AUG 14 2023



JOHNSON COUNTY COMMISSIONERS COURT

County Clark, Johnson County Texas

BY _____ DEPUTY

Christopher Boedeker County Judge Rick Bailey Commissioner Precinct 1 Kenny Howell Commissioner Precinct 2

Mike White Commissioner Precinct 3 Larry Woolley Commissioner Precinct 4

THE STATE OF TEXAS

COUNTRY OF JOHNSON

\$ \$ \$ \$ \$ \$

ORDER 2023-63

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	of The Retreat, Pha	ase 27, Lots 1-28,
Block 97, Lots 1-11, Block 98,	Lots 1-16, Block 99, Lots 1-3	39, Block 100, Lots	1-22, Block 101,
Lots 1-14, Block 102, Lots 1-49	9, Block 103, Lots 1-82, Bloc	k 104, Lots 1-21, B	lock 105, Lots 1-
10, Block 106, Greenbelt Tracts	s 1-7, and Reserve Tracts 1 a	nd 2 in Precinct 1 ar	nd clarify that the
filing of the plat which dedicat	es roads and streets to the pu	ıblic does not make	e those roads and
streets county roads subject to o	_		

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

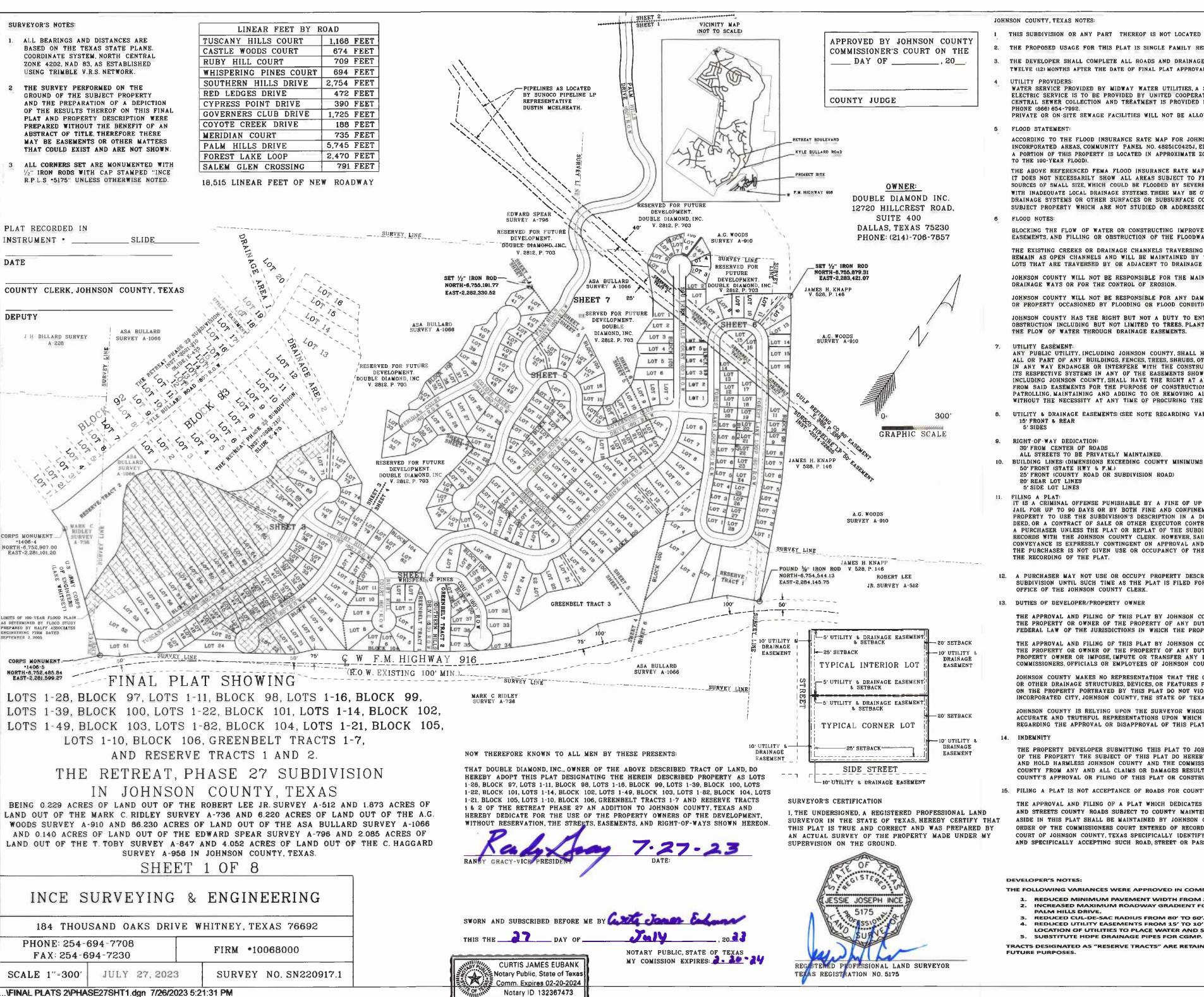
NOW THEREFORE BE IT RESOLVED AND ORDERED:

The Commissioners Court of Johnson County, Texas does hereby enter this Order approving the Plat of **The Retreat, Phase 27**, Lots 1-28, Block 97, Lots 1-11, Block 98, Lots 1-16, Block 99, Lots 1-39, Block 100, Lots 1-22, Block 101, Lots 1-14, Block 102, Lots 1-49, Block 103, Lots 1-82, Block 104, Lots 1-21, Block 105, Lots 1-10, Block 106, Greenbelt Tracts 1-7, and Reserve Tracts 1 and 2 in 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 14TH DAY OF AUGUST 2023.

