

ORDINANCE NO. O-13-34

AN ORDINANCE OF THE CITY OF MISSOURI CITY, TEXAS, AMENDING ORDINANCE NO. O-10-10, AS AMENDED BY ORDINANCE NO. O-11-21; AMENDING AND EXPANDING REINVESTMENT ZONE NO. 6 TO ENCOMPASS RESERVES 8, 9, 10, 11, 12, 13, 14 AND 15 IN BLOCK 2 OF LAKEVIEW BUSINESS PARK LOCATED IN THE FONDREN ROAD/BUFFALO RUN AREA IN THE CITY OF MISSOURI CITY, TEXAS; MAKING RELATED FINDINGS; AND PROVIDING FOR SEVERABILITY.

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WHEREAS, the City Council of the City of Missouri City has passed and approved Guidelines and Criteria for Granting Tax Abatement in Reinvestment Zones Created in Missouri City, Texas (the "Guidelines"); and

WHEREAS, pursuant to the Guidelines, the City of Missouri City (the "City") received a request for the creation of a reinvestment zone and the execution of a tax abatement agreement; and

WHEREAS, after proper notice, the City held a public hearing on December 21, 2009, where all interested persons were given an opportunity to speak and present evidence for and against the creation of Reinvestment Zone No. 6 (the "Zone"), and after which the City Council made reasonable and necessary findings related to the creation of the Zone and adopted Ordinance No. O-10-10 on its second reading on March 15, 2010, creating Reinvestment Zone No. 6; and

WHEREAS, after proper notice, the City held a public hearing on June 6, 2011, where all interested persons were given an opportunity to speak for and against the expansion of the boundaries of Reinvestment Zone No. 6, and after which the City Council made reasonable and necessary findings related to the expansion of the Zone and adopted Ordinance No. O-11-21 on its second reading on June 20, 2011, expanding Reinvestment Zone No. 6; and

WHEREAS, the City has received a request for an amendment of Reinvestment Zone No. 6 by the expansion of its boundaries and for modification of the applicable tax abatement agreement; and

WHEREAS, after proper notice, the City held a public hearing on October 7, 2013, where all interested persons were given an opportunity to speak and present evidence for and against the expansion of the boundaries of Reinvestment Zone No. 6; and

WHEREAS, written notice of the hearing was given to all taxing entities where the proposed zone is to be located; and

WHEREAS, the City Council has determined, based on evidence presented, that the improvements sought to be located in proposed expanded Reinvestment Zone No. 6 are feasible and practical and would be of benefit to the land to be included in the Zone and to the City after the expiration of the tax abatement agreement; and

WHEREAS, the expansion of Reinvestment Zone No. 6 will be reasonably likely, as a result of such expansion, to contribute to the retention or expansion of primary employment or to attract major investment into the Zone that will benefit the property located therein and that will contribute to the economic development of the City of Missouri City; now therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MISSOURI CITY, TEXAS:

Section 1. That the facts and recitations set forth in the preamble of this Ordinance are hereby found to be true and correct, and are made a part of this Ordinance for all purposes.

Section 2. That Reinvestment Zone No. 6, created by Ordinance No. O-10-10 and amended by Ordinance No. O-11-21, is expanded for the purpose of encouraging economic development through tax abatement. The Zone, as expanded, is described as Reserves 8, 9, 10, 11, 12, 13, 14 and 15 in Block 2 of Lakeview Business Park, a recorded subdivision in Fort Bend County, Texas, filed for record on slide number 20080032 in the office of the County Clerk of Fort Bend County, Texas.

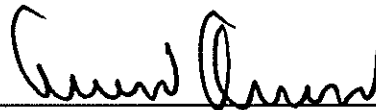
Section 3. This Ordinance renews the designation of the zone expressed in Ordinance Nos. O-10-10 and O-11-21 as of the date of final passage of this Ordinance for Reinvestment Zone No. 6. Such designation and the expanded designation of Reinvestment Zone No. 6 shall be effective for five (5) years from the date of final passage of this Ordinance and may be renewed for periods not to exceed five years.

Section 4. All ordinances or parts of ordinances in conflict herewith are repealed to the extent of such conflict only.

Section 5. In the event any clause, phrase, provision, sentence or part of this Ordinance or the application of the same to any person or circumstance shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of the City of Missouri City, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, or whether there be one or more parts.

PASSED and APPROVED on first reading this 7th day of October, 2013.

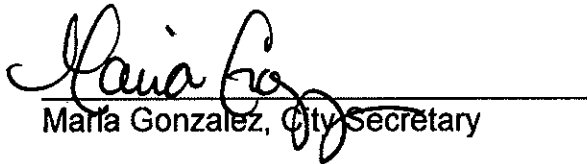
PASSED, APPROVED and ADOPTED on second and final reading this 21st day of October, 2013.



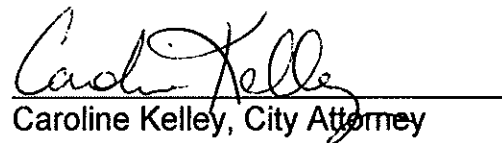
Allen Owen, Mayor

ATTEST:

APPROVED AS TO FORM:



Maria Gonzalez, City Secretary



Caroline Kelley, City Attorney