

# Mayor and Council Communication

**DATE:** 08/03/21

**M&C FILE NUMBER:** M&C 21-0430

**LOG NAME:** 0606AX-21-002 NORTHPOINT PHASE 3 – OWNER INITIATED

## **SUBJECT**

(Future CD 7) Conduct Public Hearing, Authorize Execution of Municipal Services Agreement and Consider Adopting Ordinance for the Proposed Owner-Initiated Annexation of Approximately 197.754 Acres of Land in Denton County, Known as Northpoint Phase 3, Located North of Intermodal Parkway and West of Farm to Market 156 - Blue Mound Road, in the Far North Planning Sector, AX-21-002

(PUBLIC HEARING - a. Report of City Staff: Mary Elliott; b. Public Comment; c. Council Action: Close Public Hearing and Act on M&C)

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## **RECOMMENDATION:**

It is recommended that the City Council:

1. Conduct public hearing for the proposed owner-initiated annexation of approximately 197.754 acres of land in Denton County located north of Intermodal Parkway and South of State Highway 114 off of Farm to Market 156 - Blue Mound Road, as shown on Exhibit A;
2. Authorize execution of municipal services agreement between the City and property owners, M.T. Cole Family Partnership No. 2, LP; and
3. Adopt ordinance annexing AX-21-002 for full purposes.

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## **DISCUSSION:**

On February 18, 2021, representatives for the property owners M.T. Cole Family Partnership No. 2, LP, submitted an application for full-purpose annexation of the property shown on Exhibit A into the City of Fort Worth. The subject property is located entirely in that portion of the City's extraterritorial jurisdiction which is in Denton County. The site is located north of Intermodal Parkway and west of Farm to Market 156 (Blue Mound Road). The owner-initiated annexation, which is approximately 197.754 acres, is consistent with the urban development annexation criteria as established by the City's Annexation Policy. The subject area is currently agricultural land and the property owner's proposal of industrial type development is consistent with the future land use map of the 2021 Comprehensive Plan.

On September 9, 2020, the related preliminary plat (PP-20-047) was approved by City Plan Commission. The preliminary plat boundary is surrounded by City Limits on three sides. The property owner will request annexation with each phase of development. On May 12th, the related zoning case (ZC-21-029) was heard by the Zoning Commission, and the commission voted to recommend approval of the requested zoning to City Council. The requested zoning is "K" Heavy Industrial.

The annexation site is within an area that is identified as being in the Alliance Industrial Growth Center. The proposed annexation site will be accessed from Farm to Market 156 (Blue Mound Road) which is a Texas Department of Transportation (TxDOT) maintained and controlled roadway. Farm to Market 156 (Blue Mound Road) is shown as a median divided, three-lane per direction, Commercial Connector on the City's Master Thoroughfare Plan [CCO-L3-T0-NTMS-P0-BOP (130)]. As part of the first phase of development, TxDOT improvements were approved for a fifty-foot wide, full movement driveway with southbound deceleration and northbound left turn lane. A traffic study was approved as part of the plat approval process.

Subchapter C-3 of Chapter 43 of the Texas Local Government Code (LGC) provides for the process of annexation of an area upon a request of an owner of land. Section 43.0672 of the LGC requires a municipality that elects to annex an area upon the request of an owner first negotiate and enter into a written agreement with the owners of land in the area for the provision of municipal services.

The agreement must include:

1. A list of each service the municipality will provide on the effective date of the annexation; and
2. A schedule that includes the period within which the municipality will provide each service that is not provided on the effective date of the annexation.

The municipal services agreement includes these provisions in accordance with state law.

The proposed uses were considered while assessing the financial impact to the General Fund. A fiscal impact analysis was generated with the assistance of various City Departments. The fiscal impact analysis was then provided to Planning & Data Analytics for review. City tax revenue is expected to have a positive fiscal impact over the next ten years after the proposed development has been built. Based on the operating costs projected from the Police, Code Compliance and Transportation and Public Works Departments, the fiscal impact shows a slightly negative effect to the General Fund for the first year, but will have a positive impact thereafter. Therefore, due to the ability of the area to meet the City's criteria for full-purpose annexation staff recommends approval of the requested owner-initiated annexation, AX-21-002.

The City Council will conduct a public hearing on the proposed annexation. The public hearing is an opportunity for persons interested in the annexation to be heard. Once the City Council has conducted the required public hearing, Council may close the hearing and vote on annexing

AX-21-002 for full purposes.

If annexed, this property will become part of COUNCIL DISTRICT 7.

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**FISCAL INFORMATION / CERTIFICATION:**

The Director of Finance certifies that upon approval of the above recommendations and adoption of the attached ordinance, the annexation will have a long-term positive impact to the General Fund.

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

**Originating Business Unit Head:** D.J. Harrell 8032

**Additional Information Contact:** Leo Valencia 2497