Filed For Record 2.04

AUG 14 2023



JOHNSON COUNTY

COMMISSIONERS COURT BY _____ DEPUTY

Larry Woolley **Kenny Howell** Mike White **Rick Bailey Christopher Boedeker** Commissioner Commissioner Commissioner Commissioner County Judge Precinct 4 Precinct 1 Precinct 2 Precinct 3 THE STATE OF TEXAS § § § **ORDER 2023-57 COUNTY OF JOHNSON**

ORDER APPROVING REVISION OF PLAT PURSUANT TO SECTION 232.009 (c-1) OF THE TEXAS LOCAL GOVERNMENT CODE

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 approved by the Commissioners Court of Johnson County and filed for record; and

WHEREAS, pursuant to Section 232.009 of the Texas Local Government Code an application for a revision of the subdivision plat has been presented to the Public Works Department of Johnson County; and

WHEREAS, the revision of the subdivision plat does not affect a public interest or public property of any type, including, but not limited to, a park, school, or road; and

WHEREAS, written notice of the application to revise the subdivision plat has been provided to the owners of the lots that are within 200 feet of the subdivision plat to be revised, as indicated in the most recent records of the Central Appraisal District of the Johnson County; and

WHEREAS, notice has been posted on Johnson County's Internet website for at least 30 days preceding the date of the meeting to consider the application until the day after the meeting; and

WHEREAS, the revision of the subdivision plat will not interfere with the established rights of any owner of a part of the subdivided land; and

WHEREAS, a motion was made by Commissioner Woolley, Pct. 4 and seconded by Commissioner White, Pct. 3 that stated: "I make the motion to approve the revision of the plat of Southern Oaks, Lot 22, to create Lots 22A & 22B, Block 1, in Precinct 4."

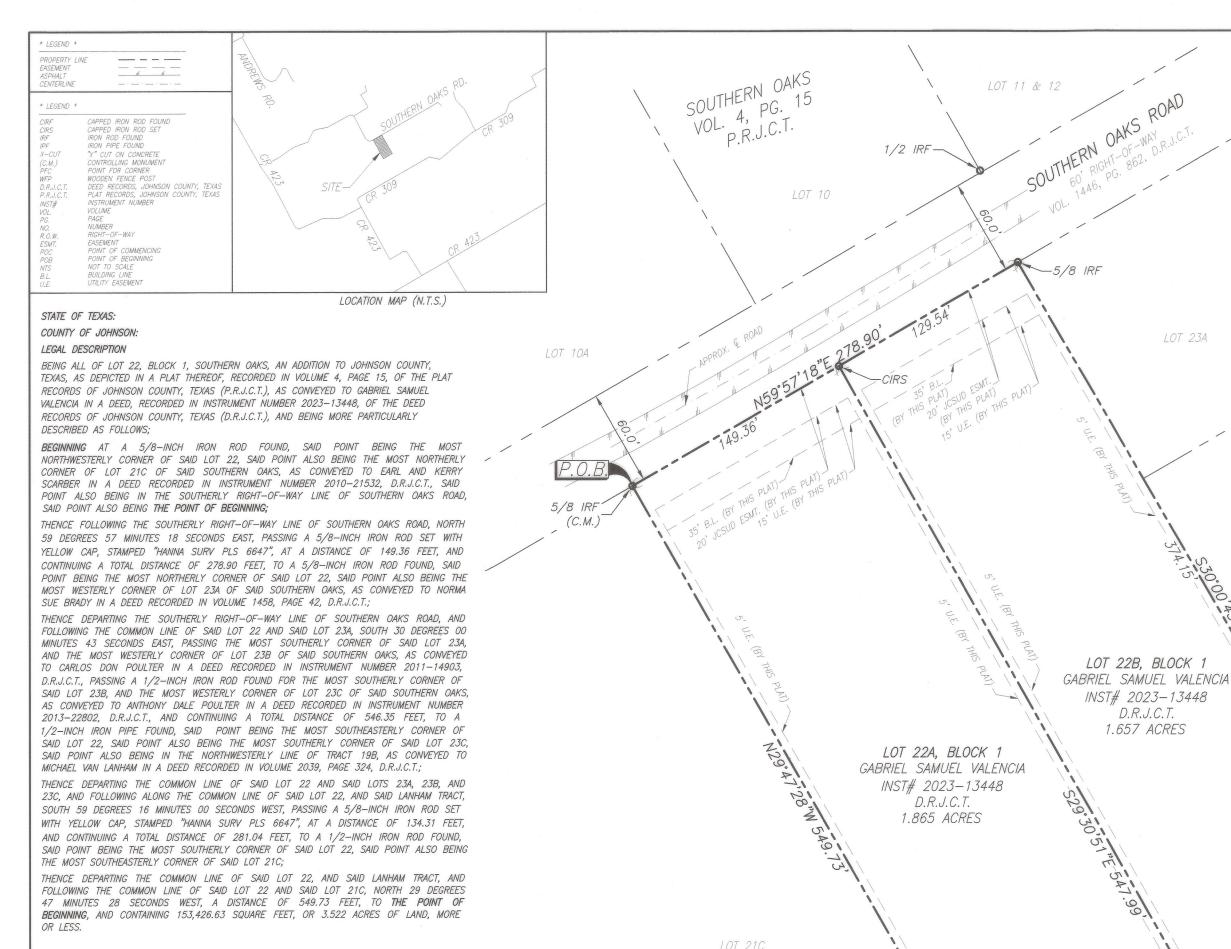
Said motion was approved by a vote of the Commissioners Court on the 14th day of August 2023.

