

ORDINANCE NO. O-2010-29

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS, PROVIDING FOR THE ANNEXATION OF CERTAIN SPARSELY OCCUPIED AND OWNER-REQUESTED TERRITORY AND REFERRED TO AS ANNEXATION APPLICATION A04-10-002; CONSTITUTING APPROXIMATELY 4.87 ACRES OF LAND AS DESCRIBED BY A METES AND BOUNDS DESCRIPTION, LOCATED ADJACENT TO STATE HIGHWAY 69, AMENDING THE TYLER CITY LIMITS MAP; ADJUSTING THE CITY OF TYLER EXTRATERRITORIAL JURISDICTION; ADJUSTING THE BOUNDARY OF THE CITY COUNCIL DISTRICT # 3; ESTABLISHING THE INITIAL LAND USE DESIGNATION, AND ESTABLISHING ORIGINAL ZONING.

WHEREAS, a public hearing was held before the City Council of the City of Tyler, Texas, on the 14th day of April, 2010, in the Council Chambers, City Hall, 212 North Bonner, Tyler, Texas, wherein all interested persons were provided an opportunity to be heard on the proposed annexation of the territory hereinafter described, which date is not more than thirty (30) nor less than five (5) days after the filing of the complete Texas Local Government Code Section 43.028 petition, a copy of which is attached and made a part hereof as Exhibit "C"; and

WHEREAS, the area to be annexed is one-half mile or less in width; and

WHEREAS, the area to be annexed is contiguous to the City of Tyler; and

WHEREAS, the area to be annexed is vacant and without residents or has fewer than three (3) Qualified Voters; and

WHEREAS, the hereinafter described territory lies within the extraterritorial jurisdiction of the City of Tyler, Texas; and

WHEREAS, the hereinafter described territory contains approximately 4.87 acres of land;

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

PART 1: That pursuant to Tyler City Code Sections 10-800 through 10-802, the Texas Local Government Code Section 43.028 petition is hereby granted and the following described land and territories lying adjacent to and adjoining the City of Tyler, Texas, are hereby added to and annexed to the City of Tyler, Texas, and as shown on the map attached as Exhibit "A" and as described in Exhibit "B" shall be included within the boundary limits of said City, and the present boundary limits of such City, at the various points contiguous to the areas being annexed, are altered and amended so as to include said areas within the corporate limits of the City of Tyler, Texas. Accordingly, the official Tyler City limits map adopted by Ord.0-2007-53 and the City's ETJ are hereby adjusted as described in Tyler City Code Section 10-802 and that section and map are amended to reflect this annexation.

PART 2: That the area so annexed shall be part of the City of Tyler, Texas, and the property so added hereby shall bear its pro rata part of the taxes levied by the City of Tyler, Texas, and the inhabitants thereof shall be entitled to all of the rights and privileges of all the citizens and shall be bound by the acts, ordinances, resolutions and regulations of the City of Tyler, Texas.

PART 3: That upon final passage, the annexed area shall be zoned as 4.87 acres for "M-2", General Industrial District, as shown on Exhibit "D", hereinabove mentioned.

PART 4: That the initial Land Use Designation for the annexed area is hereby established as Industrial/Manufacturing, and it is directed that the Land Use Guide be amended to reflect said uses.

PART 5: That the annexed area shall be added to the Northwest District #3, City Council single member district and the official Voting District Map amended accordingly.

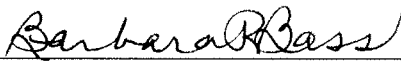
PART 6: That the Planning and Zoning Department shall send to the Texas Secretary of State a copy of the ordinance and statement that the annexation is not involved in any litigation.

PART 7: That the City Clerk shall send to the State Comptroller by certified mail a map showing new boundaries for sales tax and a certified copy of the ordinance showing the effective date of the boundary changes.

PART 8: That within thirty (30) days of notice of U. S. Justice Department approval of this annexation, the Planning and Zoning Department, on behalf of the Mayor, shall file a certified copy of this ordinance and a copy or duplicate of the petition with the County Clerk.

PART 9: That this ordinance shall be in full force and effect from and after the date of its passage and approval by the City Council.

PASSED AND APPROVED THIS the 28th day of April A. D., 2010.

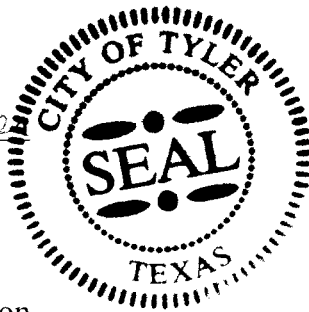


BARBARA BASS, MAYOR
OF THE CITY OF TYLER, TEXAS

ATTEST:



CITY CLERK



APPROVED:

