

**CITY OF SAN ANTONIO  
PLANNING DEPARTMENT  
CITY COUNCIL AGENDA MEMORANDUM**

**TO:** Mayor and City Council

**FROM:** Emil R. Moncivais, AICP, AIA, Director, Planning Department

**SUBJECT:** A Resolution amending the City of San Antonio's Three-Year Annexation Plan by adding the Timberwood Park Area, consisting of approximately 4,354 acres.

**DATE:** May 26, 2005

**SUMMARY AND RECOMMENDATION**

This is a resolution amending the Three-Year Annexation Plan to include the Timberwood Park Area to be considered for full purpose annexation in June 2008. This area is proposed to be added to the Three-Year Annexation Plan to comply with Chapter 43 of the Texas Local Government Code.

Staff recommends approval.

**BACKGROUND INFORMATION**

On April 14, 2005, staff received direction from City Council to proceed with the limited purpose annexation of the Timberwood Park area, contiguous with the city limits, and to add the area to the Three-Year Annexation Plan with the intent to negotiate a non-annexation agreement. The Timberwood Park Area Limited Purpose Annexation is scheduled for final consideration by City Council on June 16, 2005. Annexation statutes require that areas annexed for limited purposes be annexed for full purposes within three years and be included in the municipality's Three-Year Annexation Plan. The time limit for full purpose annexation may be extended by agreement with a majority of the property owners in the area. If there is no agreement on an extension, or if the area is not annexed for full purposes within three years, then the area cannot be annexed for a period of five years.

City Council amended the current Three-Year Annexation Plan on December 12, 2002, to add the following: Kyle Seale/Loop 1604 area, the Helotes Park Terrace & The Park at French Creek area, Canyon Springs/Summerglen area, Oliver Ranch area, Sendero Ranch area, Indian Springs, Evans/Bulverde Road area, and the Southside Limited Purpose Annexation Areas 1 through 6. City Council amended the Plan to add the Southside Initiative Expansion area on July 22, 2004.

**POLICY ANALYSIS**

The City's goals for annexation are to preserve its range of annexation options, promote orderly growth, provide municipal services, enhance the City's fiscal position, preserve the integrity of the City and its extraterritorial jurisdiction, and to maintain a systematic annexation process.

Non-annexation agreements are permitted by statute, but can only occur after placing the area in the City's Three Year Annexation Plan and after public hearings are held to present the service plans. Subsequently, the County Commissioner's Court may appoint five individuals from the areas to negotiate an agreement in lieu of annexation.

### **FISCAL IMPACT**

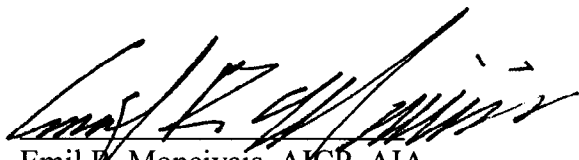
The Timberwood Park area was evaluated for a limited purpose annexation over a three-year period. Over the three-year period, the cost/revenue analysis estimates a net gain to the General Fund of \$19,396 for implementation of the limited purpose annexation. The revenues and expenditures associated with the provision of services for a full purpose annexation are not included in this assessment. This analysis will take place during negotiations.

### **COORDINATION**


This item was coordinated with the City Manager's Office, the City Attorney's Office and Office of Management & Budget.

### **SUPPLEMENTARY COMMENTS**

The area to be included in the Three Year Annexation Plan will be subject to all the statutory requirements of Chapter 43 of the Texas Local Government Code.



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Director, Planning Department



Jelynn LeBlanc Burley  
Assistant City Manager



† J. Rolando Bono  
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Planning Department**  
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## **RESOLUTION**

### **AMENDING THE CITY OF SAN ANTONIO'S THREE YEAR ANNEXATION PLAN BY ADDING THE TIMBERWOOD PARK AREA CONSISTING OF APPROXIMATELY 4,354 ACRES UNDER THE PROVISION OF CHAPTER 43 OF THE TEXAS LOCAL GOVERNMENT CODE.**

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**WHEREAS**, Chapter 43 of the Texas Local Government Code provides that a City shall adopt a municipal annexation plan to identify areas that may be annexed by the City on and after January 1, 2003; and

**WHEREAS**, The City Council of the City of San Antonio at it's meeting of September 19, 2002, adopted a three year annexation plan in accordance with Chapter 43 of the Texas Local Government Code; and

**WHEREAS**, The City Council of the City of San Antonio at it's meeting of December 12, 2002, and July 22, 2004, amended the three year annexation plan; and

**WHEREAS**, The Planning Commission of the City of San Antonio at it's meeting of May 25, 2005, made a recommendation regarding the amendment to the Three Year Annexation Plan; and

**WHEREAS**, the City Council of the City of San Antonio will consider the Reading of the Ordinance regarding the proposed limited purpose annexation of the Timberwood Park area on June 16, 2005; **NOW THEREFORE:**

#### **BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**SECTION 1.** The City Council of the City of San Antonio recommends the adoption of the amendment the Three Year Municipal Annexation Plan by adding the Timberwood Park area. The City of San Antonio may annex the area more specifically identified in Section 2 of this resolution before the third anniversary of the date of the limited purpose annexation.

**SECTION 2.** The area consists of approximately 4,345 acres of land more or less in Bexar County, Texas, and more specifically identified on the map and descriptions which are attached and incorporated into this resolution as Exhibit A. This area is included in the municipal annexation plan for purposes of considering the full purpose annexation of all or portions of the area in accordance with applicable law.

**PASSED and APPROVED this 26<sup>th</sup> day of May, 2005.**

**M A Y O R**

**ATTEST:**

**City Clerk**

**APPROVED AS TO FORM:** \_\_\_\_\_

**City Attorney**