

ORDINANCE NO. 104

AN ORDINANCE OF THE CITY OF PAYNE SPRINGS, TEXAS TO ANNEX PORTIONS OF TEXAS STATE HIGHWAY 198 INTO THE CITY

WHEREAS, Texas State Highway 198 starting at Twin Creek Bridge on the northerly limit of the city of Payne Springs, Texas and runs continuously through the city to the southeasterly limit of the City except for a gap of approximately 3,520 feet where it joins with FM 316; and,

WHEREAS, a current Municipal Maintenance Agreement exists between the State of Texas and the City of Payne Springs dated March 18, 1991, wherein the State assists the City in maintenance, control, supervision and regulation of State Highway routes within the City, and the State of Texas currently does maintain SH198 along the entire length through the City, including the above define gap; and

WHEREAS, the only property to be annexed by this ordinances the right of way of SH 198, there being no private property involved; and

WHEREAS, the area to be annexed will provide additional contiguity between the westerly and easterly sections of the City; and

WHEREAS, a survey to define the specific boundaries of the area to be annexed was performed by Gearld A. Carter, Registered Professional Land Surveyor No. 1935, during the month of April, 1995 and it was determined that the area to be annexed into the City is 6.43 acres and that such area and boundaries are defined in Field Notes certified by Carter on April 13, 1995, and are to be a part of this Ordinance; and

WHEREAS, the City is allowed this annexation in 43.103 of the Texas Local Government Code.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PAYNE SPRINGS, TEXAS THAT THE ABOVE DEFINED GAPS IN SH198 BE ANNEXED INTO THE CITY OF PAYNE SPRINGS, TEXAS

PASSED AND APPROVED THIS _____ DAY OF _____, 1996

APPROVED:

LONNIE W. BOYERS, MAYOR

ATTEST:

SEAL

**LOU REIMERS
CITY SECRETARY**