

ORDER #333

STATE OF TEXAS

§

IN THE COMMISSIONERS COURT

COUNTY OF COMAL

§

ORDER CONSENTING TO ANNEXATION OF PROPERTY BY COMAL COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 6

WHEREAS, the Texas Legislature passed and the Governor of Texas approved House Bill No. 4811 (the "Act"), providing for the creation of Comal County Water Control and Improvement District No. 6 (the "District"); and

WHEREAS, the Commissioners Court of Comal County, Texas consented to the creation of the District pursuant to Commissioners Court Order No. 241 (the "Consent Order") as a precondition to activation of the District under the Act; a copy of the Consent Order is attached hereto and incorporated herein by reference as **Exhibit "A"**; and

WHEREAS, the Consent Order, among other things, required that the District obtain approval from the Commissioners Court before annexing any property into the District; and

WHEREAS, SH-DJL Development, LLC., a Texas limited liability company (the "Petitioner"), has petitioned the District for annexation of 208.116 acres (the "Property") into the District, a copy of such petition is attached hereto as **Exhibit "B"**; and

WHEREAS, the Petitioner has entered into a water supply agreement with Canyon Lake Water Supply Corporation and a wastewater treatment agreement with the City of Bulverde for service to the Property, copies of said agreements are attached hereto and incorporated herein as **Exhibit "C"** and **Exhibit "D"** respectively; and

WHEREAS, the City of Bulverde, Texas has consented to the District's annexation of the Property during a regular meeting of the City of Bulverde City Council on September 11, 2012; and

WHEREAS, the District's annexation of the Petitioner's Property into the District shall result in three non-contiguous tracts of land; and

WHEREAS, the District shall not connect the three non-contiguous tracts with interconnected water or interconnected wastewater utility service at any time in the future without the prior written authorization of the Commissioners Court of Comal County;

NOW THEREFORE, BE IT ORDERED BY THE COMMISSIONERS COURT FOR COMAL COUNTY THAT:

1. **The Annexation of the Property, or any portion thereof, into the District is hereby approved, provided that the District authority over the Property shall be subject to the terms and conditions of the Consent Order except as modified herein;**

2. The Commissioners Court of Comal County has reviewed the water service agreement between Petitioner and Canyon Lake Water Supply Corporation and hereby approves said agreement in accordance with the Act; and

3. The Commissioners Court of Comal County has reviewed the wastewater service agreement between Petitioner and the City of Bulverde and hereby approves said agreement in accordance with the Act.

EFFECTIVE THIS 24th DAY OF October, 2013.



SHERMAN KRAUSE, COUNTY JUDGE



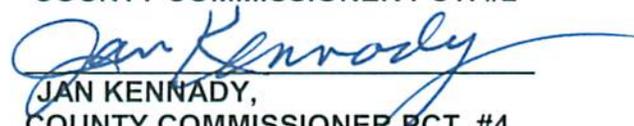
DONNA ECCLESTON,
COUNTY COMMISSIONER PCT. #1



SCOTT HAAG,
COUNTY COMMISSIONER PCT. #2

Absent

KEVIN WEBB,
COUNTY COMMISSIONER PCT. #3



JAN KENNADY,
COUNTY COMMISSIONER PCT. #4



ATTEST: 

JOY STREATER, COUNTY CLERK


by Cynthia Jazua, Deputy