

ORDINANCE NO. 22-09

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
LYTLE, TEXAS, GRANTING A PETITION FOR ANNEXATION
AND PROVIDING FOR THE EXTENSION OF MUNICIPAL
BOUNDARY LIMITS TO INCORPORATE SUCH PROPERTY
INTO THE CITY OF LYTLE, TEXAS WITH THE ANNEXATION
OF A 4.0-ACRE TRACT OF LAND OUT OF THE EARL S.
SNAVELY SURVEY, ABSTRACT 309, LOCATED IN ATASCOSA
COUNTY, TEXAS, WHICH SAID TERRITORY LIES ADJACENT
TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE
CITY OF LYTLE, TEXAS; PROVIDING A SEVERABILITY
CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, the City of Lytle has received a Petition for Annexation dated August 24, 2022, from Lytle 35 Property, LLC, the property owner of the proposed property to be annexed, described as:

a 4.00 acre (174,020 Sq. Ft.) tract more or less, being comprised of Lots 3 and 4, Earl S. Snavely Subdivision, recorded in Document Number 200700007, Official Public Records of Atascosa County, Texas (O.P.R.A.C.T.), situated in the J.B. Goettelman Survey No. 512, Abstract 309, Atascosa County, Texas, and being more particularly described by metes and bounds in ***Exhibit 'A'*** (the "Annexation Area") of this ordinance; and

WHEREAS, pursuant to Section 43.0673 of the Texas Local Government Code, the City Council of the City of Lytle held a public hearing where all interested persons were provided with an opportunity to be heard on October 11, 2022 at 6:30 PM in the City Council Chambers at City Hall, which is located at 14916 Main Street, Lytle, Texas 78052 in accordance with Sections 43.0684 and Section 43.0686(c)(1) of the Texas Local Government Code; and

WHEREAS, the City heard arguments with respect to the petitioned annexation and has decided to annex the area and intends to provide services to the subject properties to be annexed according to the Service Plan.

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

SECTION 1. That the above recitals are hereby found to be true and correct and incorporated herein for all purposes.

SECTION 2. The land and territory more specifically described in ***Exhibit 'A'*** and incorporated by reference as the *Annexation Area*, containing 4.0-acres which is adjacent to and adjoining the present corporate boundaries of the City of Lytle, Atascosa County, Texas, is hereby added and annexed to the City of Lytle, Atascosa County, Texas and said territory as described herein shall hereafter be included within the corporate boundary limits of the City of Lytle, Atascosa County,

Texas and the present boundary limits of the City at the various points contiguous to the areas as described above, are altered and amended so as to include said area within the corporate limits of the City.

SECTION 3. That the official map of the City is hereby amended to reflect the addition of the property described herein.

SECTION 4. The above described territory and the acres so annexed shall be a part of the City of Lytle, Texas, and the inhabitants thereof, if any, shall be entitled to all of the rights and privileges of all citizens and shall be bound by the acts, ordinances, resolutions and regulations of the City of Lytle, Texas.

SECTION 5. That the *Service Plan* for the annexation area, which was made available for public inspection at the *Public Hearings* referenced above, is hereby approved with a copy of said plan being attached hereto and incorporated by reference for all purposes and labeled ***Exhibit 'B'***.

SECTION 6. That if any provision of this Ordinance or the application of any provision to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared to be severable

SECTION 7. That this ordinance shall take effect immediately from and after its passage and approval, in accordance with applicable law and the charter of the City of Lytle, Texas.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF LYTLE, TEXAS, THIS THE 11th DAY OF October, 2022.



Ruben Gonzalez, *Mayor*

ATTEST:



Paola Rios, *City Secretary*



Exhibit 'A'
Legal Description/Location Map



11903 Jones Maltsberger Road
Suite 102
San Antonio, TX 78216
www.upengineering.com

EXHIBIT "A"

Metes and Bounds Description For Zone Changing

A metes and bounds description of a 4.00 acre (174,020 Sq. Ft.) tract more or less, being comprised of Lots 3 and 4, Earl S. Snively Subdivision, recorded in Document Number 200700007, Official Public Records of Atascosa County, Texas (O.P.R.A.C.T.), situated in the J.B. Goettelman Survey No. 512, Abstract 309, Atascosa County, Texas, and being more particularly described by metes and bounds as follows:

BEGINNING: at a found 1/2" iron rod, (N: 13,626.997.12, E: 2,033.655.11), on the east line of a 2.914 acre tract, Jahns, LLC, recorded in Document Number 156626, O.P.R.A.C.T., the northwest corner of a 2.92 acre tract, recorded in Document Number 200700007, O.P.R.A.C.T., the southwest corner of the herein described tract, with bearings based on the Texas Coordinate System NAD 83, Texas South Central Zone;

THENCE: Along and with the west lines of Lots 4 and 3 of the aforementioned Earl S. Snively Subdivision, the following two (2) courses and distances:

1. North 00°19'47" West, a distance of 206.38 feet to a found 1/2" iron rod, an angle of the herein described tract;
2. North 00°21'30" West, a distance of 207.52 feet to a found 1/2" iron rod, the northwest corner of the herein described tract;

THENCE: South 89°21'28" East, along and with the north line of Lot 3 of the aforementioned Earl S. Snively Subdivision, a distance of 418.93 feet to a found 1/2" iron rod, the northeast corner of the herein described tract;

THENCE: Along and with the east lines of Lots 3 and 4 of the aforementioned Earl S. Snively Subdivision, the following two (2) courses and distances:

1. South 00°53'15" East, a distance of 207.17 feet to a found 1/2" iron rod, an angle of the herein described tract;
2. South 00°50'46" East, a distance of 206.17 feet to a found 1/2" iron rod, the southeast corner of the herein described tract;

THENCE: North 89°26'45" West, along and with the south line of Lot 4 of the aforementioned Earl S. Snively Subdivision, a distance of 422.69 feet to the **POINT OF BEGINNING** and containing 4.00 acres (174,020 Sq. Ft.) more or less.

