

CHAPTER 473

H.B. No. 2394

An Act relating to the powers, duties, and operation of and validating the creation, boundaries, and actions of the Denton County Levee Improvement District No. 1.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. In this Act, "district" means the Denton County Levee Improvement District No. 1.

SECTION 2. The creation of the district and the actions of its board of directors are hereby validated in all respects and its boundaries are declared to form a closure.

SECTION 3. The district is a political subdivision of the State of Texas and a body corporate and politic.

SECTION 4. The district shall have full power and authority to include compacted fill as part of its plan of reclamation and to expend funds and issue bonds, to the full extent otherwise authorized by Chapter 57, Water Code, as amended, for payment of compacted fill.

SECTION 5. The district may annex any territory, the owner of which petitions for annexation by the method prescribed by Sections 54.711 through 54.715, Water Code, as amended. Not less than 30 days prior to taking action on a petition for annexation, the district shall notify all municipalities within whose boundaries the district or the land described in the petition is located. The notification shall be in writing, shall specify the time and place of the meeting at which the petition is to be considered, shall invite the municipalities to appear at the meeting, and shall enclose a copy of the petition. Notwithstanding anything herein to the contrary, the district may not annex any territory whose boundary is not contiguous to that of the district.

SECTION 6. The provisions of Chapter 57, Water Code, as amended, shall apply to the district except to the extent this Act constitutes a modification of the provisions of the general law.

SECTION 7. The legislature hereby finds and determines that a proper and legal notice of the intention to introduce this Act setting forth the general substance of this Act has been published at least 30 days and not more than 90 days prior to the introduction of this Act in the legislature in a newspaper having general circulation in Denton County, Texas; that a copy of such notice and this Act have been delivered to the governor of Texas who has submitted such notice and Act to the Texas Water Commission, and said Texas Water Commission has filed its recommendation with regard to such Act with the governor, lieutenant governor, and speaker of the house of representatives within 30 days from the date notice was received by the Texas Water Commission.

SECTION 8. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Passed by the House on May 9, 1985, by the following vote: Yeas 145, Nays 0, 1 present, not voting; and, pursuant to the provisions of Article XVI, Section 59(d) of the Constitution of Texas, a copy of H.B. No. 2394 was transmitted to the Governor on March 27, 1985, and the recommendation of the Texas Water Commission was filed with the Speaker of the House on April 16, 1985; passed by the Senate on May 21, 1985, by the following vote: Yeas 31, Nays 0.

Approved: June 11, 1985

Effective: Immediately