

Ordinance No. 19 - 92

AN ORDINANCE OF THE VILLAGE OF PLEAK, TEXAS PROVIDING FOR THE DISANNEXATION OF A TRACT OF LAND, HEREINAFTER MORE SPECIFICALLY DESCRIBED BY METES AND BOUNDS, PURSUANT TO A STRATEGIC PARTNERSHIP AGREEMENT BETWEEN THE VILLAGE OF PLEAK, AND FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 157.

WHEREAS, the Village of Pleak and Fort Bend County Municipal Utility District No. 157 (hereinafter referred to as "MUD 157") entered into a Strategic Partnership Agreement on August 21, 2019; and

WHEREAS pursuant to the Strategic Partnership Agreement the Village of Pleak will adopt this ordinance to disannex the area shown on Exhibit "A" from the Village subject to the terms of the Strategic Partnership Agreement and pursuant to Texas Local Government Code Section 43.146;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN FOR THE VILLAGE OF PLEAK, TEXAS the following ordinance is hereby adopted:

Section 1. Disannex.

That the tract of land as described on "Exhibit A", which is located within the Village of Pleak is disannex pursuant to the terms and conditions of the Strategic Partnership Agreement.

Section 2. Repeal.

All ordinances or parts of ordinances inconsistent or in conflict herewith are, to the extent of such inconsistency or conflict, hereby repealed.

Section 3. Severability.

In the event any section, clause, sentence, paragraph, or portion of this Ordinance shall be, for any reason, adjudged by any Court of competent jurisdiction to be invalid, such invalidity shall not effect, invalidate or impair the remainder of this Ordinance.

Section 4. Adoption of ordinance.

This ordinance shall become effective upon its approval and passage.

PASSED by an affirmative vote of all members of the Board of Aldermen for the Village of Pleak, this 18th day of September 2019.

APPROVED:


Mayor, Larry Bittner

ATTEST:

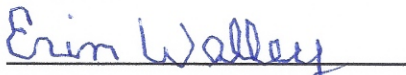

City Secretary, Erin Walley

EXHIBIT "A"
DISANNEXATION AREA

Exhibit A Page 1 of 3 Pages

County: Fort Bend
Project: F.B.C.M.U.D. 157
M.S.G. No.: 191011
Job Number: 1356-MUD

FIELD NOTES FOR 17.64 ACRES

Being 17.64 acres of land located in the George H. Schley Survey, Abstract-391, Fort Bend County, Texas; said 17.64 acre tract being out of a called 548.9 acre tract recorded in the name of BGM Land Investments, Ltd., under Fort Bend County Clerk's File Number (F.B.C.C.F. No.) 2016124987; said 17.64 acre tract being more particularly described by metes and bounds as follows (bearings based on the Texas Coordinate System of 1983 (NAD83), South Central Zone, per GPS observations):

COMMENCING at a westerly corner of said 548.9 acre tract, being on the east line of a called 0.1485 acre tract recorded in the name of The State of Texas, under F.B.C.C.F. No. 2018089114, and being on the southwest line of the residue of a called 2.299 acre tract recorded in the name of Ronald C. Kunz, under F.B.C.C.F. No. 9742850, and being on the southeasterly right-of-way (R.O.W.) line of F.M. Road 2218 (width varies per F.B.C.C.F. No. 2018089114);

THENCE, with the line common to said 0.1485 acre tract, and said 2.299 acre residue tract, South 48 degrees 03 minutes 09 seconds East, a distance of 11.24 feet to an angle point for the most northerly corner and **POINT OF BEGINNING** of the herein described tract;

THENCE, with the line common to said 2.299 acre residue tract, and said 548.9 acre tract, the following two (2) courses:

1. South 48 degrees 03 minutes 09 seconds East, a distance of 395.55 feet to an angle point;
2. North 44 degrees 48 minutes 42 seconds East, a distance of 250.87 feet to an angle point in the southwesterly line of a called 0.090 acre tract recorded in the name of Patsy A. Wafer, under F.B.C.C.F. No. 9742847;

THENCE, with the line common to said 0.090 acre tract and said 548.9 acre tract, South 48 degrees 16 minutes 55 seconds East, a distance of 340.54 feet to an angle point for the south corner of a called 0.651 acre tract recorded in the name of Patricia Wafer, under F.B.C.C.F. No. 2002062801;

THENCE, with the line common to said 0.651 acre tract and said 548.9 acre tract, North 41 degrees 54 minutes 43 seconds East, a distance of 310.01 feet to an angle point for an easterly corner of said 0.651 acre tract, and being on the southwest line of a called 1.215 acre tract, recorded in the name of Daniel Plasencia, under F.B.C.C.F. No. 1999085012;

THENCE, with the line common to said 1.215 acre tract and said 548.9 acre tract, South 48 degrees 00 minutes 26 seconds East, a distance of 340.64 feet to an angle point for the southwest corner of said 1.215 acre tract;

THENCE, through and across said 548.9 acre tract, South 41 degrees 55 minutes 50 seconds West, a distance of 1,015.65 feet to an angle point on the northwest line of a called 49.106 acre tract recorded in the name of Rodney Janczak and wife, Sandra Janczak, under F.B.C.C.F. No. 2002059824, and being a southwesterly line of said 548.9 acre tract, for the south corner of the herein described tract;

THENCE, with the line common to said 49.106 acre tract and said 548.9 acre tract, North 48 degrees 01 minutes 30 seconds West, a distance of 1,026.83 feet to an angle point on the easterly line of said 0.1485 acre tract, being the southeasterly R.O.W. line of said F. M. Road 2218;

THENCE, with the southeast R.O.W. line of said F.M. Road 2218, the following four (4) courses:

1. North 40 degrees 15 minutes 50 seconds East, a distance of 30.75 feet to an angle point;
2. North 49 degrees 44 minutes 10 seconds West, a distance of 50.00 feet to an angle point;
3. North 40 degrees 15 minutes 50 seconds East, a distance of 263.29 feet to a point at the beginning of a curve to the left;
4. 161.10 feet along the arc of said curve to the left, having a radius of 16,023.00 feet, a central angle of 00 degrees 34 minutes 34 seconds, and a chord that bears North 40 degrees 33 minutes 06 seconds East, a distance of 161.10 feet to the **POINT OF BEGINNING** and containing 17.64 acres of land.

This document was prepared under 22TAC663.21, does not reflect the results of an on the ground survey, and is not to be used to convey or establish interests in real property except those right and interests implied or established by the creation or reconfiguration of the boundary of the political subdivision for which it was prepared.

An exhibit of the subject tract has been prepared by Miller Survey Group and accompanies this description.

Carolyn J. Quinn, R.P.L.S.
Texas Registration No. 6033

MILLER SURVEY GROUP
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JOB No. 1356-MUD
February 18, 2019

