

The Carlton Law Firm, P.L.L.C.

2705 Bee Cave Road, Suite 200
Austin, Texas 78746

Phone: (512) 614-0901
Facsimile: (512) 900-2855

John J. Carlton
john@carltonlawaustin.com

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December 14, 2012

VIA HAND DELIVERY

Mayor Lee Leffingwell and City Council Members
City of Austin
Austin City Hall
301 W. Second St., Second Floor
Austin, Texas 78701

Re: Consent to petition for creation of Travis County Emergency Services District No. 2A

Dear Mayor Leffingwell and Austin City Council Members:

Michael Howe and Teri Lucas have filed the attached petition for creation of Travis County Emergency Services District No. 2A (the "District"). The Commissioners Court of Travis County has accepted the petition and scheduled a public hearing to consider whether to grant the petition. Because a portion of the District is within the City of Austin's extraterritorial jurisdiction, the City must consent to the inclusion of this area within the District in order for it to be included within the District. (Texas Health & Safety Code §775.014). This letter serves as a formal request that the City consent to creation of the proposed District and allow the District to include the City's extraterritorial jurisdiction.

The petitioners respectfully request to be placed on the City of Austin's January 17, 2013 agenda under an item titled, "Discuss and consider consenting to creation of the proposed Travis County Emergency Services District No. 2A."

A map of the District and the metes and bounds description are included in the attached petition.

The petitioners respectfully request that you consent to including the City's extraterritorial jurisdiction in Travis County Emergency Services District No. 2A by adopting a motion and approving the District's request in writing.

If you have any questions, please contact me at your earliest convenience.

Sincerely,

THE CARLTON LAW FIRM, P.L.L.C.



John J. Carlton

Enclosure

cc: Mark Ott, City Manager (via hand delivery)
Shirley A. Gentry, City Clerk (via hand delivery)

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**PETITION FOR CREATION OF
EMERGENCY SERVICES DISTRICT**

THE STATE OF TEXAS	§	IN THE COMMISSIONER'S COURT
	§	
	§	OF
	§	
COUNTY OF TRAVIS	§	TRAVIS COUNTY, TEXAS

TO THE HONORABLE COUNTY JUDGE AND COMMISSIONERS OF SAID COURT:

NOW COME 100 or more qualified voters who own taxable real property in Travis County, Texas pursuant to Texas Health & Safety Code, Section 775.011, requesting the creation of an Emergency Services District and would respectfully show the following:

I.

That the proposed Travis County Emergency Services District No. 2A (the "District") will be created and operated under the provisions of Article III, Section 48-e of the Constitution of Texas and Chapter 775 of the Health & Safety Code of the State of Texas.

II.

That the name of the proposed District shall be "TRAVIS COUNTY EMERGENCY SERVICES DISTRICT NO. 2A."

III.

That the area of the District will overlap Travis County Emergency Services District No. 2, and will generally include the city limits and extraterritorial jurisdiction of the City of Pflugerville, the City of Austin, the City of Round Rock and the City of Manor. The boundaries of the District will be coterminous with those of the existing Travis County Emergency Services District No. 2 and are more particularly described by the description attached as Exhibit "A", which is attached hereto and incorporated herein for all purposes, and generally shown on the attached sketch in Exhibit "B".

IV.

The District will provide emergency medical services in response to any emergency situation in accordance with the authority granted to emergency services districts under Chapter 775 of the Texas Health & Safety Code, but the District will not provide any services provided by the existing Travis County Emergency Services District No. 2 as set forth in the statement of services to be provided in accordance with Section 775.018(g) of the Texas Health and Safety Code.

V.

The creation of the District complies with Section 775.205 of the Texas Health & Safety Code. The petitioners request that the County deliver a copy of this petition to the Board of Commissioners of Travis County Emergency Services District No. 2, and request a statement of services in accordance with Section 775.018(g) of the Texas Health & Safety Code.

VI.

That Michael Howe, who resides at 14979 Doria Dr. Austin, Texas 78728, and Teri Lucas, who resides at 17004 Dashwood Creek, Pflugerville, Texas 78660, petitioners herein, agree and obligate themselves to pay the cost incident to the formation of the District, including the costs of publishing notices, election costs, and other necessary and incidental expenses, such cost not to exceed one hundred fifty (\$150.00) dollars for Travis County.

VII.

The cities of Pflugerville, Austin, Round Rock and Manor are the only municipalities whose consent must be obtained under Section 775.014 of the Texas Health & Safety Code.

VIII.

The signatures required by the Texas Health & Safety Code, Section 775.011, for the creation of Travis County Emergency Services District No. 2A are attached on Exhibit "C" respectively.

WHEREFORE, PREMISES CONSIDERED, petitioner prays that such notices be issued by the County Clerk of Travis County as required by law; that a public hearing be held on this petition in the county; that a copy of this petition be sent to Travis County Emergency Services District No. 2 together with a request for a statement of services; and, that after the hearing the Commissioners Court of Travis County grant said petition and call a special election regarding the creation of the District.

RESPECTFULLY SUBMITTED this 23 day of August, 2012.

PETITIONERS:

By: 

Printed Name: Michael Howe

By: 

Printed Name: Teri Lucas

Exhibit "A"

Description of Proposed Travis County Emergency Services District No. 2A

Boundary Description

The boundaries of the proposed Travis County Emergency Services District No. 2A are coterminous with the boundaries of the existing Travis County Emergency Services District No. 2.

Exhibit B
Map of Proposed
Travis County Emergency Services District No. 2A
(ATTACHED)

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