

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE DECLARING CERTAIN FINDINGS; PROVIDING FOR THE RELEASE OF APPROXIMATELY 1,175 ACRES OF LAND IN PARKER COUNTY, TEXAS, GENERALLY BORDERED BY BEAR CREEK ROAD, KELLY ROAD AND U.S. HIGHWAY 377, INCLUDING CERTAIN RIGHT-OF-WAY, FROM THE EXTRATERRITORIAL JURISDICTION OF THE CITY OF FORT WORTH; PROVIDING THAT THIS ORDINANCE SHALL AMEND EVERY PRIOR ORDINANCE IN CONFLICT HEREWITH; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL PRIOR ORDINANCES NOT IN DIRECT CONFLICT; PROVIDING FOR SEVERABILITY; AND NAMING AN EFFECTIVE DATE**

**WHEREAS**, Section 42.023 of the Texas Local Government Code authorizes a municipality to reduce its extraterritorial jurisdiction by ordinance approved by its governing body; and

**WHEREAS**, Gold Creek Homes & Development LLC is the owner of approximately 1,078 acres of land in Parker County, Texas, partially located in the City of Fort Worth's extraterritorial jurisdiction, and intends to develop such land as a large-lot residential subdivision consistent with development of the surrounding area;

**WHEREAS**, such property is approximately five miles from the City of Fort Worth's corporate boundaries and is not within the City of Fort Worth's certificate of convenience and necessity for retail water service; and

**WHEREAS**, City water and sewer facilities are not available to serve such property and the property can be developed without City water and sewer service; and

**WHEREAS**, the City Council finds and determines that it is in the best interest of the City to release the area generally bordered by Bear Creek Road, Kelly Road and U.S. Highway 377, together with certain right-of-way and including the property owned by Gold Creek Homes property, from the City's extraterritorial jurisdiction;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS:**

**SECTION 1**

Pursuant to Section 42.023 of the Texas Local Government Code, the land shown on Exhibit "A" attached hereto is hereby released from the extraterritorial jurisdiction of the City of Fort Worth. The area to be released consists of the land bordered on the east by Kelly Road and on the north by Bear Creek Road, including all right-of-way for such roads, and the area north of

U.S. Highway 377, excluding U.S. Highway 377 right-of-way. All U.S. Highway 377 right-of-way adjacent to the area to be released shall remain in the City's extraterritorial jurisdiction.

## **SECTION 2**

This ordinance amends every prior ordinance in conflict herewith, but as to all other ordinances or sections of ordinances not in direct conflict, this ordinance shall be, and the same is hereby made cumulative.

## **SECTION 3**

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, paragraph or section.

## **SECTION 4**

This ordinance shall be in full force and effect upon adoption.

APPROVED AS TO FORM AND LEGALITY:

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Melinda Ramos  
Senior Assistant City Attorney

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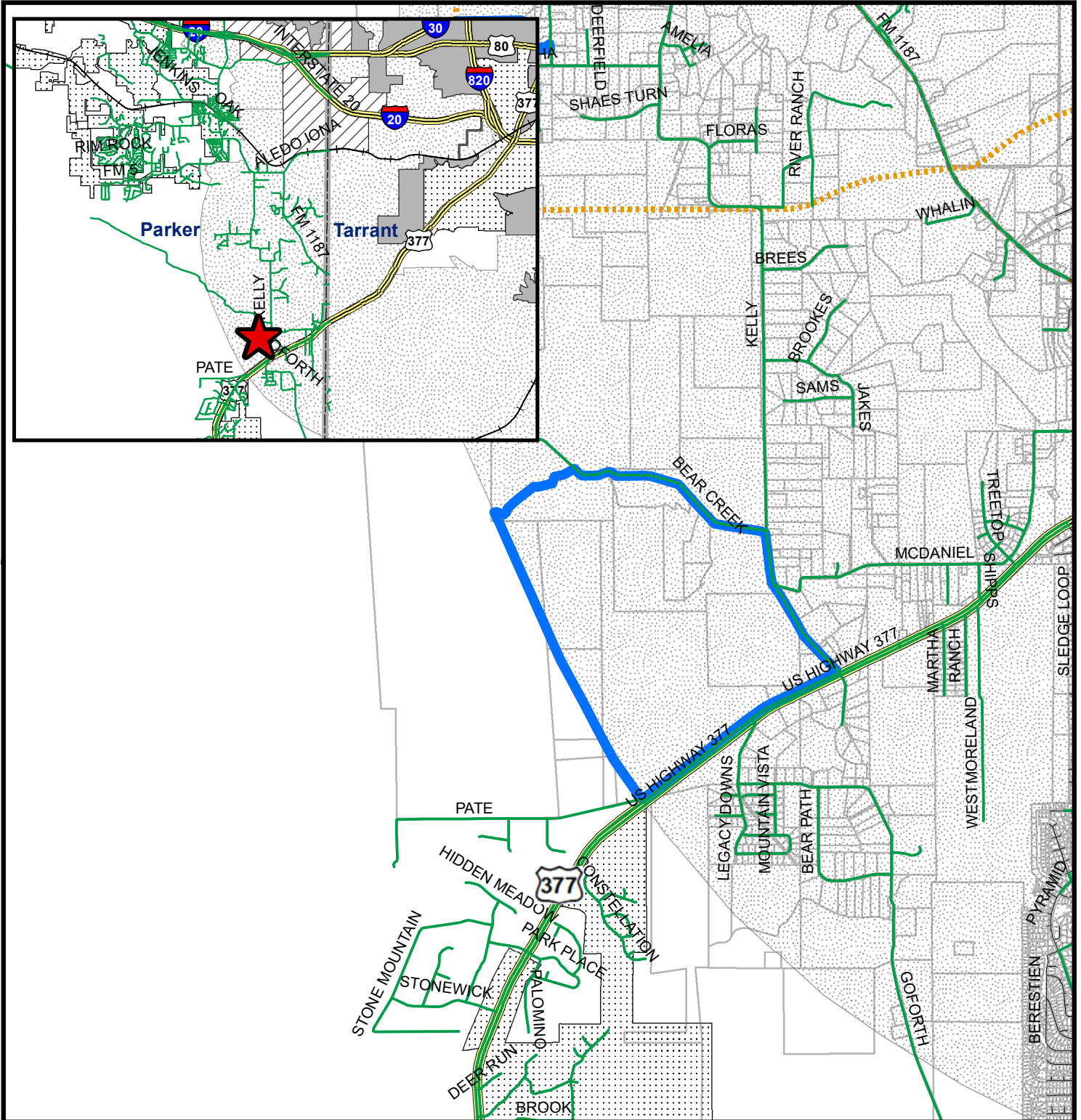
Jannette Goodall, City Secretary

ADOPTED AND EFFECTIVE: \_\_\_\_\_

# ETJ release on US 377

Exhibit A

Release of approximately 1,175 Acres of Land from CFW ETJ



## Fort Worth DESIGNATION

- |                               |                   |
|-------------------------------|-------------------|
| Full Purpose                  | Adjacent Cities   |
| Limited Purpose               | County Boundaries |
| Extraterritorial Jurisdiction | Subject Area      |

0 0.25 0.5 1 Miles

1:48,000



Planning & Development Department  
03/07/2022

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