



CITY OF COLLEYVILLE CITY COUNCIL AGENDA

100 Main Street, Colleyville, Texas, 76034

TUESDAY, JUNE 6, 2023

**RIBBON CUTTING – RICHARD NEWTON CENTRAL FIRE STATION SIGN
5209 COLLEYVILLE BOULEVARD – 4:00 P.M.**

**WORKSESSION
5:00 PM
EXECUTIVE CONFERENCE ROOM
THIRD FLOOR**

CALL TO ORDER

- WS-1** Presentation of Heroes Park Design Committee Recommendations
- WS-2** Discussion of Health Insurance Renewal
- WS-3** Update on Enterprise Fleet Services
- WS-4** Budget Process Overview
- WS-5** Discussion of the June 6, 2023, City Council regular agenda items

1. EXECUTIVE SESSION - In accordance with Texas Government Code, Chapter 551, Subchapter D

Section 551.071 - Legal - Consultation with the City Attorney regarding items on the agenda or for matters in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter 551 of the Texas Code

Section 551.072 - Real Estate - Deliberate the purchase, exchange, lease, or value of real property for City facilities

Section 551.074 - Personnel - Discussion of wages and benefits

Section 551.087 – Economic Development - Discuss or deliberate regarding commercial or financial information the City has received from business prospects the City seeks to have locate, stay, or expand in the City and with which the City is conducting economic development negotiations; deliberate the offer of a financial or other incentive to a business prospect

**REGULAR MEETING
7:00 P.M.
CITY COUNCIL CHAMBERS**

INVOCATION: Farzin Hamraee, Baha'I Community**PLEDGE OF ALLEGIANCE: City Attorney Julie Doshier****2. EXECUTIVE SESSION READING AND PUBLIC HEARING: CONSIDER AND TAKE ANY ACTION(S) NECESSARY RELATIVE TO ITEMS DISCUSSED IN EXECUTIVE SESSION - RESOLUTION R-23-4846****3. ANNOUNCEMENTS, PROCLAMATIONS, AND PRESENTATIONS****Announcements of civic and charitable events****Presentation of calendar events and updates****Announcements of awards and recognition**

Proclamation to Colleyville Garden Club for being named Garden Club of the Year and recognizing Garden Week in the City of Colleyville - June 4-10, 2023 - Mayor Bobby Lindamood and Colleyville Garden Club President Carmen Day-Alexander

4. CONSENT: READING AND PUBLIC HEARING - RESOLUTION R-23-4847

4a Approval of the minutes of the Special City Council meeting of May 16, 2023

4b Approval of the minutes of the regular City Council meeting of May 16, 2023

4c Approval to donate \$6,500 of the City of Colleyville's Opioid Settlement funds to the Grapevine-Colleyville Independent School District Drug Dog Program

4d Approval of a Professional Services Agreement with HRGreen, Inc., in an amount not to exceed \$95,000 for the design of the FY2023 Sidewalk Connectivity Project, and authorizing the City Manager to execute the agreement

4e Approval of an additional \$100,000 for the FY23 Neighborhood Entrance Beautification Program, allowing the City to enter into Chapter 380 Grant Agreements with qualifying HOAs and property owners, to provide matching grants in an amount up to \$25,000 for landscape and hardscape improvements to neighborhood entrances

4f Approval of an economic development gift card program with a patriotic theme for Summer 2023

4g Appointing members to the Colleyville Audit Committee, Colleyville Economic Development Corporation, Planning and Zoning Commission, and Tax Increment Finance District

5. ORDINANCE(S): SECOND READING AND PUBLIC HEARING**5a Ordinance O-23-2240**

Amending Ordinance O-21-2181 by amending and restating the local amendments to the 2018 International Fire Code adopted therein

6. ORDINANCE(S): FIRST READING AND PUBLIC HEARING**6a Ordinance O-23-2241**

Consideration of a Special Use Permit for a commercial accessory building on Lots 10 and 11, Block 1, Thompson Terraces Subdivision, located at 5100 Thompson Terrace, Case ZC23-008

6b Ordinance O-23-2242

Consideration of a Special Use Permit to allow for an Auto Repair Shop, for Lot 1B1, Block 3, Village Park Addition, located at 700 Glade Road, Case ZC23-011

6c Ordinance O-23-2243

Consideration of a zoning change from AG Agricultural to R-30 Single Family Residential zoning district for Tract 1B1, 1C1, 1B2, and 1B3, Abstract 294, Robert Chowning Survey, located at 2417 Wilkes Drive, Case ZC23-009

6d Ordinance O-23-2244

Consideration of a zoning change from AG Agricultural and RE Single Family 'Estate' Residential PUD-R to Planned Unit Development - Residential zoning district for Tract 1B1, 1C1, 1B2, and 1B3, Abstract 294, Robert Chowning Survey and Lot 1, Block 1, Cero Addition, located at 2417 Wilkes Drive and 6900 Pool Road, Case ZC23-010

7. RESOLUTION(S): READING AND PUBLIC HEARING**7a Resolution R-23-4848**

Approving an Advanced Funding Agreement with Texas Department of Transportation for Green Ribbon Funding for SH26 at Longwood Drive landscaping; providing for local funding from the Tax Increment Financing (TIF) District fund, and authorizing the City Manager to execute the agreement

7b Resolution R-23-4849

Approving an Advanced Funding Agreement with Texas Department of Transportation for Green Ribbon Funding for FM 3029 at LD Lockett Road landscaping; providing for local funding from the Tax Increment Financing (TIF) District fund, and authorizing the City Manager to execute the agreement

7c Resolution R-23-4850

Approving a Landscape Maintenance Agreement with the Texas Department of Transportation for the purpose of maintaining irrigation and landscape improvements installed for the Green Ribbon Program on SH26 Cheek-Sparger Road to Brown Trail, SH26 at Longwood Drive, and FM 3029 at LD Lockett Road, authorizing the City Manager to execute the agreement

8. CITIZEN COMMENTS**9. ACTION/RESOLUTION: DISCUSSION AND CONSIDERATION OF A RESOLUTION RATIFYING COUNCIL AGENDA ACTION FOR TUESDAY, JUNE 6, 2023 - READING AND PUBLIC HEARING - RESOLUTION R-23-4851****10. ADJOURNMENT**

I hereby certify this agenda was posted on City Hall bulletin boards *Friday, June 2, 2023* by 5:00 p.m.

