

RESOLUTION

A RESOLUTION DESIGNATING A CERTAIN AREA AS A REINVESTMENT ZONE FOR TEXAS TAX CODE CHAPTER 313 APPRAISED VALUE LIMITATION IN THE LA PORTE INDEPENDENT SCHOOL DISTRICT, IN PORTIONS OF HARRIS COUNTY TEXAS, TO BE KNOWN AS *LA PORTE INDEPENDENT SCHOOL DISTRICT REINVESTMENT ZONE NUMBER ONE*; ESTABLISHING THE BOUNDARIES THEREOF; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Board of Trustees of the La Porte Independent School District desires to promote the development or redevelopment of a certain contiguous geographic area within its jurisdiction by the creation of a reinvestment zone as authorized by the Property Redevelopment and Tax Abatement Act, as amended (V.T.C.A. Texas Tax Code § 312.0025), for the purpose of authorizing an *Agreement for Limitation on Appraised Value of Property for School District Maintenance and Operations Taxes*, as authorized by the V.T.C.A. Texas Tax Code § Chapter 313; and,

WHEREAS, on March 9, 2010, a hearing before the Board of Trustees of the La Porte Independent School District was held, such date being at least seven (7) days after the date of publication of the notice of such public hearing, and the delivery of written notice to the respective presiding officers of each taxing entity which includes within its boundaries real property that is to be included in the proposed reinvestment zone; and,

WHEREAS, the Board of Trustees of the La Porte Independent School District at such public hearing invited any interested person to appear and speak for or against the creation of the reinvestment zone, and whether all or part of the territory described should be included in the proposed reinvestment zone; and,

WHEREAS, the proponents of the reinvestment zone offered evidence, both oral and documentary, in favor of all of the foregoing matters relating to the creation of the reinvestment zone and opponents, if any, of the reinvestment zone appeared to contest the creation of the reinvestment zone.

BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE LA PORTE INDEPENDENT SCHOOL DISTRICT:

SECTION 1. That the facts and recitations contained in the preamble of this Resolution are hereby found and declared to be true and correct.

SECTION 2. That the Board of Trustees of the La Porte Independent School District, after conducting such hearing and having heard such evidence and testimony, has made the following findings and determinations based on the evidence and testimony presented to it:

- (a) That the public hearing on the adoption of *La Porte Independent School District Reinvestment Zone Number One* has been properly called, held and conducted, and that notices of such hearing have been published as required by law and mailed to the respective presiding officers of the governing bodies of all taxing units overlapping the territory inside the proposed reinvestment zone; and,
- (b) That the boundaries of *La Porte Independent School District Reinvestment Zone Number One* be the area as described in the legal description attached hereto as “ATTACHMENT A”; and,
- (c) That the map attached hereto as “ATTACHMENT B” shows the *La Porte Independent School District Reinvestment Zone Number One* boundaries and that the property described is inside those boundaries; and,
- (d) That creation of the proposed *La Porte Independent School District Reinvestment Zone Number One* with boundaries as described in “ATTACHMENT A”; will result in benefits to the La Porte Independent School District and to land included in the zone, and that the improvements sought are feasible and practical and will be a benefit to the land to be included in this Reinvestment Zone and to the District after the expiration of the *Agreement for Limitation on Appraised Value of Property for School District Maintenance and Operations Taxes*, as authorized by the V.T.C.A. Texas Tax Code § Chapter 313; entered into contemporaneously with the adoption of this Resolution; and,
- (e) The *La Porte Independent School District Reinvestment Zone Number One* described in “ATTACHMENT A” meets the criteria set forth in Texas Tax Code §312.0025 for the creation of a reinvestment zone as set forth in the Property Redevelopment and Tax Abatement Act, as amended, in that it is reasonably likely that the designation will contribute to the retention or expansion of primary employment, and/or will attract investment in the zone that will be a benefit to the property, and would contribute to economic development within the La Porte Independent School District.

SECTION 3. That pursuant to the Property Redevelopment and Tax Abatement Act, as amended, the La Porte Independent School District, hereby creates a reinvestment zone under the provisions of Tex. Tax Code § 312.0025, encompassing the area described by the legal description in “ATTACHMENT A,” and such reinvestment zone is hereby designated and shall hereafter be referred to as *La Porte Independent School District Reinvestment Zone Number One*.