NOW THEREFORE BE IT RESOLVED AND ORDERED:

The Commissioners Court of Johnson County, Texas does hereby enter this Order approving the revision of the plat of **Southern Oaks**, Lot 22, to create Lots 22A & 22B, Block 1, in Precinct 4.

WITNESS OUR HAND THIS, THE 14TH DAY OF AUGUST 2023.

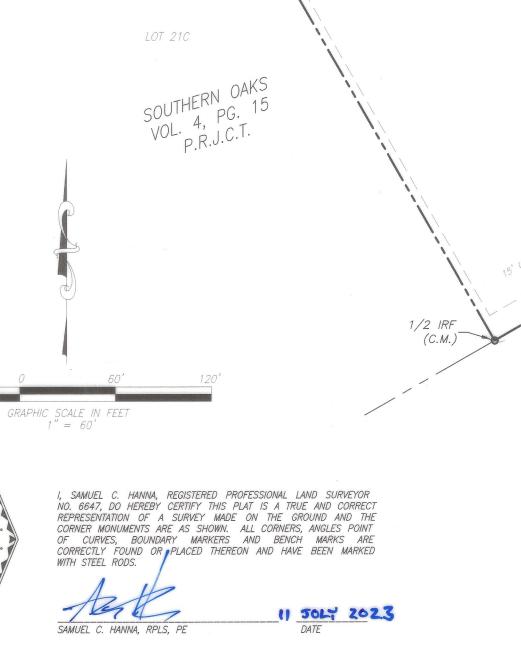
Christopher Bogdeker, Johnson County Judge Voted: <u>ves</u>, no, abstained Konny Howell, Comm. Pct. 2 **Rick Bailev** Comha Pet_1 Voted: Vyes, no, abstained Voted: abstained ves, nd Mike White, Comm. Pct. 3 Woolley, Comm. Pct. 4 Voted: ves, no, abstained Voted: ves, no, abstained pril Long, Kounty Clerk



