

CITY SECRETARY
ORIGINAL

RESOLUTION NO. 2385

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
LONGVIEW, TEXAS, APPROVING AND ADOPTING A
MUNICIPAL ANNEXATION PLAN AND PROVIDING FOR AN
EFFECTIVE DATE.**

CITY SECRETARY
FILE COPY

WHEREAS, Senate Bill 89 was passed by the 76th Texas Legislature and was signed into law by Governor George W. Bush and became effective on September 1, 1999; and,

WHEREAS, Senate Bill 89 creates a new Subchapter C, under Chapter 43 of the Texas Local Government Code, requiring each Texas municipality to adopt an Annexation Plan on or before December 31, 1999, that shall become effective on December 31, 1999; and,

WHEREAS, said Annexation Plan must identify areas to be annexed by the municipality; and,

WHEREAS, said Annexation Plan may be amended by the City of Longview at any time to add or remove said areas; and

WHEREAS areas identified in the Annexation Plan must be annexed on or after the third anniversary of the date the area was included in the Annexation Plan but before the 31st day after said anniversary; and,

WHEREAS, § 4 of Senate Bill 89 authorizes a municipality to annex an area that is not listed in the Annexation Plan provided that the area meets at least one of the following criteria:

1. the area contains fewer than one hundred (100) separate tracts of land on which one or more residential dwellings are located on each tract;
2. the area will be annexed by petition of more than fifty percent (50%) of the real property owners within the proposed area or by vote or petition of the voters or real property owners as provided in Subchapter B of Chapter 43 of the Texas Local Government Code;
3. the area is or was the subject of an industrial district contract (Texas Local Government Code § 42.044) or a strategic partnership agreement (Texas Local Government Code § 43.0751);
4. the area is defined as a colonia (Texas Government Code § 2306.581);
5. the area is annexed under § 43.026, § 43.027, §43.029 or § 43.031 of the Texas Local Government Code;
6. the area is located inside a closed military installation; or
7. the city determines that the annexation is required to protect the city or the area from imminent destruction of property or injury to persons or from a condition or use which constitutes a public or private nuisance;

NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LONGVIEW,

TEXAS:

Section 1. That the findings set forth in the Preamble to this Resolution are hereby in all things approved.

Section 2. That the City of Longview hereby adopts an Annexation Plan, which is attached hereto and made part of this Resolution for all purposes.

Section 3. That said Annexation Plan is purposely left blank because the City of Longview currently has no plans to annex any area that is required by law to be included within said Annexation Plan.

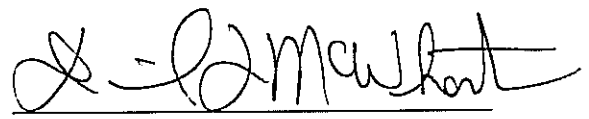
Section 4. That, in accordance with § 4 of Senate Bill 89, the City of Longview may annex certain areas that are exempt from the requirement to be included in the Annexation Plan.

Section 5. That the City of Longview may subsequently amend said Annexation Plan to include areas that are not exempt from the requirement to be included in the Annexation Plan.

Section 6. That the City of Longview will annex any area so included in the Annexation Plan before the 31st day after the third anniversary of the date on which said area was identified in the Annexation Plan.

Section 7. That this Resolution and attached Annexation Plan shall become effective on December 31, 1999.

PASSED AND APPROVED this 11th day of November,
1999.

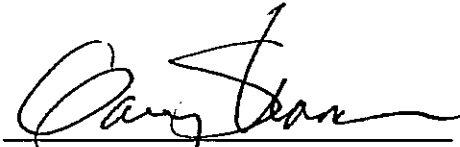

Mayor

ATTEST:


City Secretary



APPROVED AS TO FORM:



Acting City Attorney

SS/RR:cp/9-10B-16

The City of Longview Municipal Annexation Plan

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