11/01/99 MN

RESOLUTION NO. 11-16-99-2

A RESOLUTION OF THE CITY OF AMARILLO, TEXAS ADOPTING A MUNICIPAL ANNEXATION PLAN AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Senate Bill 89, which regulates municipal annexation, was passed by the 76th Texas Legislature and became effective on September 1, 1999;

WHEREAS, the municipal annexation plan requirements of Section 17(b) of Senate Bill 89 require each Texas municipality to adopt a municipal annexation plan that becomes effective on December 31, 1999;

WHEREAS, in keeping with past annexation practices the City Commission finds that the following annexation plan is in the best interest of the City of Amarillo, therefore,

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF AMARILLO:

SECTION 1. That the City of Amarillo will not initiate the annexation of property that is required to be included in a municipal annexation plan without having amended this municipal annexation plan to include such property.

SECTION 2. The City of Amarillo may annex property not in an annexation plan that meets either of the following criteria:

1) an area containing fewer than one hundred (100) separate tracts of land on which one or more residential dwellings are located on each tract;

2) an area proposed for annexation by petition of more than 50 percent of the real property owners in the area proposed for annexation.

SECTION 3. That the City of Amarillo may initiate the annexation of property which is also exempt from the preparation of a municipal annexation plan if the City determines that the annexation of an area is necessary to protect an area proposed for annexation, or the municipality, from imminent destruction of property or injury to persons, or a condition or use that constitutes a public or private nuisance as defined by background principles of nuisance and property law of this state.

SECTION 4. That this Resolution is the Municipal Annexation Plan for the City of Amarillo in compliance with Section 17(b) of Senate Bill 89. This Resolution may be amended from time to time to include specific properties proposed for annexation three years following the amendment.

INTRODUCED AND PASSED by the City Commission of the City of Amarillo, Texas, this 16th day of November, 1999

Kel Seliger

Kel Seliger, Mayor

ATTEST: Donna DeRight

Donna DeRight, City Secretary