

RESOLUTION NO. 2016-01

A RESOLUTION BY THE COMMISSIONERS COURT OF COMAL COUNTY, TEXAS ACCEPTING AN APPLICATION CONCERNING THE CREATION OF A PUBLIC IMPROVEMENT DISTRICT IN SUPPORT OF THE DEVELOPMENT KNOWN AS “THE CROSSINGS”; FINDING THE PETITION TO BE COMPLIANT WITH APPLICABLE LAW; APPROVING AND AUTHORIZING PUBLICATION OF NOTICE OF PUBLIC HEARING REGARDING THE POSSIBLE CREATION OF A PUBLIC IMPROVEMENT DISTRICT; AND RESOLVING OTHER MATTERS IN CONNECTION THEREWITH

WHEREAS, the Commissioners Court (the *Court*) of Comal County, Texas (the *County*), has received a petition (the *Petition*), which petition the Court hereby finds and determines to be validly submitted, in proper form, and compliant with applicable laws of the State of Texas (the *State*) and the Comal County, Texas Public Improvement District Policy adopted by the Court on November 24, 2015, concerning the creation of a public improvement district (the *PID*) to support the development project within Precinct 3 of the County known as “The Crossings”, as required and in compliance with Subchapter A of Chapter 372, as amended, Texas Local Government Code (the *Act*); and

WHEREAS, pursuant to the Act, prior to the action of the Court concerning the creation of the PID, the Court is required to conduct a public hearing concerning any such creation and publish notice thereof in a newspaper of general circulation in the County, which notice shall contain, at a minimum, the requisite information specified in the Act; and

WHEREAS, the Court hereby finds and determines that, based on its receipt of the Petition, the County should proceed with the conduct of a public hearing concerning the creation of the PID and the giving of notice of such public hearing in the time, form, and manner provided by law; and

WHEREAS, the Court hereby finds and determines that these actions are in the best interests of the residents of the County; now, therefore

BE IT RESOLVED BY THE COMMISSIONERS COURT OF COMAL COUNTY, TEXAS THAT:

SECTION 1: The County Clerk is hereby authorized and directed to cause notice to be published of the Court’s intention to conduct a public hearing concerning the creation of the PID. The PID creation public hearing notice hereby approved and authorized to be published shall read substantially in the form and content of Exhibit A attached hereto, which notice is incorporated herein by reference as a part of this Resolution for all purposes.

SECTION 2: The County Clerk shall cause the aforesaid notice to be published in a newspaper of general circulation in the County at least fifteen days before the scheduled date of the public hearing. In addition, the County Clerk is hereby authorized to mail notices of the creation of the PID as required (and as provided) under Section 372.009(d), as amended, Texas Local Government Code.

SECTION 3: The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Resolution for all purposes and are adopted as a part of the judgment and findings of the Court.

SECTION 4: All orders and resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this Resolution are hereby repealed to the extent of such conflict, and the provisions of this Resolution shall be and remain controlling as to the matters resolved herein.

SECTION 5: This Resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

SECTION 6: If any provision of this Resolution or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Resolution and the application of such provision to other persons and circumstances shall nevertheless be valid, and this Court hereby declares that this Resolution would have been enacted without such invalid provision.

SECTION 7: It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Chapter 551, as amended, Texas Government Code.

SECTION 8: This Resolution shall be in force and effect from and after its final passage, and it is so resolved.

[The remainder of this page intentionally left blank.]

Exhibit A

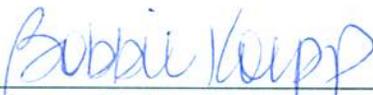
**NOTICE OF PUBLIC HEARING CONCERNING THE CREATION OF PUBLIC
IMPROVEMENT DISTRICT**

PASSED AND ADOPTED on the 14th day of January, 2016.

COMAL COUNTY, TEXAS


~~County Judge~~ Acting County Judge,
County Commissioner, Pct. 1

ATTEST:


County Clerk and Ex-Officio
Clerk of the Commissioners Court



(SEAL OF COMMISSIONERS COURT)

deliberation of the aforesaid public business, including the subject of the Resolution, was open to the public and written notice of said public hearing, including the subject of the Resolution, was posted and given in advance thereof in compliance with the provisions of Chapter 551, as amended, Texas Government Code.

IN WITNESS WHEREOF, I have signed my name officially and affixed the seal of the Commissioners Court, this 14th day January, 2016.



Bobbie Keepp

County Clerk and Ex-Officio Clerk of the
Commissioners Court of Comal County,
Texas

(SEAL OF COMMISSIONERS COURT)