

RESOLUTION NO. 2006-02-01b

A RESOLUTION OF THE CITY OF WESTON, TEXAS SETTING A DATE, TIME AND PLACE FOR PUBLIC HEARINGS TO BE HELD REGARDING PROPOSED ANNEXATION OF A CERTAIN TRACT BY THE CITY OF WESTON, TEXAS; DIRECTING THAT NOTICE BE PROVIDED FOR THE PUBLIC HEARINGS; DIRECTING THAT A SERVICE PLAN FOR THE PROPERTY BE PREPARED; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City of Weston, Texas is a Type A general-law municipality located in Collin County, created in accordance with the provisions of Chapter 6 of the Local Government Code and operating pursuant to the enabling legislation of the State of Texas; and

WHEREAS, the City has received a request by the owner of the tract described below that the City annex the tract into the City of Weston pursuant to Section 43.028 of the Texas Local Government Code; and

WHEREAS, the tract to be annexed is located in the exclusive extraterritorial jurisdiction of the City of Weston; and

WHEREAS, the tract is contiguous to the existing corporate limits of City of Weston prior to annexation; and

WHEREAS, the tract is vacant and without residents or has less than three qualified resident voters and is one-half mile or less in width; and

WHEREAS, the petition for annexation is considered at a meeting open to the public after the fifth day but on or before the thirtieth day after the date of the petition requesting annexation was filed with the City; and

WHEREAS, Chapter 43 of the Local Government Code requires that public hearings be held and a service plan be prepared prior to annexation of property by a municipality.

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

SECTION 1. PUBLIC HEARINGS

The City Council will conduct public hearings on the 14th day of March, 2006 at 7:30 p.m. and on the 16th day of March, 2006 at 7:30 p.m. at Weston City Hall, 301 Main Street, Weston, Texas where all interested persons will have the right to appear and be heard on the proposed annexation by the City of Weston, Texas of property described by metes and bounds in the petition requesting annexation, attached and incorporated as Exhibit "A" hereto for all purposes.

SECTION 2. NOTICE

City staff is directed to publish notice of the public hearings at least once on or after the twentieth but before the tenth day before the date of the public hearings.

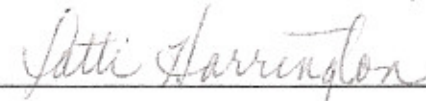
SECTION 3. SERVICE PLAN

City staff is hereby directed to prepare service plan that provides for the provision of services to the above referenced tract of land in compliance with Section 43.056 of the Texas Local Government Code.

SECTION 4. EFFECTIVE DATE

This resolution shall be effective from and after its passage and adoption by the City Council.

RESOLVED AND ENTERED this the 14th day of February 2006.



Patti Harrington, Mayor

ATTEST:


Susan M Coffey, City Secretary



PETITION REQUESTING ANNEXATION

STATE OF TEXAS §
 §
COUNTY OF COLLIN §

TO THE MAYOR AND GOVERNING BODY OF THE CITY OF WESTON,
COLLIN COUNTY, TEXAS:

The undersigned owner of a portion of the hereinafter described tracts of land, being more particularly described in Exhibit "A" (the "Area"), attached hereto and incorporated herein by reference for all purposes of this Petition, does hereby petition your Honorable Body to annex all parts of the Area into the City of Weston, Texas and does here by certify and represent the following:

- 1. The Area contiguous to the existing corporate limits of City of Weston; and
- 2. The Area is not included in the extra territorial jurisdiction of any other municipality; and
- 3. The Area is vacant and without residents or has less than three qualified resident voters; and
- 3. All portions of the Area not owned by the City of Weston are owned by HONEY CREEK PARTNERS L.P. and no other entity or person has an ownership interest in the Area.

EXECUTED as of 1/6, 2006.

