

RESOLUTION NO. 2019-__

A RESOLUTION GRANTING CONSENT TO THE CREATION
OF GALVESTON COUNTY MUNICIPAL UTILITY DISTRICT
#74 DESIGNATING THE DISTRICT AS A CITY SERVICE
DISTRICT

WHEREAS, Section 54.016 of the Texas Water Code, as amended, provides that “No land within the corporate limits of a city... shall be included in a district unless the City grants its written consent, by resolution or ordinance, to the inclusion of the land within the District in accordance with Section 42.042, Local Government Code and this section.”; and

WHEREAS, Section 54.016 further provides that if the District proposes to connect to the City’s water or sewer system... the District shall be designated as a “City service district.”; and

WHEREAS, a petition reciting that it was executed pursuant to Section 54.016 and containing the information required by said Section has been filed with the city; and

WHEREAS, the City Council has heretofore found and determined, and hereby affirmatively finds and determines that here exists within the corporate limits of the City of League City, Texas, an area wherein it is desired that a municipal utility district will be created, and

WHEREAS, it is contemplated that such municipal reclamation district (more particularly a municipal utility district) by authority of Article XVI, Section 59, Texas Constitution in accordance with and having all the powers provided by Chapter 49 and 54, Texas Water Code, as amended; and

WHEREAS, it is proposed that said municipal utility district shall be known as Galveston County Municipal Utility District #74; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LEAGUE CITY, TEXAS, as follows:

Section 1. The facts and opinions in the preamble of this ordinance are true and correct.

Section 2. The City Council hereby grants the petition, attached and incorporated as Exhibit A, for the creation of Galveston County Municipal Utility District #74. The new boundaries for Galveston County Municipal Utility District #74 is attached and incorporated as Exhibit B.

Section 3. If any provisions, section, subsection, paragraph, sentence or clause of this ordinance of the application of same to any person or set of circumstances, shall for any reason be held unconstitutional, void or invalid, such invalidity shall not affect the validity of the remaining provisions of this ordinance are declared to be severable.

Section 4. This resolution shall become effective after its approval and adoption by the City Council of the City of League City.

Section 5. Resolution No. 2006-30 is hereby repealed. All other resolutions or parts or ordinances inconsistent with the terms of this resolution are hereby repealed; provided, however, that such repeal shall be only to the extent of such inconsistency and in all other respects this ordinance shall be cumulative of other ordinances regulating and governing the subject matter covered by this resolution.

Section 6. The utility agreement for Municipal Utility District No. 74 that was authorized under Ordinance 2019-06 is hereby re-authorized and ratified.

PASSED AND APPROVED the ____ day of _____ 2019.

PAT HALLISEY
Mayor

ATTEST:

DIANA STAPP
City Secretary

APPROVED AS TO FORM:

NGHIEM V. DOAN
City Attorney