

City of Freeport

NOTICE OF SPECIAL PUBLIC MEETING
THE FREEPORT CITY COUNCIL
WEDNESDAY, DECEMBER 9TH, 2009, 6:00 P.M.
MUNICIPAL COURT ROOM
FREEPORT POLICE DEPARTMENT, 430 N. BRAZOSPORT BLVD.

AGENDA FORMAL SESSION

1. Call to Order.
2. Consideration of the approval of a service plan for the purposed annexation to the City of Freeport of 122 acres out of parts of the John Martin Survey, Abstract 331, the Richard H. Barrow Survey, Abstract 639 and the Stephen F. Austin Survey, Abstract 29, Brazoria County, Texas to the City of Freeport, Texas.
Pg. 1201-1202
3. **Public Hearing # 1:** The City Council of the City of Freeport, Texas will conduct a public hearing concerning whether or not the corporate limits of said City should be expanded by annexing some or all of the following described real property lying contiguous and adjacent thereto: 122 acres out of parts of the John Martin Survey, Abstract 331, the Richard H. Barrow Survey, Abstract 639 and the Stephen F. Austin Survey, Abstract 29, Brazoria County, Texas to the City of Freeport; described in the property description attached to the public notice.
Pg. 1203-1206

Adjourn

NOTE: ITEMS NOT NECESSARY DISCUSSED IN THE ORDER THEY APPEAR ON THE AGENDA. THE COUNCIL, AT ITS DISCRETION, MAY TAKE ACTION ON ANY OR ALL OF THE ITEMS AS LISTED.

This notice is posted pursuant to the Texas Open Meeting Act. (Chapter 551, Government Code). In compliance with the American with Disabilities Act, the City of Freeport will provide for reasonable accommodations for persons attending City Council Meetings. Request should be received 48 hours to the meetings. Please contact the City Secretary office at 979-233-3526.

I, Delia Muñoz, City Secretary, for the City of Freeport, Texas certify that this agenda was posted on the official bulletin board/glass door of City Hall, facing the rear parking lot of the building, with 24 hours a day public access, 200 W. 2nd Street, Freeport, Texas, December 3rd, 2009 at or before 5:00 p.m.

Delia Munoz, City Secretary
City of Freeport, Texas

A SERVICE PLAN FOR THE PROPOSED ANNEXATION OF 122
ACRES OUT OF PARTS OF THE JOHN MARTIN SURVEY, ABSTRACT 331,
THE RICHARD H. BARROW SURVEY, ABSTRACT 639 AND THE STEPHEN F.
AUSTIN SURVEY, ABSTRACT 29, BRAZORIA COUNTY, TEXAS
TO THE CITY OF FREEPORT, TEXAS

I. INTRODUCTION

This Service Plan is submitted pursuant to Resolution No. 2009-2215 of the City of Freeport, Texas ("the City"), read, passed and adopted by the City Council of the City on the 7th day of November, 2009, calling two (2) public hearings to consider the annexation to the City of the property described in the Property Description attached hereto ("the territory").

II. EXISTING SERVICES

A. IN THE TERRITORY PROPOSED TO BE ANNEXED

At the present time, the territory is vacant, i.e. without residences or commercial or industrial facilities. The only public service the territory receives is police protection from the Sheriff's Department of Brazoria County, Texas ("the County") and road maintenance of the single county road by the Road and Bridge Department of the County. There are no street lights or publicly owned facilities or buildings in the territory. There are no special districts providing services in the territory.

B. IN THE CITY OF FREEPORT

At the present time, the City provides police and fire protection and emergency medical services through its Police Department and its Fire/EMS Departments, water and waste water service through its Utility Department and solid waste collection service through an independent contractor. The City maintains all roadways in the City which are within its street system.

III. POST ANNEXATION SERVICES

A. MUNICIPAL SERVICES TO BE IMMEDIATELY PROVIDED

Within sixty (60) days after annexation, the City will begin providing the territory proposed for annexation with police and fire protection and emergency medical service through its Police and Fire/EMS Departments and solid waste collection service through its independent contractor. In addition, the City will begin maintaining the county road or contract with the County for such maintenance.

