

RESOLUTION NO. _____

A RESOLUTION CONSENTING TO THE EXERCISE OF THE POWER OF EMINENT DOMAIN IN THE CITY OF LEWISVILLE BY THE UPPER TRINITY REGIONAL WATER DISTRICT FOR THE PARALLEL PIPELINE FROM TAYLOR WATER TREATMENT PLANT TO STONE HILL PUMP STATION PROJECT.

WHEREAS, the Upper Trinity Regional Water District (the District) was created pursuant to H.B. # 3112 (the Act) passed by the 71st Legislature in Regular Session 1989; and,

WHEREAS, the Act, as amended, authorizes the District to exercise the power of eminent domain in a member City of the District upon receipt of prior consent of the member City as evidenced by a written resolution; and,

WHEREAS, the District's Board of Directors has approved the general alignment and general location for the Parallel Pipeline from Taylor Water Treatment Plant To Stone Hill Pump Station Project under design by APAI Engineers, and as indicated on the attached Alignment Map (Exhibit "A"); and,

WHEREAS, the Project may require the District to acquire land, easements, rights-of-way and property and improvements within the City of Lewisville's boundaries; and,

WHEREAS, the public health and welfare create an urgent need for timely completion of the proposed Project; and,

WHEREAS, the City of Lewisville is agreeable to the District exercising its power of eminent domain within the City of Lewisville, if necessary, to obtain the required land, easements, rights-of-way and other property to carry out the Project.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LEWISVILLE, TEXAS, THAT:

SECTION 1. That all matters stated in the Preamble are found to be true and correct and are hereby incorporated into the body of this Resolution as if copied in their entirety.

SECTION 2. That the City of Lewisville does hereby give its consent to the District to exercise the District's power of eminent domain within the boundaries of the City pursuant to the Act as amended to obtain the necessary land, easements, rights-of-way and other property and improvements to carry out its Parallel Pipeline from Taylor Water Treatment Plant To Stone Hill Pump Station Project generally in accordance with the general alignment and locations indicated approximately on the attached map (Exhibit "A").

SECTION 3. That this Resolution shall become effective immediately upon its passage.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF LEWISVILLE, TEXAS, ON THIS THE 1ST DAY OF APRIL, 2019.

APPROVED:

Rudy Durham, MAYOR

ATTEST:

Julie Worster, CITY SECRETARY

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APPROVED AS TO FORM:

Lizbeth Plaster, CITY ATTORNEY

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ATTACHMENT: EXHIBIT "A"
Alignment Map