

ORDINANCE NO. 2023- 04

**AN ORDINANCE OF THE VILLAGE OF SALADO, TEXAS, TO ANNEX UNDER CHAPTER 43 OF THE TEXAS LOCAL GOVERNMENT CODE, APPROXIMATELY 10.302 ACRES OF TEXAS DEPARTMENT OF TRANSPORTATION (“TXDOT”) OWNED RIGHT-OF-WAY ON FM 2268, FROM THE EASTERN CORPORATE LIMITS OF THE VILLAGE OF SALADO NEAR GUESS ROAD, EAST TO GOOSENECK ROAD IN BELL COUNTY, TEXAS, AS FURTHER DESCRIBED IN EXHIBIT “A”, LYING ADJACENT AND CONTIGUOUS TO THE PRESENT CORPORATE LIMITS OF THE VILLAGE OF SALADO IN THE VILLAGE’S EXTRATERRITORIAL JURISDICTION IN BELL COUNTY, INTO THE INCORPORATED MUNICIPAL BOUNDARIES OF THE VILLAGE OF SALADO, TEXAS INCLUDING THE FOLLOWING: FINDINGS OF FACT; EFFECTIVE DATE; REPEALER; SEVERABILITY; AND PROPER NOTICE AND MEETING.**

**WHEREAS**, the Village of Salado, Texas (“Village”) is a Type-A, General Law municipality with the rights and privileges thereto; and

**WHEREAS**, the Village of Salado, Texas is authorized by State law to annex territory lying adjacent and contiguous to the corporate limits of said Village of Salado, Texas in accordance with Chapter 43 of the Texas Local Government Code; and

**WHEREAS**, on November 21, 2022, the Village of Salado notified the Texas Department of Transportation (“TxDOT”) of its intent to annex the portion of TxDOT-owned right-of-way on FM 2268 lying adjacent and contiguous to the present corporate limits of the Village of Salado in accordance with Texas Local Government Code Section 43.1056; and

**WHEREAS**, a 10.302 acre tract of land, being the existing public right-of-way of FM 2268 from the Village’s eastern corporate limits, near Guess Road, east to Gooseneck Road, as more particularly described by metes and bounds, attached hereto and incorporated for all purposes as Exhibit “A”; and

**WHEREAS**, the Board of Aldermen of the Village of Salado (“Aldermen”) conducted a public hearing on February 16, 2023, regarding annexation of the subject right-of-way and has provided all required notices within the timeframes established under Chapter 43 of the Texas Local Government Code; and

**WHEREAS**, the Village has prepared a service plan for the subject right-of-way to be annexed in accordance with Section 43.056 of the Texas Local Government Code providing for full municipal services to such area, which service plan was made available to the public; and

**WHEREAS**, the Board of Aldermen deems it to be in the best interest of the citizens of the Village to annex said territory into the Village.

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE VILLAGE OF SALADO, TEXAS:**

**1. FINDINGS OF FACT**

All of the above premises are hereby found to be true and correct legislative and factual findings of the Board of Aldermen of the Village of Salado, Texas, and are hereby approved and incorporated into the body of this Ordinance as if copied herein in their entirety.

**2. ANNEXATION OF TERRITORY**

- A.** The properties in the area described in Exhibit "A", which is attached hereto and incorporated herein for all purposes, is hereby annexed and brought into the municipal boundaries (i.e., corporate limits) of the Village of Salado, and is made an integral part, hereof.
- B.** The official map and boundaries of the Village of Salado are hereby amended and revised so as to include the area annexed, and to reflect the expansion of the Village's extraterritorial jurisdiction resulting from such annexation.

**3. EFFECTIVE DATE**

This Ordinance is effective and the annexation achieved herein shall be final and complete upon adoption of this Ordinance on the date set forth below.

**4. FILING**

- A.** The Village Secretary is hereby instructed to include this Ordinance in the records of the Village.
- B.** The Village Secretary is hereby instructed to have maps prepared depicting the new municipal boundaries and extraterritorial jurisdiction.
- C.** The Village Secretary is hereby instructed to file a certified copy of this Ordinance with the Bell County Clerk.

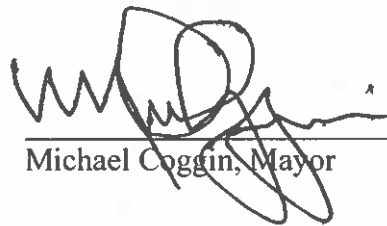
**5. SEVERABILITY**

It is hereby declared to be the intention of the Board of Aldermen of the Village of Salado that the phrases, clauses, sentences, paragraphs and sections of this Ordinance be severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs or sections of this Ordinance, and the remainder of this Ordinance shall be enforced as written.