STATE U	F 1	EXAS:
COUNTY	OF	JOHNSC

NOW THEREFORE KNOWN TO ALL MEN BY THESE PRESENTS

THAT GABRIEL SAMUEL VALENCIA, OWNER OF THE ABOVE DESCRIBED TRACT OF LAND, DO HEREBY ADOPT THIS PLAT DESIGNATING THE HEREIN DESCRIBED PROPERTY AS LOTS 22A & 22B, BLOCK 1, SOUTHERN OAKS, AN ADDITION TO JOHNSON COUNTY, TEXAS, AND HEREBY DEDICATE TO THE PUBLIC USE, WITHOUT RESERVATION, THE STREETS, EASEMENTS, RIGHT-OF-WAYS AND ANY OTHER PUBLIC AREA SHOWN HEREON. SWORN AND SUBSCRIBED BEFORE ME BY Instruction of Johnson County, Texas, AND HEREBY DEDICATE TO THE PUBLIC AREA SHOWN HIS THE LAW OF Instruction of Subscribed Before ME BY Instruction, STATE OF TEXAS MY COMMISSION EXPIRES: MARY BULLOCK Notary Public, State of Texas Notary Public, State of Texas Notary Dublic, State of Texas <t< th=""></t<>								
CLIENT: GABRIEL SAMUEL VALENCIA 839 BARNES ROAD CLEBURNE, TEXAS 76031 GABE1012@HOTMAIL.COM PH: (682) 702-2113 <u>SURVEYOR:</u> HANNA SURVEYING AND ENGINEERING, LLC 11729 E FM 917 ALVARADO, TEXAS 76009 PH: (682) 553-9474 FIRM NO. 10194633	THIS SURVEY WAS PREPARED WITHOUT THE BENEFIT OF A TITLE COMMITMENT, THEREFORE THERE MAY BE OTHER MATTERS THAT AFFECT THIS PROPERTY THAT ARE NOT SHOWN.	SAMUEL C. HANNA						
 NOTES * THE PURPOSE OF THIS SURVEY IS TO CREATE TWO OTHER IMPROVEMENTS MAY NOT BE SHOWN. BASIS OF BEARING FOR THIS PLAT IS REFERENCED NAD-B3, NORTH CENTRAL ZONE 4202, AS OBSERVET THIS SURVEY ARE SHOWN ON GRID COORDINATES, NO 3. CONTROLLING MONUMENTS ARE AS NOTED. ALL CAPPED IRON RODS SET ARE SET WITH 5/8 IN PLS 6647". 	TO THE TEXAS STATE PLANE COORDINATE SYSTE O ON THE ALLTERRA RTK NETWORK: ALL POINTS IN SCALE AND NO PROJECTION.	5M, V						
FIELD SURVEY BY: AJ DATE: 07/1 DRAWN BY: SCH SCALE: 1" =	1/2023 PROJECT NO. 23-8. = 60' SAM@HANNA-SE.COI							



LAND USE TABLE					
LOT DESIGNATION	NET AREA	GROSS AREA	R.O.W. DEDICATION	LOT USE TYPE	
23A	1.865 AC	1.865 AC	0.00 AC	SINGLE FAMILY RESIDENTIAL	
23B	1.657 AC	1.657 AC	0.00 AC	SINGLE FAMILY RESIDENTIAL	

4218 Southern Oaks Rd Cleburne replat Survey 23-825 - 4218 Southern Oaks Re 4. 2023 23 825

SURVEYING

ENGINEERING LLC.

* PLAT NOTES *

- THIS SUBDIVISION OR ANY PART THEREOF IS NOT LOCATED WITHIN THE ETJ OF ANY CITY OR TOWN.
- THE DESIGNATION OF THE PROPOSED USAGE OF THE AREA SHOWN ON PLAT WILL BE SINGLE FAMILY RESIDENTIAL. THE DEVELOPER SHALL COMPLETE ALL ROADS AND DRAINAGE FACILITIES IN A SUBDIVISION WITHIN TWELVE (12) MONTHS AFTER THE DATE OF FI PLAT APPROVAL
 - UTILITY PROVIDERS FOR THIS PROPERTY ARE AS FOLLOWS:
 - WATER JOHNSON COUNTY SPECIAL UTILITY DISTRICT, (817) 760-5200
 - ELECTRICITY UNITED COOPERATIVE SERVICES, (817) 556-4000 SEWER - PRIVATE INDIVIDUAL SEPTIC SYSTEMS

