a central angle of 05°52'59" and a radius of 318.39 feet;

Around said non-tangent curve, an arc distance of 32.69 feet to the end of said curve;

THENCE, continuing along the Centerline of F.M. Road No. 1141, the following:

North 89°44'00" East, a distance of 691.70 feet to the beginning of a curve to the left having a central angle of 03°41'59" and a radius of 2864.93 feet;
Around said curve, an arc distance of 185.00 feet to the end of said curve;
North 86°02'00" East, a distance of 202.27 feet to the beginning of a curve to the right having a central angle of 07°19'59" and a radius of 2864.93 feet;
Around said curve an arc distance of 366.67 feet to the end of said curve;
South 86°38'00" East, a distance of 366.67 feet to the beginning of a curve to the left having a central angle of 59°54'06" and a radius of 477.68 feet;
Around said curve an arc distance of 499.41 feet to a point in the Centerline of Cornelius Road;

THENCE, South 89°05'37" East, along the Centerline of Cornelius Road, a distance of 780.17 feet to a point at the Northeast corner of a called 4.00 acre tract as conveyed to the City of Rockwall and recorded in Volume 58, Page 981, of the Deed Records of Rockwall County, Texas;

THENCE, South 00°35'30" West, along the Easterly line of said City of Rockwall tract, a distance of 243.58 feet to a point;

THENCE, North 89°14'03" West, along the Southerly line of said City of Rockwall tract, a distance of 660.36 feet to a point on the Easterly line of a called 73.2744 acre tract as conveyed to Mike L. Peoples and recorded in Volume 850, Page 15 of said Deed Records;

THENCE, South, along the Easterly line of said 73.2744 acre tract, a distance of 2357.20 feet to a point on the Northerly line of State Highway No. 66;

THENCE, South 88°15'53" West, along the Northerly line of State Highway No. 66, a distance of 317.69 feet to a point;

THENCE, South 01°52'25" East, leaving the Northerly line of State Highway No. 66, a distance of 60.00 feet to a point on the Southerly line of State Highway No. 66 and also being on the Northerly line of the current City Limits;

THENCE, South 89°03'36" West, along the current City Limits and along the Southerly line of State Highway No. 66, a distance of 269.86 feet to the POINT OF BEGINNING and containing 140.317 acres of land, more or less.

LEGAL DESCRIPTION
PROPOSED ANNEXATION
AREA "8"

BEING, a tract of land situated in the T.R. BAILEY SURVEY, ABSTRACT NO. 30, W.T. DEWEESE SURVEY, ABSTRACT NO. 71, P.B. HARRISON SURVEY, ABSTRACT NO. 97, S.R. BARNES SURVEY, ABSTRACT NO. 13 and the S.S. McCURRY SURVEY, ABSTRACT NO. 146, Rockwall

County, Texas, and being more particularly described by metes and bounds as follows:

BEGINNING, at a point on the existing City Limits, said point being the Southeast corner of a 25.333 acre tract per Ordinance No. 86-37 and also being 337.48 feet East of and parallel to the West line of State Highway No. 205;

THENCE, North 00°06'33" West, along the existing City Limits per Ordinance No. 86-37, a distance of 1708.13 feet to a point on the Northerly line of F.M. Road No. 552;

THENCE, along the Northerly line of F.M. Road No. 552, the following:

North 89°07'35" East, a distance of 2140.05 feet to a point;
North 89°20'35" East, a distance of 553.00 feet to a point;
North 00°39'25" West, a distance of 10.00 feet to a point;
North 89°20'35" East, a distance of 709.00 feet to a point;
South 00°39'25" East, a distance of 10.00 feet to a point;
North 89°20'35" East, a distance of 146.28 feet to a point;

THENCE, South 00°37'25" East, leaving the Northerly line of F.M. Road No. 552 and along the Centerline of Hays Road, a distance of 1718.33 feet to a point on the current City Limits;

THENCE, South 00°41'09" East, along the current City Limits, a distance of 299.21 feet to a point in the Centerline of Hays Road;

THENCE, North 89°22'48" East, leaving the Centerline of Hays Road and along the Northerly line of a called 32.0 acre tract as conveyed to Roy L. Hance and recorded in Volume 68, Page 84 of the Deed Records of Rockwall County, Texas, a distance of 1734.62 feet to a point at the Northeast corner of said 32.0 acre tract;