Christopher Boedeker, Voted: yes,	Johnson County Judge _ no, abstained
Rick Bailey, Comm. Pct. 1 Voted: yes, no, abstained	Kenny Howell, Comm. Pct. 2 Voted: yes, no, abstained
Mike White, Comm. Pct. 3 Voted:	Larry Woolley, Comm. Pct. 4 Voted: yes, no, abstained
ATTEST: April Long, County Clerk	SJONERS COLUMN

Approving Plat Page 2



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 FAMILY RESIDENTIAL
- THE DEVELOPER SHALL COMPLETE ALL ROADS AND DRAINAGE FACILITIES IN A SUBDIVISION WITHIN

WATER SERVICE PROVIDED BY MIDWAY WATER UTILITIES, A SOUTHWEST COMPANY, PHONE (866) 654-7992. ELECTRIC SERVICE IS TO BE PROVIDED BY UNITED COOPERATIVE SERVICES. PHONE (817) 556-4000. CENTRAL SEWER COLLECTION AND TREATMENT IS PROVIDED BY MIDWAY WATER UTILITIES, INC., PRIVATE OR ON-SITE SEWAGE FACILITIES WILL NOT BE ALLOWED.

FLOOD STATEMENT:

ACCORDING TO THE FLOOD INSURANCE RATE MAP FOR JOHNSON COUNTY, TEXAS AND INCORPORATED AREAS, COMMUNITY PANEL NO. 48251C0425J, EFFECTIVE DATE DECEMBER 04, 2012, PORTION OF THIS PROPERTY IS LOCATED IN APPROXIMATE ZONE A (AREAS POSSIBLY SUSCEPTIBLE

THE ABOVE REFERENCED FEMA FLOOD INSURANCE RATE MAP IS FOR USE IN ADMINISTERING THE "NFIP" IT DOES NOT NECESSARILY SHOW ALL AREAS SUBJECT TO FLOODING, PARTICULARLY FROM LOCAL SOURCES OF SMALL SIZE, WHICH COULD BE FLOODED BY SEVERE, CONCENTRATED RAINFALL COUPLED WITH INADEQUATE LOCAL DRAINAGE SYSTEMS. THERE MAY BE OTHER STREAMS, CREEKS, LOW AREAS. DRAINAGE SYSTEMS OR OTHER SURFACES OR SUBSURFACE CONDITIONS EXISTING ON OR NEAR THE SUBJECT PROPERTY WHICH ARE NOT STUDIED OR ADDRESSED AS PART OF THE "NFIP".

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

REMAIN AS OPEN CHANNELS AND WILL BE MAINTAINED BY THE INDIVIDUAL OWNERS OF THE LOT OR LOTS THAT ARE TRAVERSED BY OR ADJACENT 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 FLOODING OR FLOOD CONDITIONS

JOHNSON COUNTY HAS THE RIGHT BUT NOT A DUTY TO ENTER ONTO PROPERTY AND CLEAR ANY OBSTRUCTION INCLUDING BUT NOT LIMITED TO TREES, PLANTS, DIRT, OR BUILDINGS, WHICH OBSTRUCT

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

UTILITY & DRAINAGE EASEMENTS: (SEE NOTE REGARDING VARIANCE) 15' FRONT & REAR

RIGHT-OF-WAY DEDICATION:

ALL STREETS TO BE PRIVATELY MAINTAINED.

BUILDING LINES: (DIMENSIONS EXCEEDING COUNTY MINIMUMS ARE PER THE DEVELOPER) 50' FRONT (STATE HWY & F.M.) 25' FRONT (COUNTY ROAD OR SUBDIVISION ROAD)

5' SIDE LOT LINES

JAIL FOR UP TO 90 DAYS OR BY BOTH FINE AND CONFINEMENT FOR A PERSON WHO SUBDIVIDES REAL PROPERTY TO USE THE SUBDIVISION'S DESCRIPTION IN A DEED OF CONVEYANCE, A CONTRACT FOR A DEED, OR A CONTRACT OF SALE OR OTHER EXECUTOR CONTRACT TO CONVEY THAT IS DELIVERED TO A PURCHASER UNLESS THE PLAT OR REPLAT OF THE SUBDIVISION IS APPROVED AND IS FILED FOR RECORDS WITH THE JOHNSON COUNTY CLERK. HOWEVER, SAID DESCRIPTION MAY BE USED IF THE CONVEYANCE IS EXPRESSLY CONTINGENT ON APPROVAL AND RECORDING OF THE FINAL PLAT AND THE PURCHASER IS NOT GIVEN USE OR OCCUPANCY OF THE REAL PROPERTY CONVEYED BEFORE

- 12. 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
- 13. DUTIES OF DEVELOPER/PROPERTY OWNER

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 FEDERAL LAW OF THE JURISDICTIONS IN WHICH THE PROPERTY IS LOCATED.