B. OTHER MUNICIPAL SERVICES

Water and waste water services will be provided through the City's Utility Department when they become applicable, the cost of furnishing the same to be born by the City and the landowner(s) as provided in the City's Code of Ordinances, as the same now exists or may hereafter be amended.

IV. TERM OF PLAN

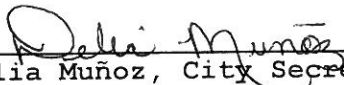
This Service Plan shall remain in effect for ten (10) years and is subject to extension in the discretion of the City Council.

Respectfully submitted

SERVICE PLAN COMMITTEE
CITY OF FREEPORT, TEXAS

By 
City Manager, Chairman

FILED this 3rd day of December, 2009.

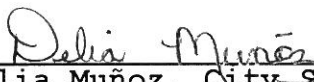

Delia Muñoz, City Secretary
City of Freeport, Texas

NOTICE OF PUBLIC HEARINGS ON PROPOSED
ANNEXATION TO THE CITY OF FREEPORT, TEXAS

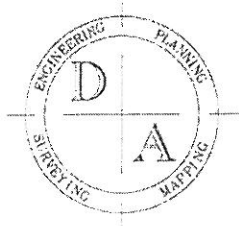
TO ALL INTERESTED PERSONS, INCLUDING ALL INHABITANTS OF THE CITY OF FREEPORT, IN BRAZORIA COUNTY, TEXAS, AND ANY AND ALL PERSONS, FIRMS OR CORPORATIONS RESIDING UPON OR OWNING ANY PORTION OF THE BELOW DESCRIBED LAND OR ANY INTEREST IN SUCH LAND OR ANY LAND WITHIN ONE (1) MILE THEREOF; AND ANY PUBLIC OR PRIVATE UTILITY SERVING ANY AREA WHICH INCLUDES SUCH LAND:

The City Council of the City of Freeport, Texas, will conduct two (2) public hearings, one (1) such hearing to be held on Wednesday, December 9, 2009, and one (1) of such hearings to be held on Thursday, December 10, 2009, both of such hearings to begin at 6:00 p.m., and to be held in the Municipal Courtroom of the Police Department located at 430 Brazosport Boulevard, Freeport, Brazoria County, Texas, concerning whether or not the corporate limits of said City should be expanded by annexing some or all of the following described real property lying contiguous and adjacent thereto described in the Property Description attached hereto and made a part hereof.

BY ORDER OF THE CITY COUNCIL OF THE CITY OF FREEPORT, TEXAS,
this 7th day of November, 2009.



Delia Muñoz, City Secretary
City of Freeport, Texas



DAMIAN & ASSOCIATES, INC.
ENGINEERING, PLANNING, SURVEYING AND MAPPING
1512 N. AVENUE J
FREEPORT, TX 77541
BUSINESS (979) 233-7177
FAX (979) 233-3877

LAND DESCRIPTION FOR
PROPOSED CITY OF FREEPORT
PROPERTY ANNEXATION
SEPTEMBER 28, 2009

BEING approximately 122 acres of land being a portion of the S.P. Allison 50-acre tract, known as Tract 25, a portion of the S.P. Allison 70-acre tract, known as Tract 26, a portion of the Pearl Ray Cox 69-acre tract, known as Tract 28, all out of the John Martin League, Abstract 331, Brazoria County, Texas, a portion of the W. E. Barrow 128.6-acre tract, known as Tract 1, out of the Richard H. Barrow Survey, Abstract 639, and a portion of the Edward P. Ross et al 500-acre tract, known as Tract 1, out of the Stephen F. Austin Survey, Abstract 29, and a portion of the Gulf of Mexico, being more particularly described by metes and bounds as follows:

BEGINNING at a point on the northerly right-of-way line of the new Gulf Intracoastal Waterway, said point being located within the S.P. Allison 70-acre tract, known as Tract 26, and on the southeasterly corporate city limit boundary of the City of Freeport, Texas, as described in Ordinance No. 2007-2164, adopted by the Freeport City Council on May 21, 2007, said point being located 1,000 feet in a southwesterly direction from the most easterly corner of said corporate city limits; and said point being the POINT OF BEGINNING of this tract;

