

RESOLUTION NO. 23-R-47

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS APPROVING AND AUTHORIZING A CCN AMENDMENT AND A CCN TRANSFER FROM GREEN VALLEY SPECIAL UTILITY DISTRICT TO THE CITY OF SCHERTZ TO AMEND CCN BOUNDARIES, AND OTHER MATTERS IN CONNECTION THEREWITH

WHEREAS, Green Valley Special Utility District (“GVSUD”) provides retail water service under CCN No. 10646 and retail sewer service under CCN No. 20973, issued by the Public Utility Commission of Texas (“PUC”) to certain areas in and about Comal County and Guadalupe County;

WHEREAS, the City of Schertz (“Schertz”) provides retail water service under CCN No. 10645 and retail sewer service under CCN No. 20271, issued by the PUC, to certain areas in and about Bexar County, Comal County, and Guadalupe County;

WHEREAS, the boundaries of the GVSUD water CCN and the Schertz water CCN are adjacent to one another in various areas;

WHEREAS, the Property owner of the subject property identified as PIDs#63998 and 153815, Guadalupe County Appraisal District records, and depicted in Exhibit A (“Eckhardt Rd Tract – Water CCN”) has requested service from the City of Schertz;

WHEREAS, the Property owner of the subject property identified as PIDs#63998 and 153815, Guadalupe County Appraisal District records, and depicted in Exhibit B (Updated (Current) Water CCN Map”), has requested release from and GVSUD has decertified the property from their water CCN;

WHEREAS, GVSUD and Schertz are amenable to altering the boundaries of their respective sewer CCNs by transferring the portion of the Property contained within the boundaries of the GVSUD CCN to the Schertz CCN so that the Property is removed from the GVSUD sewer CCN and added to the Schertz sewer CCN, depicted in Exhibit C (“Sewer CCN Exhibit”); and

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

Section 1. The City Council hereby authorizes the City Manager to amend the City of Schertz’ water CCN to provide water service to the property as shown in Exhibit “A” and “B” and execute an agreement to transfer the sewer CCN from GVSUD to provide sewer service to the subject property as shown in Exhibit “C”.

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 _____ day of _____, 2023.

CITY OF SCHERTZ, TEXAS

Ralph Gutierrez, Mayor

ATTEST:

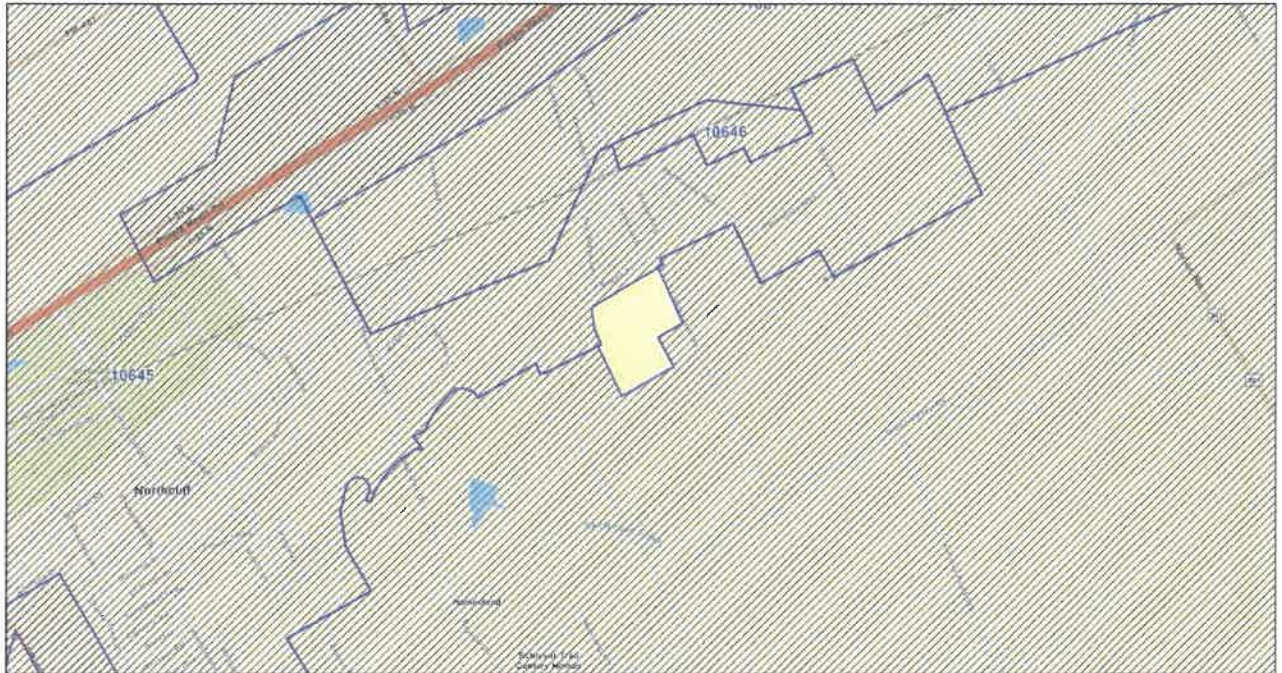
Sheila Edmondson, City Secretary

Exhibit "A"
Subject Property
Eckhardt Rd Tract – Water CCN

Exhibit "B"
Subject Property
Updated (Current) Water CCN Map

Exhibit B

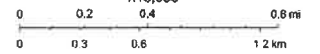
Public Utility Commission - Water CCN



4/24/2023, 9:08:56 AM

Water CCN Service Areas

1:18,056



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Exhibit "C"
Subject Property
Sewer CCN Exhibit

Exhibit C

