2016030704 MISC
Total Pages: 10

ORDINANCE NO. 644

AN ORDINANCE GRANTING THE PETITION FOR ANNEXATION FILED BY MARIA ARMENDARIS; PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF WEST COLUMBIA, TEXAS TO INCLUDE APPROXIMATELY 0.4611 ACRES (20,085 SQUARE FEET), WITH A LEGAL DESCRIPTION OF PRIM (WEST COLUMBIA), LOT 2, BRAZORIA COUNTY, TEXAS; PROVIDING THAT SAID TERRITORY BEARS PRO RATA PART OF TAXES; ENTITLING INHABITANTS TO ALL RIGHTS AND PRIVILEGES OF CITIZENS AND BINDING INHABITANTS TO ACTS AND LAWS OF CITY; AND PROVIDING A SAVINGS CLAUSE.

WHEREAS, on March 18, 2016, Maria Armendaris filed a petition for annexation of property requesting the annexation of certain property located within the extraterritorial jurisdiction of the City of West Columbia (hereinafter called the "City"); said property being less than one-half mile in width, is contiguous to the City of West Columbia, and is vacant and without residents or on which less than three (3) qualified voters reside; **See Exhibit "1";** and

WHEREAS, the Texas Local Government Code Section 43.028 allows the annexation of a sparsely occupied area on petition of the area landowners; and

WHEREAS, a public hearing at a City Council meeting, where all interested persons were provided an opportunity to be heard on the proposed petition for annexation of the territory as described in **Exhibit "1",** was held on April 11, 2016, in

WHEREAS, the above described territory lies within the extraterritorial jurisdiction of the City of West Columbia, Texas;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WEST COLUMBIA, TEXAS:

Section 1. That all of the recitals and preambles hereinabove stated are found to be true and correct and are incorporated herein and made a part of this ordinance.

Section 2. That the following described land and territory lying adjacent to and adjoining the City of West Columbia, Texas, is hereby added and annexed to the City of West Columbia, Texas, and said territory hereinafter described shall hereafter be included within the boundary limits of the City of West Columbia, Texas, and the present boundary limits of such city, at the various points contiguous to the area hereinafter described, are altered and amended so as to include said area within the corporate limits of the City of West Columbia, Texas, to-wit:

SEE ATTACHED EXHIBIT "1"

Section 3. That the above described territory and the area so annexed shall be a part of the City of West Columbia, Texas, and the property so added hereby shall bear its pro rata part of the taxes levied by the City of West Columbia, Texas, and the inhabitants thereof shall be entitled to all of the rights and privileges of all the citizens and shall be bound by the acts, ordinances, resolutions, and regulations of the City of West Columbia, Texas.

Section 4. Should any section or part of this ordinance be held unconstitutional, illegal, or invalid, or the application thereof ineffective or inapplicable as to any territory, such unconstitutionality, illegality, invalidity, or ineffectiveness of such sections or part shall in no wise affect, impair, or invalidate the remaining portion or portions thereof, but as to such remaining portion or portions, the same shall be and remain in full force and effect.

Section 5. Should this ordinance for any reason be ineffective as to any part of the area hereby annexed to the City of West Columbia, such ineffectiveness of this ordinance as to any such part or parts of any such area shall not affect the effectiveness of this ordinance as to all of the remainder of the area. If there is included within the general description of territory set out in Section 2 of this Ordinance to be annexed to the City of West Columbia any lands or area which are presently part of and included within the limits of the City of West Columbia, or which are presently part of and included within the limits of any other city or within the extraterritorial jurisdiction of any other city, or which are not within the City of West Columbia's jurisdiction to annex, the

same is hereby excluded and excepted from the territory to be annexed as fully as if such excluded and excepted area were expressly described herein.

Section 6. If there is included within the general description of territory set out in Section 2 of this Ordinance to be annexed to the City of West Columbia any lands or area which are presently part of and included within the limits of the City of West Columbia, or which are presently part of and included within the limits of any other city or within the extraterritorial jurisdiction of any other city, or which are not within the City of West Columbia's jurisdiction to annex, the same is hereby excluded and excepted from the territory to be annexed as fully as if such excluded and excepted area were expressly described herein.

PASSED AND APPROVED in West Columbia, Texas this 11th day of April, 2016.

CITY OF WEST COLUMBIA, TEXAS

Laurie B. Kincannon

Laurie B. Kincannon, Mayor

ATTEST:

Kelli R. Kuban

Kelli R. Kuban, City Secretary

STATE OF TEXAS
COUNTY OF BRAZORIA

This instrument was acknowledged before me on the 11th day of April, 2016 by Laurie B. Kincannon, the Mayor of the City of West Columbia, Texas.