THENCE, South 05°43'04" East, along the Easterly line of said 32.0 acre tract, a distance of 696.64 feet to a point at the Northwest corner of a called 80.00 acre tract as conveyed to Lonnie L. Gideon and recorded in Volume 307, Page 256 of said Deed Records;

THENCE, North 89°22'41" East, along the Northerly line of said 80.00 acre tract, a distance of 1341.57 feet to a point at the Northeast corner of said 80.00 acre tract;

THENCE, South 00°37'19" East, along the Easterly line of said 80.00 acre tract, a distance of 2611.11 feet to a point at the Southeast corner of said 80.00 acre tract and on the current City Limits;

THENCE, along the current City Limits, the following:

South 89°22'41" West, a distance of 1735.57 feet to a point;
South 00°40'29" West, a distance of 935.04 feet to a point;
South 88°57'41" West, a distance of 1381.74 feet to a point;
North 00°37'19" West, a distance of 4549.12 feet to a point;
South 89°22'41" West, a distance of 3563.60 feet to the POINT OF BEGINNING and containing 386.447 acres of land, more or less.

LEGAL DESCRIPTION
CITY OF ROCKWALL
PROPOSED ANNEXATION
AREA "9"

BEING, a tract of land situated in the D. HARR SURVEY, ABSTRACT NO. 102 and the E.M. ELLIOTT SURVEY, ABSTRACT NO. 77, Rockwall County, Texas, and being more particularly described by metes and bounds as follows:

BEGINNING, at a point on the Westerly line of F.M. Road No. 549, said point being the most Northerly Northeast corner of a 794.230 acre tract previously annexed into the City Limits per Ordinance No. 85-69, said point also being on the Southerly line of the M.K. & T. Railroad;

THENCE, along the current City Limits, the following:

South 88°07'22" West, along the Southerly line of the M.K. & T. Railroad, a distance of 5347.13 feet to a point;

North 00°12'54" West, a distance of 842.02 feet to a point;

North 89°40'32" East, along the Northerly line of Airport Road, a distance of 1075.20 feet to a point;

North 02°32'26" West, a distance of 1571.29 feet to a point;

South 87°50'55" West, a distance of 533.43 feet to a point;

North 09°19'11" West, a distance of 1813.78 feet to a point;

North 58°28'53" West, a distance of 314.49 feet to a point;

North 01°52'25" West, a distance of 234.46 feet to a point on the Southerly line of State Highway No. 66;

THENCE, along the Southerly line of State Highway No. 66, the following:

North 88°14'31" East, a distance of 309.24 feet to a point;

North 89°10'07" East, a distance of 230.08 feet to the beginning of a curve to the right having a central angle of 18°59'44" and a radius of 598.19 feet;

Around said curve an arc distance of 198.32 feet to the beginning of a reverse curve to the left having a central angle of 18°59'51" and a radius of 598.13 feet;

Around said curve an arc distance of 198.32 feet to the end of said curve;

North 88°36'15" East, a distance of 116.38 feet to a point;

North 89°10'07" East, a distance of 219.18 feet to a point;

North 00°49'53" West, a distance of 15.33 feet to a point;

North 89°25'07" East, a distance of 647.00 feet to a point;

North 85°40'07" East, a distance of 100.00 feet to a point;

North 79°55'07" East, a distance of 100.00 feet to a point;

North 77°40'07" East, a distance of 100.00 feet to a point;

North 82°10'07" East, a distance of 100.00 feet to a point;

North 88°10'07" East, a distance of 67.00 feet to a point;

North 89°58'57" East, a distance of 327.29 feet to a point;

North 89°10'08" East, a distance of 657.20 feet to a point;

North 89°10'07" East, a distance of 661.50 feet to a point;

North 89°24'29" East, a distance of 653.93 feet to a point;

North 89°07'59" East, a distance of 766.62 feet to a point on the Westerly line of F.M. Road No. 549;

THENCE, along the Westerly line of F.M. Road No. 549, the following:

South 00°49'39" East, a distance of 1569.74 feet to the beginning of a curve to the right having a central angle of 09°19'36" and a radius of 1106.28 feet;

Around said curve, an arc distance of 180.08 feet to a point;

South 08°31'21" West, a distance of 246.29 feet to the beginning of a curve to the left having a central angle of 09°36'03" and a radius of 1186.28 feet;

Around said curve an arc distance of 198.78 feet to the end of said curve;

South 01°04'39" East, a distance of 2301.92 feet to the POINT OF BEGINNING and containing 504.571 acres of land, more or less.