HONEY CREEK PARTNERS, L.P., a Texas limited partnership

By: Honey Creek Partners GP, Inc., a Texas corporation,
General Partner

By: 
Jon W. Bayless, President

RECEIVED

JAN 30 2006

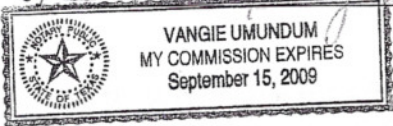
City of Weston

STATE OF TEXAS §

COUNTY OF Dallas §

This instrument was acknowledged before me on the 6th day of January, 2006

by Jan Baudas.



Vangie Umundum
Notary Public in and for the State of Texas

My Commission Expires:
9-15-09

Type or Print Notary's Name:
Vangie Umundum

1/10/06

EXHIBIT "A"

**PROPERTY DESCRIPTION
F.M. ROAD NO. 543 - 2.6566 ACRES**

BEING a tract of land in the A.J. Culwell Survey, Abstract No. 209 and being a part of F.M. Road No. 543, situated in Collin County, Texas, and being more particularly described as follows:

BEGINNING at the Northwest corner of that certain tract of land conveyed to the George W. Apple Trust by deeds recorded in Volume 384, Page 32 and Volume 802, Page 602 of the Deed Records of Collin County, Texas, said point being on the approximate centerline of F.M. Road No. 543;

THENCE South $0^{\circ}52'59''$ West along said approximate centerline of F.M. 543 and the West line of said Apple Tract, 2868.09 feet to its Southwest corner;

THENCE North $88^{\circ}55'54''$ West, 40.87 feet to a point on the West right-of-way line of F.M. Road No. 543;

THENCE along said West right-of-way line of F.M. Road No. 543 as follows:

North $0^{\circ}56'45''$ East, 494.34 feet;

North $0^{\circ}52'21''$ East, 431.24 feet;

North $0^{\circ}40'27''$ East, 227.08 feet;

North $1^{\circ}00'24''$ East, 570.37 feet;

North $0^{\circ}53'00''$ East, 1144.97 feet;

THENCE South $88^{\circ}59'20''$ East, 40.0 feet to the PLACE OF BEGINNING, and containing 2.6566 acres of land, more or less.



SCALE: 1" = 500'

POINT OF BEGINNING

EXISTING BOUNDARY LIMIT
TOWN OF WESTON

S88°59'20"E
40.00'

TOWN OF WESTON

S88°59'20"E
460.00'

APPROX.
CENTERLINE

2.6566 ACRES

GEORGE W. APPLE TRUST
VOLUME 384, PAGE 32
VOLUME 805, PAGE 602

JAS. WILSON SURVEY
ABSTRACT NO. 963

BOBBY J. BRADLEY
95-0008551
(16.70 AC. ORIG)

A.J. CULWELL SURVEY ABST. NO. 209
GRIZZELL KENNEDY SURVEY ABST. NO. 498

GLIDEWELL T. FLETCHER
V.3985, P.616
76.70 AC.

HONEY CREEK
RANCH CORPORATION
31.769 AC.
V.4929, P.3986

S88°29'46"E
799.03'

S87°52'41"W
39.14'

BOB B. CAVENESS
V.2964, P.67
135.20 AC.

N01°00'24"E
570.37'

N00°40'27"E
227.08'

N00°52'21"E
431.24'

N00°56'45"E
494.34'

S87°52'41"W
500.07'

S00°52'59"W 2868.09'

F.M. ROAD NO. 543

N88°55'54"W
40.87'

N88°55'54"W 2640.01'

SEE ATTACHED PROPERTY DESCRIPTION

C&P ENGINEERING, LTD.

Engineering • Planning • Surveying •

1801 GATEWAY BLVD, SUITE 101
RICHARDSON, TEXAS 75080 (972)644-2800

Scale: 1"=500'

Date: 01/09/06

Job No.: 04056

Dwg. File: 04056-row-strip

N00°38'03"E 1274.89'

EXISTING BOUNDARY LIMIT
TOWN OF WESTON

EXISTING BOUNDARY LIMIT
TOWN OF WESTON

S01°08'17"W
217.79'