Approved

REQUEST FOR AGENDA PLACEMENT FORM Submission Deadline - Tuesday, 12:00 PM before Court Dates		
SUBMITTED BY: David Disheroon TOD	OAY'S DATE: 07/29/2021	
<u>DEPARTMENT</u> :	Public Works	
SIGNATURE OF DEPARTMENT HEAD: REQUESTED AGENDA DATE:	08/09/2021	
SPECIFIC AGENDA WORDING: Consideration of Order No. 2021-49, Order approving Final Plat of The Retreat, Phase 22, Lots 7-58, Block 86, Lots 3-11, Block 87, and Greenbelt Tract 1, in Precinct #1- Public Works Department		
PERSON(S) TO PRESENT ITEM: David Disheroon SUPPORT MATERIAL: (Must enclose supporting documentation)		
TIME: 10 minutes (Anticipated number of minutes needed to discuss item	ACTION ITEM: X WORKSHOP O) CONSENT: EXECUTIVE:	
STAFF NOTICE: COUNTY ATTORNEY: IT DE AUDITOR: PURCE PERSONNEL: PUBLE BUDGET COORDINATOR: OTHER:	CHASING DEPARTMENT: IC WORKS:X	
********This Section to be Completed by County Judge's Office*******		
ASSIGNED AGENDA	DATE:	
REQUEST RECEIVED BY COUNTY JUDG	E'S OFFICE	
COURT MEMBER APPROVAL	Date	

Filed For Record 3:28pr

JOHNSON COUNTY COMMISSIONERS COURT



AUG 09 2021

Becky Ivey, County Clerk
Johnsdar County Texas
Deput

MIKE WHITE
Commissioner Pct. #3

LARRY WOOLLEY
Commissioner Pct. #4

RICK BAILEY Commissioner Pct. #1

KENNY HOWELL

Commissioner Pct. #2

ROGER HARMON County Judge

PAULA REID
Assistant to Commissioner's Court

STATE OF TEXAS

8

ORDER #2021-49

COUNTY OF JOHNSON

ORDER APPROVING PLAT

WHEREAS, Chapter 232 of the Texas Local Government Code requires the owner of a tract of land located outside the limits of a municipality to have a plat of the subdivision prepared if the owner divides the tract of land into two or more parts to lay out: (1) a subdivision of the tract, including an addition; (2) lots; or (3) streets, alleys, squares, parks, or other parts of the tract intended to be dedicated to public use or for the use of purchasers or owners of lots fronting on or adjacent to the streets, alleys, squares, parks or other parts; and

WHEREAS, an application for a plat of a subdivision has been presented to the Public Works Department of Johnson County; and

WHEREAS, the application for the plat of the subdivision meets the requirements of Chapter 232 of the Texas Local Government Code and the requirements of the Subdivision Rules and Regulations of Johnson County, Texas as currently amended; and

WHEREAS, a motion was made by Commissioner Bailey, Pct. #1 and seconded by Commissioner White, Pct. #3 that stated: "I make the motion to approve for filing purposes only, a Plat of The Retreat, Phase 22, Lots 7-58, Block 86, Lots 3-11, Block 87, and Greenbelt Tract 1 in Johnson County, Texas, Precinct #1 and clarify that the filing of the plat which dedicates roads and streets to the public does not make those roads and streets county roads subject to county maintenance."

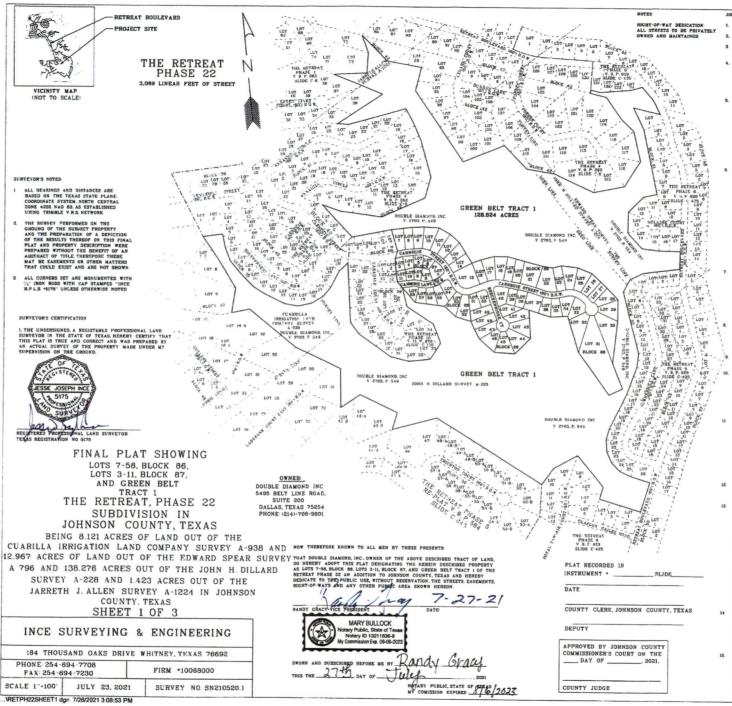
Said motion was approved by a vote of the Commissioners Court on the 9th day of August 2021.