On the 11th day of December, 1997, at 6:00 p.m. and on the 2nd day of February, 1998 at 6:00 P.M. at City Hall, 205 West Rusk, Rockwall, Texas said dates being not more than forty nor less than twenty days prior to the institution of annexation proceedings; and

WHEREAS, notice of such public hearings was published in a newspaper having general circulation in the City of Rockwall, Texas and in the territory described herein on the 2nd day of December, 1997 and on the 8th day of January, 1998. Said dates being not more than twenty nor less than ten days prior to the dates of such public hearings; and

WHEREAS, the territory lies adjacent to and adjoins the present boundaries of the City of Rockwall, Texas; and

WHEREAS, the territory above contains 1,140 total acres;

NOW THEREFORE IT BE ORDAINED by the City Council of the City of Rockwall, Texas;

Section 1. That the above recitals are hereby found to be true and correct and incorporated herein for all purposes.

Section 2. The land and territory more specifically described herein and further described on Exhibits A "6" through A "9" attached hereto and made a part hereof, and containing 1,140 acres which is adjacent to and adjoining the present boundaries of the City of Rockwall, Texas, is hereby added and annexed to the City of Rockwall, Texas and said territory as described herein shall hereafter be included within the boundary limits of the City of Rockwall, Texas and the present boundary limits of the City at the various points contiguous to the areas as described above, are altered and amended so as to include said area within the corporate limits of the City.

Section 3. The above described territory and the acres so annexed shall be a part of the City of Rockwall, Texas, and the inhabitants thereof, if any, shall be entitled to all of the rights and privileges of all citizens and shall be bound by the acts, ordinances, resolutions and regulations of the City of Rockwall, Texas.

Section 4. That the Service Plan for the areas described herein, which was made available for public inspection at the Public Hearings, is hereby approved with a copy of said plan being attached hereto and incorporated herein for all purposes and labeled Exhibit "B".

Section 5. This ordinance shall take effect immediately from and after its passage, in accordance with applicable law and the charter of the City of Rockwall, Texas.

Section 6. Duly passed and approved by the City Council of the City of Rockwall, Texas, this 16 day of March, 1998.

APPROVED:

