



## AGENDA ITEM SUMMARY

**Agenda Date**

November 14, 2023

**Requested Action**

CONSIDER ON SECOND READING ORDINANCE NO. 2023-36; AN ORDINANCE ANNEXING 3.877 ACRES LOCATED AT 36432 INTERSTATE HIGHWAY 10 (KAD NO. 222994) AND A 6.676 ACRE PORTION OF INTERSTATE HIGHWAY 10 RIGHT-OF-WAY TO 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. *(Consider the second reading of an ordinance annexing 36432 IH 10 and a portion of IH 10 right-of-way, at the request of Alejandro Gutierrez)*

**Contact Person**

Nathan Crane, Planning Director

**Background Information**

**PRIOR REVIEW:**

The City Council held a public hearing on the annexation and approved the first reading of the ordinance on October 24, 2023. No one spoke in favor or opposition at the public hearing.

**REQUEST:**

This request is to consider on second reading the ordinance approving the voluntary annexation of one parcel totaling 3.877 acres.

***Municipal Service Plan***

A Municipal Service Plans (MSP) is required as part of each annexation. The MSP outlines how property in the annexed area will be served with municipal services. The property owner has approved the MSP.

The City of Boerne will be the water and sewer provider. The city will also be responsible for Fire, Police, Road Maintenance, and all other government functions.

Primary access to the site is proposed from IH-10 access road/off ramp to Johns Road. TxDOT will need to approve any access to the frontage road. There is an easement that allows secondary access

	<p>to Lattimore Drive.</p> <p><b><i>Current and Future Zoning</i></b></p> <p>In accordance with Section 2.5 of the Unified Development Code, the property will be designated as a Holding (HOL) district until such time as the property is permanently zoned by the Council. The landowner will be responsible for applying to rezone the property.</p> <p><b><i>Floodplain and Drainage Protection Zones</i></b></p> <p>The property is not within the floodplain or a drainage protection zone.</p>
<b>Item Justification</b>	<p><input checked="" type="checkbox"/> Legal/Regulatory Obligation    <input type="checkbox"/> Infrastructure Investment</p> <p><input type="checkbox"/> Reduce Costs    <input type="checkbox"/> Customer Pull</p> <p><input type="checkbox"/> Increase Revenue    <input type="checkbox"/> Service Enhancement</p> <p><input type="checkbox"/> Mitigate Risk    <input type="checkbox"/> Process Efficiency</p> <p><input checked="" type="checkbox"/> Master Plan    <input type="checkbox"/> Other:</p> <p>Recommendation</p>
<b>Strategic Alignment</b>	B2 – Advancing Master Plan Recommendations
<b>Financial Considerations</b>	
<b>Citizen Input/Board Review</b>	<p>The private property owners provided consent of the annexation with approval of the Development Agreement. They have also approved the Municipal Service Plan on July 13, 2023.</p> <p>TxDot was notified of the annexation on July 17, 2023. No comments have been received. Municipal Service Plans are not required for roadways.</p> <p>The property is part of the City’s Extra-Territorial Jurisdiction (ETJ) and has been designated as Neighborhood Residential on the Future Land Use Map.</p> <p>The Council held a public hearing on this item on October 24, 2023. No one spoke in favor or opposition of the request.</p>
<b>Legal Review</b>	This action is a statutory requirement for annexation.
<b>Alternative Options</b>	
<b>Supporting Documents</b>	<p>Attachment 1 –Ordinance 2023-36</p> <p>Attachment 2 – Petition</p> <p>Attachment 3 – MSP and Exhibits</p> <p>Attachment 4 – Location Map</p> <p>Attachment 5 – TxDOT Notice</p>