Christine Loven, TRMC
City Secretary

A quorum of any Colleyville board, commission, or committee may be present at this meeting. Any matter on this agenda may, at the discretion of the governing body, be opened for public comment and discussion.

If you plan to attend this public meeting and have a disability that requires special accommodations, please advise the City Secretary at least 48 hours in advance at 817.503.1133, and reasonable accommodations will be made to assist you.



CITY OF COLLEYVILLE CITY COUNCIL BRIEFING

Agenda Number WS-1

Agenda Date 6/6/2023

Type Worksession

Department City Manager

Title

Presentation of Heroes Park Design Committee Recommendations

Explanation

This agenda item provides for a presentation and discussion of the Heroes Park Design Committee recommendations to the City Council.

Attachments

1. Heroes Park Design Presentation



HEROES PARK MASTER PLAN

City Council Worksession – June 6, 2023



1

PROJECT OVERVIEW

2

**PRELIMINARY DESIGN
CONCEPTS**

3

COMMITTEE FEEDBACK

4

NEXT STEP

AGENDA

PROJECT TEAM



Wendy Shabay Bonneau, FAICP

Principal-in-Charge



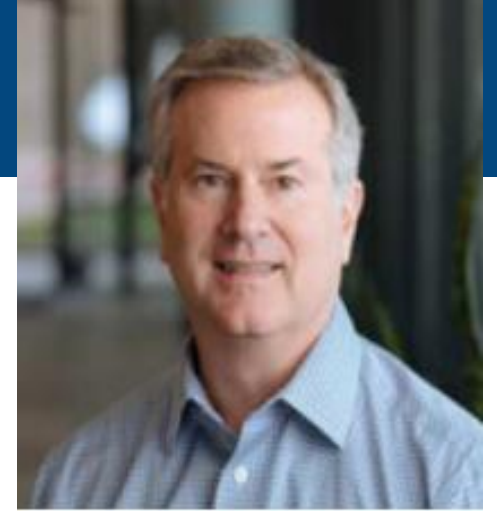
Shery Cheng, PLA

*Project Manager
Landscape Architect*



Henry Hartshorn, PLA

*Landscape Architect
Senior Advisor & Quality Control*



Gaylen Laing, AIA, RID, NCARB

*Architect
GHLA, Inc.*

PROJECT OVERVIEW

HEROES PARK MASTER PLAN



PROJECT OVERVIEW

Preliminary Design:

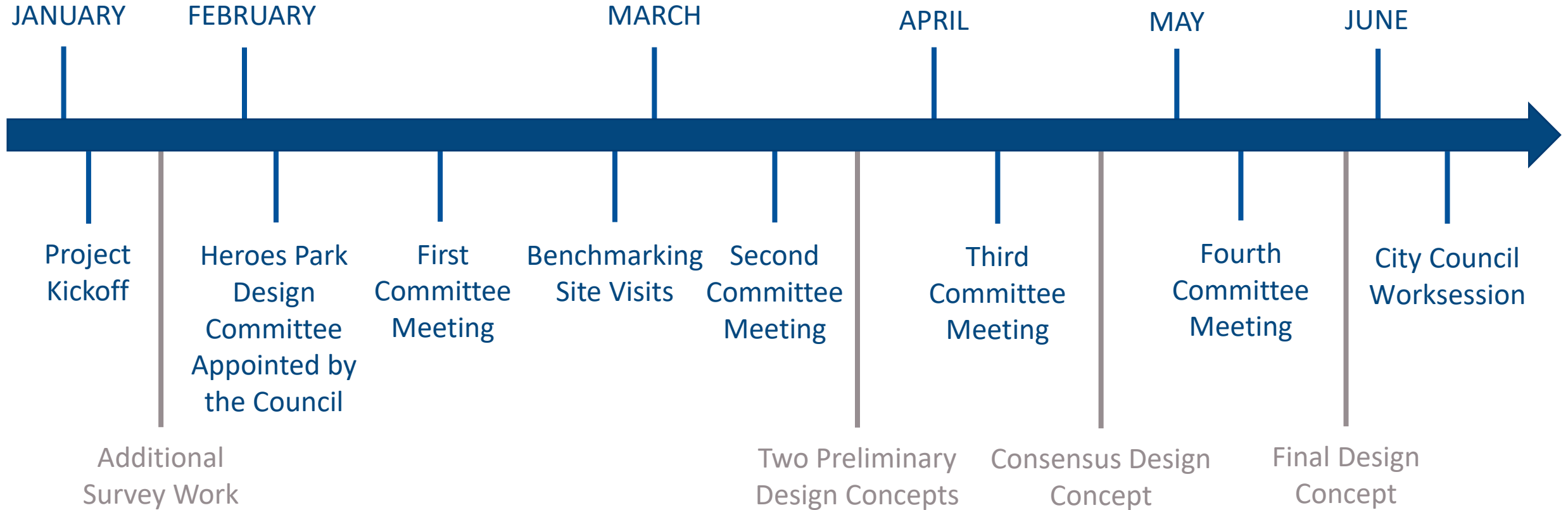
- Conceptual Master Plan
- OPCCs

Project Goals:

- Heroes Park
- Performance Venue
- Central Gathering Spaces
- Veterans Memorial
- City Hall Campus Completion
- Circulation Improvement