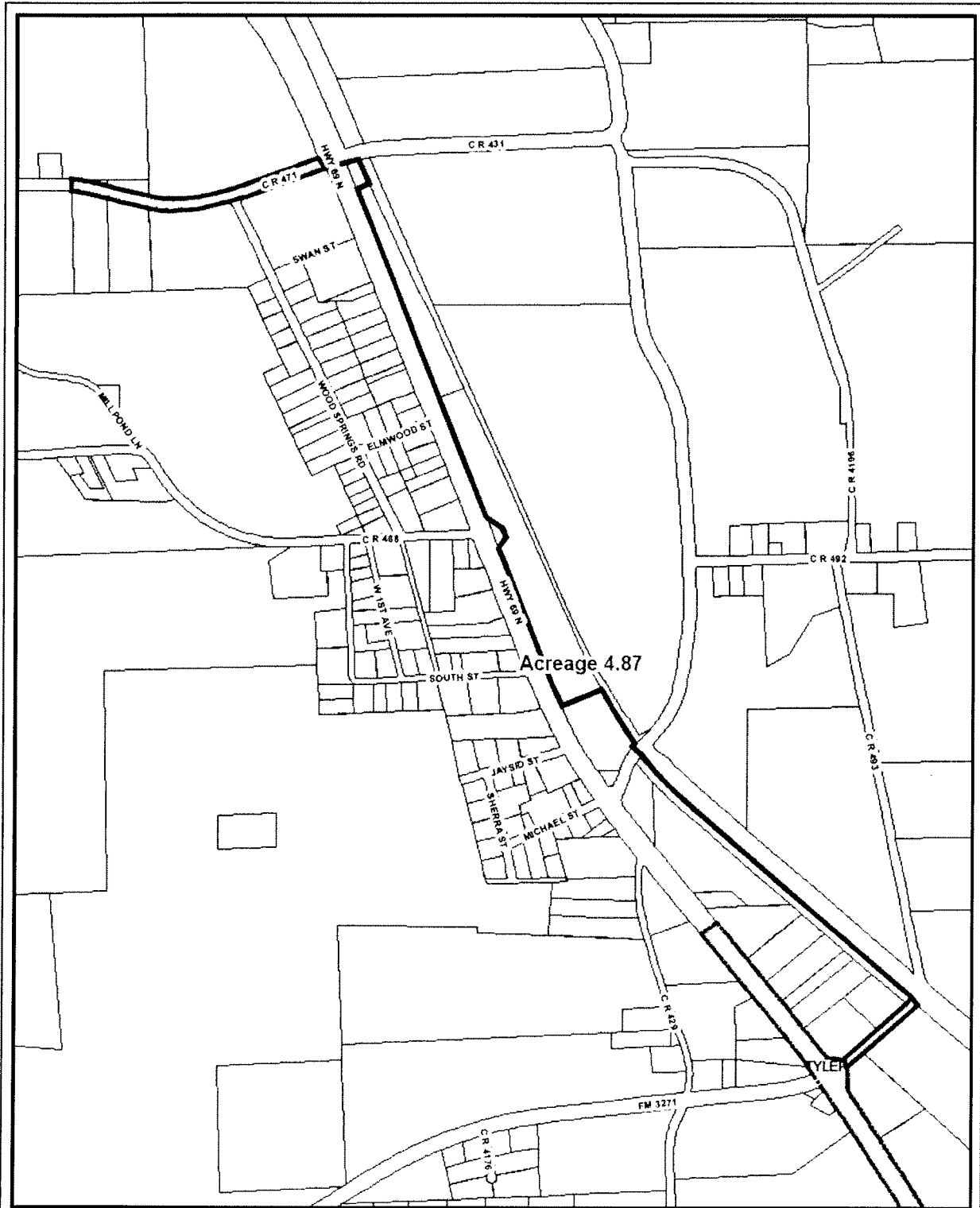


CITY ATTORNEY

Exhibit A = map
Exhibit B = legal description
Exhibit C = owner petition
Exhibit D = zoning map

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EXHIBIT "A"
MAP



City of Tyler
Map Date: 08/19/10
Map Projection: NAD 83
Map Scale: 1 inch = 200 feet

Subject Property
City Limits

1 inch = 200 feet

A04-10-002
Tyler Pipe Annexation

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EXHIBIT "B"
LEGAL DESCRIPTION