NOW THEREFORE BE IT RESOLVED AND ORDERED:

The Commissioners Court of Johnson County, Texas does hereby enter this order approving the Plat **The Retreat**, Phase 22, Lots 7-58, Block 86, Lots 3-11, Block 87, and Greenbelt Tract 1 in Johnson County, Texas, Precinct #1 for filing purposes only and clarifying that the filing of the plat which dedicates roads and streets to the public **does not** make those roads and streets county roads subject to county maintenance.

WITNESS OUR HAND THIS, THE 9th DAY OF AUGUST 2021.

Pogor House Control	
Roger Harmon, Johnson County Judge Voted: yes, no, abstained	
voted yes, no, abstained	
Lite Stell Sam Laver	
Rick Bailey, Comm. Pet. #1 Kenny Howell, Comm. Pct. #2	
Voted:yes,no,abstained Voted:yes,no,abstained	
Mike White Tung Cooller	-
Mike White, Comm. Pct. #3 Larry Woolley, Comm. Pct. #4	
Voted:ves, no, abstained Voted:ves, no, abstained	
ATTEST: Backey Drug Contents Color	
Becky Ivey, County Clerk	



JOHNSON COUNTY, TEXAS NOTES

- THIS SUBDIVISION OR ANY PART THEREOF IS NOT LOCATED WITHIN THE ETJ OF ANY CITY OR TOWN
- THE PROPOSED USAGE FOR THIS PLAT IS SINGLE PANILY DESIDENTIAL
- THE DEVELOPER SHALL COMPLETE ALL ROADS AND DRAINAGE PACILITIES IN A SUBDIVISION WITHIN TWELVE (12) MONTHS AFTER THE DATE OF FINAL PLAT APPROVAL.

UTILITY PROVIDERS:

WATER SERVICE PROVIDED BY MIDWAY WATER UTILITIES.INC., PHONE (868)-554-7992.

RECTRIC SERVICE IS TO BE PROVIDED BY UNITED COOPERATIVE SERVICES. PHONE (8)77-556-4000.

CHURTAL SERVICE OLLECTION AND TREATMENT IS PROVIDED BY MIDWAY WATER UTILITIES.INC.. PHONE (866) 654-7992. PRIVATE OR ON-SITE SEWAGE FACILITIES WILL NOT BE ALLOWED.

5. FLOOD STATEMENT

ACCORDING TO THE FLOOD INSURANCE RATE MAP FOR JOHNSON COUNTY, TEXAS AND INFORMATIC AREAS, COMMUNITY PAREL NO. 4825(1042), EFFECTIVE DATE DECEMBER 04. 2012, THIS PROPERTY IS LOCATED IN JONE X LAKENS DETERMINED TO 8E OUT OF THE FLOOD PLAIN.

THE ABOVE REPRENCED FEMA FADON INSURANCE RATE MAP IS FOR USE IN ADMINISTRRING THE "NFIFT DORS NOT NECESSARILY SIDES OF LABORITY OF LOGDING, PARTICULARLY FROM LOCAL SOURCES OF SMALL SIZE, WHICH COULD REAL SIZE THE STREAM, CHIEF STREAM, SHORE LOCAL DEALING SYSTEMS THERE MAY BE OTHER STREAM, SHORES, LOF A WHICH, DRAINERS SYSTEMS OR OTHER SURFACES OF SUBSURFACE CONDITIONS EXISTING ON OR MEAR THE SUBSECT PROPERTY WHICH ARE NOT STUDIED OR ADDRESSED AS PART OF THE "STREAM, SHORE THE

