By: Fraser   S.B. No. 1537

A BILL TO BE ENTITLED

1   AN ACT

2 relating to the authority of certain general-law municipalities to

3 add area to their extraterritorial jurisdiction on the request of

4 area property owners.

5   BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6   SECTION 1. Subchapter B, Chapter 42, Local Government Code,

7 is amended by adding Section 42.027 to read as follows:

8   Sec. 42.027. AUTHORITY OF GENERAL-LAW MUNICIPALITY TO

9 INCLUDE AREA IN EXTRATERRITORIAL JURISDICTION ON REQUEST OF AREA

10 PROPERTY OWNERS. (a) This section applies only to a general-law

11 municipality that has an extraterritorial jurisdiction of more than

12 one mile at any point contiguous to the municipality's corporate

13 boundaries.

14   (b) If a majority of the property owners of an area

15 contiguous to the municipality's extraterritorial jurisdiction

16 sign a petition in favor of becoming a part of the municipality's

17 extraterritorial jurisdiction, any three of those property owners

18 may prepare an affidavit regarding the petition and file the

19 affidavit, with a metes and bounds description of the area

20 attached, with the presiding officer of the governing body of the

21 municipality.

22   (c) The presiding officer of the governing body of the

23 municipality shall certify the filed affidavit, with a metes and

24 bounds description of the area attached, to the governing body of

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1 the municipality. On receipt of the certified affidavit, with a

2 metes and bounds description of the area attached, the governing

3 body by ordinance may include the described area in the

4 municipality's extraterritorial jurisdiction.

5   (d) On the effective date of the ordinance, the described

6 area becomes a part of the municipality's extraterritorial

7 jurisdiction and the inhabitants of the area are bound by the acts

8 and ordinances adopted by the municipality that apply to the

9 municipality's extraterritorial jurisdiction.

10   SECTION 2. This Act takes effect September 1, 2007.