

THIS IS A PROPOSED DRAFT AND WILL BE REPLACED BY THE FINAL, SIGNED ORDINANCE OR RESOLUTION ADOPTED BY THE CITY COUNCIL.

**AN ORDINANCE**

**AUTHORIZING A BOUNDARY ADJUSTMENT AGREEMENT TO RELEASE A TRACT OF REAL PROPERTY FROM THE CITY OF TERRELL HILLS TO THE CITY OF SAN ANTONIO. THE SUBJECT PROPERTY CONSISTS OF 2.520 ACRES LOCATED NORTH OF AUSTIN HIGHWAY AND EAST OF NORTH NEW BRAUNFELS AVENUE IN BEXAR COUNTY TEXAS.**

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**WHEREAS**, the City of Terrell Hills and the City of San Antonio are home rule municipalities which share common boundaries; and

**WHEREAS**, the McNay Museum owns property that is divided by this common boundary and the McNay has requested the Cities to adjust their boundaries for traffic safety and aesthetic enhancement purposes; and

**WHEREAS**, municipalities in Texas are authorized and empowered, pursuant to Chapter 43 of the Texas Local Government Code, to exchange areas with other municipalities; and

**WHEREAS**, Section 45.015 of the Texas Local Government Code specifically authorizes adjacent municipalities to make mutually agreeable changes in their boundaries of areas that are less than 1,000 feet in width; and

**WHEREAS**, on March 12, 2018 the City Council of Terrell Hills convened and passed a Resolution directing its City Manager or designee to negotiate and enter into a Boundary Adjustment Agreement with San Antonio for the subject land; and

**WHEREAS**, the City of San Antonio's Planning Commission held a public hearing was held on March 28, 2018 allowing all interested citizens to be heard and the Planning Commission passed a Resolution recommending City Council approval of the proposed Boundary Adjustment Agreement; and

**WHEREAS**, the Terrell Hills City Council seeks to adjust its municipal boundary lines, whereby Terrell Hills will release a 2.520 Acre Parcel (see map attached as **Exhibit "A" and metes and bounds survey Exhibit "B"**) from its corporate limits to San Antonio, and the City of San Antonio will accept this land from Terrell Hills to become part of the corporate limits of San Antonio; and

**WHEREAS**, the San Antonio City Council, in accordance with its annexation policy agrees to accept the acreage now located in the City of Terrell Hills pursuant to the Boundary Adjustment Agreement; **NOW THEREFORE**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**SECTION 1.** The Boundary Adjustment Agreement provides that property containing, approximately 2.520 acres, more particularly described by metes and bounds in **Attachment I**, and depicted on the map in **Attachment II**, shall be released by the City of Terrell Hills to the City of San Antonio upon execution of the Boundary Adjustment Agreement described in this Ordinance.

**SECTION 2.** The City Manager or designee is hereby authorized to enter into and execute the Municipal Boundary Agreement with the City of Terrell Hills for the release of, approximately 2.520 acres of real property from the City of Terrell Hills to the City of San Antonio. The Boundary Adjustment Agreement is attached hereto and incorporated as **Attachment III**.

**SECTION 3.** This Ordinance shall be effective immediately upon its final passage.

**PASSED AND APPROVED on this 19<sup>th</sup> day of April, 2018.**

**M A Y O R**  
Ron Nirenberg

**ATTEST:**

**APPROVED AS TO FORM:**

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Leticia M. Vacek, City Clerk

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Andrew Segovia, City Attorney