- PRIVATE SEWAGE FACILITY ONSITE SEWAGE FACILITY PERFORMANCE CANNOT BE GUARANTEED EVEN THOUGH ALL PROVISIONS OF THE RULES OF JOHNSON COUNTY, TEXAS PRIVATE SEWAGE FACILITIES ARE COMPLIED WITH. INSPECTIONS AND/OR ACCEPTANCE OF A PRIVATE SEWAGE FACILITY BY THE PUBLIC WORKS DEPARTMENT SHALL INDICATE ONLY THAT THE FAC MEETS MINIMUM REQUIREMENTS AND DOES NOT RELIEVE THE OWNER OF THE PROPERTY FROM COMPLYING WITH COUNTY, STATE AND FEDE REGULATIONS. PRIVATE SEWAGE FACILITIES, ALTHOUGH APPROVED AS MEETING MINIMUM STANDARDS, MUST BE UPGRADED BY THE OWNER AT
- OWNER'S EXPENSE IF NORMAL OPERATION OF THE FACILITY RESULTS IN OBJECTIONABLE ODORS, IF UNSANITARY CONDITIONS ARE CREATED, OR IF FACILITY WHEN USED DOES NOT COMPLY WITH GOVERNMENTAL REGULATIONS. A PROPERLY DESIGNED AND CONSTRUCTED PRIVATE SEWAGE FACILITY SYSTEM, INSTALLED IN SUITABLE SOIL, CAN MALFUNCTION IF THE AMOUNT
- WATER THAT IS REQUIRED TO DISPOSE OF IS NOT CONTROLLED. IT WILL BE THE RESPONSIBILITY OF THE LOT OWNER TO MAINTAIN AND OPERATE PRIVATE SEWAGE FACILITY IN A SATISFACTORY MANNER
- FLOOD STATEMENT ACCORDING TO THE FLOOD INSURANCE RATE MAP FOR JOHNSON COUNTY, TEXAS AND INCORPORATED AREAS, COMMUNITY PANEL NO. 48251C032 EFFECTIVE DATE DECEMBER 4, 2012, THIS PROPERTY IS LOCATED IN ZONE "X", (AREAS DETERMINED TO BE OUTSIDE THE 0.2% ANNUAL CHAI FLOODPLAIN).
- THE ABOVE REFERENCED FEMA FLOOD INSURANCE RATE MAP IS FOR USE IN ADMINISTERING THE "NFIP". IT DOES NOT NECESSARILY SHOW ALL AN SUBJECT TO FLOODING, PARTICULARLY FROM LOCAL SOURCES OF SMALL SIZE, WHICH COULD BE FLOODED BY SEVERE, CONCENTRATED RAINF/ COUPLED WITH INADEQUATE LOCAL DRAINAGE SYSTEMS. THERE MAY BE OTHER STREAMS, CREEKS, LOW AREAS, DRAINAGE SYSTEMS OR OTH SURFACES OR SUBSURFACE CONDITIONS EXISTING ON OR NEAR THE SUBJECT PROPERTY WHICH ARE NOT STUDIED OR ADDRESSED AS PART OF NFIP
- BLOCKING THE FLOW OF WATER OR CONSTRUCTING IMPROVEMENTS IN THE DRAINAGE EASEMENTS, AND FILLING OR OBSTRUCTION OF THE FLOODWAY PROHIBITED.
- THE EXISTING CREEKS OR DRAINAGE CHANNELS TRAVERSING ALONG OR ACROSS THIS ADDITION WILL REMAIN AS OPEN CHANNELS AND WILL MAINTAINED BY THE INDIVIDUAL OWNERS OF THE LOT OR LOTS THAT ARE TRAVERSED BY OR ADJACENT TO DRAINAGE COURSES ALONG OR ACI
- 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 FLOODING FLOOD CONDITIONS.
- JOHNSON COUNTY HAS THE RIGHT BUT NOT A DUTY TO ENTER ONTO PROPERTY AND CLEAR ANY OBSTRUCTION INCLUDING BUT NOT LIMITED TO THE PLANTS, DIRT, OR BUILDINGS, WHICH OBSTRUCT THE FLOW OF WATER THROUGH DRAINAGE EASEMENTS.

LIABILITY TO JOHNSON COUNTY, THE COMMISSIONERS, OFFICIALS OR EMPLOYEES OF JOHNSON COUNTY.

<u>DUTIES OF DEVELOPER/PROPERTY OWNER</u> THE APPROVAL AND FILING OF THIS PLAT BY JOHNSON COUNTY DOES NOT RELIEVE THE DEVELOPER OF THE PROPERTY OR OWNEH

THE PROPERTY OF ANY DUTY TO COMPLY WITH ALL LOCAL, STATE OR FEDERAL LAW OF THE JURISDICTIONS IN WHICH THE PROPERT

THE APPROVAL AND FILING OF THIS PLAT BY JOHNSON COUNTY DOES NOT RELEIVE THE DEVELOPER OF THE PROPERTY OR OWNER

THE PROPERTY OF ANY DUTY TO ANY ADJACENT OR DOWNSTREAM PROPERTY OWNER OR IMPOSE, IMPUTE OR TRANSFER ANY DUTY

JOHNSON COUNTY MAKES NO REPRESENTATION THAT THE CREEKS, STREAMS, RIVERS, DRAINAGE CHANNELS OR OTHER DRAINA.

