

RESOLUTION NO. R-2009- 2

A RESOLUTION SETTING THE DATES, TIMES AND PLACES FOR PUBLIC HEARINGS ON THE PROPOSED ANNEXATION OF CERTAIN PROPERTY BY THE CITY OF TYLER, TEXAS; DIRECTING THE PREPARATION OF A SERVICE PLAN; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City is a home-rule city with the power and authority to annex property; and

WHEREAS, the City Council is required to direct the development of a Service Plan for areas proposed to be annexed prior to the publications of notice for the public hearings (Texas Local Government Code Section 43.065);

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

PART 1: That the Planning and Zoning Department is directed to draft a proposed Service Plan for the extension of municipal services into the proposed area prior to publication of notice of the public hearings in accordance with Texas Local Government Code Sections 43.056(b) – (o) and 43.065, and to make it available to all participants in the public hearings required by this Resolution.

PART 2: That on the 25th day of February, A. D., 2009, at 9:00 o'clock a.m. in the Council Chambers of the City Hall of the City of Tyler, Texas, the City Council will hold a public hearing giving all interested persons the right to appear and be heard on the proposed annexation by the City of Tyler, Texas, on the following described property, to-wit:

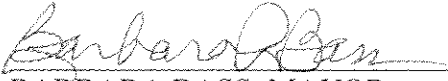
Approximately 3.9 acres of land located along the south side of Briarwood Drive 1,275 feet from the southwest intersection of Loop 323 SSW and Briarwood Drive, known as 4010, 4016, 4110, 4116, 4122 and 4128 Briarwood Drive.

PART 3: That on the 4th day of March, A. D., 2009, at 9:00 o'clock a.m. in the Council Chambers of the City Hall of the City of Tyler, Texas, the City Council will hold a second public hearing giving all interested persons the right to appear and be heard on the proposed annexation by the City of Tyler, Texas, on the above described tract of land mentioned in Part 2 above.

PART 4: That the Planning and Zoning Department of the City of Tyler, Texas, is hereby authorized and directed to cause notice of such public hearings to be published once each in a newspaper having general circulation in the City and in the above described territory not more than twenty (20) nor less than eleven (11) days prior to the date of each public hearing. The Planning and Zoning Department is also authorized and directed to cause notice of such hearings to be posted on the City's internet website not more than twenty (20) nor less than eleven (11) days prior to the date of each public hearing. All notices shall be in accordance with the Texas annexation laws codified in Texas Local Government Code Chapter 43.

PART 5: That this Resolution shall be effective on and after its date of passage.

PASSED AND APPROVED this the 28th day of January, A. D., 2009.

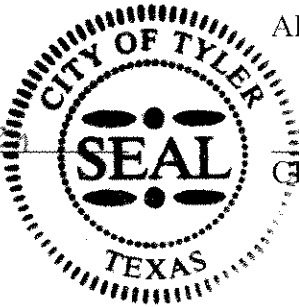


BARBARA BASS, MAYOR
OF THE CITY OF TYLER, TEXAS

ATTEST:



CITY CLERK



APPROVED:



CITY ATTORNEY