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 ANY ADJACENT OR DOWNSTREAM PROPERTY OWNER OR IMPOSE, IMPUTE OR TRANSFER ANY DUTY OR LIABILITY TO JOHNSON COUNTY, THE COMMISSIONERS, OFFICIALS OR EMPLOYEES OF JOHNSON COUNTY.

JOHNSON COUNTY MAKES NO REPRESENTATION THAT THE CREEKS, STREAMS, RIVERS, DRAINAGE CHANNELS OR OTHER DRAINAGE STRUCTURES, DEVICES, OR FEATURES PORTRAYED HEREON ARE ACTUALLY EXISTING ON THE PROPERTY PORTRAYED BY THIS PLAT DO NOT VIOLATE THE STATUTES OR COMMON LAW OF AN

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

THE PROPERTY DEVELOPER SUBMITTING THIS PLAT TO JOHNSON COUNTY FOR APPROVAL AND THE OWNER OF THE PROPERTY THE SUBJECT OF THIS PLAT DO HEREBY AGREE TO JOINTLY AND SEVERALLY INDEMNIFY AND HOLD HARMLESS JOHNSON COUNTY AND THE COMMISSIONERS, OFFICIALS AND EMPLOYEES OF JOHNSON COUNTY FROM ANY AND ALL CLAIMS OR DAMAGES RESULTING FROM OR ALLEGEDLY ARISING FROM JOHNSON COUNTY'S APPROVAL OR FILING OF THIS PLAT OR CONSTRUCTION DOCUMENTS ASSOCIATED THEREWITH.

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

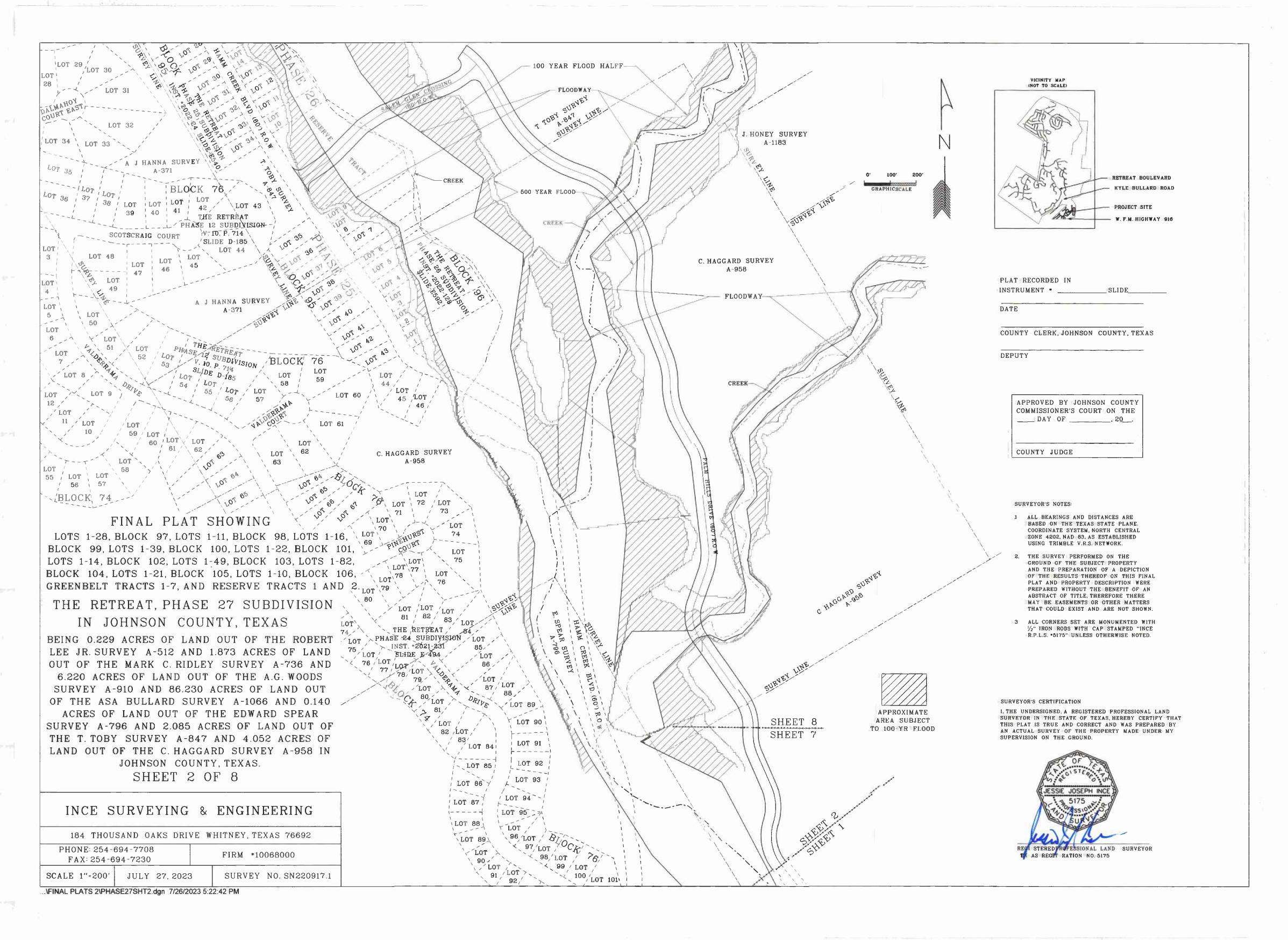
THE APPROVAL AND FILING OF A PLAT WHICH DEDICATES ROADS AND STREETS DOES NOT MAKE THE ROADS AND STREETS COUNTY ROADS SUBJECT TO COUNTY MAINTENANCE. NO ROAD, STREET OR PASSAGEWAY SET ASIDE IN THIS PLAT SHALL BE MAINTAINED BY JOHNSON COUNTY, TEXAS IN THE ABSENCE OF AN EXPRESS ORDER OF THE COMMISSIONERS 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.