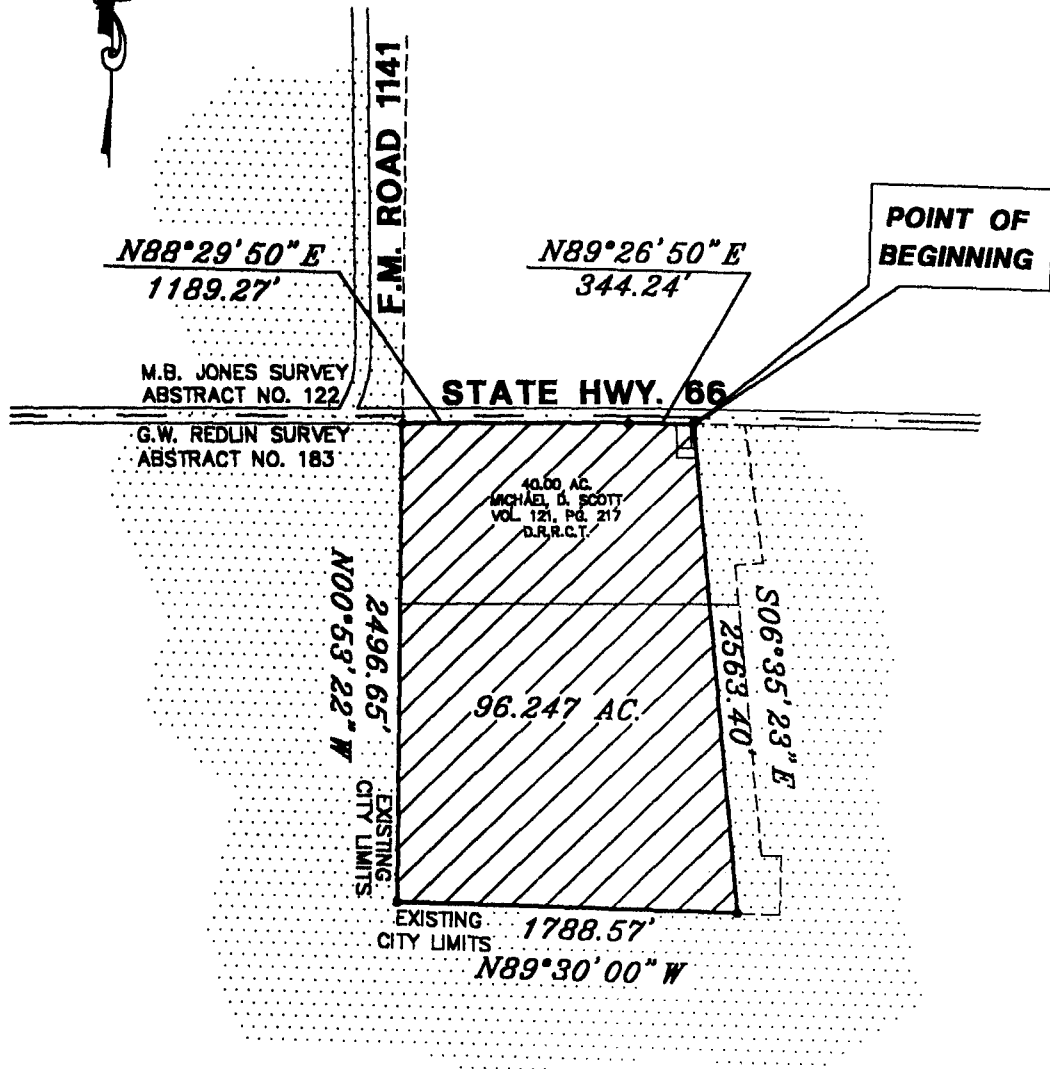

George R. Hatfield, Mayor

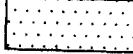
ATTEST:



Cindy Kindred, City Secretary

1st reading 3/2/98

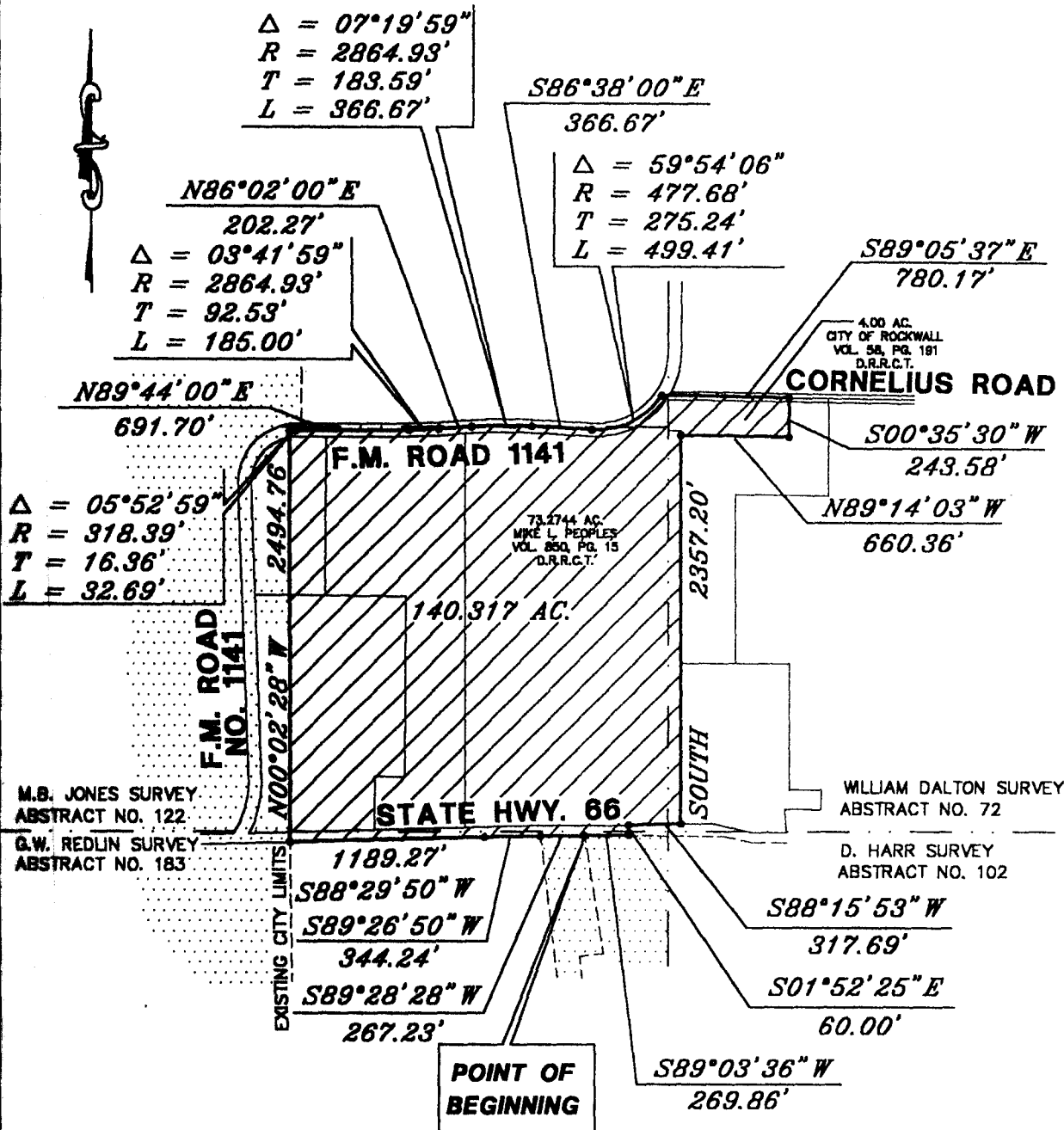
2nd reading 3/16/98





PREVIOUS ANNEXATION 

PROPOSED ANNEXATION 

DEBRA BROWN TECHNICAL SERVICES 5834 PLEASANT VALLEY ROAD WYLJE, TEXAS 75098 (972) 412-0893 (972) 475-9479 FAX	CITY OF ROCKWALL PROPOSED ANNEXATION	
	AREA "6"	
DATE: 05/13/97	SCALE: 1"=1000'	DRAWN: DLB
		AREA6.DWG



PREVIOUS ANNEXATION 
 PROPOSED ANNEXATION 

DEBRA BROWN TECHNICAL SERVICES
 5834 PLEASANT VALLEY ROAD
 WYLIE, TEXAS 75098
 (972) 412-0883
 (972) 475-9479 FAX
 DATE: 05/13/97 SCALE: 1"=1000'

CITY OF ROCKWALL
 PROPOSED ANNEXATION
 AREA "7"
 DRAWN: DLB AREA7.DWG

J. SIMMONS SURVEY, ABSTRACT NO. 190

F.M. ROAD 552



T.R. BAILEY SURVEY, ABSTRACT NO. 30

N89°07'35"E 2140.05' L1 L3

W.T. DEWESE SURVEY, ABSTRACT NO. 71

386.447 AC.

S89°22'41"W 3563.60'

S.H. NO. 205

POINT OF BEGINNING

N00°06'33"W 1708.13'

S00°37'25"E 1718.93'

P.B. HARRISON SURVEY
ABSTRACT NO. 97

S00°41'09"E 299.21'

N89°22'48"E 1734.62'

S.R. BARNES SURVEY
ABSTRACT NO. 13

S05°43'04"E 696.64'

N89°22'41"E 1341.57'

N00°87'19"W HAYS ROAD 4549.12'

QUAIL RUN ROAD

S89°22'41"W 1735.57'

S00°40'29"W 935.04'

S88°57'41"W 1387.74'

S00°37'19"E 2611.11'

