Resolution No._____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PFLUGERVILLE, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE NON-ANNEXATION DEVELOPMENT AGREEMENTS WITH ELIGIBLE OWNERS OF LAND APPRAISED FOR AD VALOREM TAX PURPOSES AS LAND FOR AGRICULTURAL USE UNDER CHAPTER 23, TAX CODE.

WHEREAS, certain parcels are eligible to be the subject of a development agreement under Subchapter G, Chapter 212; and

WHEREAS, certain parcels, as shown on **Exhibit "A"**, in the Pflugerville extraterritorial jurisdiction (ETJ) are appraised for ad valorem tax purposes as land for agricultural or wildlife management use under Subchapter C or D, Chapter 23, Tax Code, or as timber land under Subchapter E of that chapter; and

WHEREAS, a municipality may not annex an area to which this section applies unless the municipality offers to make a development agreement with the landowner under Section 212.172 that would:
    (A) guarantee the continuation of the extraterritorial status of the area; and
    (B) authorize the enforcement of all regulations and planning authority of the municipality that do not interfere with the use of the area for agriculture, wildlife management, or timber; and the landowner declines to make the agreement.

WHEREAS, the City of Pflugerville and the eligible property owners have agreed to the terms of the agreement, as shown on **Exhibit "B"**.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PFLUGERVILLE, TEXAS THAT:

1. The City Manager is authorized to execute non-annexation development agreements, in substantially similar form as **Exhibit "B",** on behalf of the City, with eligible and consenting property owners whose property is appraised for ad valorem tax purposes as land for agricultural use, wildlife management, or timber, and whose properties' parcel identification numbers are listed on **Exhibit "C"** attached hereto.

APPROVED this 13th day of May 2014.

_____
Jeff Coleman, Mayor

Approved as to form: Attest:

_____   _____
George Hyde, City Attorney   Karen Thompson, City Secretary

EXHIBIT "A"

EXHIBIT "B"