

1-1 By: Creighton, Nichols S.B. No. 1643
 1-2 (In the Senate - Filed March 11, 2021; March 24, 2021, read
 1-3 first time and referred to Select Committee on Ports;
 1-4 April 13, 2021, reported favorably by the following vote: Yeas 7,
 1-5 Nays 0; April 13, 2021, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			

1-15 A BILL TO BE ENTITLED
 1-16 AN ACT

1-17 relating to special purpose territory of the Port of Beaumont
 1-18 Navigation District of Jefferson County, Texas.

1-19 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-20 SECTION 1. Section 5010.0104, Special District Local Laws
 1-21 Code, is amended to read as follows:

1-22 Sec. 5010.0104. DISTRICT TERRITORY. The district is
 1-23 composed of the territory:

1-24 (1) in Jefferson and Orange Counties described by
 1-25 Sections 1 and 1A, Chapter 147, Acts of the 51st Legislature,
 1-26 Regular Session, 1949, as that territory may have been modified
 1-27 under:

1-28 (A) [~~(1)~~] Section 3 or 3a, Chapter 103, Acts of
 1-29 the 41st Legislature, 1st Called Session, 1929 (Article 8263a,
 1-30 Vernon's Texas Civil Statutes), before August 30, 1971;

1-31 (B) [~~(2)~~] Subchapter H, Chapter 62, Water Code;
 1-32 or

1-33 (C) [~~(3)~~] other law; and
 1-34 (2) described by Section 3 of the Act enacting
 1-35 Subchapter F.

1-36 SECTION 2. Chapter 5010, Special District Local Laws Code,
 1-37 is amended by adding Subchapter F to read as follows:

1-38 SUBCHAPTER F. SPECIAL PURPOSE AREA

1-39 Sec. 5010.0601. DEFINITION. In this subchapter, "special
 1-40 purpose area" means the territory described by Section 3 of the Act
 1-41 enacting this subchapter.

1-42 Sec. 5010.0602. REPORTING OF CARGO AND VESSEL MOVEMENTS.
 1-43 Waterborne commercial cargo and vessel movements originating in or
 1-44 departing from the special purpose area may be attributed as
 1-45 waterborne commercial cargo or vessel movements originating in or
 1-46 departing from the district for the purpose of reporting to the
 1-47 United States Army Corps of Engineers under applicable federal law.

1-48 Sec. 5010.0603. EFFECT ON OTHER DISTRICTS. The inclusion
 1-49 of the special purpose area in the district does not affect any
 1-50 powers or duties exercised in the special purpose area by the
 1-51 Sabine-Neches Navigation District or the Orange County Navigation
 1-52 and Port District.

1-53 Sec. 5010.0604. TAXATION PROHIBITED. The district may not
 1-54 impose a tax in the special purpose area.

1-55 SECTION 3. The Port of Beaumont Navigation District of
 1-56 Jefferson County, Texas, includes the following two tracts as a
 1-57 special purpose area for the purposes of Subchapter F, Chapter
 1-58 5010, Special District Local Laws Code:

1-59 TRACT 1

1-60 BEING 1875 ± acres of land and water, part of the Neches
 1-61 River, the Burr & Caswell Survey, Section No. 3, Abstract No. 393,

2-1 the O.W. Keith Survey, Abstract No. 681, the Burr & Caswell Survey,
 2-2 Section Number 5, Abstract No. 406, the John Montez Survey,
 2-3 Abstract No. 175, the William Carroll Survey, Abstract No. 13, and
 2-4 the R.A. Greer Survey, Abstract No. 678, Jefferson County, Texas;
 2-5 said 1875 ± acre tract being more fully described by metes and
 2-6 bounds as follows, to wit:

2-7 BEGINNING at a point on the intersection of the thread of the
 2-8 Neches River with the East line of the Joseph S. Johnston Survey,
 2-9 Abstract No. 34, same being the West line of the William Carroll
 2-10 Survey, Abstract No. 13, for the Northwest comer of the herein
 2-11 described tract; said point being an easterly comer of the current
 2-12 boundary of the Port of Beaumont Navigation District;

2-13 THENCE, in a Southeasterly direction, on the meanders of the
 2-14 thread of the Neches River, a distance of 11.3 ± miles to its
 2-15 intersection with the current city limits of the City of Port
 2-16 Arthur, as described in Ordinance No. 2540, dated November 4, 1959,
 2-17 for the Northeast comer of the herein described tract;

2-18 THENCE, in a Southwesterly direction, on the current city
 2-19 limits of the City of Port Arthur, a distance of 1007' ± to a point
 2-20 on the southwesterly bank of the Neches River where it meets the
 2-21 mouth of Molasses Bayou, for the Southeast comer of the herein
 2-22 described tract;

2-23 THENCE, in a Northwesterly direction, on the southwesterly
 2-24 bank of the Neches River, and the Southwesterly bank of the Neches
 2-25 River Cut-Offs shown on Volume 9, Page 10, and Volume 6, Pages
 2-26 47-52, Map Records, Jefferson County, Texas, a distance of 9.1 ±
 2-27 miles to a point on the current limits of the Port of Beaumont
 2-28 Navigation District, same being the East line of the Joseph S.
 2-29 Johnston Survey, Abstract No. 34, and the West line of the William
 2-30 Carroll Survey, Abstract No. 13, for the Southwest comer of the
 2-31 herein described tract;

2-32 THENCE, in Northerly direction, on the current limits of the
 2-33 Port of Beaumont Navigation District, same being the East line of
 2-34 the Joseph S. Johnston Survey, Abstract No. 34, and the West line of
 2-35 the William Carroll Survey, Abstract No. 13, a distance of 4050' ±
 2-36 to the POINT OF BEGINNING, and containing 1875 ± acres of land, more
 2-37 or less.