EXISTING CITY LIMITS

S.S. MC CURRY SURVEY
ABSTRACT NO. 146

LINE CHART

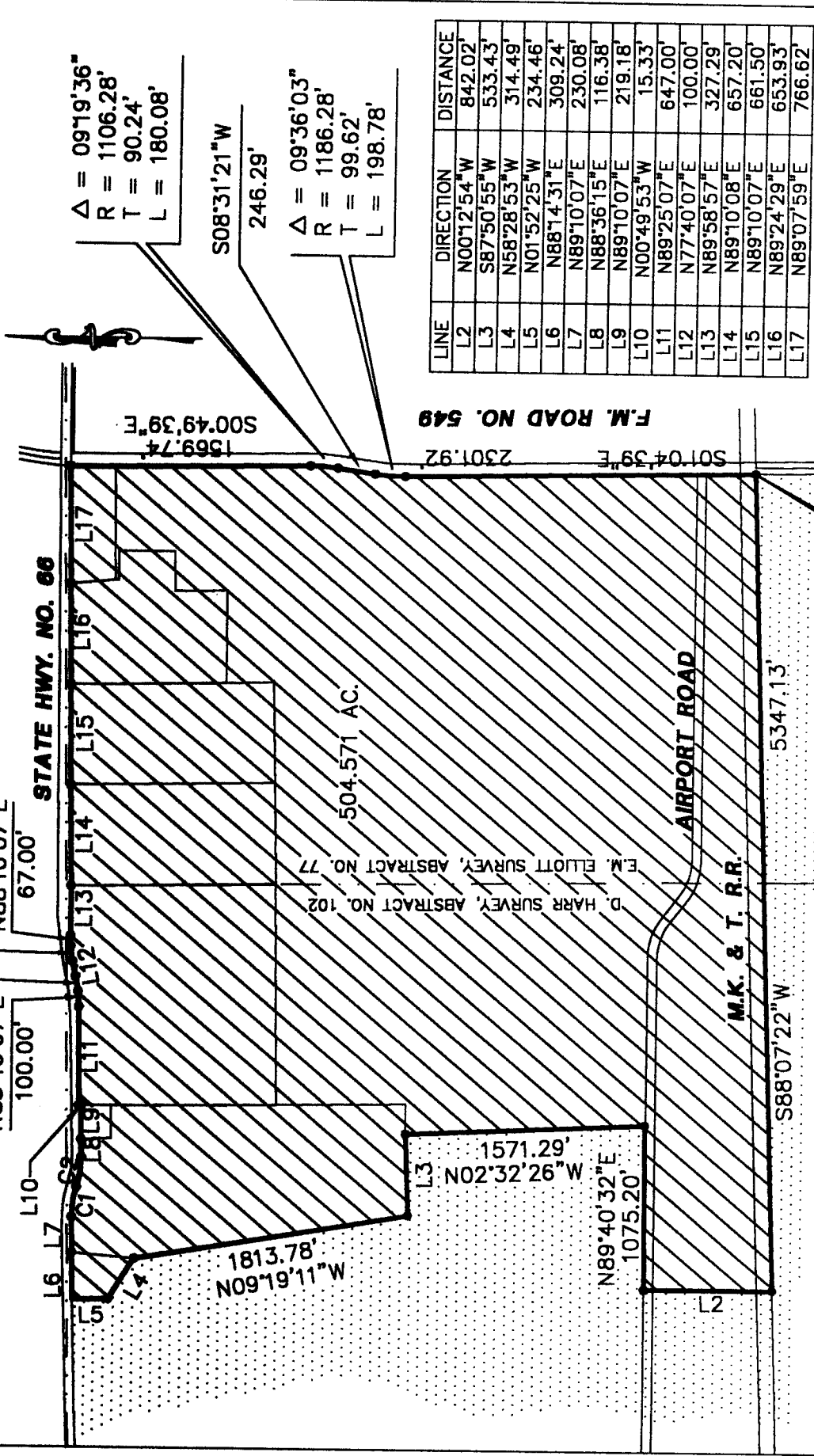
L1	N89°20'35"E	553.00'
L2	N00°39'25"W	10.00'
L3	N89°20'35"E	708.00'
L4	S00°39'25"E	10.00'
L5	N89°20'35"E	146.28'

