

RESOLUTION NO: 807-05-11-08-8B

**RESOLUTION OF THE CITY OF PFLUGERVILLE, TEXAS ADOPTING A  
THREE YEAR ANNEXATION PLAN**

WHEREAS, the City of Pflugerville has identified certain tracts of land as indicated in the attached Exhibit A ("the land") which it deems desirable to annex into the corporate limits of the City; and

WHEREAS, the Land qualifies for annexation by the City of Pflugerville pursuant to the City's Charter and Chapter 43, Local Government Code, as indicated in the attached Exhibit B ("the schedule"); and

WHEREAS, the City Council finds that proceeding with annexation of the Land would, for manifold reasons, promote the health, safety, and welfare of the citizens of the City of Pflugerville; NOW THEREFORE

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PFLUGERVILLE,  
TEXAS:

That the tracts of land indicated in Exhibit A ("the land") are hereby included in an annexation plan as defined in Chapter 43, Texas Local Government Code, and are therefore subject to annexation by the City of Pflugerville between November 8, 2008 and December 9, 2008, in accordance with Exhibit B ("the schedule").

APPROVED this 8 day of November, 2005.

CITY OF PFLUGERVILLE, TEXAS

By: Catherine T. Callen  
CATHERINE T. CALLEN, Mayor

ATTEST:

Karen Thompson  
KAREN THOMPSON, City Secretary

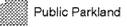
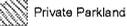
2006 Cambridge Heights  
Heatherwilde Annexation

2007 Springbrook Centre  
& North Park Annexation

2008 Windermere, Heatherwilde,  
& Pflugerville Northwest Annexation Area

# 2008 Windermere, Heatherwilde, & Pflugerville Northwest Annexation

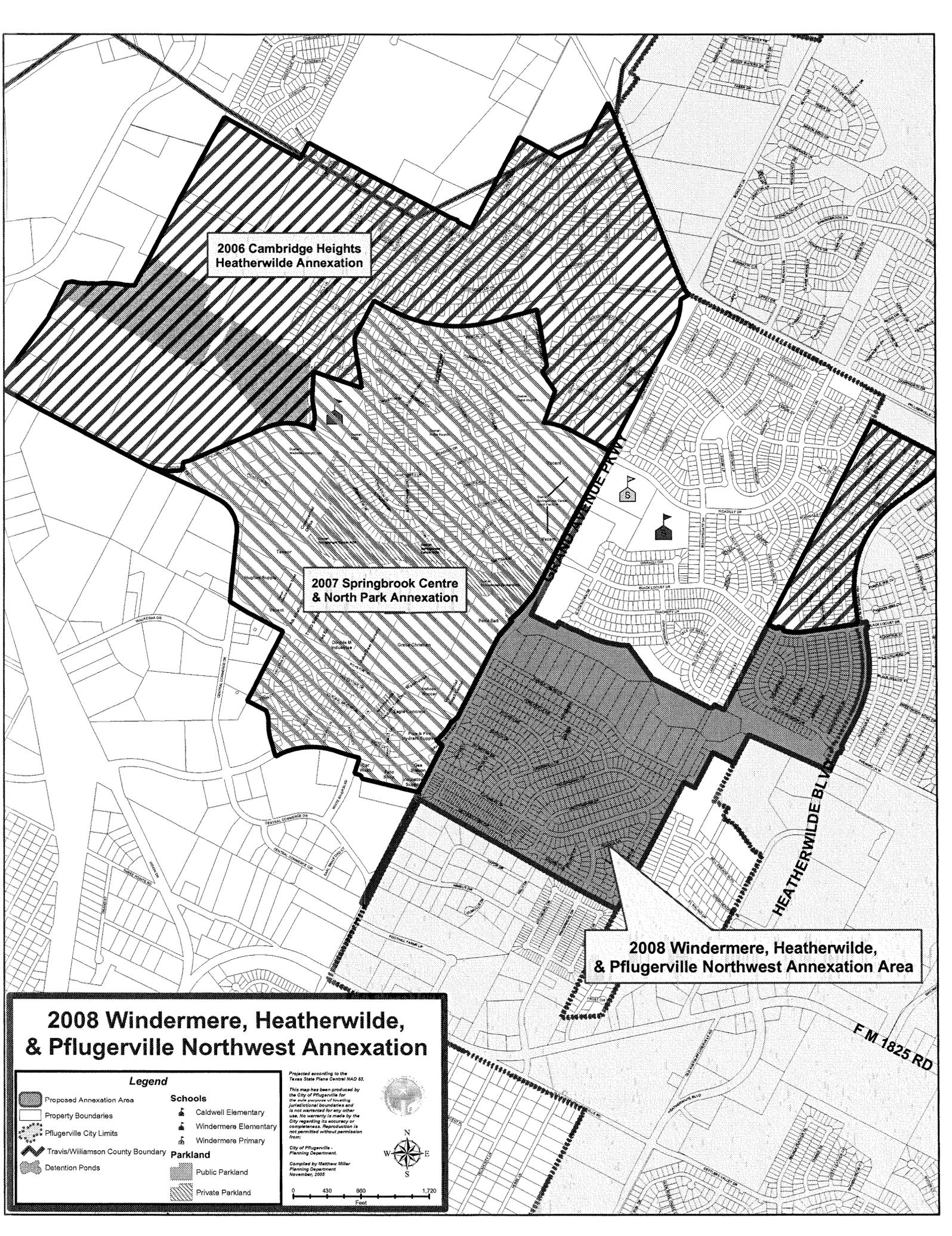
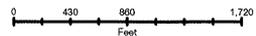
## Legend

- |   |   |
|---|---|
|  Proposed Annexation Area          | <b>Schools</b>  |
|  Property Boundaries               |  Caldwell Elementary   |
|  Pflugerville City Limits          |  Windermere Elementary |
|  Travis/Williamson County Boundary |  Windermere Primary    |
|  Detention Ponds                   | <b>Parkland</b>   |
|   |  Public Parkland       |
|   |  Private Parkland      |

Projected according to the Texas State Plane Central NAD 83.