2-38 TRACT 2

2-39 BEING 265.4 ± acres of land, part of the Neches River, the
 2-40 William Stephenson Survey, Abstract No. 23, and the Gilbert
 2-41 Stevenson Survey, Abstract No. 167, Orange County, Texas; being all
 2-42 of a (Called 250) acre tract of land, known as Tract 12, described
 2-43 in a deed to Port of Beaumont Navigation District, recorded in
 2-44 Volume 123, Page 376, Deed Records, Orange County, Texas, and all of
 2-45 a (Called 108.9935) acre tract, described in a Quitclaim Deed to the
 2-46 Port of Beaumont Navigation District, recorded in Volume 955, Page
 2-47 34, Official Public Records, Orange County, Texas; said 265.4 ±
 2-48 acre tract being more fully described by metes and follows as
 2-49 follows, to wit:

2-50 BEGINNING at a half-inch steel rod, capped and marked
 2-51 "SOUTEX", found on the southeasterly line of a 225' wide Kansas City
 2-52 Southern Railway Company right of way, formerly Texarkana & Fort
 2-53 Smith Railway Company, and the West line of a (Called 496.00) acre
 2-54 tract of land, known as Parcel 1, described in a deed to Optimus
 2-55 Steel, LLC, recorded in File No. 458665, Official Public Records,
 2-56 Orange County, Texas, for the most northerly corner of the herein
 2-57 described tract; said capped rod having coordinates of N:
 2-58 10052007.85, E: 4274200.44;

2-59 THENCE, South 05 deg., 58 min., 02 sec., East, on the West
 2-60 line of the (Called 496.00) acre tract, a distance of 1894.32' to a
 2-61 3" steel pipe found for corner on the common line of the Gilbert
 2-62 Stevenson Survey, Abstract No. 167 and the William Stephenson
 2-63 Survey, Abstract No. 23; said steel pipe having coordinates of N:
 2-64 10050123.79, E: 4274397.37;

2-65 THENCE, South 06 deg., 06 min., 36 sec., East, continuing on
 2-66 the West line of the (Called 496.00) acre tract, and an extension
 2-67 thereof, at 2271.95' passing a 1" steel pipe found for reference,
 2-68 and continuing a total distance of 2729.68' ± to a point on the
 2-69 thread of the Neches River, for the Southeast corner of the herein

3-1 described tract; said point for corner being on the current
3-2 boundary of the Port of Beaumont Navigation District;

3-3 THENCE, in a northwesterly direction, on the thread of the
3-4 Neches River and the current limits of the Port of Beaumont
3-5 Navigation District, a distance of 5143' ± to a point on the
3-6 southeasterly line of the 225' wide Kansas City Southern Railway
3-7 Company right of way, for the Southwest corner of the herein
3-8 described tract;

3-9 THENCE, North 45 deg. 36 min. 40 sec East, on the
3-10 southeasterly line of said Kansas City Southern Railway Company
3-11 right of way, a distance of 386.45' ± to a point for corner;

3-12 THENCE, continuing on the southeasterly line of said Kansas
3-13 City Southern Railway Company right of way, on the arc of a curve to
3-14 the right, having a radius of 2785.00', an arc length of 477.92', a
3-15 chord bearing of North 50 deg., 07 min., 07 sec., East, a chord
3-16 distance of 477.33' to a point for corner;

3-17 THENCE, North 55 deg., 02 min., 05 sec., East, continuing on
3-18 the southeasterly line of said Kansas City Southern Railway right
3-19 of way, a distance of 4430.21' to the POINT OF BEGINNING and
3-20 containing 265.4 ± acres of land and water, more or less.

3-21 SECTION 4. (a) The legal notice of the intention to
3-22 introduce this Act, setting forth the general substance of this
3-23 Act, has been published as provided by law, and the notice and a
3-24 copy of this Act have been furnished to all persons, agencies,
3-25 officials, or entities to which they are required to be furnished
3-26 under Section 59, Article XVI, Texas Constitution, and Chapter 313,
3-27 Government Code.

3-28 (b) The governor, one of the required recipients, has
3-29 submitted the notice and Act to the Texas Commission on
3-30 Environmental Quality.

3-31 (c) The Texas Commission on Environmental Quality has filed
3-32 its recommendations relating to this Act with the governor, the
3-33 lieutenant governor, and the speaker of the house of
3-34 representatives within the required time.

3-35 (d) All requirements of the constitution and laws of this
3-36 state and the rules and procedures of the legislature with respect
3-37 to the notice, introduction, and passage of this Act are fulfilled
3-38 and accomplished.

3-39 SECTION 5. This Act takes effect immediately if it receives
3-40 a vote of two-thirds of all the members elected to each house, as
3-41 provided by Section 39, Article III, Texas Constitution. If this
3-42 Act does not receive the vote necessary for immediate effect, this
3-43 Act takes effect September 1, 2021.

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