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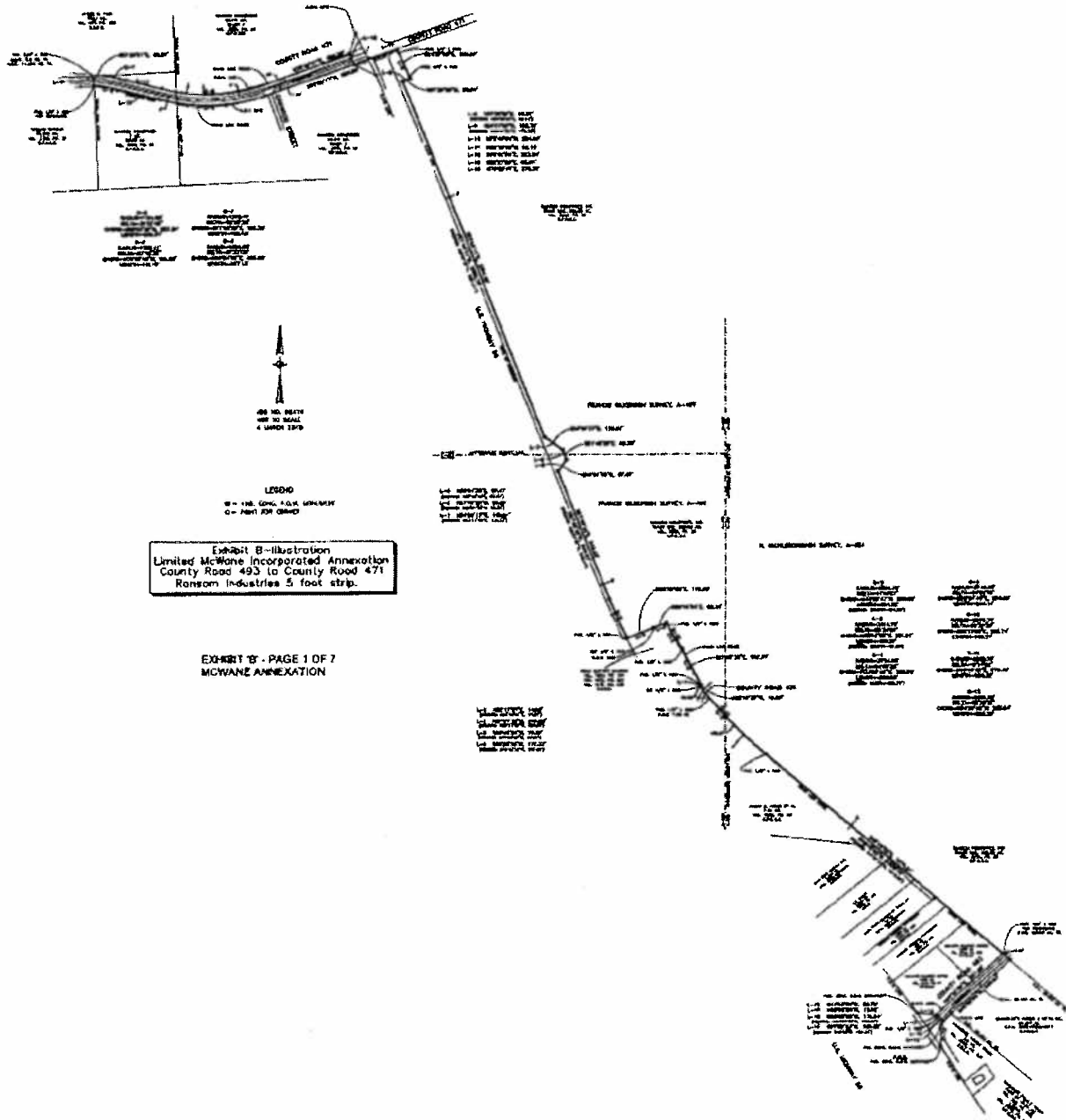


EXHIBIT B - PAGE 1 OF 7
MCWANE ANNEXATION

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EXHIBIT "B"

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Exhibit B - Page 2 of 7
Metes and Bounds Description
Limited McWane Incorporated Annexation
County Rd. 493 to County Rd. 471

All that certain tract or parcel of land situated in the Francis Gilkerson Survey, Abstract 406, the Francis Gilkerson Survey, Abstract 407, and the Henry Mickleborough Survey, Abstract 651, Smith County, Texas, being out of and a part of the right-of-way of U.S. Highway 69, being a part of the rights-of-way of County Road 431, County Road 471 and County Road 493, being out of and a part of that certain Tract One, called 255.03 acres, Tract Seven, called 54.111 acres, and Tract Forty-Two, called 8 acres, described in a Correction Special Warranty Deed from Tyler Pipe Industries, Inc., to Ransom Industries, Inc., dated December 1, 1995, and recorded in Volume 3909, Page 25 of the Official Public Records of Smith County, Texas, and being more particularly described by metes and bounds as follows:

BEGINNING at a concrete R.O.W. monument found for a corner in the east right-of-way line of U.S. Highway 69, same being an interior corner of that certain called 0.255 acre tract described in a Deed from Roland W. Chamblee et ux Emma Sarah Chamblee to the State of Texas, dated September 5, 1961, and recorded in Volume 1019, Page 565 of the Deed Records of Smith County, said corner being in a curve to the left having a radius of 5,801.65 feet;

THENCE, along said curve to the left having a radius of 5,801.65 feet, a central angle of $02^{\circ}30'15''$, and a chord bearing and distance of North $34^{\circ}20'42''$ West, 253.54 feet, an arc length of 253.56 feet to a concrete R.O.W. monument found for a corner in the east right-of-way line of U.S. Highway 69;

THENCE, South $83^{\circ}02'55''$ East, with said east right-of-way line of U.S. Highway 69, a distance of 116.64 feet to a corner, same being 30.00 feet perpendicular in a northwesterly direction from the centerline of pavement of County Road 493;

THENCE, North $46^{\circ}52'05''$ East, along a line being 30.00 feet perpendicular in a northerly direction from and parallel with the centerline of pavement of County Road 493, a distance of 557.25 feet to a corner in the west line of the former Missouri Pacific Railroad right-of-way, from which a $\frac{1}{2}$ " iron rod found for the southwest corner of said 255.03 acre tract bears South $49^{\circ}18'02''$ East, 3.66 feet, for reference;

THENCE, North $49^{\circ}18'02''$ West, with said west line of said Missouri Pacific Railroad right-of-way, a distance of 1,909.72 feet to a $\frac{1}{2}$ " iron rod found for a corner of same, same being the beginning of a curve to the right having a radius of 2,964.79 feet;

THENCE, continuing with said west line of said 255.03 acre tract, same being said west line of said Missouri Pacific Railroad right-of-way, and along said curve to the right having a radius of 2,964.79 feet, a central angle of $11^{\circ}18'07''$, and a chord bearing and distance of North $43^{\circ}38'47''$ West, 583.88 feet, an arc length of 584.82 feet to a corner of same, and being in the north margin of County Road 431;

