

## **RESOLUTION**

### **APPROVING PETITION FOR CREATION OF FORT BEND COUNTY EMERGENCY SERVICES DISTRICT NO. 10 FOLLOWING A PUBLIC HEARING**

WHEREAS, the County Judge of Fort Bend County, Texas, has received and has filed with the County Clerk of Fort Bend County, Texas, for submission to the Commissioners Court of Fort Bend County, a Petition for Creation of an Emergency Services District ("Petition"), to be called Fort Bend County Emergency Services District No. 10 ("Fort Bend County ESD 10"); and,

WHEREAS, at a duly called meeting of the Commissioners Court of Fort Bend County on December 5, 2023, the Commissioners Court of Fort Bend County made the following findings as to said Petition:

1. The Petition is in due and proper form; complies with all current and applicable provisions of Chapter 775, Texas Health & Safety Code; was properly executed and bears the signatures of at least one hundred (100) qualified voters who own taxable real property within the proposed Fort Bend County ESD 10; and was duly presented to the Commissioners Court of Fort Bend County, Texas.

2. The boundaries of the proposed Fort Bend County ESD 10 are properly set forth in the Petition attachments, with a map of the proposed Fort Bend County ESD 10 depicted in the Petition attachments; and,

3. The Commissioners Court of Fort Bend County, Texas, determined to set a place, date, and time for the hearing to consider the Petition; and,

WHEREAS, upon being presented the Petition and considering the same on the 5<sup>th</sup> day of December, 2023, the Commissioners Court set a hearing to be held at 1:00 p.m. on the 22nd day of January, 2024, in the Commissioners Courtroom, Fort Bend County Courthouse, 401 Jackson St., 2nd Floor, Richmond, Texas 77469, on the matters brought before it in the Petition; and the Commissioners Court further ordered the posting and

publication of a Notice of said Public Hearing as required by law, and the Notice of Public Hearing was duly posted at the courthouse door, and published in the designated newspaper once a week for two consecutive weeks, the first publication having occurred not later than the 21st day before the date of the hearing; and,

WHEREAS, pursuant to the Notice of Public Hearing, a full and complete hearing was held on the Petition, and the Commissioners Court considered all relevant matters and testimony pertinent to the issues concerning the creation of the District; and,

WHEREAS, following such public hearing, the Fort Bend County Commissioners Court, acting pursuant to Texas Health and Safety Code Section 775.017(a) and (b), finds:

1. The Petition is in due form, was properly executed and was duly presented to and considered by the Commissioners Court of Fort Bend County, Texas, as authorized by Texas Health and Safety Code Sec. 775.017;

2. The creation of Fort Bend County ESD 10 is feasible and will promote the public safety, welfare, health, and convenience of persons residing in the proposed district, and the proposed boundaries of Fort Bend County ESD 10 are clear and complete;

3. The Notice of Public Hearing on the Petition was given in the time and in the manner provided by law;

4. The creation of the proposed Fort Bend County Emergency Services District No. 10 does not overlap with the boundaries of any existing emergency services district providing fire fighting services, fire prevention

services, fire suppression services, emergency rescue services, search and rescue services, and first responder emergency medical services;

5. The boundaries of the proposed Fort Bend County Emergency Services District No. 10 shall be fixed and set forth in the attached Exhibit "A"; and

6. The proposed Fort Bend County Emergency Services District No. 10 would include territory in the municipal and corporate boundaries and the extraterritorial jurisdiction of the Village of Fairchilds, Texas; and said municipality has consented by formal Resolution dated January 18, 2024, to the inclusion of its municipal and corporate boundaries and its extraterritorial jurisdiction boundaries in Fort Bend County Emergency Services District No. 10; and,

7. The Commissioners Court of Fort Bend County, Texas, as required by Texas Health and Safety Code Sec. 775.017(a) and (b), specifically finds that the proposed Fort Bend County Emergency Services District No. 10 would still be feasible and would still promote the public safety, welfare, health, and convenience of persons residing in the proposed district, and meet all requirements prescribed by Texas Health and Safety Code Section 775.017(a) if the territory in the Village of Fairchilds municipal and corporate limits and extraterritorial jurisdiction are excluded from the proposed Fort Bend County Emergency Services District No. 10.

**NOW, THEREFORE, BE IT RESOLVED AND ORDERED THAT:**

1. As authorized by Texas Health and Safety Code Sec. 775.017, the Petition for Creation of an Emergency Services District to be called Fort Bend County Emergency Services District No. 10 is hereby **GRANTED** by the Fort Bend County Commissioners Court.

2. The boundaries of the proposed Fort Bend County Emergency Services District No. 10 are hereby fixed as set forth in the attached Exhibit "A".

3. As provided by Texas Health and Safety Code Sec. 775.018, by virtue of the granting of the Petition, the Fort Bend County Commissioners Court will set the date of May 4, 2024 to order an election to confirm the creation of Fort Bend County Emergency Services District No. 10, and authorize the imposition of a tax not to exceed the rate allowed by Section 48-e, Article III, Texas Constitution.

4. The Fort Bend County Commissioners Court shall adopt such other orders as may be necessary to carry out this Resolution.

Signed and approved this 23rd day of January, 2024.

