

## CHAPTER 1049

H.B. No. 1962

## AN ACT

relating to adding land to a municipal utility district by petition of landowner.

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

SECTION 1. Section 54.711, Water Code, is amended to read as follows:

Sec. 54.711. **ADDING LAND BY PETITION OF LANDOWNER.** (a) The owner or owners of land contiguous to the district or otherwise may file with the board a petition requesting that there be included in the district the land described in the petition by metes and bounds or by lot and block number if there is a recorded plat of the area to be included in the district.

(b) *Notwithstanding Section 54.016 of this code or the terms and provisions regarding annexation of additional lands to the district in a municipality's written consent to creation and inclusion of land within a district, a district may add land covered by a petition under this section if:*

(1) *none of the land in the district is, in whole or in part, within the boundaries of the Barton Springs-Edwards Aquifer Conservation District;*

(2) *none of the land is in the corporate limits of the municipality;*

(3) *the district's service will provide for the integration and extension of the existing water, wastewater, drainage, and park systems of the added land in a more compatible manner than if the land were not added and served by the district;*

(4) *the district's economic condition is improved by the development of the added land;*

(5) *the district has sufficient water, wastewater, and drainage facilities to serve the added land without increasing its total bonding authority;*

(6) *the district has a certified assessed value in excess of \$150,000,000 and has issued not more than 75 percent of the aggregate value of the bonds initially authorized by the voters;*

(7) *the district is greater than 750 acres in area and the land to be added is contiguous to the district; and*

(8) *the petitioners and the district have entered into an agreement concerning the addition of the land and reimbursement.*

SECTION 2. 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 April 19, 1993, by a non-record vote; the House concurred in Senate amendments to H.B. No. 1962 on May 18, 1993: Yeas 125, Nays 9, 2 present, not voting; the House adopted H.C.R. No. 174 authorizing certain corrections in H.B. No. 1962 on May 28, 1993; by a non-record vote; passed by the Senate, with amendments, on May 13, 1993: Yeas 30, Nays 0; the Senate adopted H.C.R. No. 174 authorizing certain corrections in H.B. No. 1962 on May 28, 1993.

Approved June 20, 1993.

Effective June 20, 1993.