

ORDINANCE NO. 22-D

AN ORDINANCE OF THE CITY OF ALVIN, TEXAS, GRANTING CONSENT TO CREATION OF BRAZORIA COUNTY MUNICIPAL UTILITY DISTRICT NO. 80; AND PROVIDING FOR OTHER MATTERS RELATED THERETO.

WHEREAS, pursuant to Chapters 49 and 54 of the Texas Water Code, the Cardon Group, LLC, the Property Manager for the Owners of real property in Brazoria County, Texas, has petitioned the City for consent to creation of Brazoria County Municipal Utility District No. 80 (the "District") to serve the approximately 224.37 acres of land in Brazoria County, Texas, described in the attached Exhibit "A;" and

WHEREAS, the general nature of the work to be done in the District is the (i) construction, maintenance and operation of a waterworks system for residential and commercial purposes; (ii) construction, maintenance and operation of a sanitary sewer collection system and sewage disposal plant; (iii) control, abatement and amendment of the harmful excess of waters and the reclamation and drainage of overflow lands within the District; (iv) construction, maintenance and operation of macadamized, graveled or paved roads or turnpikes, inside or outside of the District; and (v) such other construction, installation, maintenance, purchase and operation of such additional facilities, systems, plants and enterprises as shall be consonant with the purposes for which the District is organized; and

WHEREAS, the City Council of the City desires to adopt Ordinance 22-D as set forth herein for the purpose of consenting to the creation of the District.

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

Section 1. The findings contained in the preamble of this Ordinance are declared to be true and correct and are hereby adopted as part of this Ordinance.

Section 2. The City Council of the City of Alvin, Texas, hereby specifically gives its written consent, as provided by Section 42.042 of the Texas Local Government Code, to the creation of the Brazoria County Municipal Utility District No. 80, the boundaries of such land being described by metes and bounds described in Exhibit "A," attached hereto and made a part of hereof for all purposes.

Section 3. That the City Council of Alvin, Texas, hereby specifically imposes the terms and conditions set forth in Exhibit "B," attached hereto and made a part hereof for all purposes.

Section 4. The City Council further hereby notifies the referenced District, its residents and property owners of the provisions of applicable law allowing the City to annex any portion of the District located within the City's extraterritorial jurisdiction, including without limitation, the land authorized to be included in the District hereby. The District shall include a statement in the form required under Texas Water Code, Section 49.455 reflecting the possibility of such

annexation by the City.

Section 5. Open Meetings Act. It is hereby officially found and determined that the meeting at which this ordinance was passed was open to the public as required and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

PASSED AND APPROVED on this the 3rd day of February 2022.

CITY OF ALVIN, TEXAS

ATTEST

By: _____
Paul A. Horn, Mayor

By: _____
Dixie Roberts, City Secretary

Exhibit "A"

PROPERTY DESCRIPTION