

ORDINANCE NO.2006-03-04

AN ORDINANCE AMENDING ORDINANCE NUMBER 2006-01-01 TO CORRECT A SCRIVENER'S ERROR REFLECTED IN THE METES AND BOUNDS DESCRIPTION OF A 165.2153 ACRE TRACT PREVIOUSLY ANNEXED INTO THE CITY OF WESTON; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Weston, Texas is a general-law municipality located in Collin County, created in accordance with the provisions of Chapter 6 of the Local Government Code and operating pursuant to the enabling legislation of the State of Texas; and

WHEREAS, by proper petition, the owner of 165.2153 acres of that certain 206.91 acre tract situated in the William Culwell Survey, Abstract No. 184, Collin County, Texas requested that his property be annexed into the City of Weston; and

WHEREAS, after proper notice was provided in accordance with Chapter 43 of the Texas Local Government Code and public hearings on the proposed annexation were held before the Weston City Council, the City Council voted to annex the property into the City; and

WHEREAS, after the annexation of the property into the City it was determined that two calls contained in the metes and bounds description of the property were found to be inaccurate as the result of a scrivener's error; and

WHEREAS, the accompanying survey of the property contained in Ordinance number 2006-01-01 properly depicts accurate the size, shape and location of the property; and

WHEREAS, the City Council desires to amend Ordinance number 2006-01-01 to reflect the corrected calls and to reflect the intent of the City Council when the property was annexed on 2006-01-01; and

WHEREAS, this ordinance was considered at a properly posted public meeting and all legal requirements associated with same have been met and the City Council has determined that this ordinance is in the best interest of the public health, safety and general welfare.

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

SECTION 1.

That Ordinance number 2006-01-01 is hereby amended by amending the metes and bounds property description to correct a scrivener's error. The corrected metes and bounds description is attached herein and incorporated hereto as Exhibit "A".

SECTION 2. CUMULATIVE CLAUSE

This ordinance shall be cumulative of all provisions of ordinances of the City of Weston, Texas, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances, in which event the conflicting provisions of such ordinances are hereby repealed.

SECTION 3. SEVERABILITY CLAUSE

Should any section or part of this ordinance be held unconstitutional, illegal or invalid, or the application thereof, the unconstitutionality, illegality, invalidity or ineffectiveness of such section or part shall in no way affect, impair or invalidate the remaining portion or portions thereof, but as to such remaining portions, the same shall be and remain in full force and effect.

SECTION 4. EFFECTIVE DATE

This ordinance shall be effective from and after its passage and adoption by the City Council.

PASSED AND APPROVED this the 17th day of March 2006.

Patti Harrington
Patti Harrington, Mayor

ATTEST
Susan M Coffey
Susan M Coffey, City Secretary

