

CITY OF WILLOW PARK ORDINANCE NO. 878-23
CITY OF ALEDO ORDINANCE NO. 2023-182
JOINT ORDINANCE AND BOUNDARY AGREEMENT

WHEREAS, the CITY OF ALEDO, Texas (“ALEDO”), is home rule city located in Parker County, acting under its charter adopted by the electorate pursuant to Article XI, Section 5, of the Texas Constitution and Chapter 9 of the Local Government Code; and; and

WHEREAS, the CITY OF WILLOW PARK (“WILLOW PARK”) is a Type A general law municipality located in Parker County, created in accordance with the provisions of Chapter 6 of the Local Government Code and operating pursuant to the enabling legislation of the State of Texas; and

WHEREAS, ALEDO and WILLOW PARK share an extraterritorial jurisdiction (“ETJ”) boundary; and

WHEREAS, ALEDO and WILLOW PARK desire to adjust the boundary between the ETJ of the two cities to promote orderly development to ensure public safety and effective delivery of municipal services; and

WHEREAS, Section 42.023 of the Texas Local Government Code authorizes a municipality to reduce its ETJ by ordinance approved by its governing body; and

WHEREAS, ALEDO and WILLOW PARK have established their inhabitants at greater than 5,000 and each has an ETJ of one mile.

NOW, THEREFORE, BE IT ORDAINED AND MUTUALLY AGREED BY THE CITY COUNCIL OF THE CITY OF ALEDO AND THE CITY COUNCIL OF THE CITY OF WILLOW PARK THAT:

SECTION 1.

Pursuant to Section 42.023 of the Texas Local Government Code, ALEDO agrees to release and hereby releases the 31.247-acre tract located in ALEDO’s ETJ, as depicted and described in Exhibit “A,” for the sole benefit of WILLOW PARK, and WILLOW PARK hereby agrees to accept the tract into its ETJ.

WILLOW PARK and ALEDO agree that, by this release, the boundary between WILLOW PARK’s ETJ and ALEDO’s ETJ shall be the eastern edge of the property as depicted and described in Exhibit A.

SECTION 2.

This Ordinance shall be cumulative of all provisions of the ordinances of the City of Aledo and the City of Willow Park, except where the provisions of this Ordinance are in direct

conflict with the provisions of such ordinances, in which event the conflicting provisions of such ordinances are hereby repealed.

SECTION 3.

It is hereby declared to be the intention of the City Councils of Aledo and Willow Park that the phrases, clauses, sentences, paragraphs, and sections of this Ordinance are 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, and sections of this Ordinance, since the same would have been enacted without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph, or section.

SECTION 4.

The City of Aledo and the City of Willow Park do hereby covenant and agree to protect, preserve and defend the herein described boundary adjustment.

SECTION 5.

The City of Aledo and the City of Willow Park agree and ordain that the adoption by both cities of this Joint Ordinance and Boundary Agreement, and the boundary change resulting from this Agreement do not mitigate, diminish, or lessen in any way the rights that either party may have, at law or in equity, to challenge or contest any other annexations, attempted annexations, or extraterritorial jurisdiction claims made by the other party.

SECTION 6.

This Joint Ordinance and Boundary Agreement shall become effective and shall become a binding agreement upon the City of Aledo and the City of Willow Park by the adoption of same in regular open city council meetings of the City of Aledo and the City of Willow Park.

SECTION 7.

The Mayor of each city shall execute this Joint Ordinance and Boundary Agreement, upon adoption by both cities, in duplicate originals.

PASSED AND APPROVED by the City Council of the City of Willow Park on this 8th day of August, 2023.



Doyle Moss, Mayor

ATTEST:



Crystal Dozier
Crystal Dozier, City Secretary

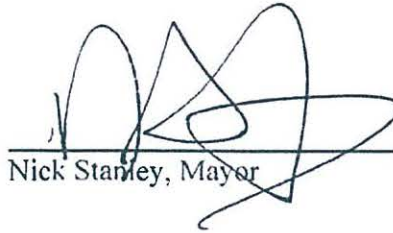
APPROVED AS TO FORM AND LEGALITY:

Pat Chesser
Pat Chesser, City Attorney


PASSED AND APPROVED by the City Council of the City of Aledo on this 27th day
of July, 2023.




Deana McMullen, City Secretary


Nick Stanley, Mayor

APPROVED AS TO FORM AND LEGALITY:


City Attorney