

ORDINANCE NO. 2022-08

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN MARCOS, TEXAS ANNEXING INTO THE CITY APPROXIMATELY 2.527 ACRES OF LAND GENERALLY LOCATED ON CENTERPOINT ROAD APPROXIMATELY 340 FEET NORTHWEST OF THE INTERSECTION BETWEEN CENTERPOINT ROAD AND GREGSON'S BEND, IN CASE NUMBER AN-22-05; INCLUDING PROCEDURAL PROVISIONS; AND PROVIDING AN EFFECTIVE DATE.

RECITALS:

1. In Case No. AN-22-05, the owner of approximately 2.527 acres of land generally located on Centerpoint Road approximately 340 feet northwest of the intersection between Centerpoint Road and Gregson's Bend, 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 All ordinances and resolutions or parts of ordinances or resolutions in conflict with this ordinance are repealed.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 February 15, 2022.

PASSED, APPROVED AND ADOPTED on second reading on March 1, 2022.

Jane Hughson
Mayor

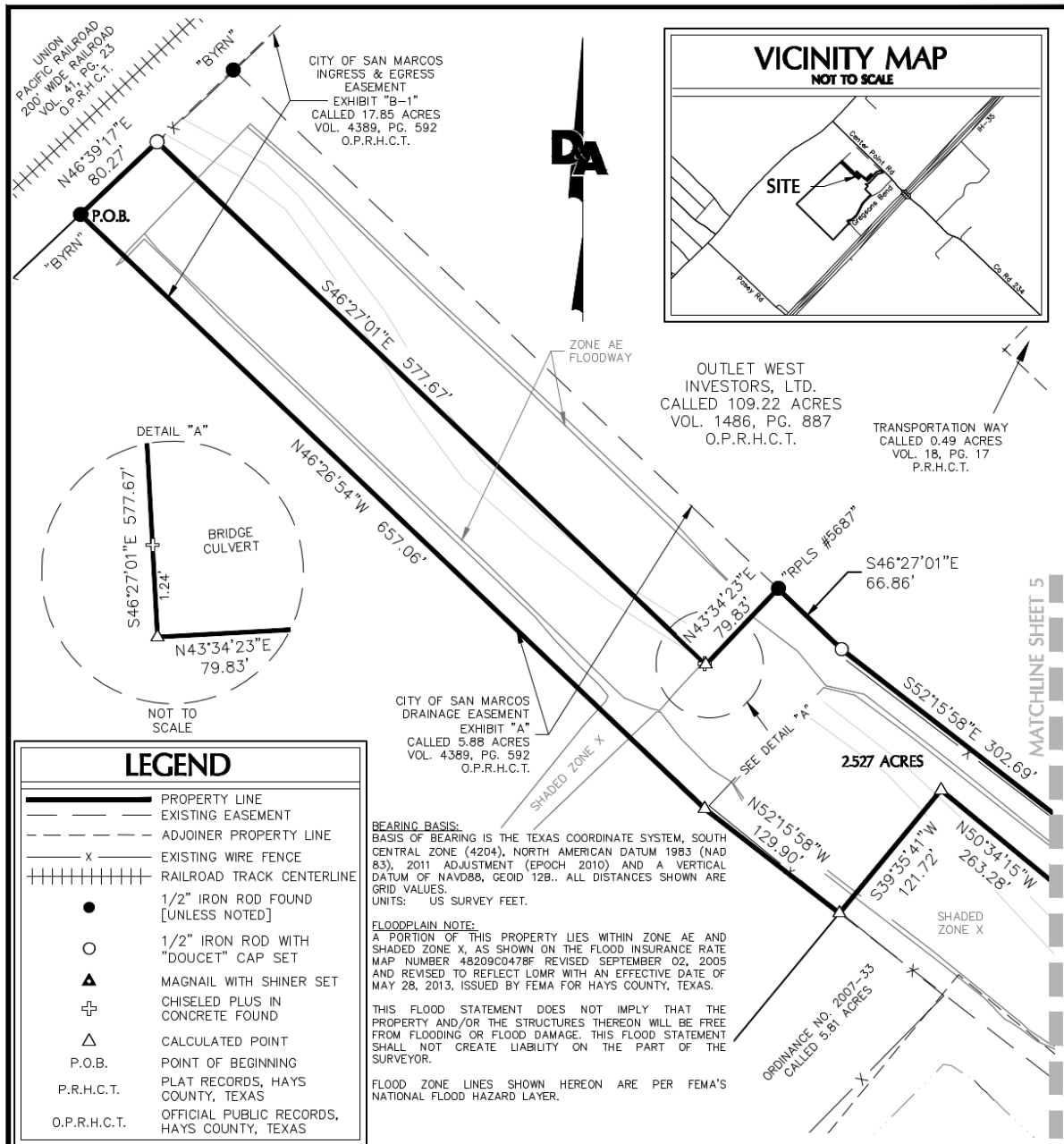
Attest:

Approved:

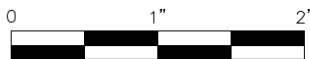
Tammy K. Cook
City Clerk

Michael Cosentino
City Attorney

EXHIBIT A



2.527 ACRES
CITY OF SAN MARCOS,
HAYS COUNTY, TEXAS



GRAPHIC SCALE: 1" = 100'



DOUCET

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TBPE Firm Number: 3937
TBPELS Firm Number: 10105800

Date: 12/02/2021
Scale: 1" = 100'
Drawn by: JRT
Reviewer: JB
Project: 2055-001
Sheet: 4 OF 5
Field Book: XXXX
Party Chief: ADM
Survey Date: 07/08/2020

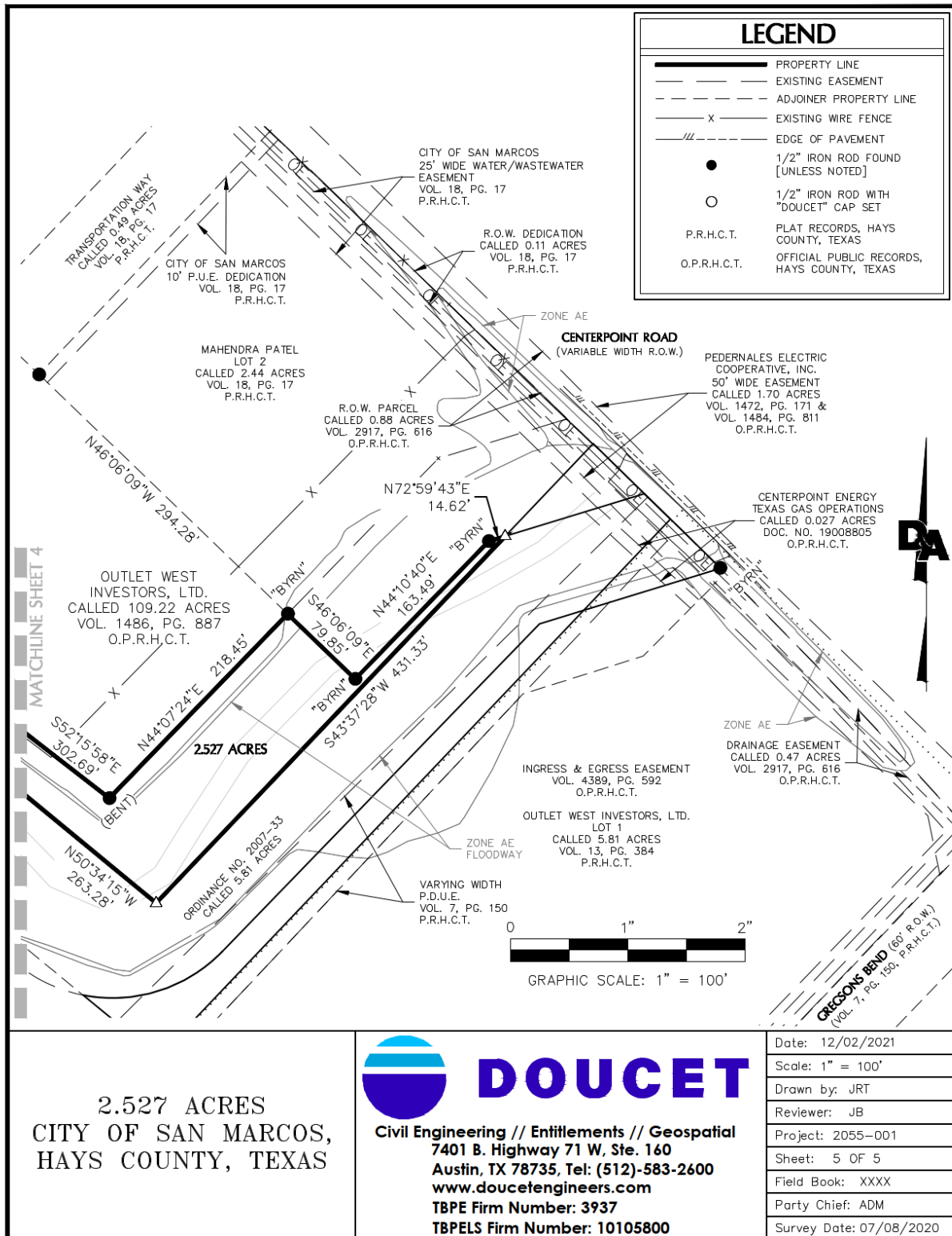




Exhibit " — "

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**2.527-Acre Tract
Hays County, Texas**