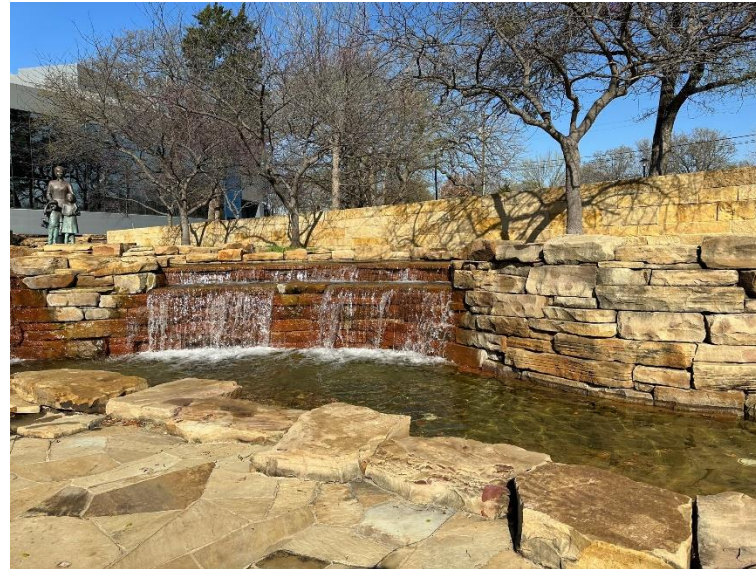
PROJECT TIMELINE

2023



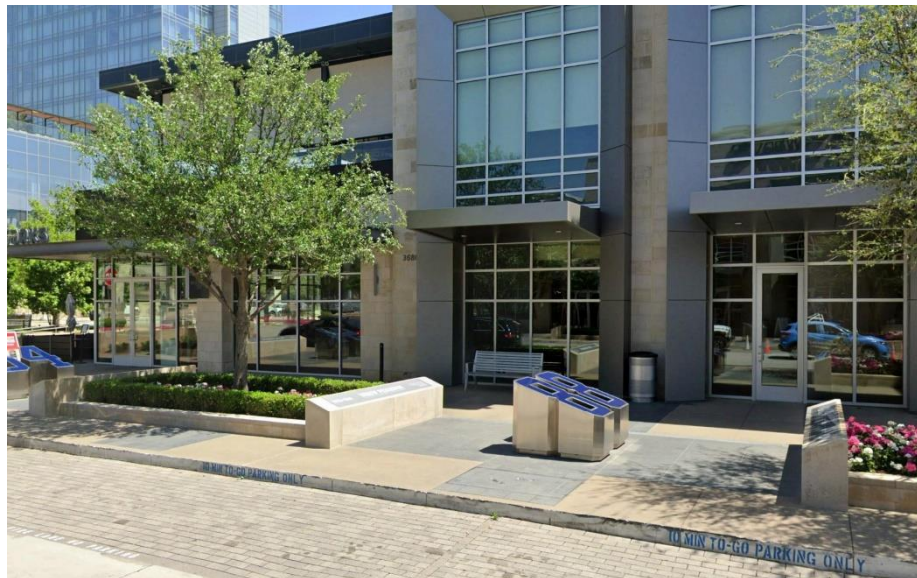
BENCHMARKING SITE VISITS

- Irving Veterans Memorial Park
- Keller Veterans Memorial Park
- Keller Gold Star Families Memorial Monument



OTHER BENCHMARKING

- Plano Veterans Memorial Park
- Frisco Commons Park
- Frisco - The Star
- Kyle Heroes Memorial Park
- Arlington Levitt Pavilion



BENCHMARKING TAKEAWAYS

Desires related Recognition / Memorial:

- Area for heroes recognition
 - Low walls with names, not on the ground
- Area for war memorials and/or branches of military
 - Exact wars and details TBD in later phase
- Bronze statues
 - Limited amount given size constraints
 - Cluster (could be the way to recognize branches of military)
- Gold Star Monument (optional)
- Will not have separate Police and Fire memorial walls

BENCHMARKING TAKEAWAYS

Desires related to Events:

- Event Stage (two-sided)
- Open Lawn
- Benches for meditation, rest and event viewing
- Water Feature
 - Preferred subtle water wall over fountain
- Continue aesthetic for City Hall complex / campus
- Utilization of corners of the site
- Pavers and walkways similar to the Plaza
- Landscaping and Shade

