

ORDINANCE No. \_\_\_\_\_

**AN ORDINANCE CONFIRMING THE CITY'S CONSENT TO THE ANNEXATION OF 16.24 ACRES OF LAND AT THE NORTHWEST CORNER OF KELLY LANE AND WEISS LANE INTO KELLY LANE WATER CONTROL AND IMPROVEMENT DISTRICT NO. 1 AND CONTAINING FINDINGS AND PROVISIONS RELATING TO THE SUBJECT.**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PFLUGERVILLE:

**Section 1.** Attached to this ordinance and made a part hereof as **Exhibit "A"** is a metes and bounds description of approximately 16.24 acres of land owned by KM Avalon, Ltd. The land described on **Exhibit "A"** is not currently included within the boundaries of Kelly Lane Water Control and Improvement District No. 1 and the land is included within the Extraterritorial Jurisdiction of the City of Pflugerville. The owner of the land intends to petition Kelly Lane Water Control and Improvement District No. 1 to request the annexation of the land into the boundaries of Kelly Lane Water Control and Improvement District No. 1, and has requested that the City of Pflugerville consent to the annexation and inclusion of land into the district. The City of Pflugerville hereby consents to the annexation by and inclusion of the land into the boundaries of Kelly Lane Water Control and Improvement District No. 1.

**Section 2.** All ordinances and parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict only. If any word, phrase, clause, sentence, paragraph, section or other part of this ordinance or the application thereof to any person or circumstance, shall ever be held to be invalid or unconstitutional by any court of competent jurisdiction, neither the remainder of this ordinance, nor the application of such word, phrase, clause, sentence, paragraph, section or other part of this ordinance to any other persons or circumstances, shall be affected thereby.

**Section 3.** The City Council official finds, determines and declares that a sufficient written notice of the date, hour, place and subject of each meeting at which this ordinance was discussed, considered or acted upon was given in the manner required by the Texas Open Meetings Act, as amended, and that each such meeting has been open to the public as required by law at all times during such discussion, consideration and action. The City Council ratifies, approves and confirms such notices and the contents and posting thereof.

PASSED, APPROVED AND ADOPTED on the \_\_\_ day of \_\_\_\_\_, 2013.

SIGNED: \_\_\_\_\_  
JEFF COLEMAN, Mayor

ATTEST:

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KAREN THOMPSON, City Secretary

APPROVED AS TO FORM:

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GEORGE E. HYDE, City Attorney  
DENTON, NAVARRO, ROCHA & BERNAL, P.C.