

THE CITY OF AMARILLO, TEXAS

Interdepartmental  
**OFFICE COMMUNICATION**

October 15, 2013

TO: Annexation Distribution List

FROM: Planning Department

SUBJECT: A-12-03 Annexation of 16.35 acres of unplatted land in Section 62, Block 9, BS&F Survey, Randall County, Texas.  
APPLICANTS: Anton, Joseph, and Kevin Kuster

At its meeting of December 4, 2012, the Amarillo City Commission approved the above-referenced annexation. The ordinance affecting the change is No. 7371. A copy of the ordinance and associated sketches are attached. Please post your records accordingly.



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Kelley Shaw, Planning Director

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ORDINANCE NO. 7371

AN ORDINANCE OF THE CITY OF AMARILLO, TEXAS: VOLUNTARY ANNEXATION OF TERRITORY ADJACENT TO THE PRESENT CORPORATE LIMITS OF THE CITY OF AMARILLO, FINDING THAT ALL NOTICES AND HEARINGS AS REQUIRED BY LAW HAVE BEEN ISSUED AND CONDUCTED, DESCRIBING THE TERRITORY ANNEXED, OBLIGATING THE PROPERTY SITUATED THEREIN TO BEAR ITS PRO RATA PART OF TAXES LEVIED, PROVIDING RIGHTS AND PRIVILEGES AS WELL AS DUTIES AND RESPONSIBILITIES OF INHABITANTS AND OWNERS IN SAID TERRITORY; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE AND EFFECTIVE DATE.

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WHEREAS, this annexation is of an area meeting the requirements of state law to be annexed; and,

WHEREAS, two public hearings were held as required by law where all interested persons were provided with an opportunity to be heard on the proposed annexation of the property and territory hereinafter described; and,

WHEREAS, all notices and hearings have been issued and held within the time and as required by law; and,

WHEREAS, the hereinafter described properties and territory lies within the extraterritorial jurisdiction of the City of Amarillo and lies adjacent to and adjoins the City of Amarillo;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF AMARILLO, TEXAS:

SECTION 1. That the following described tract of land and territory lying adjacent to and adjoining the City of Amarillo, Texas, is hereby added and annexed to the City of Amarillo, and said territory hereinafter described shall hereafter be included within the boundary limits of the City of Amarillo, and the present boundary limits of such City, at the various points contiguous to the areas hereinafter described, are altered and amended so as to include said area within the corporate limits of the City of Amarillo, which land and territory is more particularly described as follows, to-wit:

A 16.35 ACRE TRACT OF LAND OUT OF THAT CERTAIN TRACT OR PARCEL OF LAND AS CONVEYED TO ANTON KUSTER JR, JOSEPH KUSTER AND KEVIN KUSTER BY INSTRUMENT AS RECORDED IN VOLUME 1670, PAGE 309, DEED RECORDS OF RANDALL COUNTY, TEXAS AND BEING OUT OF THAT TRACT AS RECORDED IN VOLUME 4, PAGE 52, FIELD NOTES OF RANDALL COUNTY, TEXAS, BEING LOCATED IN SECTION 62, BLOCK 9,. BS&F SURVEY, RANDALL COUNTY, TEXAS AND BEING FURTHER DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING AT A 1/2" REBAR FOUND IN THE CURRENT WEST CITY LIMITS LINE FOR THE CITY OF AMARILLO, BEING THE SOUTHWEST CORNER OF LOT 2, BLOCK 1, SONCY PARK UNIT No. 8 AS FILED FOR RECORD IN CLERK'S FILE No. 03-10005, RANDALL COUNTY, TEXAS, WHENCE A RAIL ROAD SPIKE FOUND FOR THE NORTHEAST CORNER OF SECTION 62 BEARS S 89°47'00" E - 660.25 FEET AND N 00°16'08" W - 859.61 FEET;

**THENCE S 00°16'56" E ALONG THE CURRENT WEST CITY LIMITS LINE FOR A DISTANCE OF 1548.66 FEET TO A 1/2" REBAR FOUND FOR THE NORTHWEST CORNER OF THAT TRACT OR PARCEL OF LAND AS CONVEYED TO ALLIANCE PROPERTY MANAGEMENT AS RECORDED IN VOLUME 1821, PAGE 24, DEED RECORDS OF RANDALL COUNTY, TEXAS FOR THE SOUTHEAST CORNER OF THIS TRACT;**

**THENCE N 89°47'00" W FOR A DISTANCE OF 460.00 FEET TO A 1/2" REBAR WITH RED PLASTIC CAP MARKED "APEX 5275-5718" (SUCH TYPE CAP AND REBAR BEING HEREAFTER REFERRED TO AS AN APEX CAP) FOUND FOR THE SOUTH WEST CORNER OF THIS TRACT;**

**THENCE N 00°16'10" W FOR A DISTANCE OF 1548.71 FEET TO AN APEX CAP FOUND FOR THE NORTHWEST CORNER OF THIS TRACT;**

**THENCE S 89°47'00" E FOR A DISTANCE OF 459.66 FEET TO THE POINT OF BEGINNING.**

**SAID TRACT CONTAINS 16.35 ACRES OF LAND, MORE OR LESS.**

**SECTION 2. That the annexed territory described above now is a part of the City of Amarillo for all purposes and the properties situated therein shall bear its pro rata part of the taxes levied by the City of Amarillo, and shall be entitled to the same rights and privileges, duties and responsibilities, including those established by the Service Plan attached hereto and made a part hereof, as other property with in the corporate limits.**

**SECTION 3. That the inhabitants residing within the confines of the annexed territory shall be entitled to all the rights and privileges of all the citizens of Amarillo. Such persons shall be bounded by the Charter, Ordinances, Resolutions and other regulations of the City of Amarillo, unless exempted from the application of any such law.**

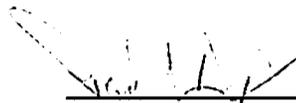
**SECTION 4. That the official map of the city is hereby amended by this annexation and such additional territory shall be shown on such map as being within the corporate limits of the municipality upon the next publication of said map and thereafter.**

**SECTION 5. That this ordinance shall not be finally acted upon until at least thirty (30) days have elapsed after it is published in a daily newspaper published in the City of Amarillo.**

**SECTION 6. That in the event this ordinance or any part hereof is found to be invalid by a court of competent jurisdiction, such invalidity shall not affect the remaining portions of the ordinance, and such remaining portions shall continue in full force and effect.**

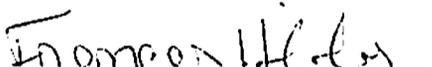
**SECTION 7. That this ordinance shall be effective on and after the date of second and final vote to adopt.**

INTRODUCED AND PASSED by the City Commission of the City of Amarillo, Texas, on First Reading on this the 30th day of October 2012; and PASSED on Second and Final Reading on this the 4<sup>th</sup> day of December 2012.



Paul Harpole, Mayor

ATTEST:

  
Frances Hibbs, City Secretary