THENCE, North $32^{\circ}17'37''$ East, continuing with said west line of said 255.03 acre tract, same being said west line of said Missouri Pacific Railroad right-of-way, a distance of 14.56 feet to a $\frac{1}{2}$ " iron rod found for a corner of same, and being in said north margin of County Road 431;

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EXHIBIT "B"

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Exhibit 'B'
McWane Annexation
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THENCE, North 27°07'35" West, continuing with said west line of said 255.03 acre tract, same being said west line of said Missouri Pacific Railroad right-of-way, a distance of 249.86 feet to a ½" iron rod found for a corner of same, said corner being the beginning of a curve to the right having a radius of 2,914.79 feet;

THENCE, continuing with said west line of said 255.03 acre tract, same being said west line of said Missouri Pacific Railroad right-of-way, and along said curve to the right having a radius of 2,914.79 feet, a central angle of 03°34'09", and a chord bearing and distance of North 31°14'22" West, 181.54 feet, an arc length of 181.57 feet to a ½" iron rod found for a corner of said 255.03 acres;

THENCE, South 69°44'54" West, a distance of 77.87 feet to a corner;

THENCE, South 68°55'58" West, a distance of 177.23 feet to a ½" iron rod found for a southwest corner of said 255.03 acre tract, same being in said east right-of-way line of U.S. Highway 69, said corner being in a curve to the right having a radius of 3,754.83 feet;

THENCE, continuing with said west line of said 255.03 acre tract, same being said east right-of-way line of U.S. Highway 69, and along said curve to the right having a radius of 3,754.83 feet, a central angle of 04°06'22", and a chord bearing and distance of North 23°56'46" West, 269.03 feet, an arc length of 269.09 feet to a concrete R.O.W. monument found for a corner and the end of said curve;

THENCE, North 21°45'20" West, continuing with said west line of said 255.03 acre tract, same being said east right-of-way line of U.S. Highway 69, a distance of 848.01 feet to a concrete R.O.W. monument found for a corner of same;

THENCE, North 36°01'30" East, continuing with said west line of said 255.03 acre tract, same being said east right-of-way line of U.S. Highway 69, a distance of 87.47 feet to a corner of same;

THENCE, North 21°45'20" West, continuing with said west line of said 255.03 acre tract, same being said east right-of-way line of U.S. Highway 69, a distance of 65.05 feet to a corner of same;

THENCE, North 54°59'17" West, continuing with said west line of said 255.03 acre tract, same being said east right-of-way line of U.S. Highway 69, a distance of 135.51 feet to a concrete R.O.W. monument found for a corner of same;

THENCE, North 21°44'11" West, continuing with said west line of said 255.03 acre tract, same being said east right-of-way line of U.S. Highway 69, a distance of 2,360.73 feet to a concrete R.O.W. monument found for a corner of same;

THENCE, North 67°39'06" East, continuing with said west line of said 255.03 acre tract, same being said east right-of-way line of U.S. Highway 69, a distance of 50.57 feet to a ½" iron rod found for a corner of same;

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THENCE, North 24°27'09" West, continuing with said west line of said 255.03 acre tract, same being said east right-of-way line of U.S. Highway 69, at 168.76 feet pass a ½" iron rod found for a northwest corner of said 255.03 acre tract, and continuing in all a total distance of 190.80 feet to a corner, same being 35.00 feet perpendicular in a southerly direction from the centerline of pavement of County Road 471;

THENCE, South 70°29'17" West, along a line being 35.00 feet perpendicular in a southerly direction from and parallel with the centerline of pavement of County Road 471, at 271.50 feet pass the west right-of-way line of U.S. Highway 69, and continuing in all a total distance of 864.56 feet to a corner and the beginning of a curve to the right having a radius of 1,154.98 feet;

THENCE, continuing along said line being 35.00 feet perpendicular in a southerly direction from and parallel with the centerline of pavement of said County Road 471, and along said curve to the right having a radius of 1,154.98 feet, a central angle of 31°32'45", and a chord bearing and distance of South 89°03'39" West, 627.91 feet, an arc length of 635.91 feet to a corner and the end of said curve;

THENCE, North 75°40'04" West, continuing along said line being 35.00 feet perpendicular in a southerly direction from and parallel with the centerline of pavement of said County Road 471, a distance of 224.03 feet to a corner and the beginning of a curve to the left having a radius of 1,329.41 feet;

THENCE, continuing along said line being 35.00 feet perpendicular in a southerly direction from and parallel with the centerline of pavement of said County Road 471, and along said curve to the left having a radius of 1,329.41 feet, a central angle of 07°48'33", and a chord bearing and distance of North 78°59'45" West, 181.05 feet, an arc length of 181.19 feet to a corner in the west line of said called 8 acre Tract Forty-Two; for reference, a ½" iron rod found bears South 02°26'09" East, 5.35 feet;

THENCE, North 02°26'09" West, with said west line of said 8 acre tract, a distance of 58.18 feet to a 5/8" iron rod found for the northwest corner of said 8 acre tract;

THENCE, North 87°33'51" East, with the north line of said 8 acre tract, a distance of 68.87 feet to a corner, same being 35.00 feet perpendicular in a northerly direction from and parallel with the centerline of pavement of said County Road 471, same being in a curve to the right having a radius of 1,399.41 feet;

