



**SPECIAL MEETING OF THE
TEMPLE CITY COUNCIL**

**MUNICIPAL BUILDING
CITY COUNCIL CHAMBERS – 2ND FLOOR
2 NORTH MAIN STREET**

TEMPLE, TX

FRIDAY, SEPTEMBER 4, 2015

8:30 A.M.

AGENDA

I. CALL TO ORDER

1. Invocation
2. Pledge of Allegiance

V. PUBLIC HEARING & ANNEXATION

3. **PUBLIC HEARING** – Receive Municipal Service Plan and conduct a public hearing to receive comments on the proposed annexation of approximately 282.73 acres of City-owned property located to the south of Little Flock Road and to the West of Bob White Road to be used for future expansion of the City of Temple landfill.

***The City Council reserves the right to discuss any items in executive (closed) session
whenever permitted by the Texas Open Meetings Act.***

I hereby certify that a true and correct copy of this Notice of Meeting was posted in a public place at 3:30 PM on August 28, 2015.

Lacy Borgeson

Lacy Borgeson, TRMC
City Secretary

I certify that this Notice of Meeting Agenda was removed by me from the outside bulletin board in front of the City Municipal Building on _____ day of _____ 2015.



COUNCIL AGENDA ITEM MEMORANDUM

09/04/15
Item #3
Regular Agenda
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DEPT./DIVISION SUBMISSION & REVIEW:

Brian Chandler, Director of Planning

ITEM DESCRIPTION: PUBLIC HEARING – Receive Municipal Service Plan and conduct a public hearing to receive comments on the proposed annexation of approximately 282.73 acres of City-owned property located to the south of Little Flock Road and to the West of Bob White Road to be used for future expansion of the City of Temple landfill.

STAFF RECOMMENDATION: Receive staff presentation on the Municipal Service Plan, as required by State law, hold public hearing and take no action at this time.

ITEM SUMMARY: In recent years, the City has purchased approximately 282.73 acres of land located along the eastern boundary of the City's landfill. The property was purchased to be used for future expansion of the landfill. The property lies within the City's extraterritorial jurisdiction (ETJ). City staff is recommending annexation of the area before expansion of the landfill begins.

Pursuant to Chapter 43 of the Local Government Code, the City must adopt a Municipal Service Plan for the annexed area and conduct two public hearings. City Council adopted a resolution on July 30, 2015 to direct Staff to develop the Municipal Service Plan and set the dates for the public hearings. The purpose of the plan is to provide a comprehensive snapshot of the City services that would be provided for the property after annexation. The plan has been sent to the relevant City departments and their input has been incorporated into the document.

The proposed dates for the public hearings are September 3, 2015 (regular meeting) and September 4, 2015, (special meeting, 8:30 a.m., Council Chambers). Planning staff will present a municipal services plan at the hearing on September 3, 2015, as required by state law, showing how the City will serve the area proposed to be annexed. The proposed schedule anticipates completion of annexation proceedings through a Second Reading at City Council on October 2, 2015. Zoning for the property will be requested at a future date

FISCAL IMPACT: Future landfill development will not affect the City's Ad Valorem Tax Base, since the property is already owned by the City of Temple.

ATTACHMENTS:

[Municipal Service Plan](#)

[Aerial Map of Proposed Annexation Area](#)

CITY OF TEMPLE
ANNEXATION SERVICE PLAN—CITY-INITIATED ANNEXATION
Future Landfill Property

For an annexation of approximately 282.73 acres of City-owned property located to the south of Little Flock Road and to the West of Bob White Road to be used for future expansion of the City of Temple landfill and being more particularly depicted as Exhibit “A” (Aerial Map) of the Annexation Ordinance (2015-####).

SERVICES TO BE PROVIDED ON THE EFFECTIVE DATE OF ANNEXATION

1. POLICE PROTECTION

The City will provide protection to the newly-annexed tract at the same or similar of service now being provided to other areas of the City, with the same or similar topography, land use and population density.

2. FIRE PROTECTION AND AMBULANCE SERVICE

The City will provide fire protection from Station 2 to the newly-annexed area at the same or similar level of service now being provided to other areas of the City with the same or similar topography, land use and population density. The City will provide First Responder services through its Fire Department and contract for emergency medical services (EMS) through the Scott & White EMS System.

3. SOLID WASTE COLLECTION

Upon payment of any required deposits and the agreement to pay lawful service fees and charges, solid waste collection will be provided to the newly-annexed area where services are required until such time as the tract has fully transitioned to its intended use as a solid waste disposal facility. Private contractors currently providing sanitation collecting services in the area may continue to do so for up to two years. The City Council anticipates that once the newly-annexed area has transitioned to a solid waste disposal collecting services will no longer be needed for the subject tract.