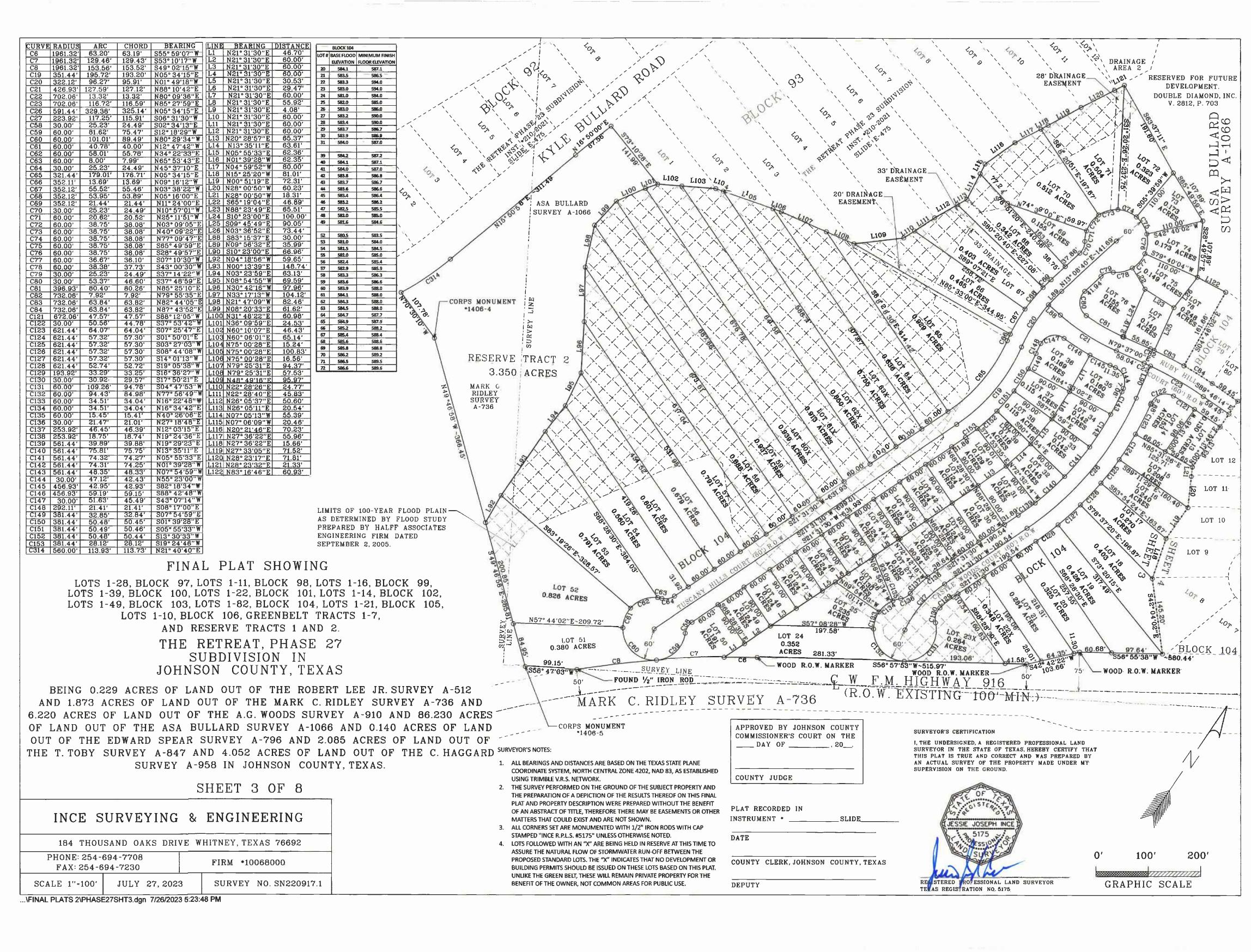
DEVELOPER'S NOTES:

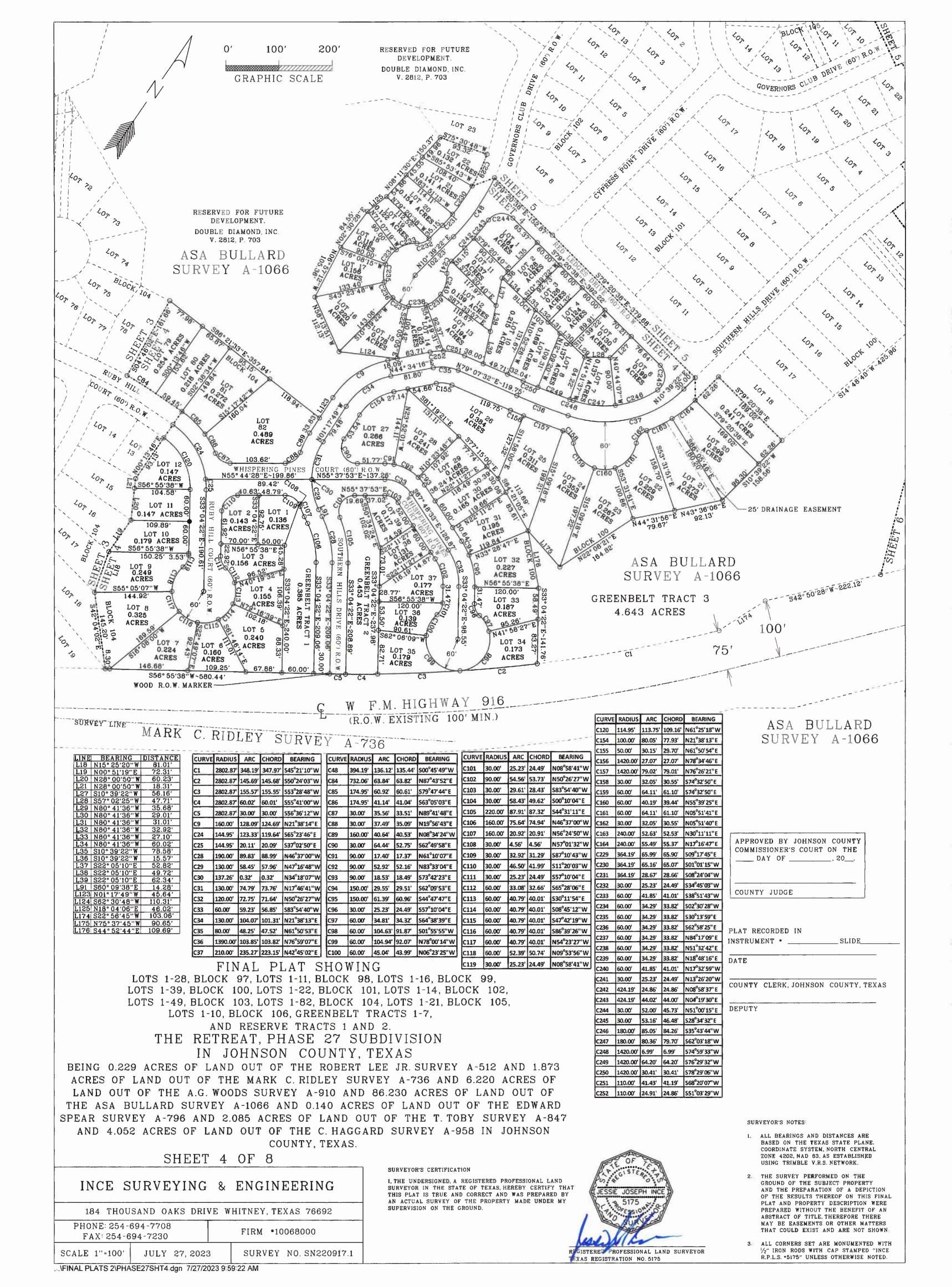
THE FOLLOWING VARIANCES WERE APPROVED IN COMMISSIONER'S COURT ON JULY 24, 2023:

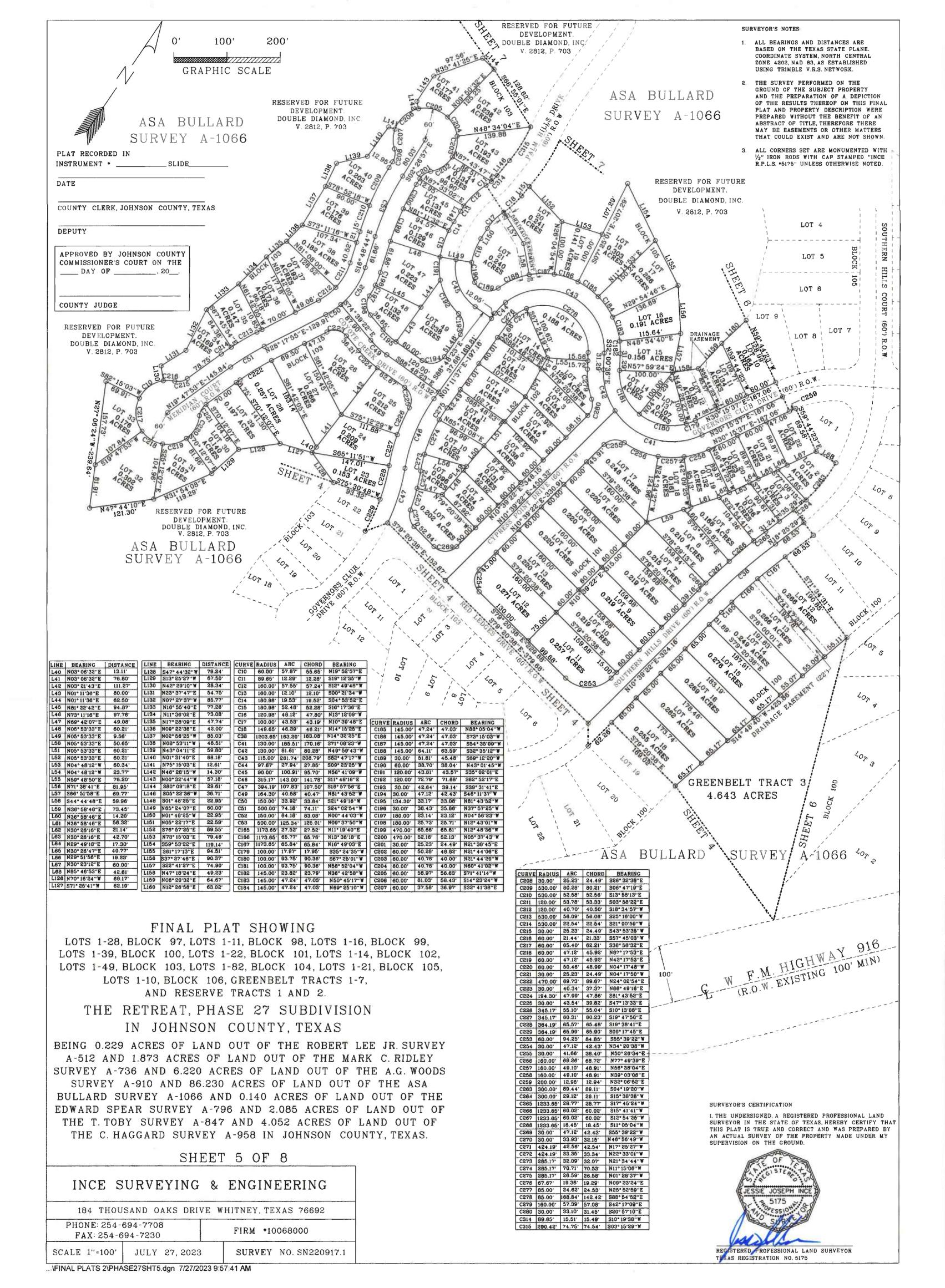
- 1. REDUCED MINIMUM PAVEMENT WIDTH EROM 22' TO 20' 2. INCREASED MAXIMUM ROADWAY GRADIENT FOR SECTIONS OF SOUTHERN HILLS DRIVE AND
- PALM HILLS DRIVE.
- 3. REDUCED CUL-DE-SAC RADIUS FROM 80' TO 60'.
 4. REDUCED UTILITY EASEMENTS FROM 15' TO 10' ON FRONT AND REAR OF ALL LOTS AND
- LOCATION OF UTILITIES TO PLACE WATER AND SEWER IN RIGHT-OF-W

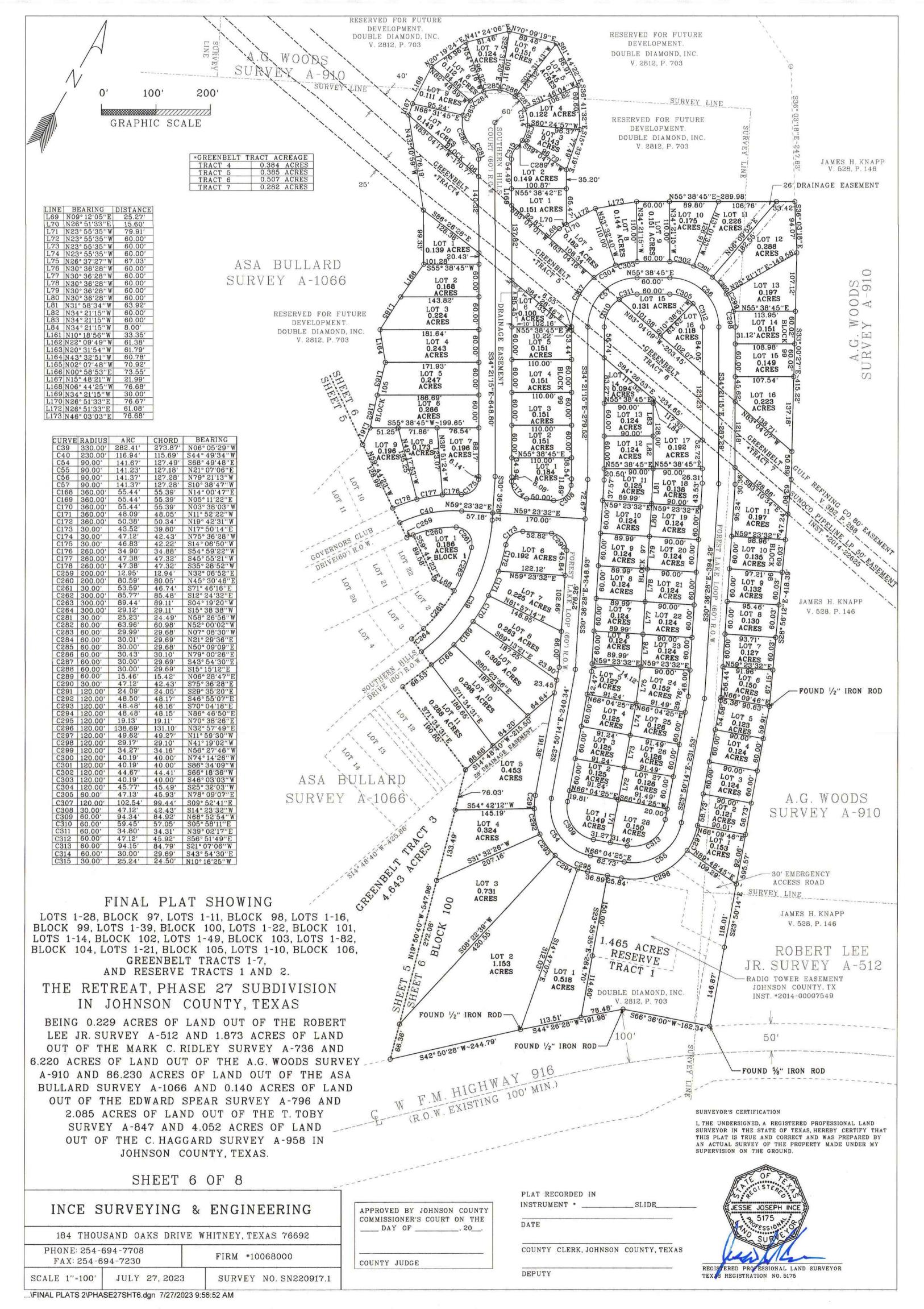
TRACTS DESIGNATED AS "RESERVE TRACTS" ARE RETAINED AND MAINTAINED BY THE DEVELOPER FOR

