

ARTICLE I. - INCORPORATION; FORM OF GOVERNMENT: POWERS

Sec. 1.01. - Incorporation.

The inhabitants of the City of Farmers Branch, Dallas County, Texas, within the corporate limits as now established or as hereafter established in the manner provided by law, shall continue to be a municipal body politic and corporate in perpetuity, under the name of the "City of Farmers Branch."

(Amd. no. 1, 5-1-1999)

Sec. 1.02. - Boundary.

Boundary description: (Omitted).

Editor's note— Section 1.02 sets out the metes and bounds description of the city limits. Since subsequent boundary changes may have rendered the description obsolete, it has been omitted.

Sec. 1.03. - Annexation of property.

The City may annex and disannex property by following the procedure and requirements set out in the Texas Local Government Code and other applicable state statutes as they are from time to time amended.

(Amd. no. 1, 1-15-1983; amd. no. 27, 1-21-1989; Ord. No. 3240, Exh. A, 8-20-2013; Ord. No. 3252, Exh. A, 11-19-2013)

[Sec. 1.04. - Reserved.]

Sec. 1.05. - Form of government.

The municipal government provided by this Charter shall be known as the "council-manager form of government." Pursuant to its provisions and subject only to the limitations imposed by the Texas Constitution, and the laws of the State of Texas, and by this Charter, all powers of the City shall be vested in an elective council, hereinafter referred to as "the Council", which shall enact local legislation, adopt budgets, determine policies, appoint the judge of the municipal court, and appoint the City Manager, who shall execute the laws and administer the government of the City. All powers of the City shall be exercised in the manner prescribed by this Charter, or if the manner be not prescribed, then in such manner as may be prescribed by ordinance.

(Amd. no. 1, 5-1-1999; amd. no. 14, 5-9-2009)

Sec. 1.06. - Powers of city.

The City shall have all powers that now are or hereafter may be granted to municipalities by the constitution or laws of the State of Texas, and all such powers, whether expressed or implied, shall be exercised and enforced in the manner prescribed by this Charter, and when not prescribed therein, in such manner as may be provided by ordinance or resolution of the City Council of the City of Farmers Branch.

(Amd. no. 1, 5-1-1999)

Sec. 1.07. - General powers adopted.

The enumeration of particular powers in the Charter shall not be held or deemed to be exclusive, but in addition to the powers enumerated herein, implied thereby to appropriate to the exercise thereof, the City shall have and may exercise all other powers which, under the constitution and laws of the State of Texas, it would be competent for the Charter specifically to enumerate. The City of Farmers Branch shall have and exercise all the powers conferred upon cities by what is known as the Home Rule Amendment to the constitution of the State of Texas and the enabling act relative thereto, passed by the Thirty-Third Legislature of the State of Texas, found in the published laws of said Legislature, Regular Session, pages 307 to 317, and effective July 7, 1913, and all other laws passed [by] the legislature of the State of Texas, relating thereto, or which may hereafter be passed by said legislature in relation to such matters.

Sec. 1.08. - Power to acquire property for public purposes.

The City of Farmers Branch shall have the power to acquire, by condemnation, either private or public property located inside or outside of the corporate limits for the extension, improvement and enlargement of its water system, including riparian rights, water supply reservoirs, standpipes, water sheds, dams, the laying, building, maintenance and construction of water mains and the laying, erection, establishment or maintenance and construction of water mains and the laying, erection, establishment or maintenance of any appurtenances or facilities which will furnish to the inhabitants of the City an abundant supply of wholesome water; for sewerage plants and systems; rights-of-way for water and sewer lines; parks, playgrounds and schools, hospitals, fire stations, police stations, burial grounds and cemeteries, incinerators or other garbage disposal plants, streets, boulevards and alleys or other public ways, city jails, city halls and other municipal buildings or any right-of-way needed in connection with any property used for any purpose herein-above named; for the straightening or improving of the channel of any stream, branch or drain and for any other public purpose or public use. The procedure to be followed in any condemnation proceeding hereunder and authorized herein shall be in accordance with the provisions of the State law with reference to eminent domain.

(Amd. no. 27, 1-21-1989; amd. no. 1, 5-9-2009)