

Resolution No. \_\_\_\_\_

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PFLUGERVILLE, TEXAS, DIRECTING STAFF TO INITIATE NON-ANNEXATION DEVELOPMENT AGREEMENT OFFERS TO ELIGIBLE OWNERS OF LAND APPRAISED FOR AD VALOREM TAX PURPOSES AS LAND FOR AGRICULTURAL USE UNDER CHAPTER 23, TAX CODE.**

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**WHEREAS**, certain parcels 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.

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

1. Staff is directed to proceed with the notification of property owners with property appraised for ad valorem tax purposes as land for agricultural use and the preparation of non-annexation development agreements for the same.

**APPROVED** this 28<sup>th</sup> day of August 2012.

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Jeff Coleman, Mayor

Approved as to form:

Attest:

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George Hyde, City Attorney

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Karen Thompson, City Secretary

EXHIBIT "A"