STRUCTURES, DEVICES, OR FEATURES PORTRAYED HEREON ARE ACTUALLY EXISTING ON THE PROPERTY PORTRAYED BY THIS PLAT

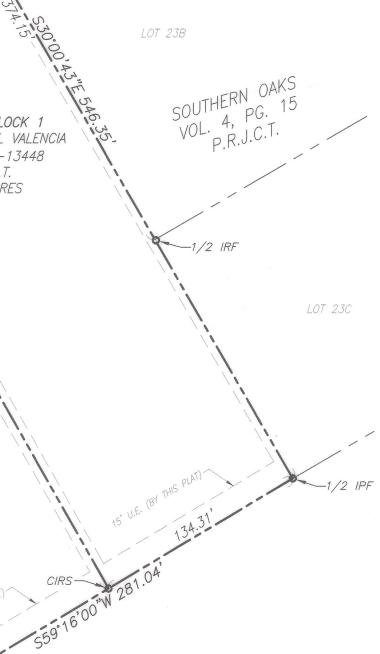
NOT VIOLATE THE STATUTES OR COMMON LAW OF AN INCORPORATED CITY, JOHNSON COUNTY, THE STATE OF TEXAS, OR THE UN

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

THE PROPERTY DEVELOPER SUBMITTING THIS PLAT TO JOHNSON COUNTY FOR APPROVAL AND THE OWNER OF THE PROPERTY

SUBJECT OF THIS PLAT DO HEREBY AGREE TO JOINTLY AND SEVERALLY INDEMNIFY AND HOLD HARMLESS JOHNSON COUNTY AND

COMMISSIONERS, OFFICIALS, AND EMPLOYEES OF JOHNSON COUNTY FROM ANY AND ALL CLAIMS OR DAMAGES RESULTING FROM



TRACT 19B MICHAEL VAN LANHAM VOL. 2039, PG. 324 D.R.J.C.T.

LOT 23A

THIS PLAT RECORDED IN		
INSTRUMENT #	, SLIDE	
DATE		
COUNTY CLERK, JOHNSON COUNTY,	TEXAS	
DEPUTY, JOHNSON COUNTY, TEXAS		

APPROVED JOHNSON COUNTY COMMISSIONER'S COURT

COUNTY JUDGE

DATE:

PAGE 1 OF 1

REVISED PLAT SHOWING

LOTS 22A & 22B, BLOCK 1

SOUTHERN OAKS

BEING A REPLAT OF LOT 22, SOUTHERN OAKS

ACCORDING TO THE PLAT RECORDED IN VOLUME 4, PAGE 15, P.R.J.C.T., AN ADDITION

TO JOHNSON COUNTY, TEXAS

3.522 ACRES JUNE 2023

ALLEGEDLY ARISING FROM JOHNSON COUNTY'S APPROVAL OR FILING OF THIS PLAT OR CONSTRUCTION DOCUMENTS ASSOCIAT THEREWITH

I OCATED

STATES.

PLAT.

UTILITY EASEMEN PUBLIC UTILITY, INCLUDING JOHNSON COUNTY, SHALL HAVE THE RIGHT TO MOVE AND KEEP MOVED ALL OR PART OF BUILDINGS, FENCES, TREES, SHRUBS, OTHER GROWTHS, OR IMPROVEMENTS WHICH IN ANY WAY ENDANGER OR INTERFERE WITH TI CONSTRUCTION OR MAINTENANCE, OR EFFICACY OF ITS RESPECTIVE SYSTEMS IN ANY OF THE EASEMENTS SHOWN ON THE PLAT, ANY PUBLIC UTILITY INCLUDING JOHNSON COUNTY, SHALL HAVE THE RIGHT AT ALL TIMES OF INGRESS AND EGRESS TO AND FROM EASEMENTS FOR THE PURPOSE OF CONSTRUCTION, RECONSTRUCTION, INSPECTION, PATROLLING, MAINTAINING AND ADDING TO REMOVING ALL OR PART OF ITS RESPECTIVE SYSTEMS WITHOUT THE NECESSITY AT ANY TIME OF PROCURING THE PERMISSION ANYONE.

- FILING A PLAT

• IT IS A CRIMINAL OFFENSE PUNISHABLE BY A FINE OF UP TO \$1,000.00, CONFINEMENT IN THE COUNTY JAIL FOR UP TO 90 DAYS OR BY FINE AND CONFINEMENT FOR A PERSON WHO SUBDIVIDES REAL PROPERTY TO USE THE SUBDIVISION'S DESCRIPTION IN A DEED OF CONVEYANCE CONTRACT FOR A DEED, OR A CONTRACT OF SALE OR OTHER EXECUTOR CONTRACT TO CONVEY THAT IS DELIVERED TO A PURCHASER UNLESS PLAT OR REPLAT OF THE SUBDIVISION IS APPROVED AND IS FILED FOR RECORDS WITH THE JOHNSON COUNTY CLERK. HOWEVER, SAID DESCRIP MAY BE USED IF THE CONVEYANCE IS EXPRESSLY CONTINGENT ON APPROVAL AND RECORDING OF THE FINAL PLAT AND THE PURCHASER IS NOT USE OR OCCUPANCY OF THE REAL PROPERTY CONVEYED BEFORE THE RECORDING OF THE PLAT. A PURCHASER MAY NOT USE OR OCCUPY PROPERTY DESCRIBED IN A PLAT OR REPLAT OF A SUBDIVISION UNTIL SUCH TIME AS THE PL FILED FOR RECORD WITH THE COUNTY CLERK'S OFFICE OF THE JOHNSON COUNTY CLERK.

