

CITY OF ANNA, TEXAS

RESOLUTION NO. 2011-11-03

A RESOLUTION OF THE CITY OF ANNA, TEXAS EXPRESSING SUPPORT FOR: (1) COLLIN COUNTY COMMISSIONERS COURT TAX INCENTIVE PROGRAM (50/3) TO ENCOURAGE THE CREATION AND RELOCATION OF NEW BUSINESS TO COLLIN COUNTY, SUBJECT TO CERTAIN ELIGIBILITY LIMITATIONS; AND (2) COLLIN COUNTY COMMISSIONERS COURT TO ADOPT A BROADLY APPLICABLE TAX ABATEMENT POLICY THAT DOES NOT DISCRIMINATE AGAINST SMALL BUSINESSES AND THAT ENCOURAGES BUSINESSES OF ALL SIZES DESIRING TO LOCATE IN ANY COLLIN COUNTY MUNICIPALITY FOR THE PURPOSES OF JOB GROWTH AND ECONOMIC DEVELOPMENT

WHEREAS, it has been reported to the City Council of the City of Anna, Texas ("City Council") that the Collin County Commissioners Court voted on October 10th to enact a tax incentive program (50/3) to encourage the creation and relocation of new businesses to Collin County; and

WHEREAS, it has been reported to the City Council that the 50/3 program will be adopted pursuant to Chapter 381 of the Local Government Code and will provide a 50% "refund" for each of the first 3 years that an eligible business is in operation; and

WHEREAS, the City Council desires to express its support for the 50/3 program, provided that the certain types of businesses that would create negative secondary effects are excluded from the program; and

WHEREAS, it has been reported to the City Council that the Collin County Commissioners Court is considering the adoption of a policy governing a tax abatement program that could have a significant impact on development within the City; and

WHEREAS, the City Council believes that small business and business startups that might otherwise not relocate to Collin County would be significantly more motivated to do so if the County's tax abatement program was broad enough to allow such businesses to participate; and

WHEREAS, the City Council finds that small businesses employ millions of people in Texas and that counties and communities that compete for small businesses will see greater job growth and economic development than those that restrict small business from tax incentive/abatement programs; and

WHEREAS, the City Council desires to support the Commissioners Court in adopting a policy that supports small businesses and smaller municipalities in a fair and sufficient manner by not limiting tax abatement program eligibility in a manner that would exclude smaller businesses or business startups from the benefits of such a policy or have the effect of discriminating in favor or larger municipalities and larger businesses; and

WHEREAS, while the City Council supports the 50/3 program and a tax abatement program that would encourage businesses of all sizes to locate in Collin County, the City Council has

determined that it should request that the Commissioners Court limit eligibility for such programs by excluding certain types of businesses that would be harmful to desirable growth in and near the City based on negative secondary effects such businesses would generate; and

WHEREAS, the City Council finds that the following types of businesses would generate negative secondary effects if located within or near the City: (1) adult entertainment businesses, including but not limited to adult arcades, adult video and/or bookstores, adult novelty stores, adult cabarets, adult motion picture rooms and theaters, nude modeling studios, adult hotels or sexual encounter centers, and massage parlors; and (2) short term loan agencies, fat rendering plants, garbage offal or dead animal reduction plants, tattoo parlors, body piercing shops, and retail outlets specializing in drug paraphernalia used for consumption of cannabis and other recreational drugs;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ANNA, TEXAS THAT:

Section 1. Recitals Incorporated

The recitals set forth above are incorporated herein for all purposes as if set forth in full.

Section 2. Support of 50/3 Economic Development Program

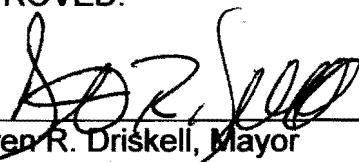
The City Council hereby expresses its support for the Collin County 50/3 Economic Development Program, requesting that the following types of businesses not be eligible for the program: (1) adult entertainment businesses, including but not limited to adult arcades, adult video and/or bookstores, adult novelty stores, adult cabarets, adult motion picture rooms and theaters, nude modeling studios, adult hotels or sexual encounter centers, and massage parlors; and (2) short term loan agencies, fat rendering plants, garbage offal or dead animal reduction plants, tattoo parlors, body piercing shops, retail outlets specializing in drug paraphernalia used for consumption of cannabis and other recreational drugs, establishments that permit 8-liner machines, and illegal gambling establishments.

Section 3. Support of Broad Eligibility for Tax Abatement Program

The City Council hereby expresses its support for broad eligibility for businesses with respect to any tax abatement program adopted by the Collin County Commissioners Court such that the County's policy/program would not have the effect of discriminating against a business based on its size or amount of taxable assets, but requests that the following types of businesses not be eligible for the program: (1) adult entertainment businesses, including but not limited to adult arcades, adult video and/or bookstores, adult novelty stores, adult cabarets, adult motion picture rooms and theaters, nude modeling studios, adult hotels or sexual encounter centers, and massage parlors; and (2) short term loan agencies, fat rendering plants, garbage offal or dead animal reduction plants, tattoo parlors, body piercing shops, and retail outlets specializing in drug paraphernalia used for consumption of cannabis and other recreational drugs, establishments that permit 8-liner machines, and illegal gambling establishments.

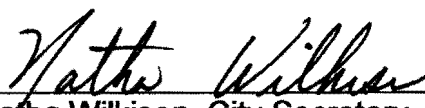
PASSED AND APPROVED by the City Council of the City of Anna, Texas on this 8th day of November, 2011.

APPROVED:



Darren R. Driskell, Mayor

ATTEST:



Natha Wilkison, City Secretary