SITE ANALYSIS & DESIGN DIAGRAM

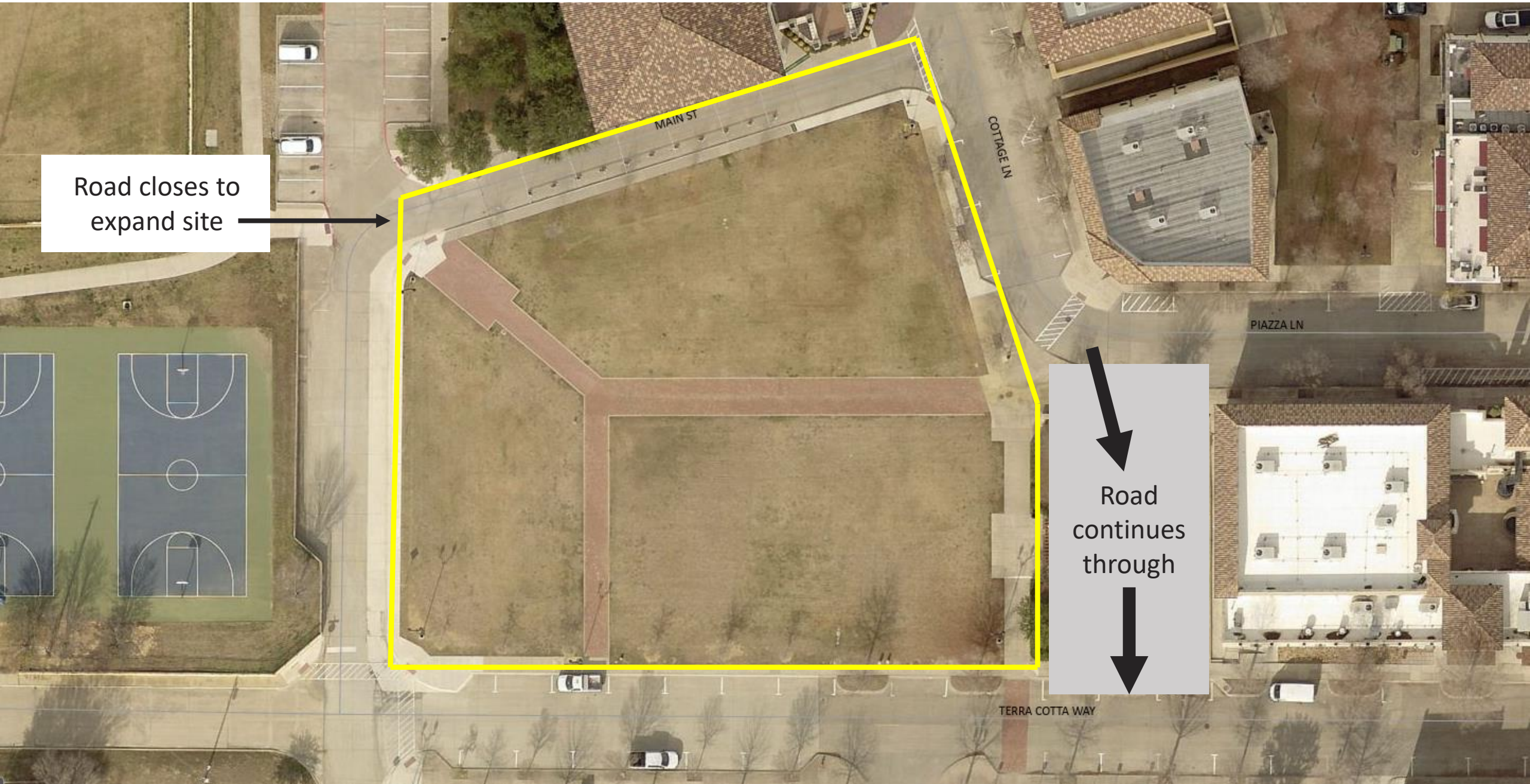
HEROES PARK MASTER PLAN



AERIAL MAP – CURRENT CONFIGURATION



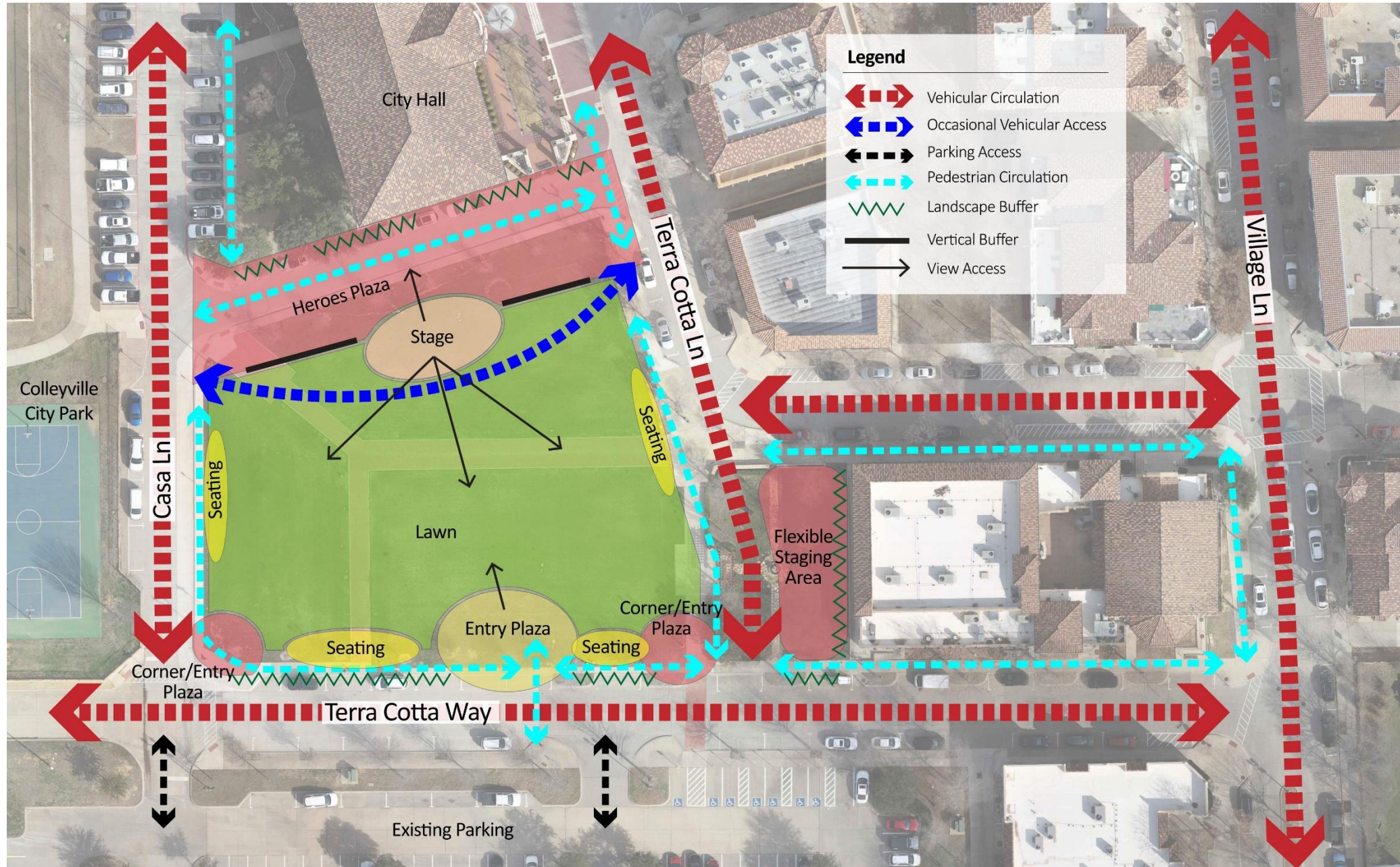
AERIAL MAP – NEW CONFIGURATION



Road closes to
expand site

Road
continues
through

PRELIMINARY DESIGN DIAGRAM



PROGRAM ELEMENTS

HEROES PARK MASTER PLAN



Program Elements

- Event Lawn / Flexible Spaces
- Shade Structure / Stage Area
- Tall Memorial Wall
- Low Heroes Wall
- Water Wall
- Entry Portal
- Seating Wall
- Shade Trellis
- Sculpture (Bronze Statues and/or Eternal Flame Sculpture)
- Flexible Staging Area
- Site Furniture
- Enhanced Paving
- Landscape Improvements