THENCE in a southeasterly direction, perpendicular to the southeasterly corporate city limit boundary of the City of Freeport, Texas, passing through the said S.P. Allison 70-acre tract, known as Tract 26 and the Pearl Ray Cox 69-acre tract, known as Tract 28, approximately 600 feet, to an intersection point on a curve to the right having a Central Angle of 90 degrees 00 minutes 00 seconds, a Radius of 2,640 feet, and a Chord Length of 3,733.52 feet, said curve defining the one-half mile Extra-Territorial Jurisdiction, described within the Texas Local Government Code, of the Village of Surfside as determined by the Village of Surfside City Limits according to Volume 1252 Page 652 of the Deed Records of Brazoria County, Texas;

THENCE along said curve to the right, being same as the Extra-Territorial Jurisdiction boundary of the Village of Surfside, to a point of tangency with an extension of the northwesterly boundary of said Village of Surfside City Limit;

THENCE in a southeasterly direction, on a line parallel to, and offset 2,640 feet from, the northeasterly boundary of said Village of Surfside City Limits, said line being the same as the Extra-Territorial Jurisdiction boundary of the Village of Surfside, passing the mean low tide of the Gulf of Mexico, for a total distance from the Point of Beginning of 5,280 feet to a point for corner;

THENCE in a northeasterly direction perpendicular to the previous call, for a total distance of 1,000 feet to a point for corner within the Gulf of Mexico;

THENCE in a northwesterly direction perpendicular to the previous call, into said Edward P. Ross et al 500-acre tract, known as Tract 1, to a point of curvature of a curve to the left having a Central Angle of 90 degrees 00 minutes 00 seconds, a Radius of 3,640 feet, and a Chord Length of 5,147.74 feet, said point of curvature being on an extension of the northwesterly boundary of said Village of Surfside City Limits;

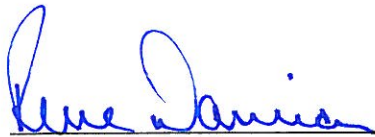
THENCE in a northwesterly direction, along said curve to the left, passing through said Edward P. Ross et al 500-acre tract, known as Tract 1, and crossing the old Gulf Intracoastal Waterway, and crossing into said Pearl Ray Cox 69-acre tract, known as Tract 28, and crossing into said S.P. Allison 70-acre tract, known as Tract 26, to a point for corner at the intersection with an extension of the northeasterly boundary of said City of Freeport City Limits;

THENCE in a northwesterly direction, crossing the new Gulf Intracoastal Waterway, to a point for corner on the high bank of said new Gulf Intracoastal Waterway; said point being same as the most easterly corner of said City of Freeport City Limits;

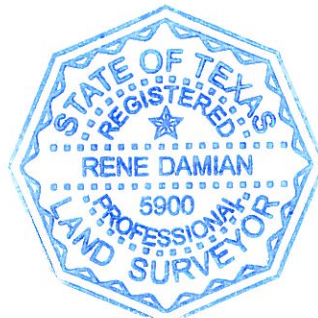
THENCE in a southwesterly direction, following the northerly right-of-way line of said new Gulf Intracoastal Waterway, being the same line as the existing corporate city limits of the City of Freeport, Texas, as described in Ordinance No. 2007-2164, adopted by the Freeport City Council on May 21, 2007, to the POINT OF BEGINNING and containing approximately 122 acres more or less.

This metes and bounds description is accompanied by an aerial representation of the property to be annexed at the office of Damian & Associates, Freeport, Texas.

