

CITY OF WESTON, TEXAS

RESOLUTION NO. 2009-09-01

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WESTON, TEXAS, AUTHORIZING THE EXECUTION OF AN ULTIMATE BOUNDARY LINE AGREEMENT WITH THE CITY OF ANNA, TEXAS

WHEREAS, the governing bodies of the cities of Weston, Texas, and Anna Texas, have agreed to mutually plan for the ultimate growth and development of their respective communities, giving due regard to existing and proposed roads and transportation corridors, water supply availability, fire and police protection and their respective abilities to provide other necessary governmental services and functions; and

WHEREAS, said cities desire to designate their preferred ultimate city limit boundary lines insofar as they will separate the two cities in the future; and,

WHEREAS, said cities desire and are willing to commit to each other by contract their respective plans for future annexations and expansion of their communities; and

WHEREAS, Chapter 791, Texas Government Code, authorizes local governments to contract with one another to future provisions of governmental functions and services; and

WHEREAS, Section 42.023, Local Government Code, authorizes a municipality to reduce its extraterritorial jurisdiction by a resolution adopted by the governing body of the municipality:

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

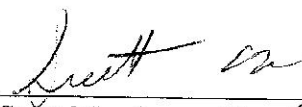
Section 1. The City Council of the City of Weston, Texas, desires to enter into that certain ultimate boundary line agreement with the City of Anna, Texas, which is attached hereto and intended to be part hereof for all purposes and intents.

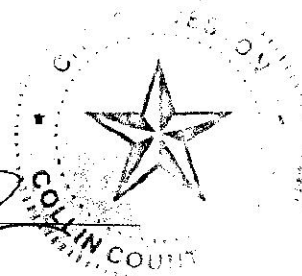
Section 2. The Mayor of Weston is hereby authorized to execute the boundary agreement and to forever bind the City thereto.

Section 3. The City Secretary is directed to file one copy of the original document with the Land Records of Collin County, Texas, to put all persons on notice as to the future ultimate expansion plans of the City.


PASSED by the City Council of the City of Weston, Texas, this 15th day of September, 2009.

APPROVED:


Scott Morrissey, Mayor



ATTESTED:



CITY OF ANNA, TEXAS

ULTIMATE BOUNDARY LINE AGREEMENT

STATE OF TEXAS

KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF COLLIN

This Agreement is made and entered into by and between the City of Anna, Texas ("Anna") and the City of Weston, Texas ("Weston").

WHEREAS, Anna and Weston are governed by the laws of the State of Texas governing municipalities; and

WHEREAS, Anna and Weston are adjacent cities; and

WHEREAS, Section 43.031 of the Local Government Code, Texas Revised Civil Statutes, authorizes adjacent municipalities to make mutually agreeable changes in their boundaries; and

WHEREAS, Chapter 791, Texas Government Code, permits local governments to enter into agreements relating to future provisions of governmental functions and services; and

WHEREAS, Anna and Weston desire to enter into this Agreement designating the future ultimate boundary between the two cities so that each of them can plan for the provision of future governmental services and functions:

NOW THEREFORE, in consideration of the mutual covenants and conditions set forth herein, the parties hereto agree as follows:

1. Anna and Weston agree that their future ultimate boundary lines and their future respective annexations shall meet at the points and along the lines more specifically set out in Exhibit A attached hereto for all purposes and intents.
2. Anna hereby discontinues and relinquishes from its corporate limits and extraterritorial jurisdiction any territory which is currently beyond the boundary line described in Exhibit A, if any, and adjusts its corporate limits and extraterritorial jurisdiction accordingly.
3. Weston hereby discontinues and relinquishes from its corporate limits and extraterritorial jurisdiction any territory which is currently beyond the boundary line described in Exhibit A, if any, and adjusts its corporate limits and extraterritorial jurisdiction accordingly.
4. Anna and Weston agree that their future annexations will not conflict with the terms and intent of this Agreement and that neither will attempt to annex or claim territory or extraterritorial jurisdiction contrary to the terms of this Agreement.
5. Anna and Weston agree that this Agreement repeals and replaces any prior ordinances or agreements between the two cities, but only to the extent that such prior ordinances or agreements conflict with this Ultimate Boundary Line Agreement.
6. Anna and Weston acknowledge and consent to any proposed adjustment of the other city's territory and boundaries to comply with this Agreement and agree that neither party, as a result of the mutual execution of this Agreement, now encroaches over the ultimate boundary line. Anna and Weston agree that they will not, in the future, encroach upon the other parties' area beyond the agreed boundary line as adjusted herein without the express written consent of the other.

