

Mayor and Council Communication

DATE: 03/09/21

M&C FILE NUMBER: M&C 21-0170

LOG NAME: 06C.E. WILLIAMS PRE-ANNEXATION AGREEMENT

SUBJECT

(Future CD 7) Authorize Execution of Pre-Annexation Development Agreement with Carl Edmond Williams and Dorothy Jayne Williams Family Revocable Trust for 1.272 acres of Commercial Property Located in Fort Worth's Extraterritorial Jurisdiction in Tarrant County

RECOMMENDATION:

It is recommended that the City Council authorize the City Manager to execute a pre-annexation development agreement between the City and Carl Edmond Williams and Dorothy Jayne Williams Family Revocable Trust for property located in Fort Worth's extraterritorial jurisdiction in Tarrant County.

DISCUSSION:

Carl E. Williams is the trustee for the Carl Edmond Williams and Dorothy Jayne Williams Family Revocable Trust, (Owner) of a parcel of real property, a total of approximately 1.272 acres of land, as described in map Exhibit A, hereinafter called "the Property," located within Tarrant County. The Property is located in the extraterritorial jurisdiction (ETJ) of the City. Though the property is close to the City of Fort Worth it is not presently contiguous to the City limits. There is also an existing water line, which can be tapped into, along Boat Club Road. The Property identified as 9483 Live Oak Lane is located west of Eagle Mountain Lake and is currently the site of a Mini-Storage. The Owner of the property has requested, and the City has agreed, subject to the terms, conditions, and limitations set forth in the Pre-Annexation Development Agreement (Agreement), that the City shall provide water service to the property. In consideration of the City providing water service to the Property, the Owner will petition the City to annex the Property pursuant to Subchapter C-3, Chapter 43 of the Texas Local Government Code upon such time as the Property becomes contiguous to the City.

The parties have agreed that the Pre-Annexation Development Agreement constitutes a petition for the voluntary annexation under the provisions of Subchapter C-3, Chapter 43 of the Texas Local Government Code, and upon the request of the City, the Owner shall execute all applications and documentation required by Texas law to petition for annexation. Annexation of the property is consistent with the City's annexation policy criteria for urban development.

The Agreement is entered into pursuant to Chapter 43, Subchapter C-3 and 212.172 of the Texas Local Government Code, in order to address the needs of the Owner and the procedures of the City. The Agreement runs with the land and is binding upon the City and the Owner and Owner's respective successors and assigns. The Agreement will be recorded in Tarrant County.

The property is located in the extraterritorial jurisdiction adjacent to COUNCIL DISTRICT 7

A Form 1295 is not required because: This M&C does not request approval of a contract with a business entity.

FISCAL INFORMATION / CERTIFICATION:

The Director of Finance certifies that this action will have no material effect on City Funds.

Submitted for City Manager's Office by: Dana Burghdoff 8018

Originating Business Unit Head: D.J. Harrell 8032

Additional Information Contact: Leo Valencia 2497