

ORDINANCE 2763

**ORDINANCE ANNEXING TERRITORY FOR CITY OWNED PROPERTY
FORMERLY REFERRED TO AS THE LUMINANT OR THERMO MINE
PROPERTIES.**

AN ORDINANCE ANNEXING THE HEREINAFTER DESCRIBED TERRITORY TO THE CITY OF SULPHUR SPRINGS, HOPKINS COUNTY, TEXAS, AND EXTENDING THE BOUNDARY LIMITS OF SAID CITY SO AS TO INCLUDE SAID HEREINAFTER DESCRIBED PROPERTY WITHIN SAID CITY LIMITS, AND GRANTING TO ALL THE INHABITANTS OF SAID PROPERTY ALL THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BINDING SAID INHABITANTS BY ALL OF THE ACTS, ORDINANCES, RESOLUTIONS, AND REGULATIONS OF SAID CITY; AND ADOPTING A SERVICE PLAN.

WHEREAS, Section 43 of the Texas Local Government Code and/or Charter of the City of Sulphur Springs, Texas, an incorporated city, authorizes the annexation of territory, subject to the laws of this state.

WHEREAS, the procedures prescribed by the Texas Local Government Code and/or Charter of the City of Sulphur Springs, Texas, and the laws of this state have been duly followed with respect to the following described territory, to wit and as further described in Exhibit A-1:

ANNEXATION OF 4857.591 ACRES
AREA 171-LUMINANT MINING COMPANY
FIELD NOTES FOR 4892.398 ACRES
FOR CITY OF SULPHUR SPRINGS ANNEXATION
SAVE & EXCEPT 15.590 ACRES IN THE RAIL ROAD
SAVE & EXCEPT 19. 217 ACRES IN FM HWY. 1870 RIGHT-OF-WAY
NET ACERAGE 4857.591 ACRES
MARIA J. DE LOS SANTOS SURVEY A-146
WOODWARD RONE SURVEY A-813
W. S. HARPER A-427
DANIEL McDONALD A-607
NACOGDOCHES UNIVERSITY SURVEY A-693
THOMAS TOBAR SURVEY A-953
L. H. McCORKLE SURVEY A-675
THOMAS STEWART SURVEY A-874
M. A. BOWLIN SURVEY A-39
HOPKINS COUNTY, TEXAS

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SULPHUR SPRINGS, TEXAS:

SECTION 1. Annexation

1. That the heretofore described property is hereby annexed to the City of Sulphur Springs, Hopkins County, Texas, and that the boundary limits of the City of Sulphur Springs be and the same are hereby extended to include the above described territory within the city limits of the City of Sulphur Springs, and the same shall hereafter be included within the territorial limits of said city, and the inhabitants thereof shall hereafter be entitled to all the rights and privileges of other citizens of the city of Sulphur Springs and they shall be bound by the acts, ordinances, resolutions, and regulations of said city.

2. A map for the area (Exhibit A), legal description (Exhibit A-1) and municipal service plan (Exhibit B) is hereby adopted and attached.

The City Secretary is hereby directed to file with the County Clerk of Hopkins, Texas, a certified copy of this ordinance.

SECTION 2. All ordinances and parts of ordinances inconsistent with or in conflict with the provisions of this Ordinance shall be and the same are hereby expressly repealed.

SECTION 3. If any section, subsection, word, sentence, or phrase of this ordinance is declared to be invalid it shall not affect the validity of this ordinance.

PASSED AND APPROVED on its **FIRST READING** at a regular meeting of the City Council of the City of Sulphur Springs, Texas on this the ____ day of _____, 2020.

PASSED AND APPROVED on its **SECOND READING** at a regular meeting of the City Council of the City of Sulphur Springs, Texas on this the _____ day of _____, 2020.

ATTEST:

CITY OF SULPHUR SPRINGS, TEXAS:

Gale Roberts, City Secretary

John A. Sellers, Mayor

(seal)

I, Gale Roberts, City Secretary of the City of Sulphur Springs, Texas, do hereby certify that the above is a true and correct copy of an Ordinance, and that the same has not been repealed and is in full force and effect.

Gale Roberts, City Secretary

(seal)

A public hearing will be conducted March 3, 2020 for the final reading of Ordinance No. 2763 at 7PM at the Municipal Building located at 201 North Davis Street.