

**RESOLUTION NO. 2005-07-06**

**A RESOLUTION OF THE CITY OF WESTON, TEXAS SETTING A DATE, TIME AND PLACE FOR PUBLIC HEARINGS TO BE HELD REGARDING PROPOSED ANNEXATIONS OF CERTAIN TRACTS 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 tracts described below that the City annex the tracts into the City of Weston pursuant to ' 43.028 of the Texas Local Government Code; and

**WHEREAS**, the tracts to be annexed are located in the exclusive extraterritorial jurisdiction of the City of Weston; and

**WHEREAS**, the tracts are contiguous to the existing corporate limits of City of Weston prior to annexation; and

**WHEREAS**, the tracts are vacant and without residents or have less than three qualified resident voters and are 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 9th day of August, 2005 at 7:30 p.m. and on the 11th day of August, 2005 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 plans that provide for the provision of services to the above referenced tracts 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 17<sup>th</sup> day of July 2005.

Patti Harrington  
Patti Harrington, Mayor

ATTEST:  
Susan M Coffey  
Susan M Coffey, City Secretary



RECEIVED

JUL 06 2005

#04056

City of Weston

6/28/05

**PROPERTY DESCRIPTION  
TOWN OF WESTON ANNEXATION  
174.0385 ACRE TRACT**

BEING a part of that certain tract of land conveyed to the George Apple Trust by deeds recorded in Volume 384, Page 32 and Volume 805, Page 602 of the Deed Records of Collin County, Texas, in the James Wilson Survey, Abstract No. 963, situated in Collin County, Texas, and being more particularly described as follows:

COMMENCING at the Southeast corner of said Apple Trust tract and the Southwest corner of that certain tract of land conveyed to Laurence Paul Whitaker and wife, Pamela Sue Whitaker by deed recorded in Volume 1368, Page 40 of the Deed Records of Collin County, Texas, said point being on the North right-of-way line of County Road No. 206 (90.0 feet wide);

THENCE North 88°55'54" West along said North right-of-way line of County Road No. 206, 1264.73 feet to the PLACE OF BEGINNING of this description;

THENCE North 88°55'54" West, continuing along said North right-of-way line of County Road No. 206, 2640.01 feet to the approximate centerline of F.M. Road No. 543;

THENCE North 0°52'59" East along said centerline of F.M. Road No. 543, 2868.09 feet to the Northwest corner of said Apple Trust tract and the Southwest corner of that certain tract of land conveyed to Imogene Rigsby Poston by deed recorded in Volume 5659, Page 1744 of the Deed Records of Collin County, Texas;

THENCE South 89°29'07" East along the South line of said Poston tract, passing its Southeast corner and the most Westerly Southwest corner of that certain tract of land conveyed to the Osburn Living Trust by deed recorded in County Clerk File No. 94-0068339 of the Deed Records of Collin County, Texas, and continuing along the South line of said Osburn Living Trust tract, a total distance of 1156.43 feet;

THENCE South 0°49'55" East along a West line of said Osburn Living Trust tract, 255.59 feet;

THENCE South 89°29'05" East along a South line of said Osburn Living Trust tract, 573.22 feet to a point on the approximate centerline of a creek;

THENCE along said centerline of said creek and the Southeasterly line of said Osburn Living Trust tract as follows:

North 42°00'55" East, 89.76 feet;

North 60°30'55" East, 88.44 feet;

North 38°00'55" East, 201.30 feet;

North 52°00'55" East, 354.42 feet;

North 72°30'55" East, 182.82 feet;

North 46°45'55" East, 273.59 feet;

THENCE South 0°52'59" West, 3375.54 feet to the PLACE OF BEGINNING, and containing 174.0385 acres of land, more or less.

BEARING BASIS: West line of the tract conveyed to Laurence Paul Whitaker and wife, Pamela Sue Whitaker by deed recorded in Volume 1368, Page 40 of the Deed Records of Collin County, Texas.