**6. PROPER NOTICE AND MEETING**

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public as required and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code. Notice was also provided as required by Chapter 52 of the Texas Local Government Code.

PASSED AND APPROVED this the 16<sup>th</sup> day of February 2023, by a vote of 5 (ayes) to 0 (nays) to 0 (abstentions) of the Board of Aldermen of the Village of Salado, Texas.



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Michael Coggin, Mayor

ATTEST:



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Don Ferguson, Village Administrator/Acting City Secretary

**Exhibit "A"**

**SURVEY AND METES AND BOUNDS DESCRIPTION**

**INTERSTATE 35 RIGHT-OF-WAY**

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Land Surveying. Land Planning. Consulting.

Firm: 10194104 512-915-4950

1430 N. Robertson Road, Salado, Texas 76571

### FIELD NOTES FOR A 10.302 ACRE TRACT OF LAND:

**BEING A 10.302 ACRE TRACT OF LAND**, LOCATED IN THE JAMES P WALLACE SURVEY, ABSTRACT NO. 901, THE JOHN BARTON SURVEY, ABSTRACT NO. 124, THE HERSHELL CORZINE SURVEY, ABSTRACT NO. 203, THE ERASMUS BREWER SURVEY, ABSTRACT NO. 58, THE FELIPPI MADRIGAL SURVEY, ABSTRACT NO. 540, AND THE G.F. LANKFORD SURVEY, ABSTRACT NO. 508, BELL COUNTY, TEXAS; SAID 10.302 ACRE TRACT BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

**BEGINNING** at a point in a curve in the northeast right-of-way line of F.M. Highway 2268, being the approximate location of an exterior corner of the existing Village of Salado Municipal limits, said point being the northwest corner of the herein described tract of land, said Point of Beginning located at state plane, central zone coordinate (N) 10312643.05' (E) 3176953.67';

Thence, with the northeast right-of-way line of F.M. Highway 2268, the following seven (7) courses and distances:

1. with said curve to the left containing a radius of 905.37', a central angle of 03°07'03", a chord which bears S 71° 41' 10" E, a chord distance of 49.26', a total **curve length** of **49.26'**, to a point for a point of tangency of the herein described tract of land;
2. **S 73° 14' 41" E**, a distance of **2173.10'**, to a point for an exterior corner of the herein described tract of land;
3. **S 16° 45' 19" W**, a distance of **10.00'**, to a point for an interior corner of the herein described tract of land;

4. **S 73° 14' 41" E**, a distance of **302.82'**, to a point for an interior corner of the herein described tract of land;
5. **N 14° 29' 19" E**, a distance of **10.00'**, to a point for an exterior corner of the herein described tract of land;
6. **S 73° 28' 41" E**, a distance of **1785.06'**, to a point for an angle point of the herein described tract of land;
7. **S 74° 11' 41" E**, a distance of **210.91'**, to a point in the northeast right-of-way line of F.M. Highway 2268, said point being the northeast corner of the herein described tract of land;
8. **Thence**, across F.M. Highway 2268, **S 15° 48' 19" W**, a distance of **100.00'**, to a point at a cutback at the intersection of the southwest right-of-way line of F.M. Highway 2268 and the southeast right-of-way line of Gooseneck Road, said point being an angle point of the herein described tract of land;
9. **Thence**, with said cutback, **S 60° 40' 49" W**, a distance of **70.56'**, to a point at an angle point in the southeast right-of-way line of Gooseneck Road, said point being an angle point of the herein described tract of land;
10. **Thence**, across Gooseneck Road, **N 74° 11' 41" W**, a distance of **53.00'**, to a point at an angle point in the northwest right-of-way line of Gooseneck Road, said point being an angle point of the herein described tract of land;
11. **Thence**, with a cutback of the intersection of the northwest right-of-way line of Gooseneck Road and the southwest right-of-way line of F.M. Highway 2268, **N 29° 19' 11" W**, a distance of **70.86'**, to a point at the intersection of the southwest right-of-way line of F.M. Highway 2268 and the northwest right-of-way line of Gooseneck Road, said point being an angle point of the herein described tract of land;


Thence, with the southwest right-of-way line of F.M. Highway 2268, the following eight (8) courses and distances:

12. **N 74° 11' 41" W**, a distance of **58.53'**, to a point for an angle point of the herein described tract of land;