Notes:

This document was prepared under 22TAC663.21, does not reflect the results of an on the ground survey, and is not to be used to convey or establish interests in real property except those rights and interests implied or established by the creating or reconfiguration of the boundary of the political subdivision for which it was prepared.

UP Engineering + Surveying
11903 Jones Maltsberger Rd.
Suite 102
San Antonio, Texas 78216
TBPELS Firm No. 10194606



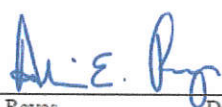

Adrian E. Reyes Date: 08-23-2022
Registered Professional Land Surveyor
No. 5806 – State of Texas

Exhibit 'A'
Legal Description/Location Map

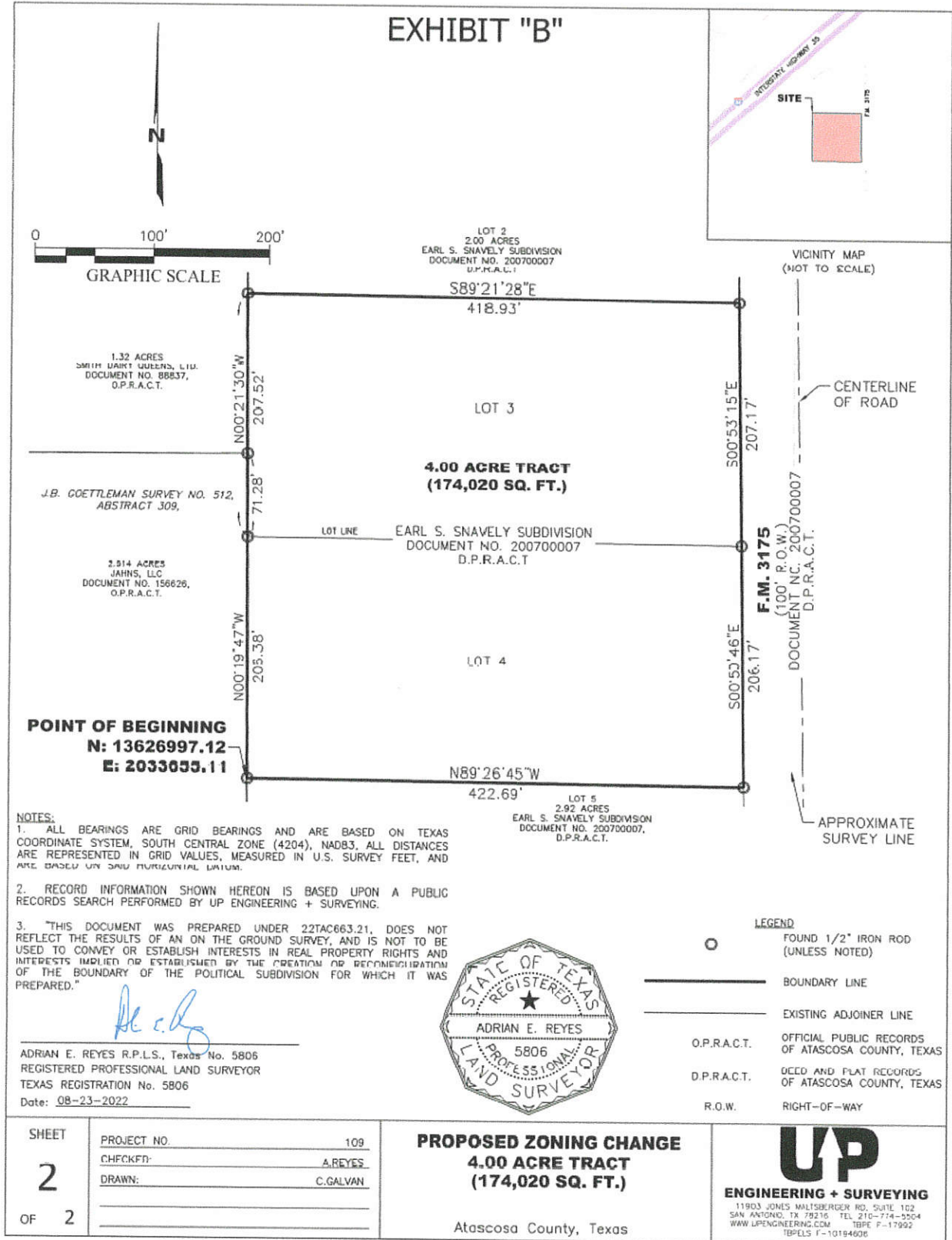


Exhibit 'B'
Service Plan

[Attach Service Plan Here]