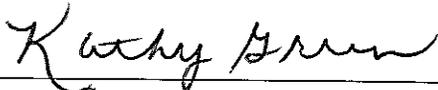
SECTION 4. That *La Porte Independent School District Reinvestment Zone Number One* shall take effect upon adoption by the Board of Trustees and shall remain designated as a commercial-industrial reinvestment zone for a period of five (5) years from such date of such designation.

SECTION 5. That if any section, paragraph, clause or provision of this Resolution shall for any reason beheld to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect any of the remaining provisions of this Resolution.

SECTION 6. That it is hereby found, determined and declared that a sufficient notice of the date, hour, place and subject of the meeting of the La Porte Independent School District Board of Trustees, at which this Resolution was adopted, was posted at a place convenient and readily accessible at all times, as required by the Texas Open Government Act, Texas Government Code, Chapter 551, as amended; and that a public hearing was held prior to the designation of such reinvestment zone, and that proper notice of the hearing was published in newspapers of general circulation in Harris County of the State of Texas, and furthermore, such notice was, in fact, delivered to the presiding officer of any effected taxing entity as prescribed by the Property Redevelopment and Tax Abatement Act.

PASSED, APPROVED AND ADOPTED on this 9th day of March, 2010.

LA PORTE INDEPENDENT SCHOOL DISTRICT

By: 

KATHY GREEN
President
Board of Trustees

ATTEST:



BILL SNEAD
Secretary
Board of Trustees

METES AND BOUNDS DESCRIPTION
AIR LIQUIDE LARGE INDUSTRIES, U.S.
61.90312 ACRE TRACT
HARRIS COUNTY, TEXAS

Being a metes and bounds description of a tract of land situated in the Richard Pearsall 1/3 League, Abstract No. 625, said tract being out of a residual 154.145 acre tract, said residual 154.145 acre tract being described by deed recorded in Film Code No. 157-29-0284 of the deed records of Harris County, Texas, said tract of land being more particularly described as follows:

BEGINNING at a 5/8" iron rod found marking the northeast corner of said residual 154.15 acre tract, said point being on the south right-of-way line of Fairmont Parkway (250-foot right-of-way), said point also being the northwest corner of a 75 acre tract as described in Film Code No. 191-07-2341 of the deed records of Harris County, Texas, said point being the northeast corner of herein described 61.90312 acre tract;

Thence S 01°00'45" E, a distance of 2,168.93 feet to a 2" iron pipe found marking the southeast corner of said 61.90312 acre tract, said point being the southwest corner of said 75 acre tract, said point being on the north line of a 10.319 acre tract described in Volume 7146, Page 375 of the Deed Records of Harris County, Texas;

Thence S 87°25'15" E, along said north line of said 10.319 acre tract, a distance of 1,599.47 feet to a copperweld rod found marking the southwest corner of said 61.90312 acre tract, said point being on the east line of ExxonMobil Pipeline Corridor "520";

Thence N 00°46'11" W, along the east line of said ExxonMobil Pipeline Corridor "520", a distance of 1,233.55 feet to a 5/8" iron rod with cap found marking the northwest corner of said 61.90312 acre tract;

Thence N 89°16'51" E, a distance of 178.69 feet to a 5/8" iron rod with cap found marking an interior corner of said 61.90312 acre tract;

Thence N 00°36'37" W, a distance of 228.53 feet to a 5/8" iron rod with cap found marking a northwesterly corner of said 61.90312 acre tract;

Thence N 89°17'07" E, a distance of 813.29 feet to a 5/8" iron rod with cap found marking an interior corner of said 61.90312 acre tract;

Thence N 00°46'11" W, a distance of 733.81 feet to a 5/8" iron rod with cap found marking a northerly corner of said 61.90312 acre tract, said point on the south right-of-way line of said Fairmont Parkway;

Thence N 86°52'45" E, along said south right-of-way of Fairmont Parkway, a distance of 596.48 feet to the POINT OF BEGINNING.