13. **N 73° 28' 41" W**, a distance of **1784.01'**, to a point for an angle point of the herein described tract of land;
14. **N 73° 14' 41" W**, a distance of **1813.50'**, to a point for an exterior corner of the herein described tract of land;
15. **N 16° 45' 19" E**, a distance of **10.00'**, to a point for an interior corner of the herein described tract of land;
16. **N 73° 14' 41" W**, a distance of **560.00'**, to a point for an interior corner of the herein described tract of land;
17. **S 16° 45' 19" W**, a distance of **10.00'**, to a point for an exterior corner of the herein described tract of land;
18. **N 73° 14' 41" W**, a distance of **104.10'**, to a point for the beginning of a curve to the right of the herein described tract of land;
19. with said curve to the right containing a radius of 1005.37', a central angle of 02°53'50", a chord which bears N 71° 47' 46" W, a chord distance of 50.83', a total **curve length** of **50.84'**, to a point in the southwest right-of-way line of F.M. Highway 2268, said point being the southwest corner of the herein described tract of land;
20. **Thence**, across F.M. Highway 2268, **N 17° 39' 33" E**, a distance of **100.07'**, to the **POINT OF BEGINNING** containing **10.302 acres** of land.

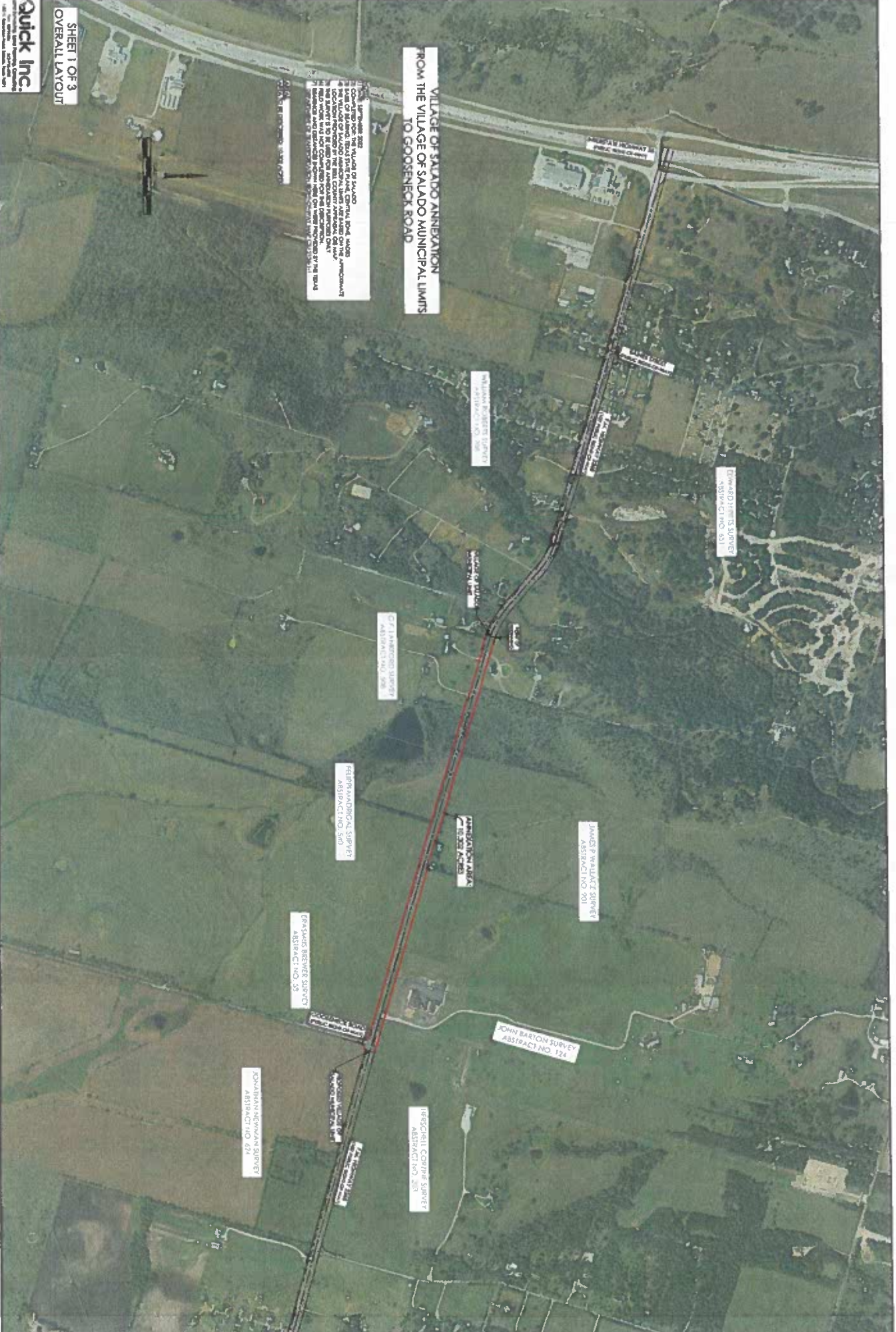
**Note:** The basis of bearing NAD (83), Texas State Plane Coordinate System, Central Zone, 4203, US Survey Foot. A survey plat was prepared by a separate document.



