

BASICS OF ANNEXATION & DEVELOPMENT AGREEMENTS

Charles E. Zech

Shareholder

Denton, Navarro, Rocha, Bernal & Zech P.C.

cezech@rampagelaw.com

1

ANNEXATION

- **This is where we are...**
- **Essentially no more unilateral annexation**
- **No more “Tiers”**
- **Forget everything you knew or thought you knew – all that’s left:**
 1. **“Consent-exempt” annexations**
 2. **“Consent” annexations**
 3. **“Grandfathered” annexations**

2

Consent-Exempt Annexations

1. Section 43.0115 (Enclave – Fort Worth ONLY);
2. Section 43.0116 (Industrial District);
3. Section 43.012 (Area Owned by Type-A Municipality);
4. Section 43.013 (Navigable Stream);
5. Section 43.0751(h) (Strategic Partnership);
6. Section 43.101 (Municipally Owned Reservoir);
7. Section 43.102 (Municipally Owned Airport); and
8. Section 43.1055 (Road and Right-of-Way).

3

Consent-Exempt Annexations

- Use Subchapter C-1 procedures
 - Public Hearing Requirements
 - Map of Area
 - 90 days to complete annexation
 - Provision of Services
- BUT see Section 43.0505, in Subchapter C, which provides that the provisions in Subchapter C apply only to an annexation under Subchapter C-1.

4

BUT FIRST

Subchapter C-2

- General Annexation Authority and Procedures Regarding Consent Annexations
 - Provision of Solid Waste
 - Bracketed Authority for Municipality with Population of 74k to 99.7k in Urban County to Annex Small, Surrounded General-Law Municipality

5

Consent Annexations

- **Authority and procedures combined into one of Three schemes:**
 1. **Petition of individual landowner**
 2. **Area with less than 200 population petition process**
 3. **Area with 200 or more population election process**

6

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