



PETITION FOR RELEASE
FROM CITY OF KILLEEN ETJ

RS-26-091

June 2, 2026

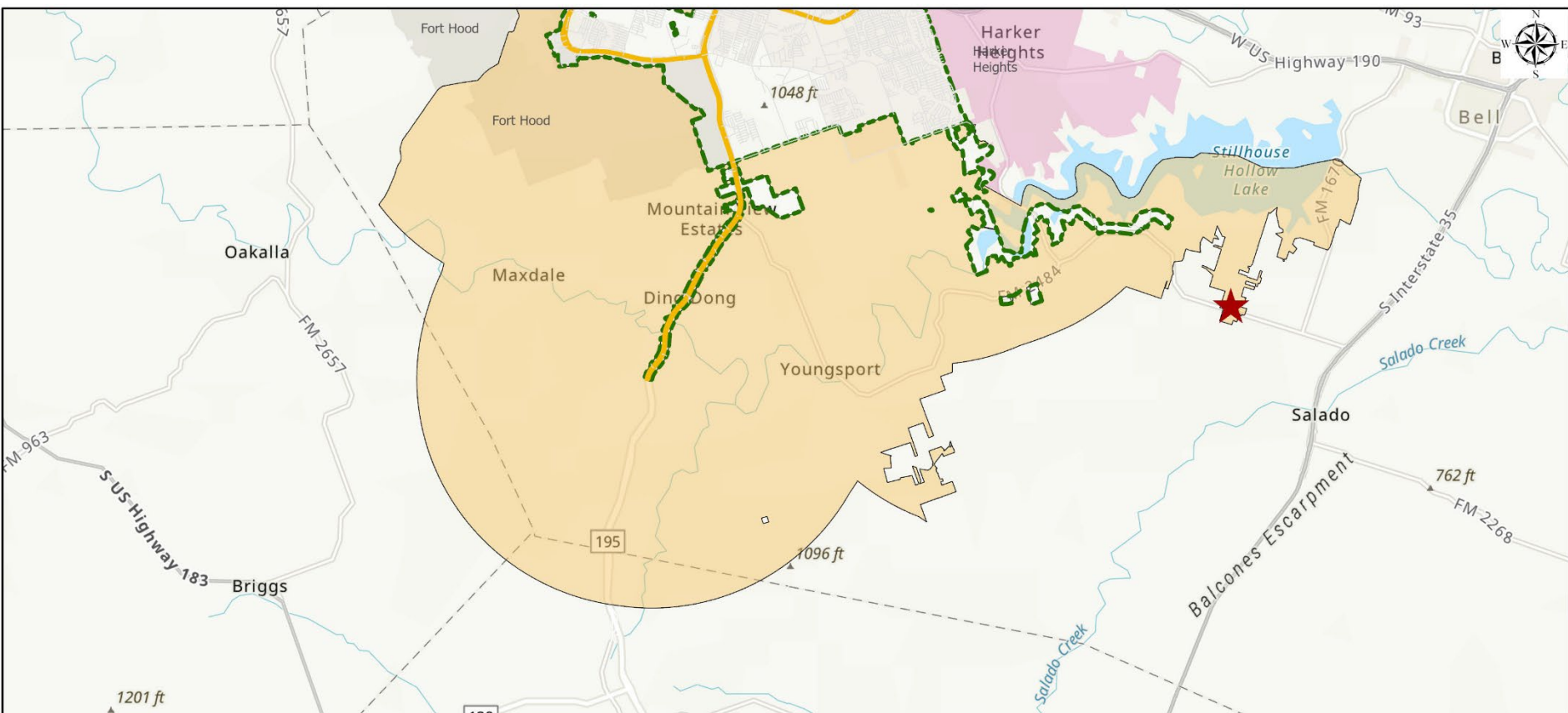
Background

- During the 2023 Legislative Session, the Texas Legislature passed Senate Bill 2038, which amended Texas Local Government Code Chapter 42 to allow the owner(s) of property located within the extraterritorial jurisdiction (ETJ) of a municipality to petition that municipality for release from the ETJ.
- This amendment became effective on September 1, 2023.