THENCE, along said line being 35.00 feet perpendicular in a northerly direction from and parallel with the centerline of pavement of said County Road 471, and along said curve to the right having a radius of 1,399.41 feet, a central angle of 05°25'20", and a chord bearing and distance of South 77°48'09" East, 132.38 feet, an arc length of 132.43 feet to a corner and the end of said curve;

THENCE, South 75°40'04" East, continuing along said line being 35.00 feet perpendicular in a northerly direction from and parallel with the centerline of pavement of said County Road 471, a distance of 223.94 feet to a corner and the beginning of a curve to the left having a radius of 1,084.98 feet;

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THENCE, continuing along said line being 35.00 feet perpendicular in a northerly direction from and parallel with the centerline of pavement of said County Road 471, and along said curve to the left having a radius of 1,084.98 feet, a central angle of 31°32'00", and a chord bearing and distance of North 89°04'02" East, 589.62 feet, an arc length of 597.13 feet to a corner and the end of said curve;

THENCE, North 70°29'17" East, continuing along said line being 35.00 feet perpendicular in a northerly direction from and parallel with the centerline of pavement of County Road 471, a distance of 586.26 feet to a corner, same being in said west right-of-way line of U.S. Highway 69, from which a concrete R.O.W. monument found for reference bears North 22°27'56" West, 5.53 feet;

THENCE, South 22°27'56" East, with said west right-of-way line of U.S. Highway 69, a distance of 65.01 feet to the southeast corner of the herein described tract, same being in the south right-of-way line of County Road 471;

THENCE, North 70°29'17" East, a distance of 276.35 feet to a corner, same being in said south right-of-way line of County Road 471;

THENCE, South 24°27'09" East, along a line being 5.00 feet perpendicular in an easterly direction from and parallel with said west line of said 255.03 acre tract, a distance of 200.57 feet to a corner;

THENCE, South 67°39'06" West, continuing along said line being 5.00 feet perpendicular in a southerly direction from and parallel with said west line of said 255.03 acre tract, a distance of 50.82 feet to a corner;

THENCE, South 21°44'11" East, continuing along said line being 5.00 feet perpendicular in an easterly direction from and parallel with said west line of said 255.03 acre tract, a distance of 2,354.29 feet to a corner;

THENCE, South 54°59'17" East, continuing along said line being 5.00 feet perpendicular in an easterly direction from and parallel with said west line of said 255.03 acre tract, a distance of 135.51 feet to a corner;

THENCE, South 21°45'20" East, continuing along said line being 5.00 feet perpendicular in an easterly direction from and parallel with said west line of said 255.03 acre tract, a distance of 69.30 feet to a corner;

THENCE, South 36°01'30" West, continuing along said line being 5.00 feet perpendicular in an easterly direction from and parallel with said west line of said 255.03 acre tract, a distance of 87.47 feet to a corner;

THENCE, South 21°45'20" East, continuing along said line being 5.00 feet perpendicular in an easterly direction from and parallel with said west line of said 255.03 acre tract, a distance of 845.23 feet to a corner, same being the beginning of a curve to the left having a radius of 3,749.83 feet;

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THENCE, continuing along said line being 5.00 feet perpendicular in an easterly direction from and parallel with said west line of said 255.03 acre tract, and along said curve to the left having a radius of 3,749.83 feet, a central angle of $04^{\circ}02'10''$, and a chord bearing and distance of South $23^{\circ}54'40''$ East, 264.09 feet, an arc length of 264.14 feet to a corner and the end of said curve;

THENCE, North $68^{\circ}55'58''$ East, continuing along said line being 5.00 feet perpendicular in a northerly direction from and parallel with said west line of said 255.03 acre tract, a distance of 172.68 feet to a corner;

THENCE, North $69^{\circ}44'54''$ East, continuing along said line being 5.00 feet perpendicular in an easterly direction from and parallel with said west line of said 255.03 acre tract, a distance of 82.16 feet to a corner, same being the beginning of a curve to the left having a radius of 2,909.79 feet;

THENCE, continuing along said line being 5.00 feet perpendicular in an easterly direction from and parallel with said west line of said 255.03 acre tract, and along said curve to the left having a radius of 2,909.79 feet, a central angle of $03^{\circ}39'29''$, and a chord bearing and distance of South $31^{\circ}12'00''$ East, 185.74 feet, an arc length of 185.77 feet to a corner and the end of said curve;

THENCE, South $27^{\circ}07'35''$ East, continuing along said line being 5.00 feet perpendicular in an easterly direction from and parallel with said west line of said 255.03 acre tract, a distance of 252.97 feet to a corner;

THENCE, South $32^{\circ}17'37''$ West, continuing along said line being 5.00 feet perpendicular in a southerly direction from and parallel with said west line of said 255.03 acre tract, a distance of 13.89 feet to a corner, same being in a curve to the left having a radius of 2,959.79 feet;

THENCE, continuing along said line being 5.00 feet perpendicular in an easterly direction from and parallel with said west line of said 255.03 acre tract, and along said curve to the left having a radius of 2,959.79 feet, a central angle of $11^{\circ}14'02''$, and a chord bearing and distance of South $43^{\circ}40'49''$ East, 579.39 feet, an arc length of 580.32 feet to a corner and the end of said curve;

THENCE, South $49^{\circ}18'02''$ East, continuing along said line being 5.00 feet perpendicular in an easterly direction from and parallel with said west line of said 255.03 acre tract, a distance of 1,970.61 feet to a corner, same being 30.00 feet perpendicular in a southerly direction from the centerline of pavement of County Road 493;