BLOCKING THE FLOW OF WATER OR CONSTRUCTING IMPROVEMENTS IN THE DRAINAGE EASEMENTS, AND FILLING OR OBSTRUCTION OF THE FLOODWAY IS PROHIBITED

THE EXISTING CREEKS OR DRAINAGE CHANNELS TRAVERSING ALONG OR ACROSS THIS ADDITION WILL REMAIN AS OPEN CHANNELS AND WILL BE MAINTAINED BY THE INDIVIDUAL OWNERS OF THE LOT OR LOTS THAT ARE TRAVERSED BY OR ADDACENT TO DRAINAGE COURSES ALONG OR ACROSS SAID LOTS

JOHNSON COUNTY WILL NOT BE RESPONSIBLE FOR THE MAINTENANCE AND OPERATIONS OF SAID DRAINAGE WAYS OR FOR THE CONTROL OF EROSION.

JOHNSON COUNTY WILL NOT BE RESPONSIBLE FOR ANY DAMAGE, PERSONAL INJURY OR LOSS OF LIFE OR PROPERTY OCCASIONED BY PLOODING OR FLOOD CONDITIONS.

JOHNSON COUNTY HAS THE RIGHT BUT NOT A DUTY TO ENTER ONTO PROPERTY AND CLEAR ANY DISSTRUCTION INCLUDING BUT NOT LIMITED TO TREES, PLANTS, DIRT, OR BUILDINGS, WHICH OBSTRUCT THE FLOW OF WATER THROUGH DRAINAGE FASEMENTS.

UTILITY BASEMENT.
ANY PUBLIC UTILITY, INCLUDING JOHNSON COUNTY, SHALL HAVE THE RIGHT TO MOVE AND KEEP MOVED ALL OR PART OF ANY SULLDINGS, PENCES, THEER, SHERUBS, OTHER GROWTHS OR IMPROVEMENTS WHICH IN THE CONSTRUCTION OF MAINTENANCE, OR EFFICACY OF THE RESPECTIVE STATEMENT HER CONSTRUCTION OF MAINTENANCE, OR EFFICACY OF THE RESPECTIVE STATEMENT HER PROPERTY OF THE CONSTRUCTION, OF THE PUBLIC UTILITY INCLUDING JOHNSON COUNTY, SHALL HAVE THE RIGHT AT ALL THIME OF INCRESS ANY FUBLIC UTILITY INCLUDING JOHNSON COUNTY, SHALL HAVE THE RIGHT AT ALL THIME OF INCRESS ANY FUBLIC THE PUBLIC OF CONSTRUCTION, RECONSTRUCTION, INSPECTION, INSPECTION, INSPECTION, INSPECTION, SAID AND THE PUBLIC OF CONSTRUCTION, REPORTSHOOTH OF THE PUBLIC OF THE PUBLIC

10 UTILITY AND DRAINAGE EASMENT SHALL BE RETAINED ALONG THE FRONT AND REAR OF ALL LOTS. ALL LOTS.

**O UTILITY AND DRAINAGE EASEMENT SHALL BE RETAINED ALONG THE SIDES OF ALL LOTS.

**WATER DISTRIBUTION AND SEWER MAINS WILL BE LOCATED WITHIN STREET RIGHT-OF-WAYS.

RIGHT-OF-WAY DEDICATION:
ALL STREETS TO BE PRIVATELY OWNED AND MAINTAINED.

BUILDING LINES (EXCEPT "PATIO LOTS"
SETBACKS AND STORM AND 30 REAR
10'SIDES
ALL LOTS IN BLOCK 87 ARE DESIGNATED AS "PATIO LOTS"
SETBACKS FOR PATIO LOTS ARE.
STORM AND 10' REAR
10' REAR

II FILING A PLAT

IT IS A CRIMINAL OFFENSE PUNISHABLE BY A FINE OF UP TO \$1000.00, CONFINEMENT IN THE COUNTY JAIL FOR UP TO 90 DAYS OR BY BOTH FINE AND CONFINEMENT FOR A PERSON WHO SUBDIVIDES REAL PROPRERTY TO USE THE SUBDIVISIONS DESCRIPTION IN A DEED OF CONVEYANCE, CONFRACT FOR DEED, OR A CONFRACT OF SALE OR OTHER EXECUTOR CONTRACT TO CONVEY THAT IS DELIVERED TO RECORDS WITH THE JOHNSON COUNTY CLEEK, HOWEVER, SAID DESCRIPTION MAY BE USED IF THE RECORDS WITH THE JOHNSON COUNTY CLEEK, HOWEVER, SAID DESCRIPTION MAY BE USED IF THE PROPRIES OF PRIVAL PHAT AND THE PURCHASE IS NOT GIVEN USE OF SCULPARCY OF THE PRACTICAL OF THE PURCHASE IS NOT GIVEN USE OF SCULPARCY OF THE REAL PROPERTY CONVEYED BEFORE THE RECORDING OF THE PLACE.

