Chapter 660

AN ACT
relating to the powers and duties of the Lerin Hills Municipal
Utility District of Kendall County; providing authority to issue
bonds and impose fees and taxes.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
SECTION 1. Subtitle F, Title 6, Special District Local Laws
Code, is amended by adding Chapter 8001 to read as follows:

CHAPTER 8001. LERIN HILLS MUNICIPAL UTILITY DISTRICT OF KENDALL
COUNTY

SUBCHAPTER A. GENERAL PROVISIONS

Sec. 8001.001. DEFINITION. In this chapter, "district"
means the Lerin Hills Municipal Utility District of Kendall County.

Sec. 8001.002. NATURE AND PURPOSES OF DISTRICT. (a) The
district is a municipal utility district created under Section 59,
Article XVI, Texas Constitution.

(b) The district is essential to accomplish the purposes of:

(1) a municipal utility district as provided by
general law and Section 59, Article XVI, Texas Constitution; and

(2) Section 52, Article III, Texas Constitution, that
relate to the construction, acquisition, improvement, operation,
or maintenance of macadamized, graveled, or paved roads, or
improvements, including storm drainage, in aid of those roads.

SUBCHAPTER B. POWERS AND DUTIES

Sec. 8001.051. GENERAL POWERS AND DUTIES. The district has

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the powers and duties necessary to accomplish the purposes described by Section 8001.002.

Sec. 8001.052. MUNICIPAL UTILITY DISTRICT POWERS AND DUTIES. The district has the powers and duties provided by the general law of this state, including Chapters 49 and 54, Water Code, applicable to municipal utility districts created under Section 59, Article XVI, Texas Constitution.

Sec. 8001.053. AUTHORITY FOR ROAD PROJECTS. Under Section 52, Article III, Texas Constitution, the district may design, acquire, construct, finance, issue bonds for, improve, operate, maintain, and convey to this state, a county, or a municipality for operation and maintenance macadamized, graveled, or paved roads, or improvements, including storm drainage, in aid of those roads.

Sec. 8001.054. ROAD STANDARDS AND REQUIREMENTS. (a) A road project must meet all applicable construction standards, zoning and subdivision requirements, and regulations of each municipality in whose corporate limits or extraterritorial jurisdiction the road project is located.

(b) If a road project is not located in the corporate limits or extraterritorial jurisdiction of a municipality, the road project must meet all applicable construction standards, subdivision requirements, and regulations of each county in which the road project is located.

(c) If the state will maintain and operate the road, the Texas Transportation Commission must approve the plans and specifications of the road project.
SUBCHAPTER C. BONDS AND OTHER OBLIGATIONS

Sec. 8001.101. AUTHORITY TO ISSUE BONDS AND OTHER OBLIGATIONS FOR ROAD PROJECTS. (a) The district may issue bonds or other obligations payable wholly or partly from ad valorem taxes, impact fees, revenue, contract payments, grants, or other district money, or any combination of those sources, to pay for a road project authorized by Section 8001.053.

(b) The district may not issue bonds payable from ad valorem taxes to finance a road project unless the issuance is approved by a vote of a two-thirds majority of the district voters voting at an election held for that purpose.

(c) At the time of issuance, the total principal amount of bonds or other obligations issued or incurred to finance road projects and payable from ad valorem taxes may not exceed one-fourth of the assessed value of the real property in the district.

Sec. 8001.102. TAXES FOR BONDS. At the time the district issues bonds payable wholly or partly from ad valorem taxes, the district shall provide for the annual imposition of a continuing direct ad valorem tax, without limit as to rate or amount, while all or part of the bonds are outstanding as required and in the manner provided by Sections 54.601 and 54.602, Water Code.

SECTION 2. The Lerin Hills Municipal Utility District of Kendall County retains all the rights, powers, privileges, authority, duties, and functions that it had before the effective date of this Act.

SECTION 3. (a) The legislature validates and confirms all
acts and proceedings of the board of directors of the Lerin Hills Municipal Utility District of Kendall County that were taken before the effective date of this Act.

(b) Subsection (a) of this section does not apply to any matter that on the effective date of this Act:

(1) is involved in litigation if the litigation ultimately results in the matter being held invalid by a final judgment of a court; or

(2) has been held invalid by a final judgment of a court.

SECTION 4. (a) The legal notice of the intention to introduce this Act, setting forth the general substance of this Act, has been published as provided by law, and the notice and a copy of this Act have been furnished to all persons, agencies, officials, or entities to which they are required to be furnished under Section 59, Article XVI, Texas Constitution, and Chapter 313, Government Code.

(b) The governor, one of the required recipients, has submitted the notice and Act to the Texas Commission on Environmental Quality.