PROGRAM ELEMENTS

① EVENT LAWN / FLEXIBLE SPACES



② SHADE STRUCTURE / STAGE AREA



PROGRAM ELEMENTS

③ TALL MEMORIAL WALL



PROGRAM ELEMENTS

④ LOW HEROES WALL



⑤ LOW HISTORY WALL



PROGRAM ELEMENTS

⑥ WATER WALL



PROGRAM ELEMENTS

⑦ ENTRY PORTAL



PROGRAM ELEMENTS

⑧ SEATING WALL



PROGRAM ELEMENTS

⑨ SHADE TRELLIS



PROGRAM ELEMENTS

10 SCULPTURE



PROGRAM ELEMENTS

11 FLEXIBLE STAGING AREA



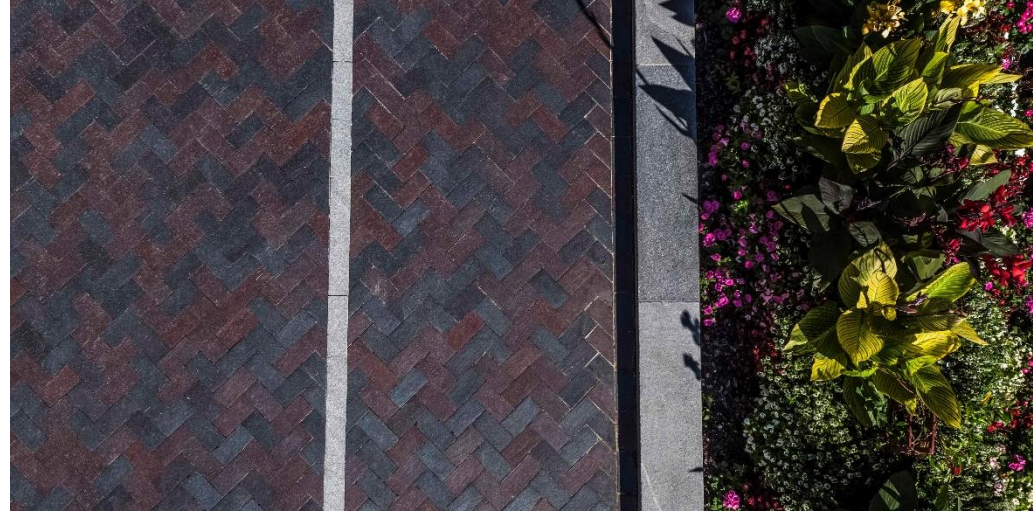
12 BENCHES



PROGRAM ELEMENTS

13

ENHANCED PAVING



PROGRAM ELEMENTS

14 SITE FURNISHINGS



PRELIMINARY DESIGN CONCEPTS

HEROES PARK MASTER PLAN



OPTION A



OPTION B



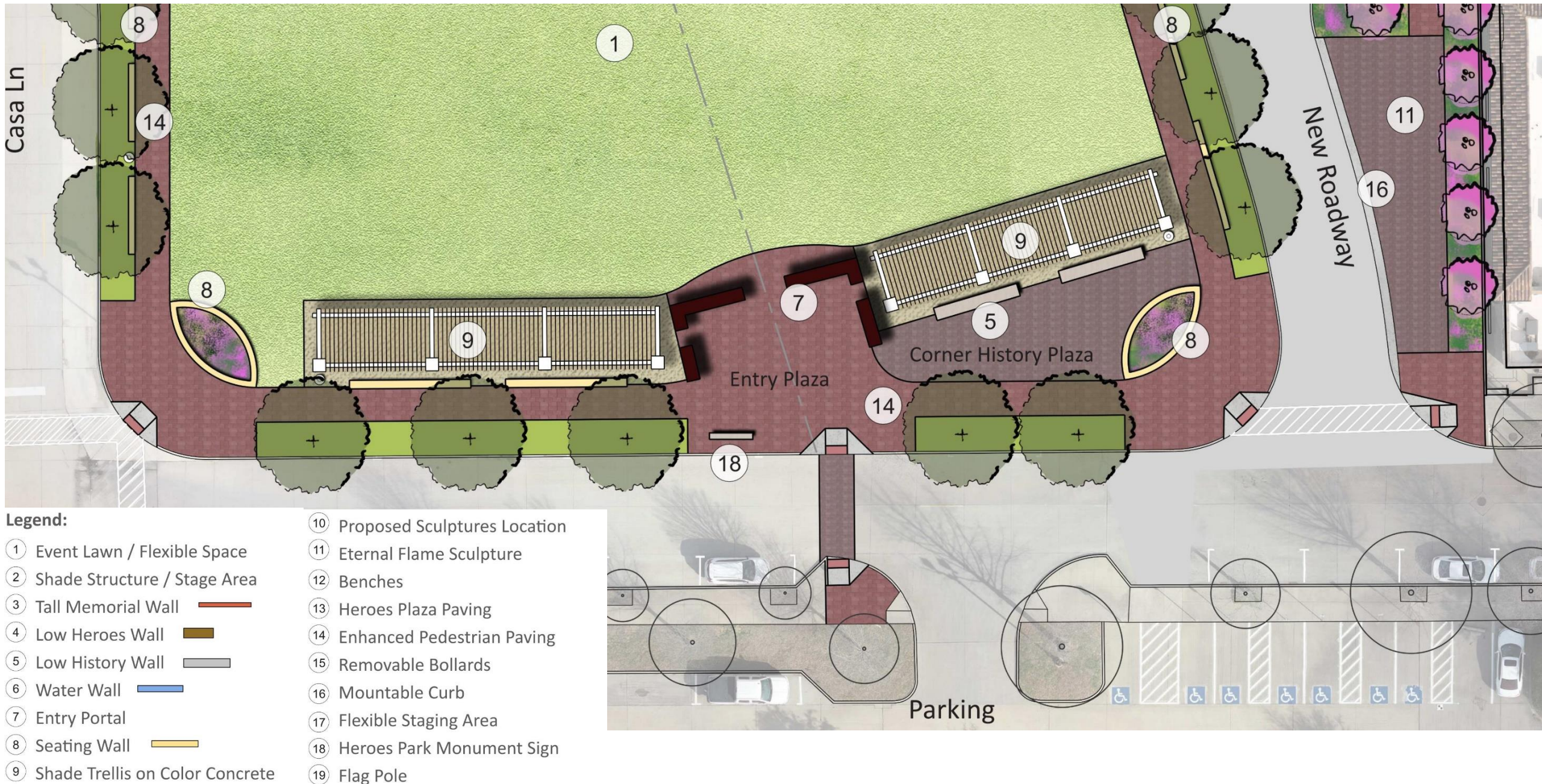
CONSENSUS PLAN



CONSENSUS PLAN



CONSENSUS PLAN



CONCPET RENDERINGS



CONCPET RENDERINGS



Site Preparation & Grading	\$ 389,000
Heroes Plaza	\$1,818,200
Event Space	\$1,436,500
New Roadway & Transportation Work	\$247,000
Other Allowances	\$1,180,000
Total Construction	\$5,070,700
A/E Design & Owner's Fee (15%)	\$760,600
Project Total (2023 Fall Cost)	\$5,831,300
Project Total (2024 Fall Cost)	\$6,414,500
Project Total (2025 Fall Cost)	\$7,056,000