PREVIOUS ANNEXATION

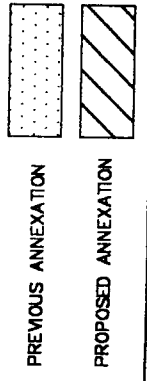
PROPOSED ANNEXATION

DEBRA BROWN TECHNICAL SERVICES 5834 PLEASANT VALLEY ROAD WYLIE, TEXAS 75088 (972) 412-0693 (972) 475-9479 FAX	CITY OF ROCKWALL PROPOSED ANNEXATION
DATE: 05/13/97	AREA "8"
SCALE: 1"=1000'	DRAWN: DLB
	AREAB.DWG

CURVE	RADIUS	LENGTH	TANGENT	CHORD	BEARING	DELTA
C1	598.19'	198.32'	100.08'	197.41'	S81°20'01"E	18°59'44"
C2	598.13'	198.32'	100.08'	197.41'	S81°20'04"E	18°59'51"



LINE	DIRECTION	DISTANCE
L2	N00°12'54"W	842.02'
L3	S87°50'55"W	533.43'
L4	N58°28'53"W	314.49'
L5	N01°52'25"W	234.46'
L6	N88°14'31"E	309.24'
L7	N89°10'07"E	230.08'
L8	N88°36'15"E	116.38'
L9	N89°10'07"E	219.18'
L10	N00°49'53"W	15.33'
L11	N89°25'07"E	647.00'
L12	N77°40'07"E	100.00'
L13	N89°58'57"E	327.29'
L14	N89°10'08"E	657.20'
L15	N89°10'07"E	661.50'
L16	N89°24'29"E	653.93'
L17	N89°07'59"E	766.62'



POINT OF BEGINNING

DEBRA BROWN TECHNICAL SERVICES
5834 PLEASANT VALLEY ROAD
WYLIE, TEXAS 75088
(872) 412-0693
(872) 475-8478 FAX

CITY OF ROCKWALL
PROPOSED ANNEXATION

AREA "9"

DATE: 02/24/98 SCALE: 1"=1000'
DRAWN: DLB AREA: A.DWG

SERVICE PLAN

EXHIBIT "B" TO ORDINANCE NO. 98-10 CITY OF ROCKWALL, ROCKWALL

COUNTY TEXAS SERVICE PLAN FOR ANNEXED AREA ANNEXATION CASE

NO. _____

ACREAGE ANNEXED:

Area 6 = 96.2 acres

Area 7 = 140.3 acres

Area 8 = 386.4 acres

Area 9 = 517.2 acres

SURVEY ABSTRACT AND COUNTY:

Area 6 = See legal description area 6 attached

Area 7 = See legal description area 7 attached

Area 8 = See legal description area 8 attached

Area 9 = See legal description area 9 attached

DATE OF ADOPTION OF ANNEXATION ORDINANCE: March 16, 1998

Date

Municipal services to the acreage described above shall be furnished by or on behalf of the City of Rockwall, Texas, at the following levels and in accordance with the following schedule:

A. POLICE SERVICES:

1. Patrolling, responses to calls, and other routine police services, within the limits of existing personnel and equipment, will be provided within 60 days of the effective date of annexation.
2. As development and construction commence within this area, sufficient police personnel and equipment will be provided to continue to furnish this area the level of police services consistent with police services available in other parts of the City with land uses and population densities similar to those projected in the annexed area.

B. Fire Services

1. Fire protection by the present personnel and the present equipment of the fire Department, within the limitations of available water and distances from existing fire stations, will be provided to this area within 60 days of the effective date of annexation.
2. As development and construction commences within this area, sufficient fire personnel and equipment will be provided to continue to furnish this area the level of fire services consistent with fire service available in other parts of the City with land uses and population densities similar to those projected in the annexed area.

C. Health and Code Compliance Services

1. Enforcement of the City's health ordinances and regulations including, but not limited to, weed and brush ordinances, junked and abandoned vehicle ordinances, food handlers ordinances and animal control ordinances, shall be provided within this area on the effective date of the annexation ordinance. These ordinances and regulations will be enforced through the use of existing personnel.

Complaints of ordinance or regulation violations within this area will be responded and investigated by existing personnel beginning with the effective date of the annexation ordinance.

2. The City's building, plumbing, electrical, gas heating, air conditioning and all other construction codes will be enforced within this area beginning with the

effective date of the annexation ordinance. Existing personnel will be used to provide these services.

