

CITY OF LAVON, COLLIN COUNTY TEXAS

ORDINANCE NO: 2011-03-02

Annexing Property North East of the intersection of SH 78 and SH 205

AN ORDINANCE ANNEXING THE HEREINAFTER DESCRIBED TERRITORY TO THE CITY OF LAVON, 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 OF THE INHABITANTS AND OWNERS OF SAID PROPERTY ALL OF THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BINDING ALL INHABITANTS BY ALL THE ACTS, ORDINANCES, AND REGULATIONS OF SAID CITY; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the following described land is adjoining the present City Limits of the City of Lavon, Collin County, Texas, and the members of the City Council of the City of Lavon have concluded that said area should be annexed and made part of the City of Lavon, Texas:

WHEREAS, after holding two public hearings under the provisions of the Texas Local Government Code, the City Council has decided that the following described property should be annexed to the City of Lavon;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAVON, COLLIN COUNTY, TEXAS:

Section I

That the following described territory be and the same is hereby annexed to the City of Lavon, Collin County, Texas and the boundary limits of the City of Lavon be and the same are hereby extended to include the following described territory within the City Limits of the City of Lavon, and the same shall hereafter be included within the territorial limits of said City, and the inhabitants thereof shall hereafter be entitles to all rights and privileges of other citizens of the City of Lavon and shall be bound by the acts, ordinances, resolutions of said City. That the territory to be so annexed is more particularly described as follows:

Consisting of 0.86 acres being the northern most part of 2.58 acres located in Block 2 Tracts 4 and 28, William H. Moore Survey – all of which is a part of that 117.8593 acres tract of land as described in a warranty deed from W.C. Daugherty, et al, to Lavon Holdings, LP as recorded in Volume 5333, Page 3505 of the Land Records of Collin County, Texas and Being a part of 10.00 acres tract as described in a Warranty deed from Capstar Realty LLC to Lavon Holdings II LP as recoded in volume 5633, Page 2070 of land Records of Collin County, Texas; and being further described in the attached description as the attached Exhibit “A”.

Section II

That the corporate limits of the City of Lavon shall upon final passage of this ordinance be extended to include the territory described in Section I of this Ordinance, and such limits, as extended, shall be considered the new City Limits of the City of Lavon.

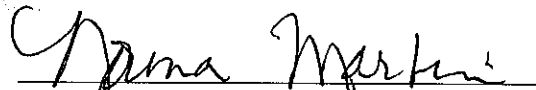
Section III

It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses and phrases of this Ordinance are severable and, if any phrase, clause, sentence, paragraph, or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this Ordinance, since the same would have been enacted by the City Council without the incorporation in this Ordinance of any such unconstitutional phrase, clause, sentence.

Section IV

This Ordinance will take effect immediately from or after its passage and the publication of the caption as the law in such cases provides.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF LAVON, TEXAS ON THIS 15th DAY OF March, 2011.


The Honorable Norma Martin, Mayor

Attest:


Linda Ardis, City Secretary

PROPOSED ANNEXATION TRACT

Being part of that certain lot, tract or parcel of land situated in the W.H. MOORE SURVEY, ABSTRACT NO. 638, Collin County, Texas, and being a part of that 117.8593 acres tract of land as described in a Warranty deed from W.C. Daugherty, et al, to Lavon Holdings, LP as recorded in Volume 5333, Page 3505 of the Land Records of Collin County, Texas, and being a part of a 10.00 acres tract as described in a Warranty deed from Capstar Realty. LLC to Lavon Holdings II, LP, as recorded in Volume 5633, Page 2070 of the Land Records of Collin County, Texas, and being more particularly described as follows:

BEGINNING at a 1/2" iron rod with yellow plastic cap stamped "R.S.C.I. RPLS 5034" set for corner at the Northwest corner of LAVON SONIC, an Addition to the Town of Lavon, Texas, according to the Plat thereof recorded in Volume Q, Page 500 of the Map Records of Collin County, Texas;

THENCE S. 02 deg. 03 min. 15 sec. W. along the West line of said Lavon Sonic Addition, a distance of 93.13 feet to a point in the North line of the City limits of the City of Lavon, Texas;

THENCE S. 89 deg. 27 min. 33 sec. W. along the North line of said City Limits, a distance of 325.00 feet;

THENCE N. 89 deg. 31 min. 14 sec. W. along the North line of said City Limits, a distance of 44.52 feet to a point in the East line of a 1.38 acres tract as described in a Warranty deed to First Bank Farmersville, as recorded in Volume 4522, Page 1395 of the Land Records of Collin County, Texas, and also being in a West boundary line of said 10.00 acres tract;

THENCE N. 00 deg. 02 min. 47 sec. E. along the East line of said 1.38 acres, a distance of 108.99 feet;

THENCE S. 87 deg. 58 min. 03 sec. E. a distance of 372.98 feet to the POINT OF BEGINNING and containing 0.86 acres of land.