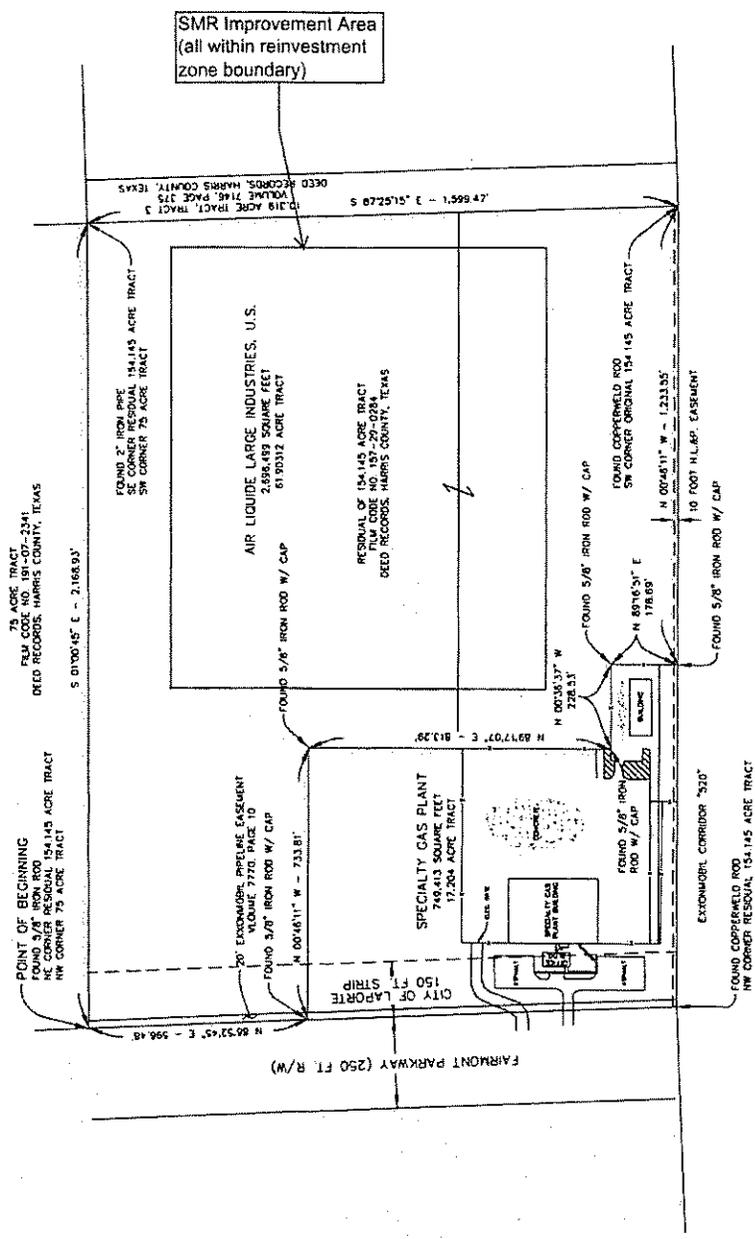
The above described tract of land containing 2,696,499 square feet or 61.90312 acres.

November 17, 2009

ATTACHMENT A

HARRIS COUNTY, TEXAS
 RICHARD PEARSALE 1/3 LEAGUE, ABSTRACT NO. 625

Reinvestment Zone Boundary Line



ATTACHMENT B

REVISION		DATE	11/17/09	AIR LIQUIDE AIR LIQUIDE AMERICA L.P. HOUSTON, TEXAS	FILE & DISK SCALE 1" = 300' DWG. NO. 002-BPP-0002
NO.	DATE	BY	DRANK BY		
1			MCO - 2M		
2			JOB NO.		
3			APPD	AIR LIQUIDE LARGE INDUSTRIES, U.S. - LAPORTE 61,90312 ACRE TRACT HARRIS COUNTY, TEXAS	
4					

TRACT AREA 2,598,499 SQUARE FEET OR 61,90312 ACRES.
 BEARINGS DERIVED FROM DESCRIPTION OF 154,145 ACRE TRACT.