

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GEORGETOWN, TEXAS, PETITIONING FOR THE ANNEXATION OF APPROXIMATELY 0.761 ACRES OF CITY-OWNED RIGHT-OF-WAY SITUATED IN THE FRANCIS A. HUDSON SURVEY, ABSTRACT NO. 295; DIRECTING INITIATION OF ANNEXATION PROCEEDINGS; AND DIRECTING PUBLICATION OF NOTICE FOR PROPOSED ANNEXATION.

WHEREAS, the W.D. Kelley Foundation, as the owner of the property located at 5501 S IH 35, Georgetown, TX 78626, being a 92.23-acre tract of land out of the F. A. Hudson Survey, Abstract No. 295 and the J. Powell Survey, Abstract No. 491 more particularly described by metes and bounds and sketch attached hereto as **Exhibit "A"** and incorporated herein (the "Property"), has filed a written request with the City of Georgetown (the "City") for annexation of the Property, identified as Annexation Case No. 2021-19- ANX ("Annexation Case");

WHEREAS, the City owns 0.761 acres of adjacent right-of-way, situated between the Property and the County-maintained right-of-way of Rabbit Hill Road, said City-owned right-of-way being more particularly described in a Special Warranty Deed from the W.D. Kelley Foundation to the City recorded in Document No. 2009053424 of the Official Public Records of Williamson County, Texas and by metes and bounds and sketch attached as **Exhibit "B"** hereto and incorporated herein (the "City RoW");

WHEREAS, the City, as the owner of the City RoW, desires for the City of Georgetown, pursuant to Section 43.0671 of the Local Government Code, to annex said City RoW into the city limits of the City of Georgetown, Texas as part of the Annexation Case;

WHEREAS, if the City of Georgetown annexes the City RoW as part of the Annexation Case, the City *must* annex the immediately adjacent right-of-way of Rabbit Hill Road as part of the Annexation Case, in accordance with Section 43.106 of the Texas Local Government Code, and *may* annex all of the adjacent right-of-way of Rabbit Hill Road currently maintained by Williamson County, from approximately 282 feet south of Lookout Ridge to the intersection of Westinghouse Road as described and depicted in **Exhibit "C"** attached hereto and incorporated herein (the "County RoW"), in accordance with Section 43.1056 of the Texas Local Government Code; and

WHEREAS, the City provided the required notice to Williamson County on August 17, 2022, in accordance with state law.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GEORGETOWN, TEXAS:

SECTION 1. The facts and recitations contained in the preamble of this resolution are

hereby found and declared to be true and correct and are incorporated by reference herein and expressly made a part hereof, as if copied verbatim.

SECTION 2. The City Council hereby finds and declares that written notice of the date, hour, place and subject at which this Resolution was adopted was posted and that such meeting was open to the public as required by law at all times during which this Resolution and the subject matter hereof were discussed, considered and formally acted upon, all as required by the Open Meetings Act, Chapter 551, Texas Government Code, as amended.

SECTION 3. The City Council of the City of Georgetown, being the sole owner of the City RoW, hereby requests and petitions that the City of Georgetown annex the City RoW in conjunction with the annexation of Annexation Case, as well as the entire County RoW.

SECTION 4. The Mayor is hereby authorized to execute, and the City Secretary to attest this Resolution.

SECTION 5. This Resolution shall become effective immediately upon adoption.

RESOLVED this _____ day of _____, 20__.

THE CITY OF GEORGETOWN:

ATTEST:

Josh Schroeder
Mayor

Robyn Densmore, TRMC
City Secretary

APPROVED AS TO FORM:

Skye Masson
City Attorney