A PURCHASER MAY NOT USE OR OCCUPY PROPERTY DESCRIBED IN A PLAT OR REPLAT OF A SUBDIVISION UNTIL SUCH TIME AS THE PLAT IS FILED FOR RECORD WITH THE COUNTY CLERK'S OFFICE OF THE JOHNSON COUNTY CLERK.

THE APPROVAL AND FILING OF THIS PLAT BY JOHNSON COUNTY DOES NOT RELIEVE THE DEVELOPER OF THE PROPERTY OR OWNER OF THE PROPERTY OF ANY DUTY TO COMPLY WITH ALL LOCAL STATE OR PEDERAL LAW OF THE JURISDICTIONS IN WHICH THE PROPERTY IS LOCATED.

THE APPROVAL AND PILING OF PHIS PLAT BY JOHNSON COUNTY DOES NOT RELIEVE THE SEVELOPER OF THE PROPERTY OF ANY DUTY ON JOHN ADJACENT ON DOWNSTEAM PROPERTY OWNER OR INFOSE, INPUTE OR TRANSPER ANY DUTY OR LIABILITY TO DOWNSTEAM COMMISSIONERS, POPICIALS OR EMPLOYEES OF JOHNSON COUNTY, THE

JOHNSON COURTY MAKES NO REPRESENTATION THAT THE CREEKS STREAMS, RIVERS DRAHMACE CHARMES ON OTHER BRAINAGE STRUCTURES, REVICES, OR FAUTURES PORTRAFTOR HEROW ARE ARTHALKY CENTERING ON THE PROPERTY PORTRAYED BY THIS PLAT DO NOT VIOLATE THE STATUTES OR COMMON LAW OP AN INCOMPORATED CITY, JOHNSON COUNTY, THE STATE OF TEXAS, OR THE UNITED STATES

JOHNSON COUNTY IS RELYING UPON THE SURVEYOR WHOSE NAME IS AFFIXED HEREON TO MAKE ACCURATE AND TRUTHPUL REPRESENTATIONS UPON WHICH JOHNSON COUNTY CAN MAKE DETERMINATIONS REGARDING THE APPROVAL OR DISAPPROVAL OF THIS PLAT.

14 INDEMNITY

THE PROPERTY DEVELOPER SUBMITTING THIS PLAT TO JOHNSON COUNTY FOR APPROVAL AND THE OWNER OF THE PROPERTY THE SUBJECT OF THIS PLAT DO HERRBY AGRE TO JOINTLY AND SEVERALLY INDEMN AND HOLD RANKLESS CONNOX COUNTY AND THE COMMISSIONERS, OFFICIALS AND EMPLOYEES OF JOHNSON COUNTY FROM ANY AND ALL CLAIMS OR DAMAGES RESULTING FROM OR ALLEGEBLY ANISING FROM JOHN COUNTYS AFRONAL OR PLINE OF THIS PLAT FOR CONSTRUCTION DOCUMENTS ASSOCIATED THEREWITH.

15. FILING A PLAT IS NOT ACCEPTANCE OF ROADS FOR COUNTY MAINTENANCE

THE APPROVAL AND FILING OF A PLAT WHICH DEDICATES ROADS AND STREETS DOES NOT MAKE THE ROJ AND STREETS COUNTY ROADS SUBJECT TO COUNTY MAINTENANCE NO ROAD, STREET OR PASSACEPAY SET ABDIE IN THIS PLAT SHALL BE AUNITAINED BY JOHNSON COUNTY, TEXAS IN THE ARESMECE OF A EXPRE ORDER OF THE COMMISSIONERS COURT ENTERED OF RECORD IN THE MINUTES OF THE COMMISSIONERS COURT OF JOHNSON COUNTY, TEXAS SPECIFICALLY IDENTIFYING ANY SUCH ROAD, STREET OR PASSAGEWAY AND SPECIFICALLY ACCEPTING SUCH ROAD, STREET OR PASSAGEWAY FOR COUNTY MAINTENANCE.

