

CITY OF LAVON, COLLIN COUNTY TEXAS

ORDINANCE NO: 2012-08-07

Annexing Property South West 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 1.0952 ACRES LOCATED NEAR THE SOUTHWEST CORNER OF STATE HIGHWAY 78 AND STATE HIGHWAY 205 DESCRIBED AS A TRACT OF LAND SITUATED IN THE W.A.S. BOHANNON SURVEY, ABSTRACT NUMBER 121, BLOCK 3, TRACT 96, COLLIN COUNTY, TEXAS 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 public hearings on 7 August 2012 and 21 August 2012 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 entitled 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 1.0952 acres located near the Southwest corner of state highway 78 and state highway 205 described as a tract of land situated in the W.A.S. Bohannon Survey, Abstract Number 121, Block 3, Tract 96, Collin County, Texas.

Section II

A Service Plan, prepared in accordance with applicable provision of state law pertaining to annexation, is attached hereto as Exhibit "A" and is hereby incorporated herein by reference and adopted as part of this ordinance and the same shall govern the delivery of municipal services to the annexed territory.

Section III

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.

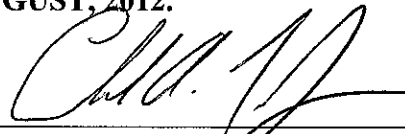
Section IV

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 V

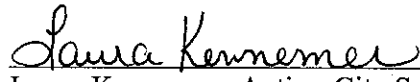
This Ordinance will take effect immediately from or after its passage and the publication of the caption as the law in such cases provides.

**PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF
LAVON, TEXAS ON THIS 21ST DAY OF AUGUST, 2012.**

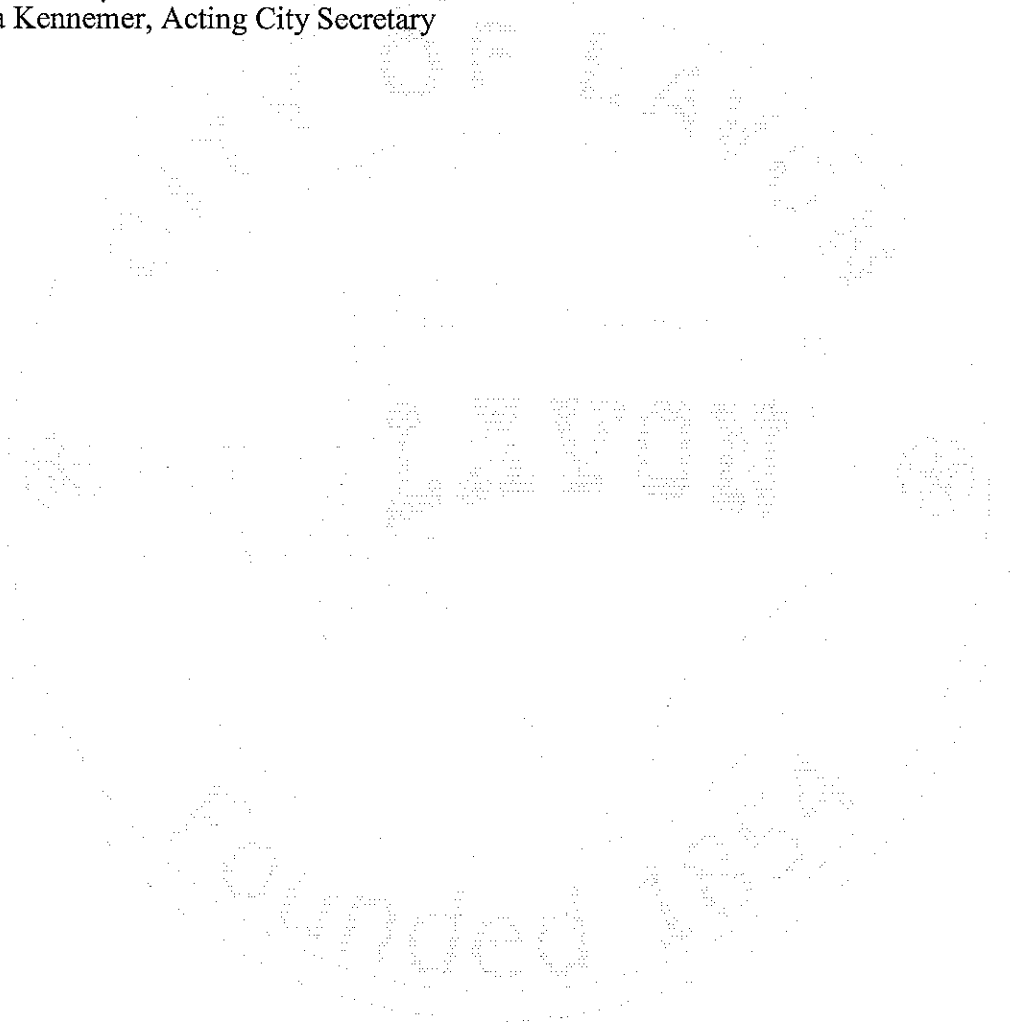


The Honorable Charles Teske, Mayor

Attest:



Laura Kennemer, Acting City Secretary



CITY OF LAVON

EXHIBIT "A"

THE PLAN OF SERVICE AND INVENTORY FOR THE PROPOSED ANNEXED AREA DESCRIBED AS BEING APPROXIMATELY 1.0952 ACRES OF LAND GENERALLY LOCATED NEAR THE SOUTHWEST CORNER OF THE INTERSECTION OF STATE HIGHWAY 78 AND STATE HIGHWAY 205, A TRACT OF LAND SITUATED WITHIN THE W. A. S. BOHANNON SURVEY, ABSTRACT NUMBER 121, BLOCK 3, TRACT 96, COLLIN COUNTY, TEXAS.

Pursuant to the provisions of the Texas Local Government Code, there is hereby adopted for the proposed annexation area the following plan of service:

A. Police

- 1) Patrolling, radio responses to calls and other routine police services, using present personnel and equipment, will be provided on the effective date of the annexation.
- 2) Traffic signals, traffic signs, street markings, and other traffic control devices will be installed as the need therefore is established by appropriate study and traffic standards.

B. Refuse Collection

- 1) The same regular refuse collection service now provided within one month after the effective date of annexation.

C. Streets

- 1) Emergency maintenance of streets (repair of hazardous chuck holes, measurer necessary for traffic flow, etc.) will begin on the effective date of acceptance of the streets within the new subdivision.
- 2) Routine maintenance on the same basis as in the present city will begin in the annexed area on the effective date of annexation.
- 3) Reconstruction and resurfacing of streets repair of storm drainage facilities, repair of curbs and gutters, and other such major improvements, as the need therefore is determined by the governing body, will be accomplished under the policy of the City.

D. Inspection Service

- 1) Any inspection services now provided by the City (building, electrical, plumbing, gas, housing, etc.) will begin in the annexed area on the effective date of annexation.

E. Ambulance Service

- 1) Upon the effective date of annexation, the area will become a part of the Southeast Collin County EMS/Ambulance Coalition and ambulance service will be provided by the same provider that the City uses.

F. Planning and Zoning

- 1) The Planning and Zoning jurisdiction of the City will extend to the annexed area on the effective date of annexation. City planning will thereafter encompass the annexed area.

G. Water

- 1) The City recommends the use of Lavon Water Supply Corporation for water supply.

I. Sewer

- 1) At a time when the City offers sewer service, properties in the annexed areas will be connected to sewer lines in accordance with the proposed schedule of connection.