4. MAINTENANCE OF WATER AND WASTEWATER FACILITIES

Any and all water or wastewater facilities owned or maintained by the City at the time of the proposed annexation shall continue to be maintained by the City. Any and all water or wastewater facilities which may be acquired subsequent to the annexation of the proposed area shall be maintained by the City, to the extent of its ownership. Any and all water or wastewater facilities outside the extent of the ownership of the City, and owned by other water or wastewater treatment providers shall continue to be allowed to provide those services to the newly-annexed tract.

5. MAINTENANCE OF ROADS AND STREETS

Any and all public roads, streets or alleyways which have been dedicated to the City, or which are owned by the City, shall be maintained to the same degree and extent that other roads, streets and alleyways are maintained in areas with similar topography, land use and population density. Any and all lighting of roads, streets and alleyways which may be positioned in a right-of-way, roadway or utility company easement shall be maintained by the applicable utility company servicing the City, pursuant to the rules, regulations and fees of such utility.

6. MAINTENANCE OF PUBLIC PARKS, PLAYGROUNDS AND SWIMMING POOLS

No public parks, playgrounds or swimming pools are currently located in the area proposed for annexation, nor are any proposed, according to the Parks and Recreation Department.

7. MAINTENANCE OF MUNICIPALLY-OWNED FACILITY, BUILDING OR MUNICIPAL SERVICE

The City will maintain such areas to the same extent and degree that it maintains publicly-owned facilities, buildings or municipal services of the City now incorporated in the City.

8. INSPECTIONS

The City will provide building inspection services upon approved building permits from the City to the newly-annexed tract at the same or similar level of service now being provided to other areas of the City with the same or similar topography, land use and population density.

9. CODE ENFORCEMENT

The City will provide code enforcement services to the newly-annexed tract at the same or similar level of service now being provided to other areas of the City with the same or similar topography, land use and population density.

10. MOWING

The City will provide right-of-way mowing services adjacent to the newly-annexed tract at the same or similar level of service now being provided to other areas of the City with the same or similar topography, land use and population density.

CAPITAL IMPROVEMENTS

1. POLICE PROTECTION, FIRE PROTECTION AND EMERGENCY MEDICAL SERVICES

The City finds and determines it to be unnecessary to acquire or construct any capital improvements for the purposes of providing police protection, fire protection, or emergency medical services. The City finds and determines that it has at the present time adequate facilities to provide the same type, kind and level of protection and service which is presently being administered to other areas already incorporated in the City with the same or similar topography, land use and population density.

2. ROADS AND STREETS

The City will undertake to provide the same degree of road and street lighting as is provided in areas of the same or similar topography, land use and population density within the present corporate limits of the City. Maintenance of properly dedicated roads and streets will be consistent with the maintenance provided by the City to other roads and streets in areas of similar topography, land use and sub development of the annexed property. Developers will be required, pursuant to the ordinances of the City to provide internal and peripheral streets and to construct those streets in

accordance with the specifications required by the City for the properly dedicated street. City participation in capital expenditures will be in accordance with city policies.

3. WATER AND WASTEWATER FACILITIES

The City of Temple has water facilities available to the abutting site and does not anticipate extending facilities are proposed for annexation due to the nature of the anticipated use.

Currently, there are no wastewater treatment providers within the boundaries of the voluntary annexation and property owners rely on on-site sewage facilities (septic systems). Other areas of the City of Temple with similar topography, land use, and population density as those found in the boundaries of the voluntary annexation also rely on on-site sewage facilities for wastewater infrastructure. For this reason and in accordance with Local Government Code Section 43.056(g), the City proposes no extensions of wastewater facilities within the boundaries of the voluntary annexation.

SPECIFIC FINDINGS

The City Council finds and determines that this proposed Service Plan will not provide any fewer services, and it will not provide a lower level of service in the area proposed to be annexed than were in existence in the proposed area at the time immediately preceding the annexation process.

Because of the differing characteristics of topography, land utilization and population density, the service levels which may ultimately be provided in the newly annexed area may differ somewhat from services provided in other areas of the City. These differences are specifically dictated because of differing characteristics of the property and the City will undertake to perform consistent with this contract so as to provide the newly-annexed area with the same type, kind and quality of service presently enjoyed by the citizens of the City who reside in areas of the same or similar topography, land utilization and population density.

