

ANNEXATION SERVICE PLAN FOR THE CITY OF ENNIS, TEXAS

For approximately 14.935 acres (all portions of said tract not currently in corporate limits) of land in part of the Thomas M. Rowe Survey, Abstract #893, being hereby known as being on the south side of Valek Rd. approximately 415 feet east of the 2400 block of S. IH45, Ellis County, Texas.

FOR SERVICES EFFECTIVE IMMEDIATELY AFTER DATE OF ANNEXATION

1. POLICE PROTECTION

The City of Ennis, Texas will provide police protection to the newly annexed tract at the same or similar level now being provided to other areas of the City of Ennis, Texas with similar topography, land use and population within the newly annexed area.

2. FIRE PROTECTION AND AMBULANCE SERVICE

The City of Ennis, Texas will provide fire protection to the newly annexed tract at the same or similar level of service now being provided to other areas of the City of Ennis, Texas, with similar topography, land use and population with the City. Ambulance service will be provided to the newly annexed tract by East Texas Medical Association at the same or similar level of service now being provided to other areas of the City of Ennis, Texas, with similar topography, land use and population with the City.

3. SOLID WASTE COLLECTION

The City of Ennis, Texas will provide residential and commercial, if required, solid waste collection to the newly annexed tract at the same or similar level now being provided to other areas of the City of Ennis, Texas with similar topography, land use and population within the newly annexed area.

4. MAINTENANCE OF WATER AND WASTEWATER FACILITIES

Any and all water or waste water facilities owned or maintained by the City of Ennis, Texas, at the time of the proposed annexation shall continue to be maintained by the City of Ennis, Texas. Any and all water or waste water facilities which may be acquired subsequent to the annexation of the proposed area shall be maintained by the City of Ennis, Texas, to the extent of its ownership.

5. MAINTENANCE OF ROADS AND STREETS

Any and all roads, streets or alleyways which have been dedicated to the City of Ennis, Texas, or which are owned by the City of Ennis, Texas, shall be maintained to the same degree and extent that other roads, streets and alleyways are maintained in areas with similar topography, land use and population density. Any and all lighting of roads, streets and alleyways which may be positioned in a right-of-way, roadway or utility company easement shall be maintained by the applicable utility company servicing the City of Ennis, Texas, pursuant to the rules, regulations and fees of such utility.

6. MAINTENANCE OF PARKS, PLAYGROUNDS AND SWIMMING POOLS

The City Commission of the City of Ennis, Texas, is not aware of the existence of any parks, playgrounds or swimming pools now located in the area proposed for annexation. In the event any such parks, playgrounds or swimming pools do exist and are public facilities, the City of Ennis, Texas, will maintain such areas to the same extent and degree that it maintains parks, playgrounds and swimming pools and other similar areas of the City now incorporated in the City of Ennis, Texas.

7. MAINTENANCE OF PUBLICLY OWNED FACILITY, BUILDING OR MUNICIPAL SERVICE

The City Commission of the City of Ennis, Texas, is not aware of the existence of any publicly owned facility, building or other municipal service now located in the area proposed for annexation. In the event any such publicly owned facility, building or municipal service does exist and are public facilities, the City of Ennis, Texas, will maintain such areas to the same extent and degree that it maintains publicly owned facilities, buildings or municipal services of the City now incorporated in the City of Ennis, Texas.

CONSTRUCTION OF ANY CAPITAL IMPROVEMENTS

1. POLICE PROTECTION, FIRE PROTECTION AND SOLID WASTE COLLECTION

The City Commission of the City of Ennis, Texas finds and determines it to be unnecessary to acquire or construct any capital improvement for the purposes of providing police protection, fire protection or solid waste collection. The City Commission finds and determines that it has at the present time adequate facilities to provide the same type, kind and level of protection and service which is presently being administered to other areas already incorporated in the City of Ennis, Texas, with the same or similar topography, land use and population density.

2. WATER AND WASTE WATER FACILITIES

The City Commission of the City of Ennis, Texas, finds and determines it to be unnecessary to construct any additional capital improvements for the purpose of providing water and waste water services. The area will be connected to and will be serviced by the City of Ennis water and waste water systems at developer's expense as authorized by law. If further development occurs within the next 2 1/2 years that warrants extension or expansion of the water and/or waste water lines, such extension or expansion will be in accordance with the City's utility policies at developer's expense.

3. ROADS AND STREETS

Within 2 1/2 years, the City of Ennis, Texas, with a cooperative effort of the City's designated utility company, will undertake to provide the same degree of road and street lighting as is provided in areas of similar topography, land use and population density within the present corporate limits of the City of Ennis, Texas. Maintenance of properly dedicated roads and streets will be consistent with the maintenance provided by the City to other roads and streets in areas of similar topography, land use and subdevelopment of the annexed property, the developers will be required pursuant to the ordinances of the City of Ennis, Texas, to provide internal and peripheral streets and to construct those streets in accordance with the specifications required by the City of Ennis, Texas, for the properly dedicated street.

4. CAPITAL IMPROVEMENTS

Notwithstanding any other provision of this service plan, a landowner within the newly annexed area will not be required to fund capital improvements necessary to provide municipal services in a manner inconsistent with Chapter 395 of the Local Government Code, unless otherwise agreed to by the landowner.

SPECIFIC FINDINGS

The City Commission of the City of Ennis, Texas finds and determines that this proposed Service Plan will not provide any fewer services, and it will not provide a lower level of service in the area proposed to be annexed than were in existence in the proposed area at the time immediately preceding the annexation process.

Because of the differing characteristics of topography, land utilization and population density, the service levels which may ultimately be provided in the newly annexed area may differ somewhat from services provided other areas of the City of Ennis, Texas. These differences are specifically dictated because of differing characteristics of the property and the City of Ennis, Texas will undertake to perform consistent with this contract so as to provide the newly annexed area with the same type, kind and quality of service presently enjoyed by the citizens of the City of Ennis, Texas who reside in areas of similar topography, land utilization and population.

APPROVED ON THIS 4th DAY OF NOVEMBER 2011.

STEVE HOWERTON, CITY MANAGER

ATTEST:

SHIRLEY TRULL, CITY SECRETARY