**D&A Job No. 2055-001
December 2, 2021**

**DESCRIPTION
2.527 Acre Tract**

BEING A 2.527 ACRE TRACT OUT OF THE EDWARD BURLESON SURVEY NUMBER 18, ABSTRACT NUMBER 63, HAYS COUNTY, TEXAS, BEING A PORTION OF THE REMAINDER OF A CALLED 109.22 ACRE TRACT, DESCRIBED TO OUTLET WEST INVESTORS, LTD, AS RECORDED IN VOLUME 1486, PAGE 887 OF THE OFFICIAL PUBLIC RECORDS OF HAYS COUNTY, TEXAS [O.P.R.H.C.T.]; SAID 2.527 ACRE TRACT BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING at a 1/2-inch iron rod with cap stamped "BYRN" found for the north corner of said remainder tract, same being the west corner of a called 17.85-acre tract, and a called 5.88-acre drainage easement tract, as recorded in Volume 4389, Page 592 [O.P.R.H.C.T.], also being in the southeast line of the Union Pacific Railroad Company tract, a called 200 foot wide strip of land as recorded in Volume 41, Page 23 of The Deed Records of Hays County, Texas [D.R.H.C.T.], and for the northwest corner of the tract described herein;

THENCE N46°39'17"E with the existing southeast line of said Union Pacific Railroad Company tract, the northwest line of said 17.85-acre tract and 5.88-acre drainage easement tract, a distance of 80.27 feet to a 1/2-inch iron rod with cap stamped "Doucet" set in the southeast line of said Union Pacific Railroad Company tract, the northwest line of said 17.85-acre tract and 5.88-acre drainage easement tract, and for a north corner of the tract described herein;

THENCE over and across said remainder tract, the following five (5) courses and distances:

- 1) S46°27'01"E, along the centerline of said 5.88-acre drainage easement tract, passing at a distance of 576.43 feet, a chiseled "+" in concrete on top of a bridge culvert, set for reference, and continuing for a total distance of 577.67 feet to a calculated point,
- 2) N43°34'23"E, for a distance of 79.83 feet to a 1/2-inch iron rod with cap stamped "5687" found on the northeast line of said 5.88-acre drainage easement tract and for an exterior corner of the tract described herein,
- 3) S46°27'01"E, with a northeast line of said 5.88-acre drainage easement tract, a distance of 66.86 feet to a 1/2-inch iron rod with cap stamped "DOUCET" set for an exterior corner of the tract described herein,
- 4) S52°15'58"E, continuing with the northeast line of said 5.88-acre drainage easement tract, a distance of 302.69 feet to a found 1/2-inch iron rod (bent) found for an exterior corner of the tract described herein,

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COMMITMENT YOU EXPECT.
EXPERIENCE YOU NEED.
PEOPLE YOU TRUST.



- 5) N44°07'24"E, a distance of 218.45 feet to a 1/2-inch iron rod with cap stamped "BYRN" found in the southwest line of Lot 2 of Lowman Ranch Subdivision, Section 2, as recorded in Volume 18, Page 17 [P.R.H.C.T.] from which a 1/2-inch iron rod found for the west corner of said Lot 2, bears N46°06'09"W a distance of 294.28 feet;

THENCE with the lines common to said Lot 2 and said remainder tract, the following three (3) courses and distances:

- 1) S46°06'09"E, a distance of 79.85 feet to a 1/2-inch iron rod with cap stamped "BYRN" found for the south corner of said Lot 2,
- 2) N44°10'40"E, a distance of 163.49 feet to a 1/2-inch iron rod with cap stamped "BYRN" found for an angle point, and
- 3) N72°59'43"E, a distance of 14.62 feet to a calculated point in the northwest line of a called 5.81-acre City Ordinance, 2007-33

THENCE with the northwest lines of said 5.81-acre City Ordinance and over and across said remainder tract the following three (3) courses and distances:

- 1) S43°37'28"W, a distance of 431.33 feet to a calculated point for a south corner of the tract described herein,
- 2) N50°34'15"W, a distance of 263.28 feet to a calculated point for the north corner of said 5.81-acre City Ordinance and for an angle point of the tract described herein, and
- 3) S39°35'41"W, a distance of 121.72 feet to a calculated point for a south corner of the tract described herein,

THENCE with the west line of said 17.85-acre tract and over and across said remainder tract the following two (2) courses and distances:

- 1) N52°15'58"W, a distance of 129.90 feet to a calculated point for an angle point of the tract described herein, and
- 2) N46°26'54"W, a distance of 657.06 feet to the **POINT OF BEGINNING** of the tract described herein and containing 2.527-acres more or less.

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Basis of bearings is the Texas Coordinate System, South Central Zone [4204], NAD83 (2011), Epoch 2010. All distances are grid values.
Units: U.S. Survey Feet.

I, John Barnard, Registered Professional Land Surveyor, hereby certify that this description and accompanying plat of even date represent an actual survey performed on the ground.

A handwritten signature in blue ink, appearing to read "John Barnard".

12/03/2021

Date

John Barnard
Registered Professional Land Surveyor
Texas Registration No. 5749
Doucet & Associates
JBarnard@DoucetEngineers.com
TBPELS Firm Registration No. 10105800