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KP George, County Judge

Attest:

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Laura Richard, County Clerk

**EXHIBIT "A"**

**FORT BEND COUNTY EMERGENCY SERVICES DISTRICT NO. 10**



**FORT BEND COUNTY EMERGENCY SERVICE DISTRICT NO. 10**

Beginning at a point on the jurisdictional boundary line of Fort Bend County Emergency Services District No. 6 (Pleak area Emergency Services District) along the east Right-of-Way of FM 2977 at the intersection with the midline of Big Creek;

Thence, in a northeasterly direction along the midline of Big Creek and all its meanders to its intersection with the northwesterly line of a 312.00 acre parcel of land identified as Fort Bend County Central Appraisal District Property Geographic ID No. 0095-00-000-6210-906 (and Reference ID No. R40413);

Thence, in a southwesterly direction along the northwesterly property line of said 312.00 acre parcel of land to the centerline of Psencik Road;

Thence, in a southeasterly direction along the centerline of Psencik Road to the projected southeasterly property line of a 100.00 acre parcel of land identified as Fort Bend County Central Appraisal District Property Geographic ID No. 0095-00-000-6510-906 (and Reference ID No. R40414);

Thence, in a northeasterly direction along the southeasterly property line of said 100.00 acre parcel of land to its intersection with the midline of Big Creek;

Thence, in a northeasterly direction along the midline of Big Creek and all its meanders to its intersection with the centerline of Boothline Road;

Thence, in a northeasterly direction along the centerline of Boothline Road to its intersection with the centerline of Ricefield Road;

Thence, in a southeasterly direction along the centerline of Ricefield Road to its intersection with the centerline of FM 762;

Thence, in a southeasterly direction along the centerline of FM 762 to an angle point in said road;

Thence, in a southwesterly direction along the centerline of FM 762 to an angle point in said road;

Thence, in a southeasterly direction along the centerline of FM 762 to its intersection with the midline of Big Creek;

Thence, in a northeasterly, easterly, and southeasterly direction following the midline of Big Creek and all its meanders to its intersection with the jurisdictional boundary line of Fort Bend County Emergency Services District No. 9 (and the north Right-of-Way of Sawmill Road);

Thence, in a westerly direction along the jurisdictional boundary line of Fort Bend County Emergency Services District No. 9 (and north Right-of-Way of Sawmill Road) to its intersection with the west Right-of-Way of FM 762;

Thence, in a southerly direction continuing along the jurisdictional boundary line of Fort Bend County Emergency Services District No. 9 (and west Right-of-Way of FM 762) to its intersection with the north Right-of-Way of Davis Estates Road;

Thence, in a westerly, southerly, and northwesterly direction continuing along the jurisdictional boundary line of Fort Bend County Emergency Services District No. 9 (and northerly and westerly Right-of-Way of Davis Estates Road) to its intersection with the northwesterly Right-of-Way of FM 1994;

Thence, in a southwesterly direction continuing along the jurisdictional boundary line of Fort Bend County Emergency Services District No. 9 (and northwesterly Right-of-Way of FM 1994) to its intersection with northeasterly Right-of-Way of Zamanek Road;

Thence, in a northwesterly direction continuing along the jurisdictional boundary line of Fort Bend County Emergency Services District No. 9 (and northeasterly Right-of-Way line of Zamanek Road) to its intersection with the northwesterly Right-of-Way line of Roesler Road;

Thence, in a southwesterly direction continuing along the jurisdictional boundary line of Fort Bend County Emergency Services District No. 9 (and northwesterly Right-of-Way of Roesler Road) to its intersection with the northeasterly Right-of-Way of Jeske Road;

Thence, in a northwesterly direction continuing along the jurisdictional boundary line of Fort Bend County Emergency Services District No. 9 (and northeasterly Right-of-Way of Jeske Road) to its intersection with the southeasterly Right-of-Way of State Highway 36;

Thence, in a northeasterly direction continuing along the jurisdictional boundary line of Fort Bend County Emergency Services District No. 9 (and southeasterly Right-of-Way of State Highway 36) to its intersection with the jurisdictional boundary line of Fort Bend County Emergency Services District No. 6 (and southeasterly Right-of-Way of Williams School Road);

Thence, in a northeasterly direction along the jurisdictional boundary line of Fort Bend County Emergency Services District No. 6 (and southeasterly Right-of-Way of Williams School Road) to an angle point in the jurisdictional boundary line of Fort Bend County Emergency Services District No. 6;

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Thence, in a northeasterly direction continuing along the jurisdictional boundary line of Fort Bend County Emergency Services District No. 6 to its intersection with the southwesterly Right-of-Way of FM 361;

Thence, in a southeasterly direction continuing along the jurisdictional boundary line of Fort Bend County Emergency Services District No. 6 (and southwesterly Right-of-Way of FM 361) to an angle point in the jurisdictional boundary line of Fort Bend County Emergency Services District No. 6;

Thence, in a northeasterly direction continuing along the jurisdictional boundary line of Fort Bend County Emergency Services District No. 6 to the **Point of Beginning**.

There is saved and excepted from this boundary description any portions of the municipal and/or extraterritorial jurisdiction of the City of Rosenberg, TX, the Town of Thompsons, TX, the City of Needville, TX, and the City of Sugar Land, TX.

THIS DOCUMENT WAS PREPARED UNDER 22 TAC 663.21. DOES NOT REFLECT THE RESULTS OF AN ON THE GROUND SURVEY, AND IS NOT TO BE USED TO CONVEY OR ESTABLISH INTERESTS IN REAL PROPERTY EXCEPT THOSE RIGHTS AND INTERESTS IMPLIED OR ESTABLISHED BY THE CREATION OR RECONFIGURATION OF THE BOUNDARY OF THE POLITICAL SUBDIVISION FOR WHICH IT WAS PREPARED.

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