* The project total cost DOES NOT include:

- Graphic design & word design of tall memorial wall, low heroes wall and low history wall
- Design of bronze statues and eternal flame sculpture

COMMITTEE FEEDBACK

HEROES PARK MASTER PLAN



NEXT STEP

1

**CONFIRM CONSENSUS
PLAN DESIGN**

2

**BEGIN CONSTRUCTION
DOCUMENTS PHASE**

3

OPEN HOUSE (TBD)





CITY OF COLLEYVILLE CITY COUNCIL BRIEFING

Agenda Number WS-2

Agenda Date 6/6/2023

Type Worksession

Department Human Resources

Title

Discussion of Health Insurance Renewal

Explanation

This item provides for an update on the health insurance renewal process as well as opportunity for City Council and staff to discuss the medical and dental insurance for the upcoming fiscal year.

Attachments

1. Insurance Benefits Renewal



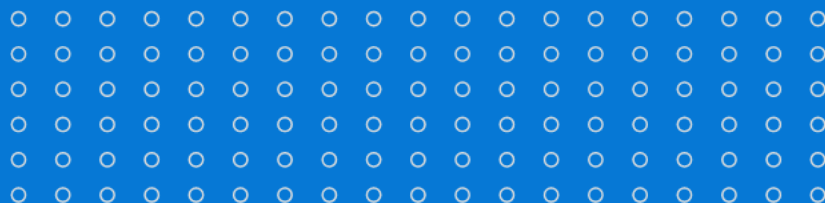
Risk & Insurance | Employee Benefits | Retirement & Private Wealth

City of Colleyville Council Presentation – RFP Analysis

Andrew Weegar – Senior Account Executive

June 2023

1



RFP Overview



RFP Overview



This presentation summarizes the initial results of an RFP conducted by HUB International on behalf of the City of Colleyville to assess vendors to administer the following benefits effective October 1, 2023:

- Medical (Fully Insured)
- Dental (Fully Insured)

The RFP was conducted with the following objectives in mind:

- Aligns with the City's objectives and is supported by management and the Council;
- Demonstrated superior member service and claims processing;
- Ability to proactively meet the City's service needs;
- Willingness, experience, and capability to effectively administer the programs;
- Ability for bundling various coverage options for savings;
- Support during the implementation process.

Claims vs. Premium – BCBSTX



Date	Subscribers	Medical Paid	Rx Paid	Total Paid	Premium	Loss Ratio
21-Oct	171	\$96,526	\$24,703	\$121,229	\$207,891	58%
21-Nov	171	\$221,853	\$28,383	\$250,236	\$208,305	120%
21-Dec	171	\$79,270	\$30,951	\$110,221	\$208,305	53%
22-Jan	168	\$70,996	\$19,898	\$90,894	\$204,409	44%
22-Feb	168	\$184,242	\$31,532	\$215,774	\$205,786	105%
22-Mar	169	\$207,238	\$17,773	\$225,011	\$206,299	109%
22-Apr	170	\$99,417	\$19,268	\$118,685	\$208,148	57%
22-May	172	\$176,952	\$35,775	\$212,727	\$211,681	100%
22-Jun	172	\$303,462	\$21,104	\$324,566	\$211,045	154%
22-Jul	172	\$2,282,037	\$20,052	\$2,302,089	\$209,397	1099%
22-Aug	171	\$88,268	\$22,983	\$111,251	\$208,685	53%
22-Sep	167	\$357,601	\$35,582	\$393,183	\$203,233	193%
Plan Year Total	170	\$4,167,862	\$308,004	\$4,475,866	\$2,493,184	180%
22-Oct	171	\$91,377	\$105,063	\$196,440	\$200,759	98%
22-Nov	172	\$83,257	\$115,183	\$198,440	\$199,461	99%
22-Dec	172	\$237,208	\$38,241	\$275,449	\$199,461	138%
23-Jan	173	\$193,790	\$41,380	\$235,170	\$200,495	117%
23-Feb	175	\$260,214	\$35,041	\$295,255	\$201,820	146%
23-Mar	174	\$138,654	\$46,340	\$184,994	\$200,856	92%
23-Apr	176	\$211,293	\$26,900	\$238,193	\$202,790	117%
Plan Year Total	173	\$1,215,793	\$408,148	\$1,623,941	\$1,405,642	116%

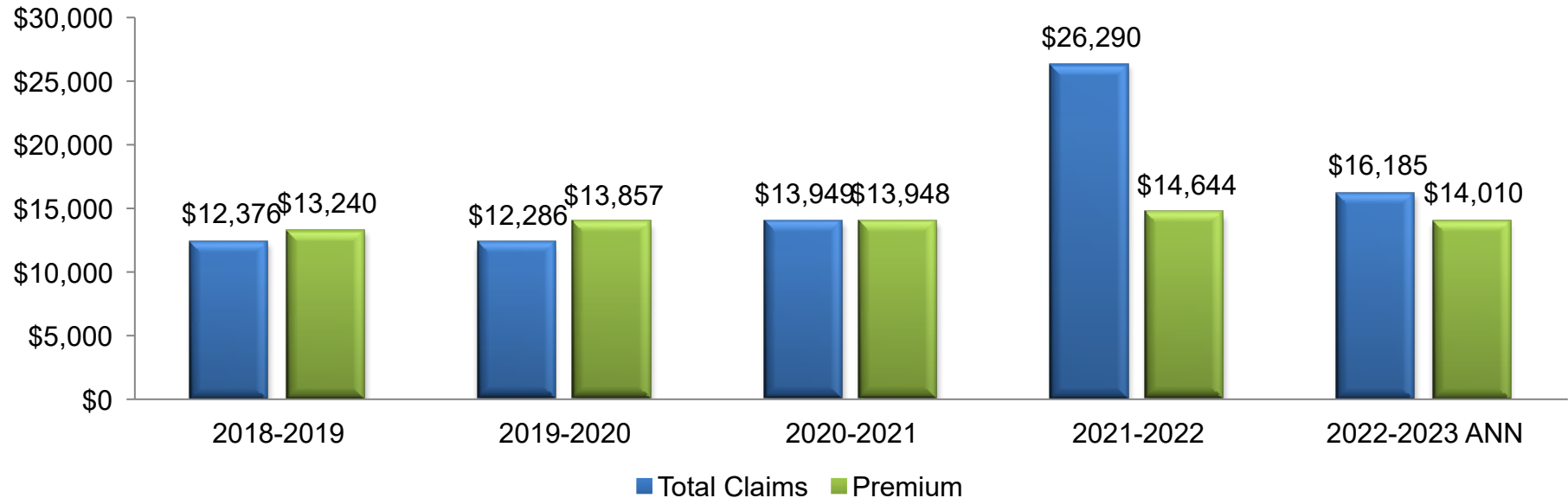
***Last Twelve Months Loss Ratio - 202.9%**

