



# City of Pflugerville

## Legislation Details (With Text)

**File #:** 2018-6882    **Version:** 1    **Name:** Lisso Tract - Post-Annexation Provision of Services Agreement  
**Type:** Agenda Item    **Status:** Approved  
**File created:** 6/21/2018    **In control:** City Council  
**On agenda:** 7/10/2018    **Final action:** 7/10/2018

**Title:** Authorizing the Interim City Manager to execute a Post-Annexation Provision of Services Agreement providing that upon annexation the City will provide standard City services to two (2) tracts of land totaling approximately 229.99 acres situated in the Alexander Walters Survey No. 67, Abstract No. 791, Travis County, Texas, generally located at the northeast corner of Wells Branch Parkway and Immanuel Road.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Post-Annexation Provision of Services Agreement, 2. C-3 Request for Annexation Schedule, 3. Locator Map

| Date      | Ver. | Action By    | Action   | Result |
|-----------|------|--------------|----------|--------|
| 7/10/2018 | 1    | City Council | Approved | Pass   |

Authorizing the Interim City Manager to execute a Post-Annexation Provision of Services Agreement providing that upon annexation the City will provide standard City services to two (2) tracts of land totaling approximately 229.99 acres situated in the Alexander Walters Survey No. 67, Abstract No. 791, Travis County, Texas, generally located at the northeast corner of Wells Branch Parkway and Immanuel Road.

The subject property is governed by a Non-Annexation Agreement. The property owners desire to sell a portion of the northern tract of land along Wells Branch. Per the Non-Annexation Agreement, the first submittal of a development application by the property owner(s), successors or assigns would be construed as a petition for voluntary annexation by the property owners. In anticipation of selling a portion of the property for development, the property owners have submitted a formal application for annexation of all acreage covered by the Non-Annexation Agreement. Chapter 43, Subchapter C-3 of the Texas Local Government Code authorizes Tier 2 municipalities, including the City, to annex property on the request of all property owners in an area. However, pursuant to Texas Local Government Code Section 43.067 et seq., the City must first negotiate and enter into a written agreement with the owners of land in the area for the provision of City services. The attached agreement satisfies this requirement and includes a list of each service the City will provide on the effective date of the annexation and a schedule that includes the period within which the City will provide each service that is not provided on the effective date of the annexation. The attached agreement will be effective upon the City’s adoption of an ordinance annexing the area.

The proposed annexation consists of approximately 229.99 acres of land located at the northeast corner of Wells Branch Parkway and Immanuel Road within the City's extraterritorial jurisdiction. The City will be the retail water and wastewater service provider for the subject property. The subject property is contiguous to properties within the City limits and therefore is eligible for voluntary annexation in accordance with state law.

**Deadline for City Council Action**

Approve the Municipal Service Plan on July 10, 2018 pursuant to the proposed annexation schedule.

**Future City Council Action**

Conduct the first public hearing on August 14, 2018 pursuant to the proposed annexation schedule.

Conduct second public hearing and first reading of ordinance on August 28, 2018.

Conduct second reading of ordinance on September 11, 2018.

**Fiscal Impact**

N/A

**Staff Recommendation**

Approve the Post-Annexation Provision of Services Agreement.

**Drafter**

Emily Barron, AICP

Planning Director