



# Agenda Item Report

**Legislative Board:** City Council  
**Date:** July 21, 2026  
**Contact:** Will Parrish  
**Agenda Item ID / Number:** 2026-597- / I.3

**ITEM TITLE:** Public hearing, deliberation, and possible action to consider an Ordinance on first and possible final reading and to adopt said Ordinance to authorize the annexation into the City of Buda's Extraterritorial Jurisdiction of +/- .914 acres of land known as Lot 4A, Possum Trot Park, located on the south side of the Loop 4 and Rebel Drive intersection, Hays County, Texas 78610 (Assistant Director of Development Services Will Parrish) [PUBLIC TESTIMONY]

## 1. EXECUTIVE SUMMARY

The property known as Lot 4A, Possum Trot Park located at 102 Rebel Drive was previously in the City's ETJ and requested removal in 2023 and is now requesting to be re-annexed into the ETJ for the purpose of receiving utility service.

## 2. BACKGROUND/HISTORY

The property known as Lot 4A, Possum Trot Park, submitted a request to withdraw from the ETJ in October of 2023. The City acknowledged the submittal and, in November of 2023, provided a letter to the applicant stating that the City would take no action on the request, due to ongoing litigation between municipalities and the State of Texas. SB 2038, which is the bill that authorizes property owner's to withdraw from the ETJ, states that property owner's who submit a valid petition to withdraw will be automatically withdrawn after 45 days, if the City takes no prior action.

The applicant has now submitted a request to annex into the City ETJ, in addition to a request for utility services, which was accompanied by a request to annex into the City Limits, which is required for consideration of utility service.

This agenda item deals specifically with the request to annex back into the ETJ, not the request to annex into the City limits, as this first step is required before additional action can be taken.

## 3. ANALYSIS

The property is adjacent to City Limits due to its frontage on Loop 4 on the west side, and the properties immediately adjacent to it to the south and east, as well as Rebel Drive to the north are all located within the ETJ.

As this property is immediately contiguous to both Buda's Corporate City Limits and ETJ, in addition to the fact that this property was formally located in Buda's ETJ, Staff does not have concerns with adding this property back into the ETJ.

## 4. FINANCIAL IMPACT

If this property is annexed into the City's ETJ, it would provide the opportunity for the City to either serve this property utilities at an out of City Limits rate, or fully incorporate this property into the Corporate City Limits, providing the opportunity for sales and property tax, in addition to utility services.

## 5. STRATEGIC PLAN/GOALS

BALANCED AND INTENTIONAL GROWTH

## **6. STRATEGIC PLAN OBJECTIVES**

Retain and grow local businesses in Buda

## **7. PROS AND CONS**

Pros: If this property is annexed into the City's ETJ, it would provide the opportunity for the City to either serve this property utilities at an out of City Limits rate, or fully incorporate this property into the Corporate City Limits, providing the opportunity for sales and property tax, in addition to utility services.

Cons: none.

## **8. ALTERNATIVES**

Council may vote to:

- Approve
- Deny
- Table

## **9. REQUESTED ACTION / SUGGESTED MOTION / RECOMMENDATION**

Staff has reviewed the request and recommends approval of the request for annexation into the ETJ.

## **Attachments:**

[Ordinance - Baird Pools ETJ Annexation.pdf](#)

[Exhibit A - Signed amended plat.pdf](#)

[A 26-01-petition letter \(1\).pdf](#)

[Presentation - ETJ Annexation.pdf](#)