

RESOLUTION NO. 22-R-98

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS CREATING THE SCHERTZ FM 78 NEIGHBORHOOD EMPOWERMENT ZONE EAST AND THE SCHERTZ FM 78 NEIGHBORHOOD EMPOWERMENT ZONE WEST OF SCHERTZ, TEXAS, AND RELATED MATTERS IN CONNECTION THEREWITH

WHEREAS, The City of Schertz desires to increase the public health, safety, and welfare of the persons in the municipality; and

WHEREAS, The City of Schertz City Council finds that the creation of the Schertz FM 78 Neighborhood Empowerment Zone East and FM 78 Neighborhood Empowerment Zone West would promote the creation of affordable housing, including manufactured housing, in the zones; increase in economic development in the zones; increase in the quality of social services, education, or public safety provided to residents of the zones; or the rehabilitation of affordable housing in the zones.

WHEREAS, The City of Schertz City Council finds that the FM 78 Neighborhood Empowerment Zone East and FM 78 Neighborhood Empowerment Zone West should be created in the areas show on Exhibit “A”; and

WHEREAS, The City of Schertz City Council finds that the creation of the FM 78 Neighborhood Empowerment Zone East and FM 78 Neighborhood Empowerment Zone West sbenefits and is for the public purpose of increasing the public health, safety, and welfare of the persons in the municipality; and

WHEREAS, The City of Schertz City Council finds that the creation of the zones satisfies the requirements of Section 312.202, Tax Code as a combination of factors including the predominance of defective or inadequate sidewalks and streets, faulty size and usefulness of lots, and the deterioration of site and other improvements such as water and sewer lines; and

WHEREAS, The program is intended to stabilize and improve property values; and

WHEREAS, Foster civic pride in the beauty and accomplishments of the past, and to promote the use of the historic structures for the culture, education, and general welfare of residents; and

WHEREAS, Strengthen the economy of the city by protecting and enhancing the attractiveness of the FM 78 area to residents and visitors, as well as provide support and stimulus to businesses; and

WHEREAS, given the aims of the Comprehensive Plan as it relates to FM 78 and in particular the desire to foster commercial development that residents; and

NOW THEREFORE, BE IT RESOLVED, THAT THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS THAT:

Section 1. The City Council hereby establishes the FM 78 Neighborhood Empowerment Zone East and FM 78 Neighborhood Empowerment Zone West as shown in Exhibit "A".

Section 2. 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 City Council.

Section 3. All 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 4. This Resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 5. 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 the City Council hereby declares that this Resolution would have been enacted without such invalid provision.

Section 6. 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, Texas Government Code, as amended.

Section 7. This Resolution shall be in force and effect from and after its final passage, and it is so resolved.

PASSED AND ADOPTED, this 25th day of October, 2022.

CITY OF SCHERTZ, TEXAS

Ralph Gutierrez, Mayor

ATTEST:

Sheila Edmondson, Deputy City Secretary

(CITY SEAL)