

**ORDINANCE NO. 2022-20**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN MARCOS, TEXAS ANNEXING INTO THE CITY APPROXIMATELY 1.11 ACRES OF LAND LOCATED AT 1850 OLD RANCH ROAD 12 IN CASE NUMBER AN-22-04; INCLUDING PROCEDURAL PROVISIONS; AND PROVIDING AN EFFECTIVE DATE.**

**RECITALS:**

1. In Case No. AN-22-04, the owner of approximately 1.11 acres of land located at 1850 Old Ranch Road 12, as further described in Exhibit "A," attached hereto and incorporated herein for all purposes (the "Property"), made a request for the City to annex the Property.
2. Said owner consents to the annexation of the Property.
3. The Owner and the City have entered into a written agreement for the provision of services to the Property.
4. The Property is contiguous and adjacent to the current boundaries of the City.
5. The City Council held a public hearing regarding the request.
6. The City Council hereby finds and determines that the adoption of the following ordinance is in the interest of the public health, morals, welfare and safety.

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN MARCOS, TEXAS:**

**SECTION 1.** The recitals of this ordinance are approved and adopted.

**SECTION 2.** The Property is annexed to and is a part of the City of San Marcos, Texas and subject to the acts, ordinances, resolutions and regulations of the City.

**SECTION 3.** Services to the Property will be provided under the terms of the written agreement for the provision of services entered into between the Owner and the City as noted in Recital 3.

**SECTION 4.** The corporate limits of the City are extended to include the Property.

**SECTION 5.** The inhabitants of the Property are entitled to all the rights and privileges of other citizens of the City, and are bound by the acts, ordinances, resolutions and regulations of the City.

**SECTION 6.** If any word, phrase, clause, sentence, or paragraph of this ordinance is held to be unconstitutional or invalid by a court of competent jurisdiction, the other provisions of this ordinance will continue in force if they can be given effect without the invalid portion.

**SECTION 7.** All ordinances and resolutions or parts of ordinances or resolutions in conflict with this ordinance are repealed.

**SECTION 8.** This ordinance shall be effective upon its adoption on second reading.

**PASSED AND APPROVED** on first reading March 1, 2022.

**PASSED, APPROVED AND ADOPTED** on second reading on March 23, 2022.

Jane Hughson  
Mayor

Attest:

Approved:

Tammy K. Cook  
City Clerk

Michael Cosentino  
City Attorney

## EXHIBIT A

FIELD NOTE DESCRIPTION FOR A 1.11 ACRE TRACT OF LAND, SITUATED IN HAYS COUNTY, TEXAS:

BEING A 1.11 ACRE TRACT OF LAND OUT OF THE T.H.W. FORSYTH SURVEY, ABSTRACT NO. 173, CONVEYED BY WARRANTY DEED WITH VENDOR'S LIEN TO HOLMAN-FARRAR, LLC., RECORDED IN DOCUMENT NO. 18022900 OF THE OFFICIAL PUBLIC RECORDS OF HAYS COUNTY, TEXAS, AND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING at a 1/2 inch iron rod found, lying in the north right-of-way line of Old Ranch Road 12, a public road, marking the southwest corner of a 50 foot right-of-way easement recorded in Volume 1277, Page 71 of the Official Public Records of Hays County, Texas, for the south corner of this tract;

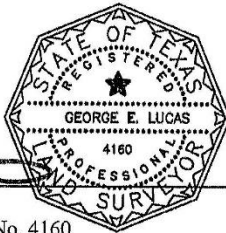
THENCE, North 61°43'36" West, a distance of 111.62 feet, to a magnail found in concrete, lying in the north right-of-way line of said Old Ranch Road 12, at the point-of-curvature of a curve to the right, for an angle corner of this tract;

THENCE, along said curve to the right, an arc length of 43.97 feet, said curve having radius of 29.19 feet, a chord which bears North 18°04'44" West, for a distance of 39.93 feet to a 1/2" iron rod lying in the southeast line of a 50 foot access easement recorded in Volume 309, Page 533 and Volume 308, Page 670 of the Official Public Records of Hays County, Texas, at the point-of-tangency of said curve, for the west corner of this tract;

THENCE, North 25°13'17" East, a distance of 318.53 feet, along the east line of said 50 foot access easement, common with the northwest line of this tract, to a 1/2" iron rod found, marking the west corner of a 0.94 acre tract of land conveyed by Deed to Herman and Adelina Flores, recorded in Document No. 00116610 of the Official Public Records of Hays County, Texas, for the north corner of this tract;

THENCE, South 64°47'07" East, a distance of 138.39 feet, along the southwest line of said 0.94 acre tract, common with the northeast line of this tract, to a 1/2" iron rod found, lying in the northwest line of said 50 foot right-of-way easement, marking the south corner of said 0.94 acre tract, for the east corner of this tract;

THENCE, South 25°08'50" West, a distance of 353.56 feet, along the northwest line of said 50 foot right-of-way easement, common with the southeast line of this tract, to the POINT OF BEGINNING, containing 1.11 acres of land, more or less.



George E. Lucas  
Registered Professional Land Surveyor No. 4160  
Celco Surveying, Firm Registration No. 10193975  
2205 Stonecrest Path  
New Braunfels, Texas 78130  
Date: June 21, 2021