



Legislation Details (With Text)

**File #:** Ord. 2024-34    **Version:** 1    **Name:**

**Type:** Ordinance    **Status:** Passed

**File created:** 7/9/2024    **In control:** City Council

**On agenda:** 8/5/2024    **Final action:** 8/5/2024

**Title:** Consider approval of Ordinance 2024-34, granting consent to the creation of Sedona Municipal Utility District No. 2 and the inclusion therein of approximately 337.396 acres of land located within the City’s Extraterritorial Jurisdiction in the vicinity of State Highway 123 and FM 1978; providing for the adoption of this Ordinance on only one reading as an emergency; and providing for an effective date.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Ordinance, 2. Attachment to Ordinance - Petition for Consent of Sedona MUD No. 2.pdf, 3. Sedona\_MUD.pdf

Date	Ver.	Action By	Action	Result
8/5/2024	1	City Council		

**AGENDA CAPTION:**

Consider approval of Ordinance 2024-34, granting consent to the creation of Sedona Municipal Utility District No. 2 and the inclusion therein of approximately 337.396 acres of land located within the City’s Extraterritorial Jurisdiction in the vicinity of State Highway 123 and FM 1978; providing for the adoption of this Ordinance on only one reading as an emergency; and providing for an effective date.

**Meeting date:** August 5, 2024

**Department:** San Marcos TX Utilities, Tyler J. Hjorth - Director

**Amount & Source of Funding**

**Funds Required:** \$0

**Account Number:** n/a

**Funds Available:** n/a

**Account Name:** na/

**Fiscal Note:**

**Prior Council Action:** 2024-078R, approving a Regional Wastewater Services and Facilities Cost Sharing Agreement

**City Council Strategic Initiative:** [Please select from the dropdown menu below]

Choose an item.

Public Safety, Core Services & Fiscal Excellence

Environmental Protection

**Comprehensive Plan Element (s):** [Please select the Plan element(s) and Goal # from dropdown menu below]

- Economic Development - Choose an item.
- Environment & Resource Protection - Choose an item.
- Land Use - Choose an item.
- Neighborhoods & Housing - Choose an item.
- Parks, Public Spaces & Facilities - Choose an item.
- Transportation - Choose an item.
- Core Services
- Not Applicable

**Master Plan:** [Please select the corresponding Master Plan from the dropdown menu below (if applicable)]

Choose an item.

**Background Information:**

JLBC 710 Investments, LLC, a Texas limited liability company (“JLBC”) entered into a Regional Wastewater Services and Facilities Cost Sharing Agreement with the City on May 14, 2024. Within the Agreement, Article VII, “Miscellaneous”, Section 5, “City Consent to Districts”, calls for City consent to the creation of this Municipal Utility District (“MUD”) within 60 days of the receipt of a petition provided the petitioner meets the requirements of Section 54.016(a) of the Texas Water Code. City Utilities staff and the City Attorney’s office have determined that the requirements have been met in the Petition for Consent to the Creation of the Sedona MUD No. 2, submitted on June 14, 2024.

**Council Committee, Board/Commission Action:**

n/a

**Alternatives:**

n/a

**Recommendation:**

Staff recommends approval of the consent to the Sedona MUD No. 2 creation.