THENCE, South $46^{\circ}52'05''$ West, along a line being 30.00 feet perpendicular in a southerly direction from and parallel with the centerline of pavement of County Road 493, a distance of 560.63 feet to a concrete R.O.W. monument found for a corner in the east right-of-way line of U.S. Highway 69, same being the northernmost southeast corner of that certain called 0.255 acre tract described in a Deed from Roland W. Chamblee et ux Emma Sarah Chamblee to the State of Texas, dated September 5, 1961, and recorded in Volume 1019, Page 565 of the Deed Records of Smith County, for reference;

THENCE, South $07^{\circ}08'53''$ West, with said east right-of-way line of U.S. Highway 69, a distance of 158.22 feet to the POINT OF BEGINNING and containing 4.569 acres of land, more or less.

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EXHIBIT "B"

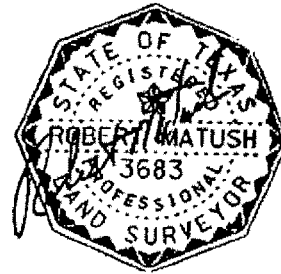
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Exhibit 'B'
McWane Annexation
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I hereby certify that the above description was prepared from an actual survey made on the ground under my direction and supervision during the Month of September, 2008. GIVEN UNDER MY HAND AND SEAL this date, 4 March 2010.

(Reference is hereby made to the plat of survey, Job No. 08-474. Bearings are based on the Texas Coordinate System, North Central Zone, Nad83 Map Datum).

Robert Matush
Registered Professional Land Surveyor
Texas Registration No. 3683



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EXHIBIT "C"
OWNER PETITION

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INFORMATION FOR REQUESTING ANNEXATION

ITEMS REQUIRED FOR EACH APPLICATION:

(The following items are included in this packet. Instructions are located on each form. There is some repetition because the different forms go for different processing.)

- A. PETITION FOR ANNEXATION
- B. APPLICANT'S SUPPORT INFORMATION FOR ANNEXATION REQUEST
- C. LIST OF OWNERS OF SURROUNDING PROPERTY WITHIN THE CITY LIMITS
- D. LIST OF OWNERS OF ALL PROPERTY TO BE ANNEXED
- E. AUTHORIZATION OF AGENT
- F. MAP OF AREA (FORM F IS AN EXAMPLE ONLY)

(Provide a map of the area of the annexation request. Show all land uses for at least 200 feet in all directions outside the area and outline the area to be annexed.)

G. PETITION FOR ORIGINAL ZONING

(NOTE: Filing Fee of \$250.00 (City Code Sec. 10-1) must be received with annexation petition.)

ALL ANNEXATION IS BY ORDINANCE, AND ONLY THE CITY COUNCIL HAS THE AUTHORITY TO MAKE OR TO CHANGE AN ORDINANCE. THE COUNCIL HAS ASSIGNED THE STUDY OF ANNEXATION TO THE CITY PLANNING AND ZONING COMMISSION, WHICH WILL MAKE RECOMMENDATIONS TO THE COUNCIL. THIS REQUEST FOR ANNEXATION WILL NOT BE EFFECTIVE UNLESS IT IS PASSED BY THE CITY COUNCIL.

(NOTE: The Planning and Zoning Commission hears all requests on the first Tuesday of each month at 1:30 p.m. in the City Council Chambers, City Hall, 212 N. Bonner Avenue)

ANNEXATION PETITIONS MUST BE FILED IN THE PLANNING AND ZONING DEPARTMENT, TYLER DEVELOPMENT CENTER, 423 WEST FERGUSON.

THE FILING DEADLINE FOR THE ~~TYLER PIPE ANNEX~~ PLANNING AND ZONING COMMISSION MEETING WILL BE 4-16-2010, _____, AT 5:00 P.M. PLEASE HAVE A REPRESENTATIVE PRESENT AT ALL PUBLIC HEARINGS. THE APPLICANT HAS THE DUTY TO PRODUCE EVIDENCE BEFORE THE PLANNING AND ZONING COMMISSION AND CITY COUNCIL TO JUSTIFY THE PROPOSED ANNEXATION.



FORM B

APPLICANT'S SUPPORT INFORMATION FOR ANNEXATION REQUEST

This information will be utilized by the staff in preparing comments for the Planning and Zoning Commission and City Council, and in responding to citizens' inquiries.

1. I (We) propose to use this property for the following purpose(s):

TYLER PIPE INDUSTRIAL USES

2. I (We) am/are requesting this annexation for the following reason(s):

TO COMPLY WITH THE APPROVED DEVELOPMENT AGREEMENT, TYLER INDUSTRIAL DISTRICT #1.

3. State present use and condition of property and/or structures:

VACANT OR WITH FENCING

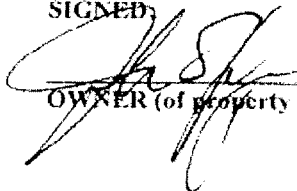
4. What is the location of the nearest water and sewer lines? Please indicate location on area map. (This information is available at the City Water Utilities Department, 511 West Locust Street)

DESIGN IS UNDERWAY FOR WATER & SEWER EXTENSIONS UP THE 69 CORRIDOR TO IH-20.

5. Any additional information that you desire to provide concerning your annexation request:

Owner's Telephone Number

SIGNED:


OWNER (of property to be annexed)

TYLER PIPE CO.

