

DRAFT

ORDINANCE NO.

AUTHORIZING THE RELEASE OF APPROXIMATELY 3.11 ACRES OF REAL PROPERTY, CONSISTING OF THREE TRACTS OF LAND GENERALLY LOCATED AT 19806 FM 1283, MICO, TEXAS IN MEDINA COUNTY, TEXAS FROM THE CITY OF SAN ANTONIO'S EXTRATERRITORIAL JURISDICTION, AS PETITIONED BY THE LANDOWNERS JEFFREY SMITH AND J SMITH PROPERTIES, LLC, PURSUANT TO THE PROVISIONS OF CHAPTER 42 OF THE TEXAS LOCAL GOVERNMENT CODE.

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WHEREAS, in the 88th Regular Texas legislative session, Senate Bill (SB) 2038 was passed and is effective on September 1, 2023; and

WHEREAS, this newly enacted section of the Local Government Code, Chapter 42, Subchapters D and E, codified and established a process for the release of property from a city's extraterritorial jurisdiction (ETJ); and

WHEREAS, this section of code does not apply to certain areas of an ETJ, including areas within five miles of an active military base, areas within 15 miles of an active military base in counties with over 2 million in population, areas that were voluntarily annexed into cities' ETJ in certain counties, certain areas legally designated as industrial districts, or areas subject to a strategic partnership agreement; and

WHEREAS, Jeffrey Smith and J Smith Properties, LLC, (Landowners) own approximately 3.11 acres within San Antonio's ETJ and petitioned the City of San Antonio (City) on March 6, 2025, to release the subject property from its ETJ, described and depicted in the landowner's petition, attached as **Attachment "I"**; and

WHEREAS, the field notes were not included along with the petition, and the landowners submitted a copy of the deed, which included the field notes, on March 20, 2025; and

WHEREAS, the address of the property is 19806 FM 1283, Mico, Texas, 78056 and consists of Medina County Appraisal District (MCAD) Parcel ID Numbers 68775, 4451, and 83726; and

WHEREAS, the City verified that the petition complies with the newly enacted Subchapters of Chapter 42 of the Texas Local Government Code; and

WHEREAS, consistent with the San Antonio City Charter the San Antonio Planning Commission held a public hearing on April 9, 2025, and has considered the effect of amending the San Antonio

ETJ boundaries by releasing 3.11 acres, as petitioned by the landowner, and as depicted in the map and deed record attached as **Attachment “I”**; **NOW THEREFORE,**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The release of certain property from the City of San Antonio ETJ, which includes approximately 3.11 acres, consisting of three tracts of land generally located at 19806 FM 1283, Mico, Texas, in Medina County, Texas, and which is legally described in the attached **Attachment “I”** and **Attachment “II”** is hereby approved.

SECTION 2. This ordinance shall be effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

PASSED AND APPROVED on this 17th day of April, 2025.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, City Clerk

Andrew Segovia, City Attorney

Attachment “I”

Petition of Jeffrey Smith and J Smith Properties, LLC.

Attachment “II”

Map and Deed Record