  
Travis L. Quicksall RPLS # 6447  
Date: 09/20/2022  
Job #22-0165

**VILLAGE OF SALADO ANNEXATION  
 FROM THE VILLAGE OF SALADO MUNICIPAL LIMITS  
 TO GOOSENECK ROAD**

1. The Village of Salado, Massachusetts, is hereby annexed from the Village of Salado Municipal Limits to the Village of Salado Municipal Limits to Goose Neck Road. The boundaries of the Village of Salado are shown on the attached map and shall be the boundaries of the Village of Salado from this date forward.



WILLIAM ROBERTS SURVEY  
 ABSTRACT NO. 501

JAMES P. WALTON SURVEY  
 ABSTRACT NO. 501

MAYOR'S OFFICE

ANNEXATION AREA  
 16.50 ACRES

CR. 11 HUNTERS SURVEY  
 ABSTRACT NO. 501

FELIX WATSON & SONS SURVEY  
 ABSTRACT NO. 501

FRANKS BREWER SURVEY  
 ABSTRACT NO. 51

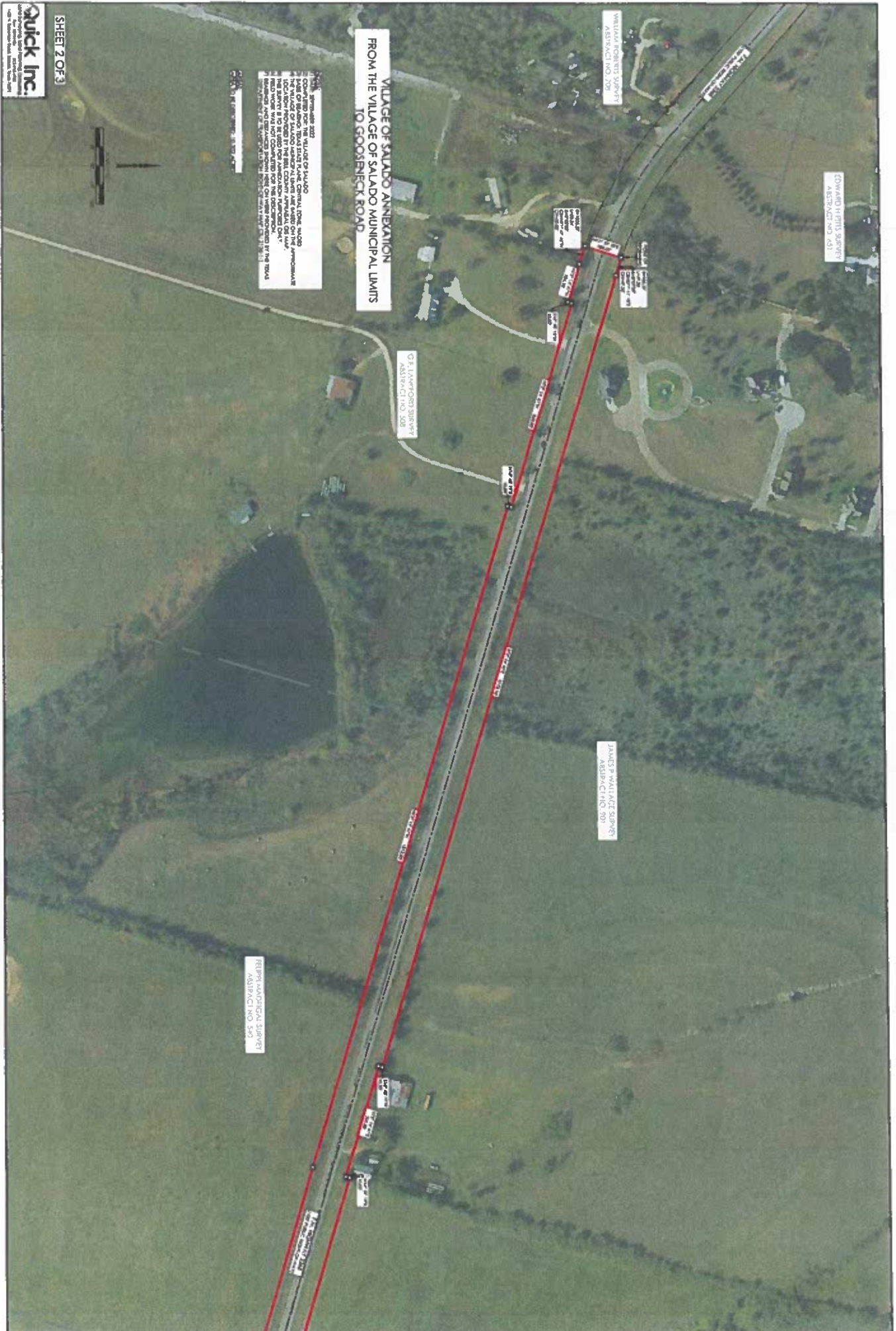
JOHN BARTON SURVEY  
 ABSTRACT NO. 524

IRISCHILL CORNER SURVEY  
 ABSTRACT NO. 513

JOHN BARTON SURVEY  
 ABSTRACT NO. 624

FRANK WATSON & SONS SURVEY  
 ABSTRACT NO. 501





CONWAY UTILITY SERVICE  
ASSOCIATION NO. 431

WILLIAMS UTILITY SERVICE  
ASSOCIATION NO. 208

**VILLAGE OF SALADO ANNEXATION  
FROM THE VILLAGE OF SALADO MUNICIPAL LIMITS  
TO GOOSECREEK ROAD**

THIS ANNEXATION IS  
COMPLETED FOR THE VILLAGE OF SALADO  
IN ACCORDANCE WITH THE TEXAS MUNICIPALITY  
ACT AND THE TEXAS GOVERNMENTAL CODE. THE  
LOCATION OF THE ANNEXATION IS SHOWN ON THE  