OR

Agent's Telephone Number

AGENT (When applicable - See Form E)



CITY WILL PROVIDE

FORM C

LIST OF OWNERS OF SURROUNDING PROPERTY

List the name and address of the owner of every piece of property within the City limits which is within 200 feet of any part of the property to be annexed. Signatures are not required. This list is for sending notices required by state law. The best source for this list is the Smith County Appraisal District, 245 East Southeast Loop 323.

Please print clearly or type, one name and mailing address per block. Please request additional pages if necessary.

LOT	BLOCK	LOT	BLOCK	LOT	BLOCK
LOT	BLOCK	LOT	BLOCK	LOT	BLOCK
LOT	BLOCK	LOT	BLOCK	LOT	BLOCK
LOT	BLOCK	LOT	BLOCK	LOT	BLOCK
LOT	BLOCK	LOT	BLOCK	LOT	BLOCK
LOT	BLOCK	LOT	BLOCK	LOT	BLOCK
LOT	BLOCK	LOT	BLOCK	LOT	BLOCK
LOT	BLOCK	LOT	BLOCK	LOT	BLOCK
LOT	BLOCK	LOT	BLOCK	LOT	BLOCK
LOT	BLOCK	LOT	BLOCK	LOT	BLOCK



FORM D

LIST OWNER(S) OF ALL PROPERTY TO BE ANNEXED

List the names and addresses of all owners of property included within the area to be annexed. (Please print)

NAME	MAILING ADDRESS
1.	_____
2.	_____
3.	_____
4.	_____
5.	_____
6.	_____
7.	_____
8.	_____
9.	_____
10.	_____
11.	_____
12.	_____
13.	_____
14.	_____
15.	_____
16.	_____
17.	_____
18.	_____
19.	_____
20.	_____



IF AN AGENT IS
CHOSEN, ALL OWNERS
MUST AGREE.

FORM E

AUTHORIZATION OF AGENT

We, the undersigned, being owners of real property to be annexed according to this Application, do hereby authorize (print name and address of agent) _____

_____ to act as our Agent in the matter of this annexation.

The term "agent" shall mean any lessee, developer, option holder, or other authorized individual who is authorized to act in behalf of the owner(s) of said property to be annexed.

(Form to be signed below by all owners of property to be annexed.)

SIGNATURE

MAILING ADDRESS

1. _____
2. _____
3. _____
4. _____
5. _____
6. _____
7. _____
8. _____
9. _____
10. _____
11. _____
12. _____
13. _____
14. _____
15. _____

(This form is necessary only when the person representing this request does not own any of the property to be annexed. Person must also sign Forms B & G as "Agent".)

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Exhibit "C"
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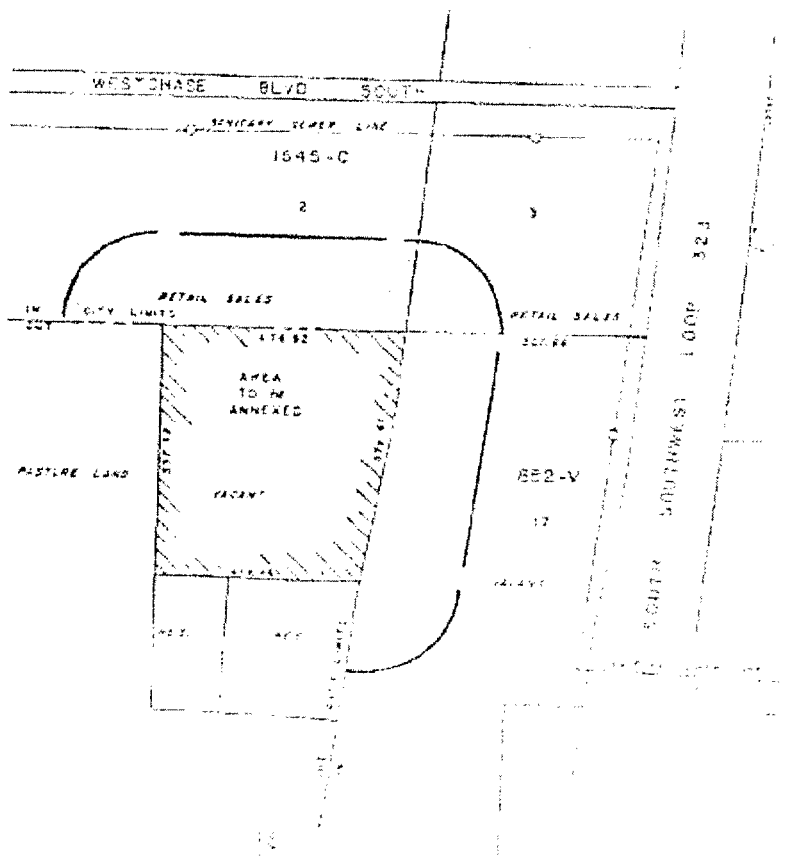
FORM F



FORM *64*
R

AREA MAP

(EXAMPLE ONLY)



2/19/09
5-95



FORM G

PETITION FOR ORIGINAL ZONING OF AREA TO BE ANNEXED

Before the City Planning and Zoning Commission and the City Council
of the City of Tyler, Texas

The undersigned, as owner(s) or agent for the owner(s) of the area to be annexed, hereby makes application for the original zoning of the area to be annexed (insert zoning classification desired) M-2 GEN'L IND.. If more than one zoning classification is requested for the area, please indicate on the area map what zoning classification is requested for each portion. Complete and accurate field notes are required delineating the different zones requested. A metes and bounds description is required.