7. This Ultimate Boundary Line Agreement is executed on behalf of the respective cities by their respective Mayors as authorized by Resolutions of the City Councils of the respective cities, which were duly passed.

EXECUTED IN MULTIPLE COPIES this 25th day of October, 2005.




Mayor, City of Anna, Texas

Mayor, City of Weston, Texas

ATTEST:

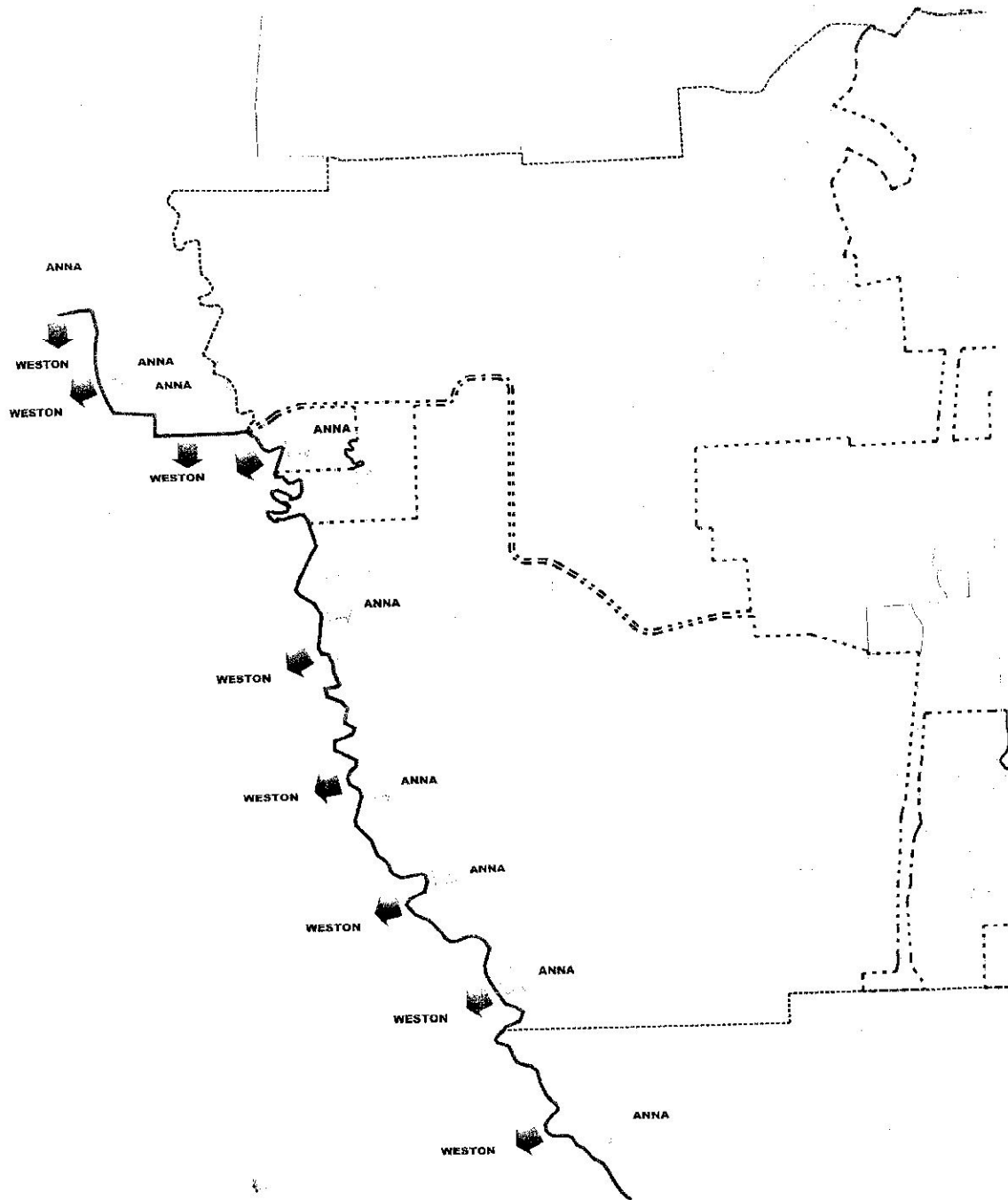
ATTEST:



City Secretary, City of Anna, Texas

City Secretary, City of Weston, Texas

EXHIBIT A



PROPOSED ETJ AGREEMENT BETWEEN THE CITY OF ANNA AND THE CITY OF WESTON

