## CITY OF LAVON

## **ORDINANCE NO. 2025-01-04**

Annexing into Lavon ETJ – 209 acres west of SH 205

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAVON, TEXAS, ANNEXING THE HEREINAFTER DESCRIBED TERRITORY INTO THE EXTRATERRITORIAL JURISDICTION OF THE CITY OF LAVON, COLLIN COUNTY, TEXAS, AND EXTENDING THE BOUNDARY LIMITS OF SAID EXTRATERRITORIAL JURISDICTION SO AS TO INCLUDE THE DESCRIBED PROPERTY WITHIN THE EXTRATERRITORIAL JURISDICTION; PROVIDING INSTRUCTIONS FOR FILING THIS ORDINANCE AND FOR CORRECTING THE OFFICIAL MAP AND BOUNDARIES OF SAID CITY; PROVIDING SEVERABILITY AND CUMULATIVE CLAUSES; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Lavon, Texas ("Lavon") is authorized, pursuant to Section 42.022 of the Texas Local Government Code to expand its extraterritorial jurisdiction ("ETJ") through annexation if a written agreement between the municipalities is in effect on the date of annexation to allocate the area to the ETJ of the annexing municipality; and

WHEREAS, this City Council of Lavon (the "City Council") approved the Boundary Agreement by Resolution No. <u>2025-01-05</u> on January 21, 2025; and

**WHEREAS**, Wylie passed Ordinance No. 2025-06 on January 14, 2025 to approve the Boundary Agreement and amend the official boundaries and map of Wylie to reflect the release of the Property from the Wylie ETJ; and

WHEREAS, all of the Property described herein is contiguous to, and within one-half mile of the corporate limits of Lavon; and

**WHEREAS**, the City Council finds and determines that annexation of the Property into Lavon's ETJ is in the best interests of the citizens of Lavon and the owners and residents of the area.

## NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAVON, TEXAS:

<u>SECTION 1. Findings.</u> It is hereby officially determined that the findings and recitations contained above in the preamble of this ordinance are true and correct and are incorporated herein by reference.

<u>SECTION 2.</u> Annexation into ETJ. The Property as depicted in Exhibit A attached hereto is hereby annexed into the ETJ of Lavon, and the boundary limits of the ETJ of Lavon are hereby extended to include the Property within the ETJ of Lavon.

SECTION 3. Official Map. The official map and boundaries of Lavon, previously adopted, are amended to include the Property as part of the ETJ of Lavon. The City Secretary is directed and authorized to perform or cause to be performed all acts necessary to correct the official map of Lavon to add the annexed Property as required by applicable law.

<u>SECTION 4. Severability Clause.</u> It is hereby declared by the City Council that if any of the sections, paragraphs, sentences, clauses, phrases, words, or provisions of this Ordinance should be declared

unconstitutional or otherwise invalid for any reason, such event shall not affect any remaining sections, paragraphs, sentences, clauses, phrases, words, or provisions of this Ordinance.

<u>SECTION 5.</u> Cumulative Clause. This Ordinance shall be cumulative of all provisions of ordinances of Lavon except where the provisions of this Ordinance are in direct conflict with the provisions of such ordinances, in which event the conflicting provisions of such ordinances are hereby repealed.

<u>SECTION 6. Public Meeting</u>. It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public as required by law.

<u>SECTION 7. Filing Instructions</u>. The City Secretary is hereby directed to file a certified copy of this Ordinance with the County Clerk of Collin County, Texas, and with other appropriate officials and agencies as required by state and federal law.

<u>SECTION 8. Effective Date.</u> This Ordinance shall be in full force and effect immediately upon its passage and approval by the City Council.

**DULY PASSED AND APPROVED** by the City Council of the City of Lavon, Texas, this 21<sup>st</sup> day of January 2025.

Vicki Sanson, Mayor

ATTEST:

Rae Norton, City Secretary

## EXHIBIT A Property Exhibit