Large Claimants Over \$50K Year to Date



	Relationship	ICD9 Category	Total Cost	Currently Enrolled
1	Subscriber	Circulatory	\$202,334	Yes
2	Subscriber	Rx	\$185,839	Yes
3	Spouse	Ear	\$119,495	Yes
4	Spouse	Neoplasms	\$92,347	Yes
Total			\$600,015	
% of Total Claims YTD			37%	

Historical Loss Ratio



Year	Total Claims	% Δ	Premium	% Δ	Loss Ratio
2018-2019	\$12,376	19.7%	\$13,240	5.9%	93.5%
2019-2020	\$12,286	-0.7%	\$13,857	4.7%	88.7%
2020-2021	\$13,949	13.5%	\$13,948	0.7%	100.0%
2021-2022	\$26,290	88.5%	\$14,644	5.0%	179.5%
2022-2023 ANN	\$16,185	-38.4%	\$14,010	-4.3%	115.5%

Annualized - October 2022 through April 2023

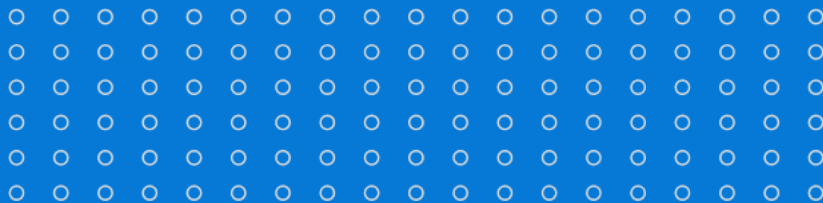
RFP Vendor Response List (Medical)

MEDICAL CARRIER	RESPONDED / DECLINED	FINALIST
BCBSTX	Responded	Yes
Cigna	Responded	Yes
UHC	Responded	No
Aetna	Responded	No
Scott & White	Responded	No

RFP Vendor Response List (Dental)

DENTAL CARRIER	RESPONDED / DECLINED	FINALIST
BCBSTX	Responded	Yes
Cigna	Responded	Yes
UHC	Responded	No
Delta Dental	Responded	No
Aenta	Responded	No
Equitable	Responded	No
Sun Life	Responded	No
United Concordia	Responded	No
UNUM	Responded	No

2



Medical Results



2023 / 2024 BAFO Rates



		1	2	3	4	5	6	
MEDICAL BENEFITS				BCBSTX		Cigna		
	Enrollment		PPO - Base	PPO - Buy Up	PPO - Base	PPO - Buy Up	EPO - Base	EPO - Buy Up
FINANCIALS	Base	Buy Up	Current	Current	Revised Renewal	Revised Renewal	Proposed	Proposed
Employee Only	28	45	\$575.17	\$632.76	\$671.91	\$739.19	\$651.69	\$711.29
Employee & Spouse	15	4	\$1,287.33	\$1,416.20	\$1,503.86	\$1,654.41	\$1,458.04	\$1,591.44
Employee & Child(ren)	14	12	\$1,034.80	\$1,138.40	\$1,208.85	\$1,329.88	\$1,172.11	\$1,279.34
Employee & Family	24	33	\$1,741.89	\$1,916.26	\$2,034.88	\$2,238.58	\$1,972.60	\$2,153.09
	81	94						
Monthly Premium	175		\$91,707	\$111,036	\$107,132	\$129,713	\$103,870	\$124,778
Annual Premium			\$1,100,487	\$1,332,437	\$1,285,589	\$1,556,555	\$1,246,438	\$1,497,334
Minus Credit			n/a		-\$36,000		-\$110,000	
Total Premium			\$2,432,924		\$2,806,143		\$2,633,773	
\$ Change from Current			n/a		\$373,220		\$200,849	
% Change from Current			n/a		15.3%		8.3%	
Effective Date			10/1/2022		10/1/2023		10/1/2023	
Rate Guarantee			1 Year		1 Year		1 Year	
Geo Access Results			99.5%		99.5%		98.9%	
Network Name			BlueChoice PPO Network		BlueChoice PPO Network		Open Access Plus	
Network Website			www.bcbstx.com		www.bcbstx.com		www.cigna.com	
AM Best Rating			A		A		A	
Notes			\$10K Wellness Allowance		\$20K Wellness Allowance		\$110,000 transition credit, \$20K wellness fund & \$5K technology credit / 15% Rate Cap	

Note: This is a brief summary and not intended to be a contract.