ATTACHED MAP. THE ANNEXATION IS SUBJECT TO  
THE APPROVAL OF THE BOARD OF SUPERVISORS  
OF THE VILLAGE OF SALADO. THE ANNEXATION  
IS EFFECTIVE AS OF THE DATE OF THE BOARD'S  
APPROVAL. THE ANNEXATION IS SUBJECT TO  
THE APPROVAL OF THE BOARD OF SUPERVISORS  
OF THE VILLAGE OF SALADO. THE ANNEXATION  
IS EFFECTIVE AS OF THE DATE OF THE BOARD'S  
APPROVAL.

G.P. LAWRENCE SERVICE  
ASSOCIATION NO. 508

JAMES P WALLACE SERVICE  
ASSOCIATION NO. 307

FERRELL ANDERSON SERVICE  
ASSOCIATION NO. 549

VILLAGE OF SALADO ANNEXATION  
FROM THE VILLAGE OF SALADO MUNICIPAL LIMITS  
TO GOOSENECK ROAD

THIS SURVEY WAS  
CONDUCTED FOR THE VILLAGE OF SALADO  
AND IS NOT TO BE USED FOR ANY OTHER  
PURPOSE. THE SURVEYOR HAS NOT  
CONDUCTED A VISUAL INSPECTION OF  
THE PROPERTY AND HAS NOT CONDUCTED  
A FIELD SURVEY. THE SURVEYOR HAS  
RELIED ON THE RECORDS OF THE TOLSON  
LAND SURVEY COMPANY FOR THE  
CORNER POSITIONS AND THE  
DIMENSIONS OF THE PROPERTY.

SHEET 3 OF 3

Quick Inc.  
Surveyors & Engineers, Inc.  
1000 West 10th Street, Suite 100  
Arlington, Texas 76010  
Phone: (817) 461-1111  
Fax: (817) 461-1112  
www.quickinc.com

JAMES H WALLACE SURVEY  
ABSTRACT NO. 501

HEBERT WALLACE SURVEY  
ABSTRACT NO. 540

ERIK SANDS BROTHERS SURVEY  
ABSTRACT NO. 29

JOHN BARLOW SURVEY  
ABSTRACT NO. 124

HERSCHEL CORNINE SURVEY  
ABSTRACT NO. 203

JOHN HANSEN NEWKAMP SURVEY  
ABSTRACT NO. 624

