

**ORDINANCE NO. 7-2009**

AN ORDINANCE OF THE VILLAGE OF BONNEY, TEXAS,  
EXPANDING THE EXTRATERRITORIAL JURISDICTION OF  
THE VILLAGE OF BONNEY, TEXAS;

WHEREAS, Section 42.022(b) of the Texas Local Government Code authorizes a municipality to expand its extraterritorial jurisdiction beyond the distance limitation imposed by Section 42.021 of the Texas Local Government Code to include an area contiguous to the municipality's existing extraterritorial jurisdiction if the owners of the area request the expansion; and

WHEREAS, SH 288 AND 476 PARTNERS, LTD., owner of the 148.36 acre tract of land described by metes and bounds on the attached Exhibit "A" (the "Tract"), has requested that the Tract be included and remain in the extraterritorial jurisdiction of the Village of Bonney (the "Village"); and

WHEREAS, the City Council of the Village desires to adopt Ordinance No. 7-2009 as set forth herein for the purpose of expanding the extraterritorial jurisdiction of the Village to include the Tract.

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

Section 1. That all of the matters and facts set out in the preamble hereof are true and correct; and

Section 2. That the request of SH 288 AND 476 PARTNERS, LTD to include the Tract within the City's extraterritorial jurisdiction is hereby approved and granted; and

Section 3. This Ordinance shall become effective upon its passage and it is hereby declared that the Tract shall be considered a part of the extraterritorial jurisdiction of the Village of Bonney.

Duly Resolved by the City Council of the Village of Bonney, Texas on the 23rd day of March, 2009.

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Raymond Cantu, Mayor

**Attest:**

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Sunday Strickler, City Secretary

EXHIBIT "A"

BEGINNING at a concrete monument found in the East right-of-way line of County Road 48 (60.0 feet wide), said point being the Southwest corner of the aforementioned 137.818 acre tract and the Northwest corner of the aforementioned 9.404 acre tract;

THENCE North 18 deg. 51 min. 59 sec. West, along the East right-of-way line of County Road 48, a distance of 2790.11 feet to a 1 inch iron pipe found for the Northwest corner of the herein described tract at the Northwest corner of said 137.818 acre tract and the Southwest corner of Paloma Acres, Section I, according to the Plat recorded in Volume 21, Pages 165-166, Plat Records;

THENCE North 86 deg. 59 min. 40 sec. East, along the North line of said 137.818 acre tract and the South line of Paloma Acres, Section I, at 20.0 feet pass a 1/2 inch iron rod found at the Southwest corner of Lot 1, Section 1, and continue along the South line of Section 1, and Paloma Acres, Section III, according to the Plat recorded in Clerk's File 2006-050280, for a total distance of 3368.31 feet to a 1 inch iron pipe found for the Northeast corner of the herein described tract at the Northeast corner of said 137.818 acre tract in the West right-of-way line of State Highway No. 288 which point is the Northwest corner of a tract described as Parcel 164 in a deed to the State of Texas for the right-of-way of State Highway No. 288 recorded in Volume 1082, Page 925, Deed Records;

THENCE with the line of Parcel 164, being the Westerly right-of-way line of State Highway No. 288, following a curve to the right having a Radius of 11249.16 feet, Central Angle of 06 deg. 39 min. 14 sec., Chord Bearing and Distance of South 24 deg. 58 min. 51 sec. West – 1305.64 feet, for an arc distance of 1306.37 feet to a 1/2 inch iron rod set at the P. T. of said curve;

THENCE South 27 deg. 36 min. 58 sec. West with the line of Parcel 164 and the line of a tract described as Parcel 165 in Volume 1133, Page 85, Deed Records, being the Westerly right-of-way line of State Highway No. 288, a distance of 2053.50 feet to a concrete monument found at the P.C. of a curve to the right;

THENCE with the line of Parcel 165, being the Westerly right-of-way line of State Highway No. 288, following said curve to the right having a Radius of 1095.92 feet, Central Angle of 28 deg. 40 min. 03 sec., Chord Bearing and Distance of South 56 deg. 26 min. 43 sec. West – 542.63 feet, for an arc distance of 548.33 feet to a concrete monument found at the P.T. of said curve;

THENCE South 70 deg. 54 min. 55 sec. West with a line of Parcel 165 being the Westerly right-of-way line of State Highway No. 288, a distance of 241.69 feet to a 1/2 inch iron rod set at a cut-back line in said right-of-way;

THENCE North 64 deg. 05 min. 05 sec. West with the line of Parcel 165 and said cut-back, a distance of 71.21 feet to a concrete monument found;

THENCE North 18 deg. 52 min. 09 sec. West with a line of Parcel 165, a distance of 300.46 feet to a concrete monument found for corner;

THENCE South 73 deg. 18 min. 08 sec. West with a line of Parcel 165, a distance of 18.40 feet to a concrete monument found in the East right-of-way line of County Road 48, said point being the Westerly Northwest corner of Parcel 165;

THENCE North 21 deg. 09 min. 48 sec. West, along the East right-of-way line of County Road 48 and the West line of the aforementioned 9.404 acre tract, a distance of 273.48 feet to the PLACE OF BEGINNING and containing 148.36 acres of land.