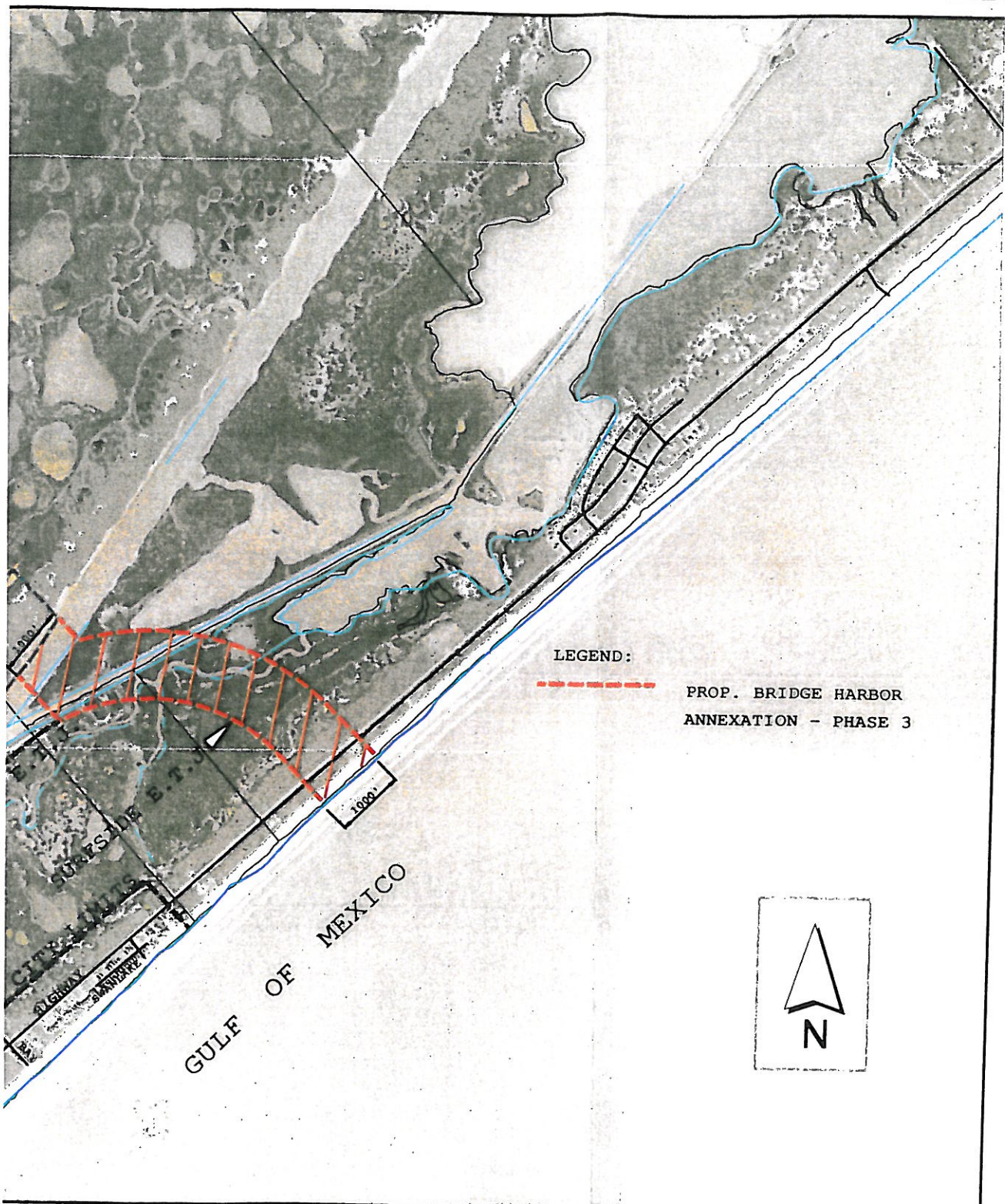
NOTE: THIS DOCUMENT WAS PREPARED UNDER 22 TAC 663.21, DOES NOT REFLECT THE RESULTS OF AN ON THE GROUND SURVEY, AND IS NOT TO BE USED TO CONVEY OR ESTABLISH INTERESTS IN REAL PROPERTY EXCEPT THOSE RIGHTS AND INTERESTS IMPLIED OR ESTABLISHED BY THE CREATION OR RECONFIGURATION OF THE BOUNDARY OF THE POLITICAL SUBDIVISION FOR WHICH IT WAS PREPARED. THE PURPOSE OF THIS DESCRIPTION IS TO DEFINE A BOUNDARY FOR ANNEXATION. THIS DESCRIPTION WAS COMPILED FROM MAPS AND WAS NOT SURVEYED ON THE GROUND.



RENE DAMIAN
REGISTERED PROFESSIONAL LAND SURVEYOR # 5900



-BRIDGE HARBOR PHASE 3



LEGEND:



PROP. BRIDGE HARBOR
ANNEXATION - PHASE 3