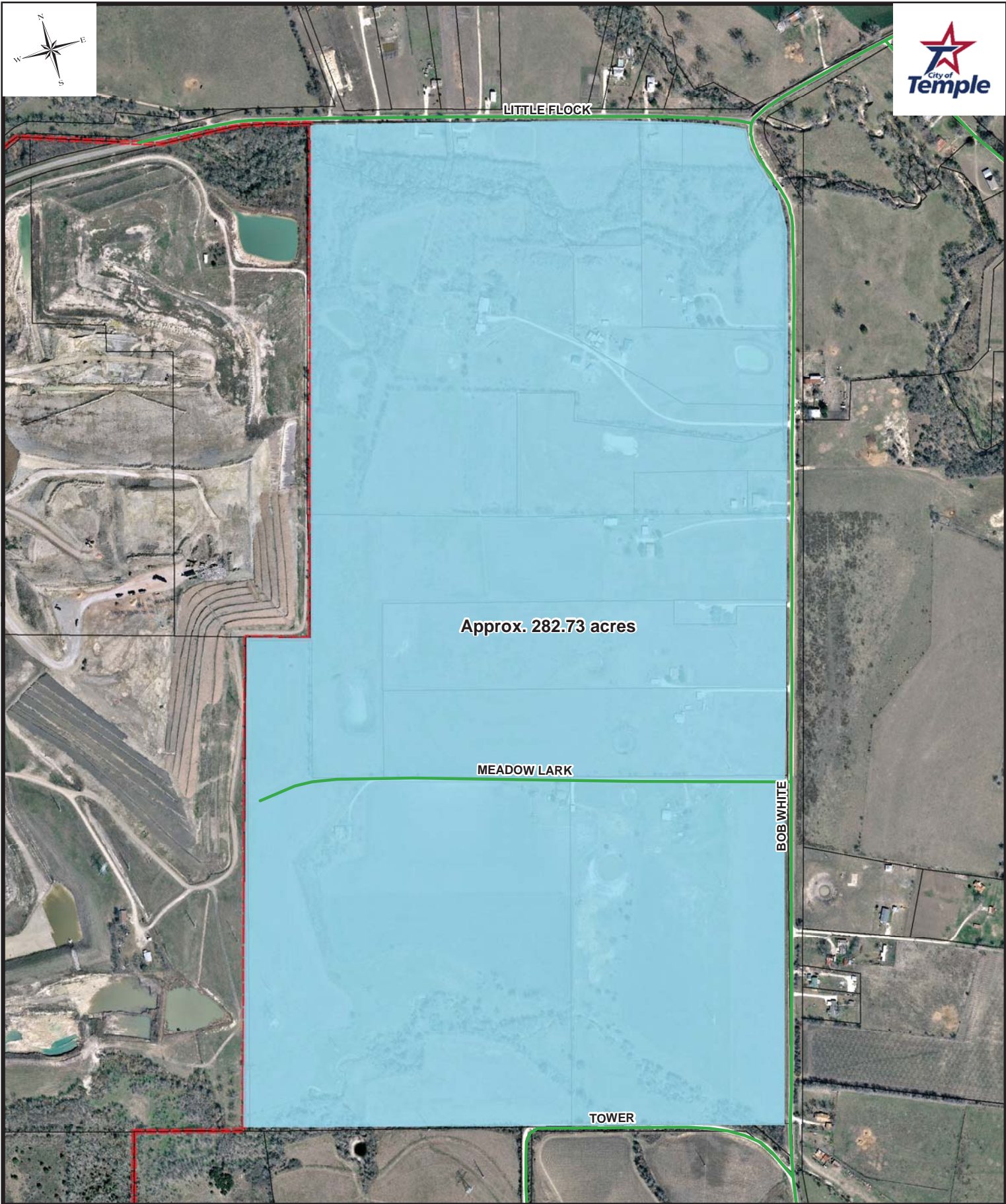
APPROVED ON THIS _____ DAY OF _____, 2015.





City of Temple, Texas

Mayor

ATTEST:

City Secretary



-  Streets
-  Annexation Property
-  Temple City Limits
-  Parcels

**Property ID: 113675, 113676, 32031, 19961, 40493
 69710, 440770, 48937, 27404, 316481
 316479, 117345, 99392, 117344, 45353**
 Approx. 282.73 acres of land to be annexed by the City of Temple

DISCLAIMER:
 GIS products are for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. They do not represent an on-the-ground survey and represent only the approximate relative location of property boundaries and other features.