3. The City's zoning, subdivision, and other ordinances shall be enforced in this area beginning on the effective date of the annexation ordinance.
4. All inspection services furnished by the City of Rockwall , but not mentioned above, will be provided to this area beginning on the effective date of the annexation ordinance. Any property owner or his/her assigns who in good faith has a new building or structure, as defined in the Comprehensive Zoning Ordinance, under construction on the effective date of annexation shall be exempted from these inspections for that building or structure under construction for a period of one year from the effective date of annexation. For the purpose of this ordinance "under construction" shall mean any work that requires a building permit from the City of Rockwall. All building permit fees will be waived for a period of six months from the effective date of annexation as described in section 5 of this ordinance.
5. As development and construction commence within this area, sufficient personnel will be provided to continue to furnish this area the same level of Health and Code compliance services as are furnished throughout the City.

D. Planning And Zoning Services

1. The planning and zoning jurisdiction of the City will extend to this area on the effective date of the annexation ordinance. City planning will thereafter encompass this property, and it shall be entitled to consideration for zoning in accordance with the City's Comprehensive Plan, Zoning Ordinance, Landscape Ordinance and Code of Ordinances.

E. Recreation And Leisure Services

1. Residents of this property may utilize all existing recreational and leisure services facilities and sites throughout the City beginning with the effective date of the annexation ordinance.
2. Existing parks, playgrounds, swimming pools and other recreation and leisure facilities within this property shall, upon dedication to and acceptance by the City, be maintained and operated by the City of Rockwall.

F. Solid Waste Collection

1. Solid waste collection shall be provided to the property owner in accordance with existing City policies as to frequency and charges, beginning within 60

days of the effective date of annexation.

G. Streets

1. The City of Rockwall's existing policies with regard to street maintenance, applicable throughout the entire City, shall apply to this property beginning within 60 days of the effective date of the annexation ordinance.
2. As development, improvements or construction of streets to the City standards commence within this property, the policies of the City of Rockwall with regard to impact fees and participation in the cost thereof, acceptance upon completion, and maintenance after completion, shall apply.
3. The same level of maintenance shall be provided to streets within this property that have been accepted by the City of Rockwall as is provided to like City streets throughout the City.

H. Water Services

1. Connection to existing City water mains for water services for domestic, commercial and industrial use within this property, will be provided in accordance with existing City policies. Upon connection to existing mains, water will be provided at rates established by City ordinance for such services throughout the City.
2. Water mains of the City will be extended in accordance with provisions of the Code of Ordinances and other applicable ordinances and regulations. City participation in the costs of these extensions shall be in accordance with applicable City ordinances and regulations and will be provided as otherwise available in other parts of the City with topography, land uses, population densities similar to those reasonably contemplated or projected in the annexed area.
3. Water mains which are within the annexed area and are owned and operated by the City shall be maintained beginning with the effective date of the annexation ordinance or upon acquisition by the City.
4. Private water lines within this property shall be maintained by their owners, in accordance with existing policies applicable throughout the City.

I. Sanitary Sewer Services

1. Connections to existing City sanitary sewer mains for sanitary sewage service in this area will be provided in accordance with the existing City policies. Upon connection, sanitary sewage service will be provided at rates established by City ordinances for such services throughout the City.
2. Sanitary sewer mains and/or lift stations which are within the annexed area and are connected to City mains shall be maintained by the City of Rockwall beginning with the effective date of the annexation ordinance or upon acquisition by the City.
3. Sanitary sewer mains of the City will be extended in accordance with the provisions of the Code of Ordinances and engineering standards and other applicable ordinances and regulations. City participation in the costs of these extensions shall be in accordance with applicable City ordinances and regulations and will be provided as otherwise available in other parts of the City with topography, land uses, and population densities similar to those reasonably contemplated or projected in the area.
4. Previously granted exceptions to the requirements of connections to the city's sanitary sewer treatment system shall be continued until such alternate systems are determined to no longer function to meet the sanitary sewer needs of the subdivision granted the exception.

J. Public Utilities

1. Other public utilities will be provided by the City's franchisee or a provider holding a certificate of convenience issued by the state to serve that area.

K. Miscellaneous

1. General municipal administration services of the City shall be available to the annexed area beginning with the effective date of the annexation ordinance.