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City of Pflugerville - Planning Department.  
Compiled by Matthew Miller  
Planning Department  
November, 2005



**Three Year Annexation Plan Schedule  
2008 Windermere, Heatherwilde, Pflugerville North West**

<b>Action</b>	<b>Required Action Timeline</b>	<b>Date</b>
Select areas to be annexed		
Discuss with City Council		November 8, 2005
Adopt plan and post plan on website		November 8, 2005
Obtain certified list from TCAD of all affected property owners		
Notice (certified letter) to all property owners <sup>1</sup> , public and private entities, <sup>2</sup> and rail road companies from City Secretary; post on website	Before 90 <sup>th</sup> day after date the annexation plan is adopted	February 6, 2006
Information provided by service providers regarding services	90 days after date utilities received notice/request	May 7, 2006 <sup>3</sup> Sunday; May 8, 2006
Complete Inventory of Services and make available for inspection	60 days after date information received from utilities	July 7, 2006 (based on 5/8/06 date)
Preliminary Service Plan <sup>4</sup>	Prior to public hearings	
Notice of 1 <sup>st</sup> public hearing <sup>5</sup>	On or after 20 days, but before 10 days prior to actual hearing <sup>6</sup>	
Notice of 2 <sup>nd</sup> public hearing	On or after 20 days, but before 10 days prior to actual hearing	
Public hearings	Not later than 90 days from completion of Inventory	By October 5, 2006
Final Service Plan	Before first day of 10 <sup>th</sup> month after completion of Inventory	May 2, 2007 (based on July 2005 completion of Inventory ((May 3 <sup>rd</sup> is first day of 10 <sup>th</sup> month))
Negotiations for provision of services	After hearings, before completion of Final Service Plan	
Request for arbitration	Before the 60 <sup>th</sup> day after the service plan is complete	July 2, 2007 <sup>7</sup> (based on May 2, 2007 ((July 1 <sup>st</sup> is 60 <sup>th</sup> day))
Annexation of the land	Approve on second reading before 3 years plus 31 days	December 9, 2008 (3 yrs + 31 days)

<sup>1</sup> Notice to owners includes informing property owners that they are included in an annexation plan.

<sup>2</sup> Notice to public and private entities providing services shall include request for information regarding services provided, to be provided to City within 90 days (May 7, 2006 falls on Sunday, so deadline is May 8, 2006)

<sup>3</sup> Deadline may be extended if City and provider agree to an extension.

<sup>4</sup> Chapter 43, section 43.056(j) of the Local Government Code states that the service plan must be available at the public hearings, and section 43.056(a) states that the service plan must be completed before the first day of the tenth month after the month in which the inventory is prepares. Therefore, it appears that cities are expected to prepare a "preliminary service plan" that is available at the public hearings, and then prepare a "final service plan" by the latter deadline.

<sup>5</sup> Publication in newspaper; affidavit; posting on website (must remain on site until hearing); written notice to public school districts in area to be annexed; written notice to public or private entities providing services in area to be annexed; and, railroads with right-of-way in area to be annexed.

<sup>6</sup> In computing the 10-day period, do not count the day the notice is published or the day of the hearing.

<sup>7</sup> June 30, 2007 falls on Saturday, therefore the deadline is July 2, 2007.



Agenda

November 08, 2005

Item Number: 8B

Resolution adopting a three year annexation plan for approximately 255 acres of land generally located east of Grand Avenue Parkway, north of FM 1825, and south of Pflugerville Loop, in Travis County, including the Windermere, Heatherwilde and the Pflugerville North West subdivisions.

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**Summary:** Following the consideration of many scenarios and public meetings with area residents in 2002, Pflugerville's western ETJ was divided into five phases for annexation subject to the State statutes adopted in 2003. The first phase, the 531 acre 2006 Cambridge Heights and Heatherwilde Annexation, was put in a three year plan in November 2003 and the second phase, the 432 acre 2007 Springbrook Centre and North Park Annexation was put in a three year plan in November 2004. This plan, the 2008 Windermere, Heatherwilde and the Pflugerville North West Annexation, contains approximately 255 acres and includes primarily single family residential homes. Placing territory in a three year annexation plan puts specific restrictions on completing the annexation process on the area. The timeline for this annexation is attached as Exhibit B.

**Recommendation:** Approve the resolution.

**Action Required by:** The plan must be adopted by November 8, 2005 in order for the annexation to be effective in 2008.

**Prepared by:** Clyde von Rosenberg, AICP, Planning Director

**Fiscal Impact:** The city will be required to provide services to the annexed area in FY 09. A complete analysis of the cost of providing these services will be completed in time to include those costs in the budget.

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**Attached Files: (Click to display file.)**

Resolution

Exhibit A, Map

Exhibit B, Schedule

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>> Return to the agenda. <<