Kelli R. Kuban
Notary Public, State of Texas

Kelli R. Kuban
Notary's Printed Name

Commission Expires: 12-15-17

EXHIBIT 1
PETITION AND DESCRIPTION OF TRACT

PETITION FOR
VOLUNTARY ANNEXATION

TO: THE MAYOR AND GOVERNING BODY OF THE CITY OF WEST COLUMBIA, BRAZORIA COUNTY, TEXAS

The undersigned owner of the hereinafter described tract of land that is (1) less than 1,000 feet in width; and (2) contiguous to the municipal limits on at least two sides hereby petition your honorable body to extend the present municipal limits so as to include and annex as a part of the City of West Columbia, Brazoria County, Texas, the property described on the attached Exhibit "A," and depicted in the map attached hereto as Exhibit "B" which are incorporated herein for all purposes. I certify that this petition is signed and acknowledged by each and every corporation and person owning said land or having an interest in any part thereof.

This petition is effective and resubmitted with approval by:
Maria Armendariz
3-18-16

Maria Armendariz

Owner

STATE OF TEXAS §

COUNTY OF BRAZORIA §

Before me, the undersigned authority, on this day personally appeared Maria Armendariz and acknowledged to me that they executed the same for the purposes and considerations therein set forth.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this 2nd day of March, 2016.

Kelli R. Kuban
Notary Public in and for the State of Texas

My Commission Expires 12/15/17

KELLI R. KUBAN
MY COMMISSION EXPIRES
December 15, 2017

EXHIBIT A

Brazoria County Property ID Number:
240438

Brazoria County GEO ID Number:
7155-0002-000

Brazoria County Legal Description:
PRIM (WEST COLUMBIA), LOT 2

Brazoria County Situs Address:
N. HIGHWAY 36 - 509 N. COLUMBIA DR.

Property Details

Account

Property ID: 240438
Geo ID: 7155-0002-000
Type: Real
Legal Description: PRIM (WEST COLUMBIA), LOT 2

Location

Situs Address: N HIGHWAY 36 ,
Neighborhood: ABSTRACT 40 DIV 11
Mapsco:
Jurisdictions: DR9, NAV, RDB, EM1, EM2, CAD, SCB, GBC

Owner

Owner Name: ARMENDARIS ROJAS MA INES GUADALUPE
Mailing Address: , 509 N COLUMBIA DR, , WEST COLUMBIA, TX 77486-2557

Property

Appraised Value: N/A

https://propaccess.trueautomation.com/Map/View/Map/51/240438/2016

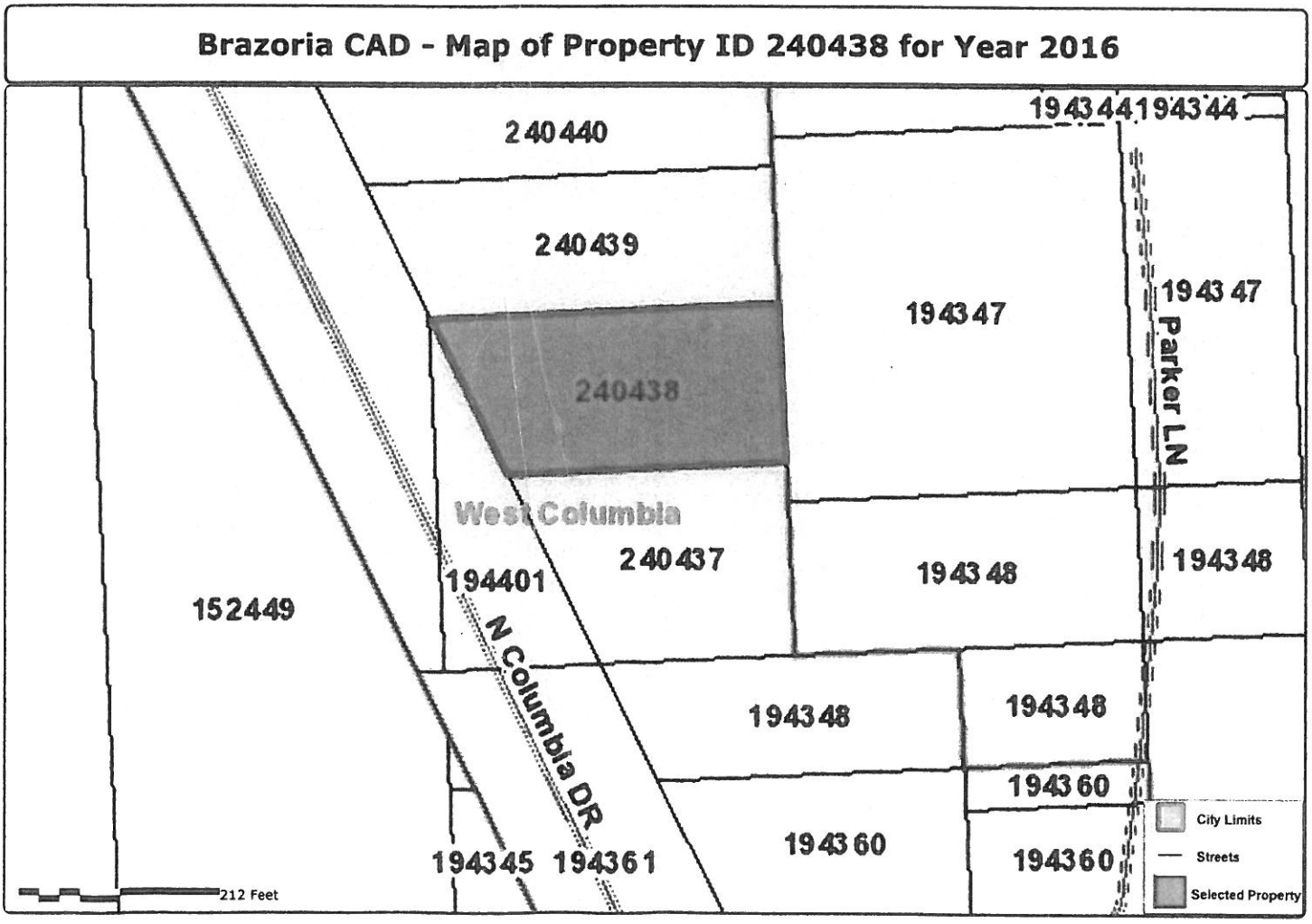
powered by: PropertyACCESS www.trueautomation.com