(c) The Texas Commission on Environmental Quality has filed its recommendations relating to this Act with the governor, the lieutenant governor, and the speaker of the house of representatives within the required time.

(d) All requirements of the constitution and laws of this state and the rules and procedures of the legislature with respect to the notice, introduction, and passage of this Act are fulfilled
SECTION 5. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2017.

I hereby certify that S.B. No. 2263 passed the Senate on May 4, 2017, by the following vote: Yeas 31, Nays 0.

I hereby certify that S.B. No. 2263 passed the House on May 24, 2017, by the following vote: Yeas 137, Nays 9, two present not voting.

Approved:

Date

Governor

FILED IN THE OFFICE OF THE SECRETARY OF STATE 3:30 PM O'CLOCK
JUN 12 2017
Secretary of State
TO: Honorable Jim Murphy, Chair, House Committee on Special Purpose Districts

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: SB2263 by Campbell (Relating to the powers and duties of the Lerin Hills Municipal Utility District of Kendall County; providing authority to issue bonds and impose fees and taxes.), As Engrossed

No fiscal implication to the State is anticipated.

The bill would amend the Special District Local Laws Code establishing the Lerin Hills Municipal Utility District of Kendall County. The district would have authority for road projects. The district would have authority to issue bonds and other obligations.

The bill would take effect immediately if the bill receives a two-thirds vote in each house; otherwise, the bill would take effect September 1, 2017.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies:
LBB Staff: UP, JGA, GG, BM
TO: Honorable Eddie Lucio, Jr., Chair, Senate Committee on Intergovernmental Relations

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: SB2263 by Campbell (Relating to the powers and duties of the Lerin Hills Municipal Utility District of Kendall County; providing authority to issue bonds and impose fees and taxes.), As Introduced

No fiscal implication to the State is anticipated.

The bill would amend the Special District Local Laws Code establishing the Lerin Hills Municipal Utility District of Kendall County. The district would have authority for road projects. The district would have authority to issue bonds and other obligations.

The bill would take effect immediately if the bill receives a two-thirds vote in each house; otherwise, the bill would take effect September 1, 2017.

Local Government Impact

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Source Agencies:
LBB Staff: UP, JGA, GG, BM
PUBLISHER'S AFFIDAVIT

STATE OF TEXAS

COUNTY OF KENDALL

Before me this day personally appeared Brian Cartwright, the Publisher of "The Boerne Star" newspaper published in Kendall County, Texas, and having a general circulation in that county, who being by me duly sworn deposes and says:

That the foregoing notice was published in said newspaper on February 21, 2017.

Subscribed and sworn to before me on February 28, 2017.

Brian Cartwright

Kolleen M. Roe
Notary Public In and For
Kendall County, Texas
NOTICE OF INTENTION TO INTRODUCE A BILL IN THE LEGISLATURE OF TEXAS

Notice is hereby given of the intention to introduce in the Regular Session of the 85th Legislature of Texas a bill relating to supplemental powers and authority of Liner Hills Municipal Utility District of Kendall County, including road powers pursuant to Article III, Section 52 of the Constitution of Texas.

FOR SALE

FIREWOOD
210-488-3873.
The Sisters Attic
Thrift Store, 216 W Highland, open Monday-Saturday. Donations gladly accepted. Lots of great stuff at great prices!

CITATION BY PUBLICATION

ATTORNEY FILING CASE

Chris Wallis
PO Box 279
Comal, Texas 78013

ATTORNEY AD LITEM

Andrew J. Herrin
PO Box 1106
Boerne, Texas 78006

THE STATE OF TEXAS
COUNTY OF KENDALL

TO The Unknown Heirs of Sabrina Yasmín Eckdahl, Deceased

On the 9th day of February, 2017, John Kevin Eckdahl filed an APPLICATION FOR INDEPENDENT ADMINISTRATION PURSUANT TO SECTION 401.003 OF THE TEXAS ESTATES CODE AND AN APPLICATION TO DETERMINE HEIRSHIP in a proceeding styled the ESTATE OF SABRINA YASMÍN ECKDAHL, Deceased, in Cause Number 17-023-PR on the Probate Docket in the County Court of Kendall County, Texas.

Said application may be heard and acted upon by the County Court at Law after the expiration of ten days from the date of publication of this citation, at the Kendall County Courthouse in Boerne, Texas, at which time and place all persons interested in said Estate are hereby cited to appear before said Honorable Court by filing a written answer contesting such application should they desire to do so.

Given under my hand and seal of said Court at office in Boerne, Kendall County, Texas, on this 10th day of February, 2017.

DARLENE HERRIN,
County Clerk, Kendall County

BY HARRET P. SEIDENSTICKER, DEPUTY