

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

AN ORDINANCE

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AUTHORIZING THE CITY MANAGER TO EXECUTE AN EXTRATERRITORIAL JURISDICTION (ETJ) AGREEMENT WITH THE CITY OF SOMERSET FOR THE RELEASE OF APPROXIMATELY 1.8 SQUARE MILES (1,163 ACRES) FROM THE CITY OF SAN ANTONIO TO THE CITY OF SOMERSET WITH THE SUBJECT PROPERTY GENERALLY LOCATED TO THE NORTH OF THE CITY OF SOMERSET AND BISECTED BY LOOP 1604 AND SOMERSET ROAD; TO THE NORTHEAST OF THE INTERSECTION OF BRIGGS ROAD AND BENTON CITY ROAD; TO THE WEST OF THE INTERSECTION OF SENIOR ROAD AND LOOP 1604; AND ONE-HALF MILE NORTH OF THE SOMERSET CITY LIMITS

WHEREAS, the City of Somerset has requested the release of approximately 1,163 acres from the extraterritorial jurisdiction (ETJ) of the City of San Antonio; and

WHEREAS, it is the desire of Somerset to gain this area of ETJ and establish a one-half mile perimeter around Somerset's city limits to the north; AND

WHEREAS, annexation by the City of San Antonio is not a viable option in the near future based on the location of subject area and the difficulty to provide municipal services; and

WHEREAS, the City of Somerset has requested the City of San Antonio enter into an Extraterritorial Jurisdiction Agreement (See Attachment 2) and will extend its subdivision regulations to the subject area, and

WHEREAS, if subject area is placed in Somerset's ETJ, the City of Somerset would provide future municipal services to residents whom incorporate into the City of Somerset; and

WHEREAS, the City of San Antonio and the City of Somerset each have all requisite municipal corporate power and authority to enter into an Agreement for performance of all of their relative obligations under such Agreement; and

WHEREAS, the Planning Commission of the City of San Antonio has considered the proposed release of the property from the San Antonio ETJ and has recommended approval, and

WHEREAS, the San Antonio City Council has considered the request from the City of Somerset to release approximately 1,163 acres from the San Antonio ETJ; **NOW THEREFORE**;

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

SECTION 1. The property being approximately 1,163 acres (approximately 1.8 square miles), as described in **Attachment 1**, and the associated ETJ agreement (**Attachment 2**) with the City of Somerset attached hereto and incorporated herein for all purposes, is hereby released from the Extraterritorial Jurisdiction of the City of San Antonio upon fulfillment of the conditions stated in this Ordinance.

SECTION 2. The City Manager or designee is hereby authorized to enter into and execute an Extraterritorial Jurisdiction Agreement with the City of Somerset for the release of 1,163 acres to the City of Somerset. The Extraterritorial Jurisdiction Agreement is attached hereto and incorporated as **Attachment 2**.

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

PASSED AND APPROVED on this 3th day of April 2014.

M A Y O R

Julián Castro

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Robert F. Greenblum, City Attorney