

# Mayor and Council Communication

**DATE:** 11/05/19

**M&C FILE NUMBER:** M&C 19-0280

**LOG NAME:** 06BAX-19-004, FORT WORTH & NEW FAIRVIEW BOUNDARY ADJUSTMENT

**SUBJECT**

Approve Joint Ordinance and Boundary Adjustment Agreement with the City of New Fairview to Release 3,368.13 Acres of Land in the Extraterritorial Jurisdiction (ETJ) of the City of Fort Worth and Adjust the ETJs between the Cities of Fort Worth and New Fairview (Denton and Wise Counties) (Extraterritorial Jurisdiction Near District 7)

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**RECOMMENDATION:**

It is recommended that the City Council approve and authorize the Mayor to execute Joint Ordinance and Boundary Adjustment Agreement with the City of New Fairview to Release 3,368.13 Acres of Land in the Extraterritorial Jurisdiction (ETJ) of the City of Fort Worth and Adjust the ETJs between the Cities of Fort Worth and New Fairview.

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**DISCUSSION:**

The Texas Local Government Code Chapter 43, Sections 43.023 and 42.022 authorize adjacent municipalities to make mutually agreeable changes in their boundaries, and release extraterritorial jurisdiction (ETJ) by ordinance. Section 42.023 authorizes a municipality to reduce its ETJ by ordinance approved by its governing body. Section 42.022 authorizes a municipality to expand its ETJ beyond the distance limitations in Section 42.021 if the owners of the area of expansion request the expansion. The City of Fort Worth and the City of New Fairview wish to make changes to the boundaries of each City which will promote orderly development, public safety, and effective delivery of municipal services.

Since 2018, the two cities have been working toward a mutual understanding on each City's extraterritorial jurisdiction (ETJ). As a result of these discussions, the joint ordinance identifies an overlapping area of Fort Worth's ETJ and the city limits and ETJ of New Fairview. It also identifies three additional areas that the City of New Fairview has requested to be release from the City of Fort Worth's ETJ. All areas released from the City of Fort Worth will be added to the City of New Fairview's boundaries. The boundary adjustment will transfer approximately 3,368.13 acres of ETJ from the City of Fort Worth to the City of New Fairview. This boundary adjustment will correct the overlapping of Fort Worth's ETJ and the city limits and ETJ of New Fairview. For a more detailed breakdown of the acreages, see Exhibit A.

Upon City of Fort Worth City Council approval of the proposed ETJ release the attached joint ordinance will be executed to delineate the new boundaries.

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

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**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:** Randle Harwood 6101

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