For the property owner which does not request original zoning, the Planning and Zoning Commission as part of its recommendation for approval of this annexation will recommend a zoning classification(s) for the area to be annexed.

Wherefore, the owner(s) request that the Planning and Zoning Commission consider the original zoning requested, and that the Planning and Zoning Commission recommend this zoning to the City Council of the City of Tyler, Texas for adoption.*

PROPERTY OWNERS' SIGNATURES

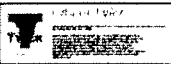
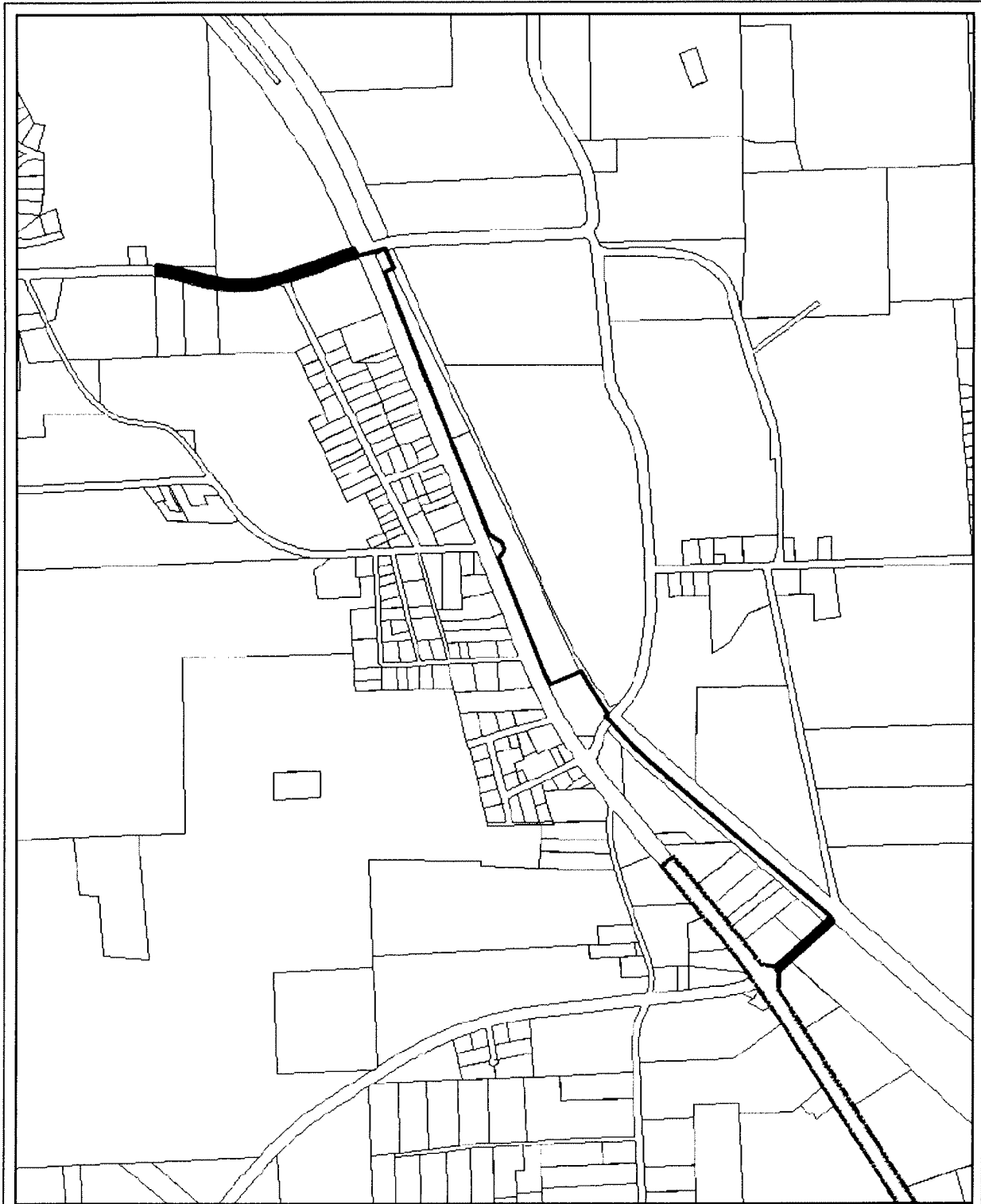
[Handwritten Signature]

Agent (When Applicable – See Form E)

* The Planning and Zoning Commission in recommending this annexation, and the City Council in approving the annexation, are not obligated to also approve the original zoning requested by the property owner(s). All land contained within the corporate limits of the City of Tyler must be zoned, and the Planning and Zoning Commission and the City Council will endeavor to approve original zoning for the area to be annexed as requested by the property owner(s) if such zoning is appropriate for the existing or likely use of the property to be annexed, and is compatible with current zoning and existing development in that area of the City for which the annexed area will become a part.

ORDINANCE NO. 0-2010-29

EXHIBIT "D"
Zoning Map



Map Date: 03/20/10
Map Projection: NAD 83
Map Scale: 1 inch = 1,000 feet

Zoned to "M-2"



A04-10-002

Tyler Pipe Annexation