



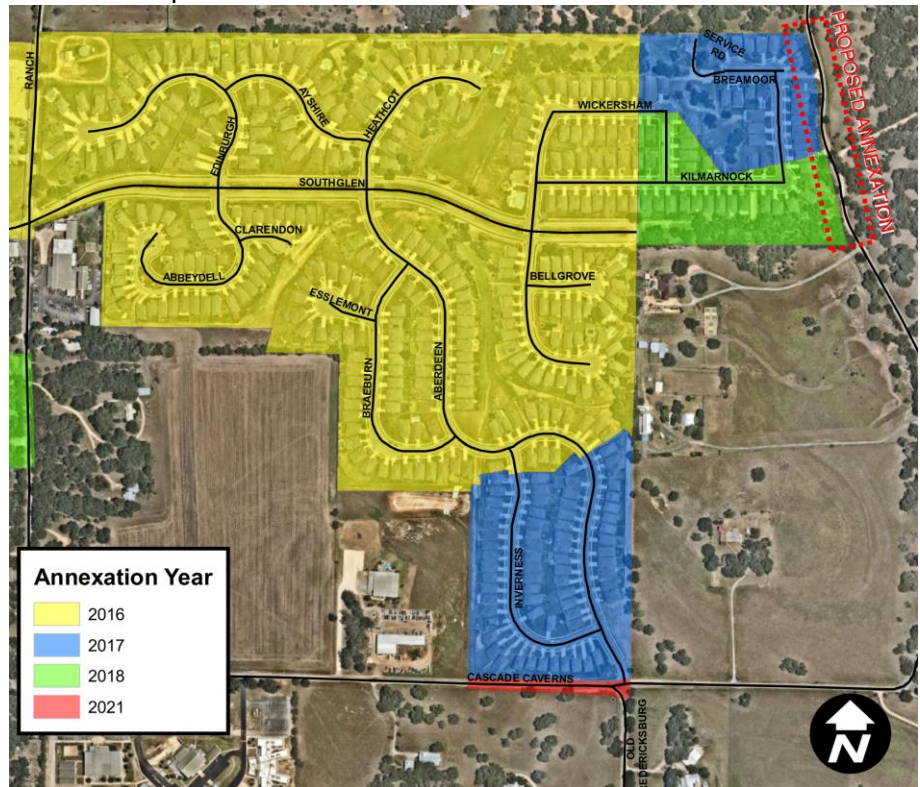
AGENDA ITEM SUMMARY

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| Agenda Date | February 11, 2025 |
| Requested Action | RECEIVE PRESENTATION AND APPROVE ON FIRST READING ORDINANCE NO. 2025-02; AN ORDINANCE ANNEXING APPROXIMATELY 0.927 ACRES OF COUNTY ROAD RIGHT-OF-WAY, BEING A PORTION OF THAT CERTAIN 1.382 ACRE TRACT OF LAND CONVEYED TO KENDALL COUNTY IN INSTRUMENT RECORDED IN VOLUME 533, PAGES 728-734, OFFICIAL RECORDS, KENDALL COUNTY, TEXAS, AND A PORTION OF THE REMAINING PIECE OF A 50.78 ACRE TRACT OF LAND (KAD PARCEL# 11550) DESCRIBED IN INSTRUMENT RECORDED IN VOLUME 79, PAGES 225-226, DEED RECORDS, KENDALL COUNTY, TEXAS, INTO THE CITY OF BOERNE, KENDALL COUNTY, TEXAS, AND EXTENDING THE BOUNDARY LIMITS OF SAID CITY SO AS TO INCLUDE SAID HEREINAFTER DESCRIBED PROPERTY WITHIN SAID CITY LIMITS, AND GRANTING TO ALL THE INHABITANTS OF SAID PROPERTY ALL THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BINDING SAID INHABITANTS BY ALL OF THE ACTS, ORDINANCES, RESOLUTIONS, AND REGULATIONS OF SAID CITY. <i>(Roadway annexation at the request of Kendall County)</i> |
| Contact Person | Jeffrey Carroll – Engineering & Mobility Director |
| Background Information | <p>State law governing annexation has evolved over time, with a significant modification in 2015 (House Bill 1949) requiring that when a city annexes new parcels, any adjacent county right-of-way (ROW) must also be annexed concurrently.</p> <p>The City of Boerne annexes the Southglen residential neighborhood in three phases in 2016, 2017 and 2018. However, for reasons unknown, the annexation did not include portions of adjacent county ROWs located to the south and east of the neighborhood.</p> <p>In 2021, following discussions with Kendall County, the City annexed various county ROWs, including segments of Cascade Caverns Road, Old San Antonio Road, Ranger Creek Road, Shooting Club Road, and Upper Balcones Road. This included the portion of Cascade Caverns Road adjacent to Southglen’s southern boundary.</p> |

On October 2, 2024, the City received a letter from the Kendall County Attorney regarding an unannexed portion of Cascade Caverns Road adjacent to the eastern limits of Southglen. The letter referenced state annexation laws and inquired about the City’s plan to formally resolve the issue.

Following internal research and discussion, the City responded on October 31, 2024, stating its intent to annex the ROW in compliance with state law. The City’s letter provided the required 60-day notice to the County, allowing an opportunity for comment. No objections or responses were received from the County, and as a result, City staff is now requesting that a public hearing be scheduled to initiate the annexation process.

Location Map:



Item Justification

- **Legal/Regulatory Obligation:** Ensures compliance with Texas annexation laws, including House Bill 1949.
- **Infrastructure Investment:** Incorporates public roadways into the City’s jurisdiction for improved management and maintenance.

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| Strategic Alignment <i>(Example: C2 – Customer Feedback, B1 – Data Driven Decision)</i> | F2 – Investing in and maintaining high-quality infrastructure systems and public assets. |
| Financial Considerations | The annexation of this roadway will expand the City’s responsibility for annual pavement and right-of-way maintenance. |
| Citizen Input/Board Review | N/A |
| Legal Review | N/A |
| Alternative Options | N/A |
| Supporting Documents | Ordinance No. 2025-02 Public Hearing Notice Letter from Kendall County Attorney (October 2, 2024) City Response Letter (October 31, 2024) Legal Description of Parcel |