

**RESOLUTION OF THE COMMISSIONERS COURT
OF LUBBOCK COUNTY, TEXAS
DESIGNATING THE DURA-LINE REINVESTMENT ZONE**

**A RESOLUTION DESIGNATING A CERTAIN AREA AS A REINVESTMENT ZONE
FOR A COMMERCIAL/INDUSTRIAL TAX ABATEMENT IN LUBBOCK COUNTY,
TEXAS, ESTABLISHING THE BOUNDARIES THEREOF, AND PROVIDING FOR AN
EFFECTIVE DATE.**

WHEREAS, the Commissioners Court of Lubbock County, Texas 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 (Texas Property Tax Code § 312.001, *et seq.*); and

WHEREAS, the Commissioners Court of Lubbock County, Texas has previously adopted Commercial and Industrial Guidelines and Criteria of the Commissioners Court of Lubbock County for Granting a Tax Abatement in Reinvestment Zone Created in Lubbock County, Texas (the “Guidelines”); and

WHEREAS, on this date, a hearing before the Commissioners Court of Lubbock County, Texas was held, such date being at least seven (7) days after the date of publication of the notice of such public hearing in the local newspaper of general circulation in Lubbock County and the delivery of written notice to the respective presiding officers of each taxing entity that includes within its boundaries real property that is to be included in the proposed reinvestment zone; and

WHEREAS, the Commissioners Court of Lubbock County, Texas 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 COMMISSIONERS COURT OF LUBBOCK COUNTY, TEXAS:

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 Commissioners Court of Lubbock County, Texas, 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 adoption of the Dura-Line Reinvestment Zone has been properly called, held and conducted and that notice of such hearing has 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 the Dura-Line Reinvestment Zone should be the area described in the legal description and corresponding map attached hereto as Exhibit “A”, which is incorporated herein by reference for all purposes;
- (c) That the applicant or owner has met the burden required by the Guidelines relating the creation of the Dura-Line Reinvestment Zone;
- (d) That creation of the Dura-Line Reinvestment Zone will result in benefits to Lubbock County, Texas and to land included in the zone and that the improvements sought are feasible and practical; and
- (e) The Dura-Line Reinvestment Zone meets the criteria set forth in Texas Property Tax Code Chapter 312 for the creation of a reinvestment zone as set forth in the Property Redevelopment and Tax Abatement Act, as amended, and the Guidelines, in that it is reasonably likely as a result of the designation to contribute to the retention or expansion of primary employment or to attract investment in the zone that would be a benefit to the property and that would contribute to the economic development of Lubbock County, Texas, and that the entire tract of land is located entirely within an unincorporated area of Lubbock County, Texas.

SECTION 3. That pursuant to the Property Redevelopment and Tax Abatement Act, as amended, and the Guidelines, Lubbock County Commissioner’s Court hereby creates the Dura-Line Reinvestment Zone; a reinvestment zone for commercial-industrial tax abatement encompassing only the area described on and as shown on the map in “Exhibit A”, and such reinvestment zone is hereby designated and shall hereafter be referred to as the Dura-Line Reinvestment Zone.

SECTION 4. That Dura-Line Reinvestment Zone shall take effect on the date of this Resolution and shall remain designated as a commercial-industrial reinvestment zone for a period of five (5) years from such date of designation and may be renewed for an additional five (5) year period thereafter.

SECTION 5. This Resolution is adopted consistent with the Guidelines. To the extent this Resolution modifies any requirement or procedure set forth in the Guidelines, the Guidelines are deemed amended for purposes of this Resolution only.

SECTION 6. 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 7. That it is hereby found, determined and declared that a sufficient notice of the date, hour, place and subject, of the meeting of the Lubbock County Commissioners Court 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 the official newspaper of general circulation within the County, and furthermore, such notice was in fact delivered to the presiding officer of any affected taxing entity as prescribed by the Property Redevelopment and Tax Abatement Act.

PASSED, APPROVED AND ADOPTED on this the 21st day of September 2023.

Curtis Parrish, County Judge

Terrance Kovar, Precinct 1 Commissioner

Jason Corley, Precinct 2 Commissioner

Gilbert A. Flores, Precinct 3 Commissioner

Jordan Rackler, Precinct 4 Commissioner

Attest: _____
Kelly Pinion, County Clerk

EXHIBIT A
LEGAL DESCRIPTION AND MAP OF
DURA-LINE REINVESTMENT ZONE