

RESOLUTION NO. 2025-R

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BOERNE,
TEXAS CONSENTING TO THE CREATION OF KENDALL COUNTY
WATER CONTROL AND IMPROVEMENT DISTRICT NO. 3B OVER
679.849 ACRES OF LAND**

WHEREAS, LTB Interests, LTD., a Texas limited partnership (“LTB” or “Owner”) is the owner of 679.849 acres of land described in Exhibit “A” attached hereto (the “Tract”) located partially within the City’s extra-territorial jurisdiction; and

WHEREAS, Kendall County Water Control and Improvement District No. 3 was created pursuant to House Bill 1455, 85th Legislature, Regular Session (codified in Special Districts Local Laws Code Ann. Chapter 9072) (the “Act”) in accordance with Article XVI, Section 59, and Article III, Section 52, of the Constitution of the State of Texas and contained approximately 1012 acres, inclusive of the Tract; and

WHEREAS, pursuant to the Act, Kendall County Water Control and Improvement District No. 3B (the “District”) was created by an Order Dividing Kendall County Water Control and Improvement District No. 3 into Kendall County Water Supply and Improvement District No. 3A and the District dated December 19, 2019, which encompasses the Tract, and Kendall County Water Control and Improvement District No. 3A; and

WHEREAS, LTB is requesting the City’s consent to the creation of the District over the boundaries of the Tract.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BOERNE:

Section 1. The facts and recitations set forth in the preamble of this Resolution are hereby found to be true and correct.

Section 2. The City Council of the City hereby specifically gives its written consent to the creation of the District over the Tract. The City Council expressly does not consent to the creation of the District over any land not contained within the Tract.

Section 3. The City Council officially finds, determines, recites and declares that a sufficient written notice of the date, hour, place and subject of this meeting of the City Council was posted at a place convenient to the public at the City Hall of the City for the time required by law preceding this meeting, as required by Chapter 551, Texas Government Code; and that this meeting had been open to the public as required by law at all times during which this Resolution and the subject matter hereof has been discussed, considered and formally acted upon. The City Council further ratifies, approves and confirms such written notice and the contents and posting thereof.

Section 4. This Resolution shall become effective from and after the date of its final passage, and it is accordingly so ordained.

PASSED, APPROVED, and ADOPTED on this the ____ day of February, 2025.

APPROVED:

Mayor

ATTEST:

City Secretary