Map Disclaimer: If you experience issues with Silverlight, please use this link to troubleshoot. http://www.brazoriacad.org/uploads/1/2/9/0/12902727/silverlight pdf

This product is for informational purposes only and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. It does not represent an on-the-ground survey and represents only the approximate relative location of property boundaries. The Brazoria County Appraisal District expressly disclaims any and all liability in connection herewith.

EXHIBIT B

Brazoria County Central Appraisal District Online Map of the Property



CERTIFICATE OF SECRETARY

I, Kelli R. Kuban, City Secretary of the City of West Columbia, Brazoria County, Texas, have compared the attached Ordinance passed by the City Council of the City of West Columbia, Texas, at a regular meeting held on the 11th day of April, 2016, and recorded in the Code of Ordinances as Ordinance No. 644, and I hereby certify that the same is a true and correct and complete copy thereof, and that the same has not been altered, amended, rescinded or repealed, and is now in full force and effect.

I further certify that I have compared the attached Petition for Annexation, the original of which was filed with the City of West Columbia, Texas on the 18th day of March, 2016, and I hereby certify that the same is a true and correct copy thereof.

Kelli R. Kuban
Kelli R. Kuban, City Secretary
City of West Columbia, Texas

THE STATE OF TEXAS
COUNTY OF BRAZORIA

This instrument was acknowledged before me on the 23 day of June, 2016, by Kelli R. Kuban, City Secretary of the City of West Columbia, Texas.

Laurie Motley
Notary Public, State of Texas

LAURIE MOTLEY
My Notary ID # 126402935
Expires March 17, 2020

Laurie Motley
Printed Name of Notary Public

March 17, 2020
Commission Expiration Date

FILED and RECORDED

Instrument Number: 2016030704

Filing and Recording Date: 07/01/2016 08:22:33 AM Pages: 10 Recording Fee: $58.00

I hereby certify that this instrument was FILED on the date and time stamped hereon and RECORDED in the OFFICIAL PUBLIC RECORDS of Brazoria County, Texas.

Joyce Hudman, County Clerk
Brazoria County, Texas

ANY PROVISION CONTAINED IN ANY DOCUMENT WHICH RESTRICTS THE SALE, RENTAL, OR USE OF THE REAL PROPERTY DESCRIBED THEREIN BECAUSE OF RACE OR COLOR IS INVALID UNDER FEDERAL LAW AND IS UNENFORCEABLE.

DO NOT DESTROY - Warning, this document is part of the Official Public Record.

cclerk-wendy

Missing Scans

Start Date	07/01/16
End Date	07/01/16

Document Number	Recording Date	Scans	Pages	Errors
2016030703	07/01/2016		10	ERROR
2016030704	07/01/2016		10	ERROR
2016030817	07/01/2016		3	ERROR
2016030837	07/01/2016		2	ERROR
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2016030866	07/01/2016		3	ERROR
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