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 ROADS AND STREETS COUNTY ROADS SUBJEC COUNTY MAINTENANCE. NO ROAD, STREET OR PASSAGEWAY SET ASIDE IN THIS PLAT SHALL BE MAINTAINED BY JOHNSON COUNTY, TEXAS IN ABSENCE OF AN EXPRESS ORDER OF THE COMMISSIONERS COURT ENTERED OF RECORD IN THE MINUTES OF THE COMMISSIONERS COURT OF JOH COUNTY, TEXAS SPECIFICALLY IDENTIFYING ANY SUCH ROAD, STREET OR PASSAGEWAY AND SPECIFICALLY ACCEPTING SUCH ROAD, STREET PASSAGEWAY FOR COUNTY MAINTENANCE.

RIGHT-OF-WAY (ROW) DEDICATION

- 40' ROW FROM CENTER OF ROAD ON F.M. OR STATE 30' ROW FROM CENTER
- UTILITY FASEMENT DEDICATION
- 15' FROM LOT LINE IN FRONT & BACK
- 5' FROM LOT LINE ON THE SIDES
- BUILDING LINES
- 50' FROM LOT LINE (STATE HIGHWAY AND F.M.)

• 25' FROM LOT LINE (COUNTY ROAD OR SUBDIVISION ROADS)



COMMISSIONERS COURT

AUG 1 4 2023

AGENDA PLACEMENT FORM
(Submission Deadline – Monday, 5:00 PM before Regular Court Meetings)

Date: July 25, 2023	Approvod	
Meeting Date: August 14, 2023	Approved	
Submitted By: Julie Edmiston		
Department/Office: Public Works Signature of Director/Official:		
Public Description (Description should be 2-4 sentences explaining to the Court and th what action is recommended and why it is necessary): <u>Public Hearing to Revise the Plat of Southern Oaks, Lot 22 to create Lots</u> 22B, Block 1 in Precinct 4		
Consideration of Order 2023-57, Order Approving the Revised Plat of Sou Oaks, Lot 22 to create Lots 22A & 22B, Block 1 in Precinct 4 (May attach additional sheets if necessary)	uthern	
Person to Present: Jennifer VanderLaan		
(Presenter must be present for the item unless the item is on the Consent Agen	da)	
Supporting Documentation: (check one) PUBLIC CONFIDENTIAL (PUBLIC documentation may be made available to the public prior to the Meet Estimated Length of Presentation: 10 minutes		
Session Requested: Action Item (Action Item, Workshop, Consent, Ex	(kecutive)	
Check All Departments That Have Been Notified: County Attorney 🖌 IT Purchasing Auditor		
Personnel Public Works r Facilities Management Other Department/Official (list)		
Please Inter-Office All Original Documents to County Judge's Office Prior t	to Deadline	

Please Inter-Office All Original Documents to County Judge's Office Prior to Deadline & List All External Persons Who Need a Copy of Signed Documents In Your Submission Email

AUG 1 4 2023

NOTICE OF PUBLIC HEARING

Pursuant to Chapter 232 of the Texas Local Government Code, the Johnson County Commissioners Court will consider an application and hear protests to revise the recorded subdivision plat of Southern Oaks, Lot 22, recorded in Volume 4, Page 15, Plat Records of Johnson County, Texas:

Lot 22 to be revised to Create Lots 22A & 22B, Block 1

At: <u>9:00 o'clock a.m.</u> on: August 14, 2023 in the Commissioners' Courtroom on the second floor Of the Johnson County Courthouse
 2 North Main Street, Cleburne, Texas 76033

Published in 'Times Review' classified section under 'LEGAL NOTICE' on these dates:

July 22/25/27, 2023

Posted on the Johnson County Website starting July 13, 2023