

**ORDINANCE NO. 01-02-21**

**AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF COOPER, TEXAS, AND THE ANNEXATION OF CERTAIN TERRITORY CONSISTING OF 6 1/10 ACRES OF LAND LOCATED IN THE H. DUNETELLE SURVEY, ABSTRACT NO. 107. ADJACENT AND CONTIGUOUS TO THE PRESENT CITY LIMITS OF THE CITY OF COOPER, TEXAS AND NOT BEING PART OF ANY INCORPORATED AREA; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City Council of the City of Cooper, Texas, may annex areas as allowed by State law; and

**WHEREAS**, Bill Aslan requested annexation by the City; and

**WHEREAS**, notice of two (2) public hearings were published according to law in a newspaper having general circulation in the City of Cooper, Texas, and in the herein described territory to be annexed not more than twenty (20) days nor less than ten (10) days prior to those hearings; and

**WHEREAS**, two (2) public hearings by the City Council of the City of Cooper, Texas, where all interested persons were provided with an opportunity to be heard on the proposed annexation of a certain tract of land owned by Bill Aslan located in Delta County, Texas, described as follows:

AT THAT CERTAIN TRACT OR PARCEL OF LAND, A PART OF THE H. DUNETELLE SURVEY IN DELTA COUNTY, TEXAS AND BEING 6 1/10 ACRES OFF OF THE SOUTH END OF THE 15 ACRE TRACT OF LAND THAT JAMES PATTERSON ONCE SOLD TO J. F. CROWSON, OUT OF THE JAMES PATTERSON 125 ACRE TRACT OUT OF SAID SURVEY.

BEGINNING ON THE W. B. LINE OF SAID DUNETELLE SURVEY IN THE CENTER OF THE STATE HIGHWAY;

THENCE EAST WITH THE CENTER LINE OF SAID HIGHWAY 946 ½ FEET TO THE W. B. LINE OF THE TILLMAN OR ON TO 25 ACRES;

THENCE SOUTH WITH SAID LINE 287 FEET TO ITS CORNER OF E. B. LINE OF THE YEAGER AND WILSON 15 ACRES;

THENCE WEST WITH ITS LINE 96 ½ FEET TO THE N. W. CORNER;

THENCE NORTH 287 FEET TO THE BEGINNING CONTAINING 6 1/10 ACRES OF LAND.

Said hearings were held, the first being on the 11<sup>th</sup> day of January 2021, and the second being on the 8<sup>th</sup> day of February 2021; and

**WHEREAS**, at such public hearings, a proposed service plan was presented to and discussed by the Council and all interested persons; and

**WHEREAS**, such public hearings were held not more than forty (40) nor less than twenty (20) days prior to the institution of these proceedings; and

**WHEREAS**, the herein described territory lies within the extra-territorial jurisdiction of the City of Cooper, Texas; and

**WHEREAS**, the herein described territory lies adjacent and contiguous to the City of Cooper, Texas; and

**WHEREAS**, the herein described territory contains 6 1/10 acres, and is not located within the incorporated limits of another city, or within the extra-territorial jurisdiction of another city; and

**WHEREAS**, all notices and other prerequisites of State law and the City Charter have been complied with;

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

**SECTION 1.** The recitals set forth above are hereby found by the Council to be true and correct and are incorporated by reference herein and expressly made a part hereof as if copied verbatim.

**SECTION 2.** The following described land and territory lying adjacent and contiguous to the City of Cooper, Texas, is hereby added and annexed to the City of Cooper, Texas, and said territory hereinafter described shall hereafter be included in the boundary limits of the City of Cooper, Texas, and the present boundary limits of said City at the various points contiguous to the area hereinafter described are altered and amended so as to include said area within the corporate limits of the City of Cooper, Texas, to wit:

AT THAT CERTAIN TRACT OR PARCEL OF LAND, A PART OF THE H. DUNNETELLE SURVEY IN DELTA COUNTY, TEXAS AND BEING 6 1/10 ACRES OFF OF THE SOUTH END OF THE 15 ACRE TRACT OF LAND THAT JAMES PATTERSON ONCE SOLD TO J. F. CROWSON, OUT OF THE JAMES PATTERSON 125 ACRE TRACT OUT OF SAID SURVEY.

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THENCE SOUTH WITH SAID LINE 287 FEET TO ITS CORNER OF E. B. LINE OF THE YEAGER AND WILSON 15 ACRES;

THENCE WEST WITH ITS LINE 96 ½ FEET TO THE N. W. CORNER;

THENCE NORTH 287 FEET TO THE BEGINNING CONTAINING 6 1/10 ACRES OF LAND.

**SECTION 3.** The above described territory and the area so annexed shall be a part of the City of Cooper, Texas, and the property so added hereby shall bear its pro-rata share of the taxes levied by the City of Cooper, Texas, and the inhabitants thereof shall be entitled to all the rights and privileges of City citizenship, shall be bound by all such duties of citizenship and shall be bound by the acts, ordinances, resolutions and regulations of the City of Cooper, Texas; furthermore, said tract described above shall be served in accordance with the service plan heretofore adopted, which is hereby approved.

**SECTION 4.** That if any section, provision, subsection, paragraph, sentence, clause, phrase, or word in this Ordinance or application thereof to any person or circumstance is held invalid by any court of competent jurisdiction, such holdings shall not affect the validity of the remaining portions of this Ordinance, and the City Council of the City of Cooper, Texas, hereby declares it would have enacted such remaining portions, despite such invalidity.

**SECTION 5.** This Ordinance shall be in full force and effect immediately upon its passage and approval.

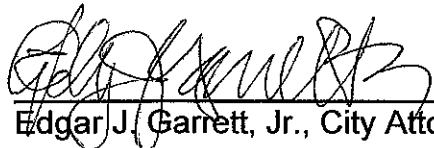
**PASSED AND APPROVED**, this the 8<sup>th</sup> day of February 2021.

  
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Darren Braddy, Mayor

**ATTEST:**

  
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Emily Howse, City Secretary

**APPROVED AS TO FORM:**

  
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Edgar J. Garrett, Jr., City Attorney