

LEGAL NOTICE

The Johnson County Commissioners Court will consider a revision to the Subdivision Rules and Regulations of Johnson County, Texas that were amended and approved on November 14, 2011.

Proposed new language in Paragraph 9, on page 17 of the Subdivision Rules and Regulations of Johnson County, Texas as authorized by Section 232.0032 of the Texas Local Government Code to add additional requirements that a person who submits a plat for the subdivision of a tract of land for which the source of the water supply intended for the subdivision is groundwater under that land to attach a statement from an engineer or geoscientist licensed to practice in this state certifying that adequate groundwater is available for the subdivision.

At: **9:00 o'clock a.m.** on: March 13, 2017 in the
Commissioners' Courtroom on the second floor
Of the Johnson County Courthouse
2 North Main Street, Cleburne, Texas

MAR 13 2017

The owner shall submit, along with the Plat Approval Application, a statement as to his plan for providing electricity, water, gas, telephone, sewer and trash pickup within the proposed subdivision. The owner shall submit a letter from the company providing electric service that states the company has the ability and will provide electric service to the proposed subdivision. If water is to be provided by a water utility company, the owner shall also submit a letter from the water utility company that states the water utility company has the ability and will provide water to the proposed subdivision. All utilities shall be contained in the prescribed utility easements along the property lines.

Additional Requirements:

(a) If a person submits a plat for the subdivision of a tract of land for which the source of the water supply intended for the subdivision is groundwater under that land, the plat application shall have attached to it a statement that:

(1) is prepared by an engineer licensed to practice in this state or a geoscientist licensed to practice in this state; and

(2) certifies that adequate groundwater is available for the subdivision.

(b) The appropriate form and content of the certification to be attached to the plat application shall be the form established by the Texas Commission on Environmental Quality.

(c) The owner who submits a plat under Subsection (a) shall transmit to the Texas Water Development Board and any groundwater conservation district that includes in the district's boundaries any part of the subdivision information that would be useful in:

(1) performing groundwater conservation district activities;

(2) conducting regional water planning;

(3) maintaining the state's groundwater database; or

(4) conducting studies for the state related to groundwater.

An exception or variance to subsection (a) (1) and (2) of the Additional Requirements stated above may be granted by the Commissioners Court depending upon the specific facts presented to the Commissioners Court if an exception or variance is requested.

Sec. 232.0032. ADDITIONAL REQUIREMENTS: USE OF GROUNDWATER. (a)

If a person submits a plat for the subdivision of a tract of land for which the source of the water supply intended for the subdivision is groundwater under that land, the commissioners court of a county by order may require the plat application to have attached to it a statement that:

- (1) is prepared by an engineer licensed to practice in this state or a geoscientist licensed to practice in this state; and
- (2) certifies that adequate groundwater is available for the subdivision.

(b) The Texas Commission on Environmental Quality by rule shall establish the appropriate form and content of a certification to be attached to a plat application under this section.

(c) The Texas Commission on Environmental Quality, in consultation with the Texas Water Development Board, by rule shall require a person who submits a plat under Subsection (a) to transmit to the Texas Water Development Board and any groundwater conservation district that includes in the district's boundaries any part of the subdivision information that would be useful in:

- (1) performing groundwater conservation district activities;
- (2) conducting regional water planning;
- (3) maintaining the state's groundwater database; or
- (4) conducting studies for the state related to groundwater.

Added by Acts 1999, 76th Leg., ch. 460, Sec. 2, eff. Sept. 1, 1999.

Amended by Acts 2001, 77th Leg., ch. 99, Sec. 2(b), eff. Sept. 1, 2001.

Renumbered from Sec. 232.0031 by Acts 2001, 77th Leg., ch. 1420, Sec. 21.001(85), eff. Sept. 1, 2001.

Amended by:

Acts 2007, 80th Leg., R.S., Ch. 515 (S.B. 662), Sec. 2, eff. September 1, 2007.

Acts 2007, 80th Leg., R.S., Ch. 1430 (S.B. 3), Sec. 2.30, eff. September 1, 2007.