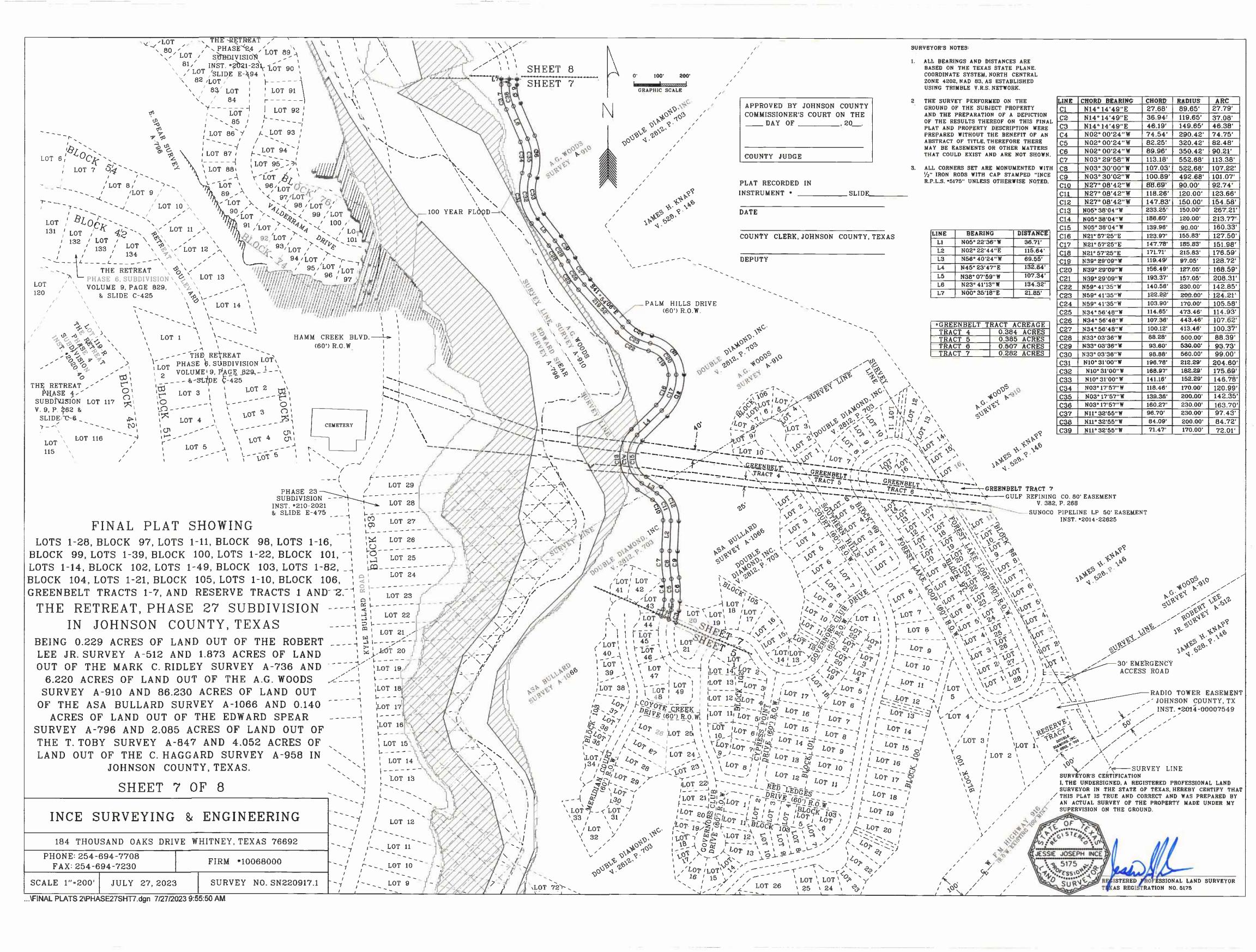


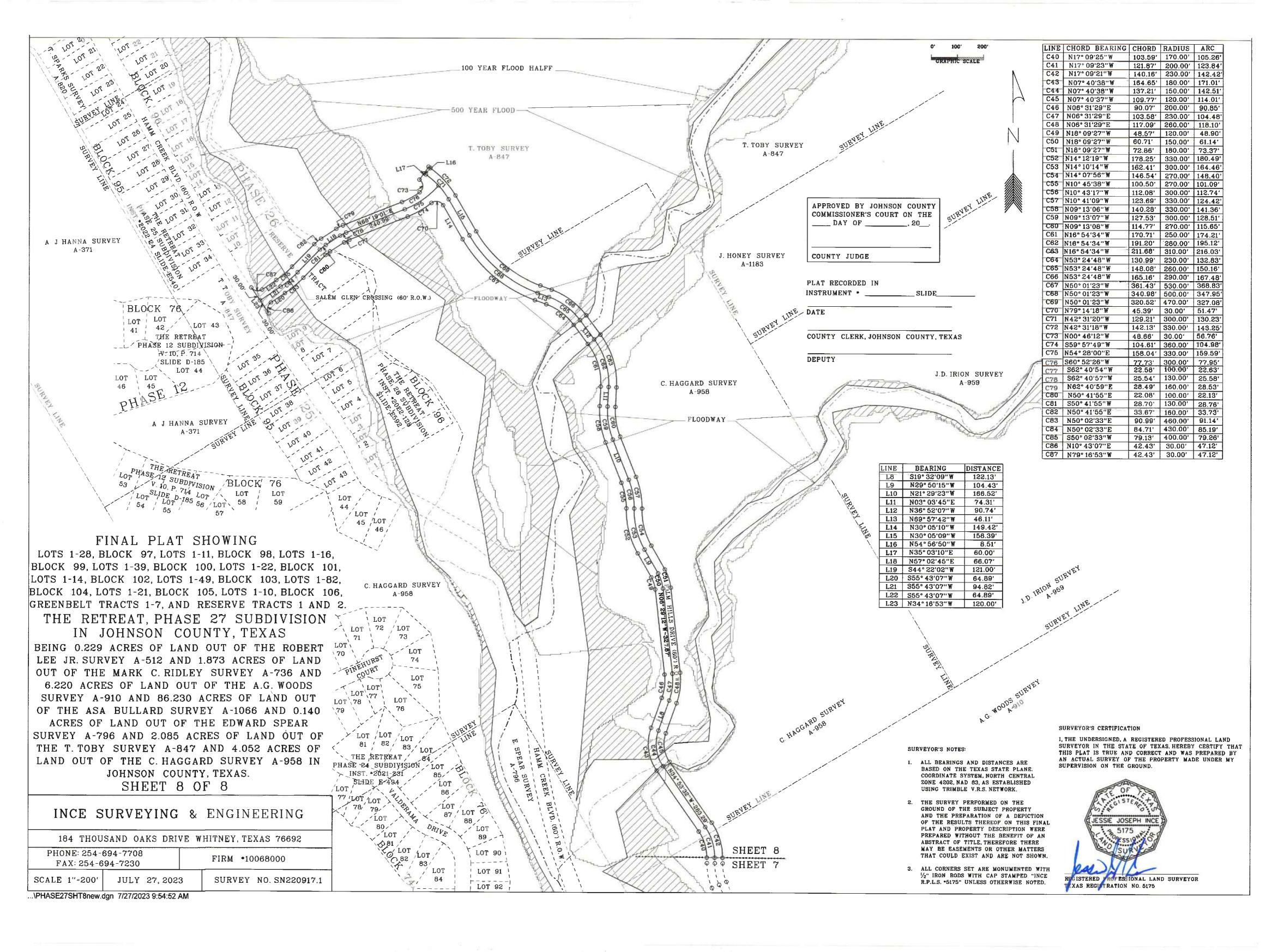














AGENDA PLACEMENT FORM

(Submission Deadline - Monday, 5:00 PM before Regular Court Meetings)

Date: August 2, 2023	n,
Meeting Date: August 14, 2023	_
Submitted By: Julie Edmiston	
Department/Office: Public Works	
Signature of Director/Official:	
Agenda Title:	
Plat Approval	
Public Description (Description should be 2-4 sentences explaining to the Court and the public	
what action is recommended and why it is necessary):	
Consideration of Order 2023-63, Order Approving the Final Plat of The Retreat,	
Phase 27, Lots 1-28, Block 97, Lots 1-11, Block 98, Lots 1-16, Block 99, Lots	
1-39, Block 100, Lots 1-22, Block 101, Lots 1-14, Block 102, Lots 1-49, Block	
103, Lots 1-82, Block 104, Lots 1-21, Block 105, (continued on next page)	
(May attach additional sheets if necessary)	
Person to Present: Julie Edmiston	
(Presenter must be present for the item unless the item is on the Consent Agenda)	
Supporting Documentation: (check one) PUBLIC CONFIDENTIAL	
(PUBLIC documentation may be made available to the public prior to the Meeting)	
Estimated Length of Presentation: 10 minutes	
Estimated Bength of Fresentation. 10 Institutes	
Session Requested: Action (Action Item, Workshop, Consent, Executive)	
Check All Departments That Have Been Notified:	
County Attorney IT Purchasing Auditor	
Personnel Public Works Facilities Management	
Other Department/Official (list)	

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

Lots 1-10, Block 106, Greenbelt Tracts 1-7, and Reserve Tracts 1 and 2. Precinct 1