Background

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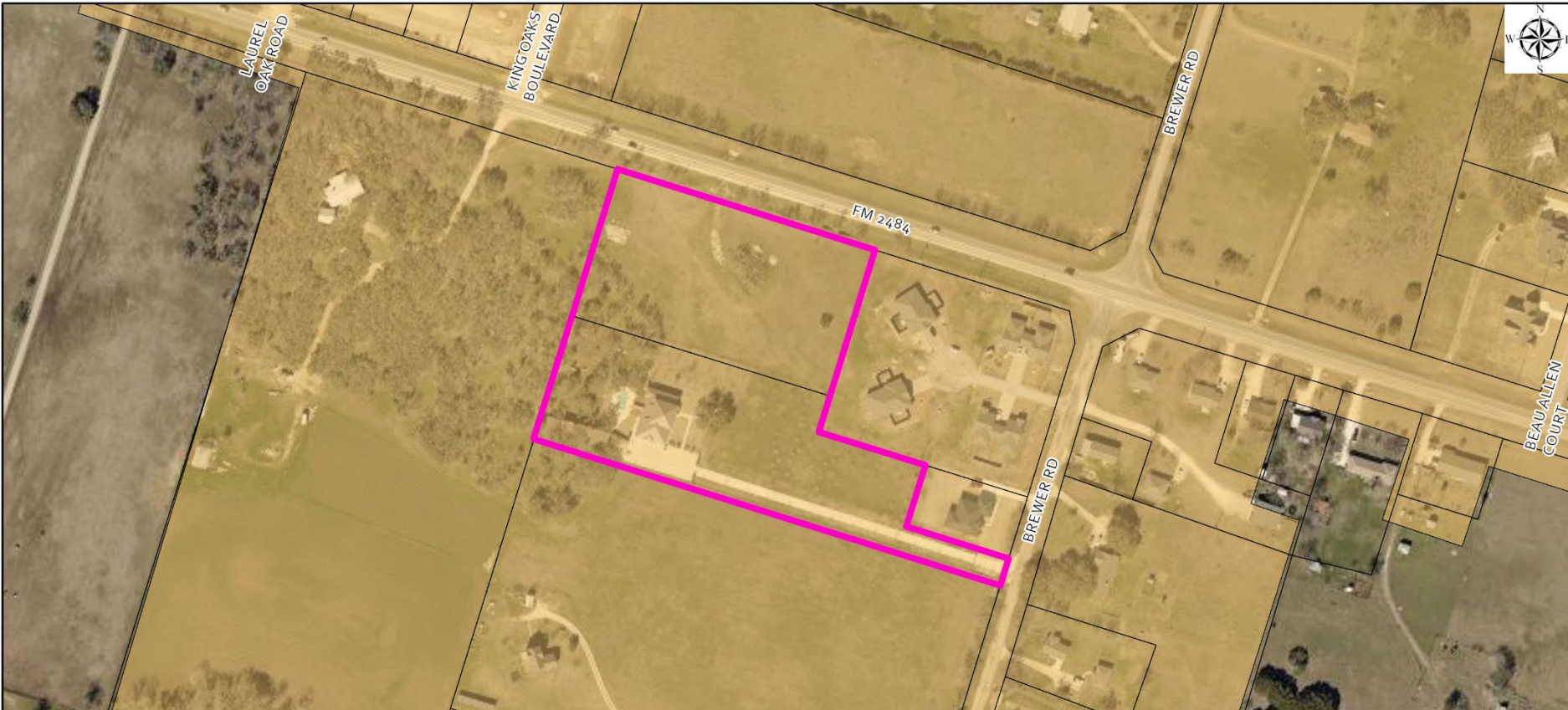
- On April 29, 2026, staff received a petition for release from the ETJ from Mr. James Rich for two (2) properties generally located on the southwest corner of F.M. 2484 and Brewer Road.



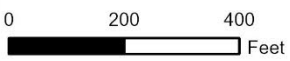
PROPERTY ID 463327 & 463328

- Legend
- Major Roads
 - City Limits
 - Killeen ETJ
 - County Roads
 - Request Location

Subject Property Legal Description: D W WALLACE ADDITION, BLOCK 001, LOT 0004, 3.000AC ; D W WALLACE ADDITION, BLOCK 001, LOT 0003, 3.500AC



AERIAL MAP



PROPERTY ID 463327 & 463328

Legend

-  Killeen ETJ
-  Parcels
-  Release From ETJ

Subject Property Legal Description: D W WALLACE ADDITION, BLOCK 001, LOT 0004, 3.000AC ; D W WALLACE ADDITION, BLOCK 001, LOT 0003, 3.500AC

Background

- Texas Local Government Code Sec. 42.104(d) states: "If a municipality fails to take action to release the area [...] by the later of the 45th day after the date the municipality receives the petition or the next meeting of the municipality's governing body that occurs after the 30th day after the date the municipality receives the petition, the area is released by operation of law."

Background

- Texas Local Government Code Sec. 42.023 states that the extraterritorial jurisdiction of a municipality may not be reduced unless the governing body of the municipality gives its written consent by ordinance or resolution.

Recommendation

- Staff recommends that the City Council approve the petition requesting release from the ETJ in accordance with Chapter 42 of the Texas Local Government Code.