Original Increase : + 45%

2023 / 2024 BAFO Plan Designs



	1	2	3	4
MEDICAL BENEFITS	BCBSTX		Cigna	
	PPO - Base	PPO - Buy Up	EPO - Base	EPO - Buy Up
	Current/Renewal	Current/Renewal	Proposed	Proposed
Deductible	Embedded	Embedded		
In-Network	\$4,000 Ind./\$8,000 Fam.	\$2,000 Ind./\$4,000 Fam.	\$4,000 Ind./\$8,000 Fam.	\$2,000 Ind./\$4,000 Fam.
Non-Network	\$8,000 Ind./\$16,000 Fam.	\$4,000 Ind./\$16,000 Fam.	n/a	n/a
Out Of Pocket Max	Includes Deductible, Copays, Coins.	Includes Deductible, Copays, Coins.	Includes Deductible	Includes Deductible
In-Network	\$5,000 Ind. / \$10,000 Fam.	\$3,000 Ind. / \$6,000 Fam.	\$5,000 Ind. / \$10,000 Fam.	\$3,000 Ind. / \$6,000Fam.
Non-Network	\$10,000 Ind. / \$20,000 Fam.	\$8,000 Ind. / \$16,000 Fam.	n/a	n/a
Coinsurance				
In-Network	80%	90%	80%	90%
Non-Network	50%	70%	n/a	n/a
Lifetime Max	Unlimited	Unlimited	Unlimited	Unlimited
Emergency Room				
In-Network	\$250 Copay (waived if admitted) + 20%	\$200 Copay (waived if admitted) +10%	\$250 Copay (waived if admitted) + 20%	\$200 Copay (waived if admitted) +10%
Non-Network	\$250 Copay (waived if admitted) + 20%	\$200 Copay (waived if admitted) + 10%	\$250 Copay (waived if admitted) + 20%	\$200 Copay (waived if admitted) +10%
Physician Office Visit				
In-Network	\$30 Copay	\$25 Copay	\$30 Copay	\$25 Copay
Non-Network	Ded./50%	Ded./ 30%	n/a	n/a
Specialist Office Visit				
In-Network	\$50 Copay	\$30 Copay	\$50 Copay	\$30 Copay
Non-Network	Ded./50%	Ded./ 30%	n/a	n/a
Preventive Care				
In-Network	Covered at 100%	Covered at 100%	Covered at 100%	Covered at 100%
Non-Network	Ded./50%	Ded./30%	n/a	n/a
Urgent Care				
In-Network	\$75 Copay	\$75 Copay	\$75 Copay	\$75 Copay
Non-Network	Ded./50%	Ded./ 30%	n/a	n/a
Lab & X-Ray	(CT, PET, MRI, MRA)	(CT, PET, MRI, MRA)	(CT, PET, MRI, MRA)	(CT, PET, MRI, MRA)
In-Network	Ded./ 20%	Ded./ 10%	Ded./ 20%	Ded./ 10%
Non-Network	Ded./ 50%	Ded./ 50%	n/a	n/a
In-Patient Hospital	Per Admission	Per Admission	Per Admission	Per Admission
In-Network	Ded./ 20%	Ded./ 10%	Ded./ 20%	Ded./ 10%
Non-Network	Ded./ 50%	Ded./ 50%	n/a	n/a
Out-Patient	Per Admission	Per Admission	Per Admission	Per Admission
In-Network	Ded./ 20%	Ded./ 10%	Ded./ 20%	Ded./ 10%
Non-Network	Ded./ 50%	Ded./ 30%	n/a	n/a
Telemedicine	\$30 Copay	\$30 Copay	\$30 Copay	\$30 Copay
Prescriptions	Copays apply to OOP Max	Copays apply to OOP Max	Copays apply to OOP Max	Copays apply to OOP Max
	Separate Deductible: \$100 Ind./\$300 Fam.	Separate Deductible: \$100 Ind./\$300 Fam.	Separate Deductible: \$100 Ind./\$300 Fam.	Separate Deductible: \$100 Ind./\$300 Fam.
Network Retail Pharmacy	\$20/\$40/\$70	\$20/\$40/\$70	\$20/\$40/\$70	\$20/\$40/\$70
Mail Order (90 day supply)	\$60/\$120/\$210	\$60/\$120/\$210	\$60/\$120/\$210	\$60/\$120/\$210
Specialty Drugs	\$20/\$40/\$70	\$20/\$40/\$70	\$20/\$40/\$70	\$20/\$40/\$70

Note: This is a brief summary and not intended to be a contract.

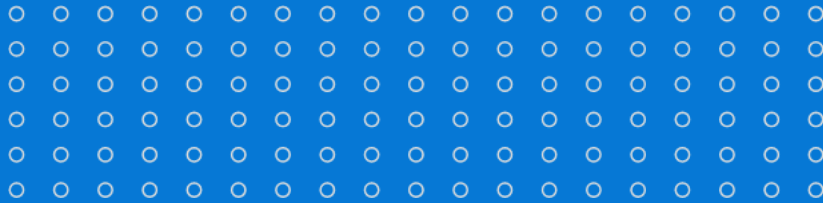
Network Access



		1	2
MEDICAL NETWORK GEO		BCBSTX - Blue Choice	Cigna - Open Access
GeoAccess (2 PCPs within 10 miles)		99.5%	98.9%
GeoAccess (2 Specialists within 10 miles)		98.4%	98.9%
GeoAccess (1 Hospital within 10 miles)		93.5%	96.0%
Medical Network Disruption			
Provider Record Match		n/a	99.0%

Note: This is a brief summary and not intended to be a contract.

3



Dental Results



Dental Pricing

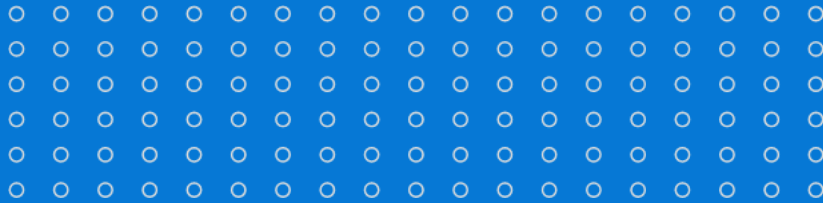


FINANCIALS	Enrollment	BCBSTX	BCBSTX (Renewal)	Cigna
Employee Only	69	\$38.18	\$38.18	\$35.06
Employee & Spouse	21	\$78.21	\$78.21	\$71.81
Employee & Child(ren)	24	\$75.52	\$75.52	\$69.34
Employee & Family	58	\$125.69	\$125.69	\$115.41
Monthly Premium	172	\$13,379.33	\$13,379.33	\$12,285.09
Annual Premium		\$160,551.96	\$160,551.96	\$147,421.08
\$ Change from Current		\$0.00	\$0.00	-\$13,130.88
% Change from Current		0.0%	0.0%	-8.2%
Effective Date		10/1/2022	10/1/2023	10/1/2023
Rate Guarantee		1 Year	1 Year	2 Years
GEO Access Results		95.6%	95.3%	97.8%
Network Website		https://www.bcbstx.com/onlinedirectory/dental.htm	https://www.bcbstx.com/onlinedirectory/dental.htm	www.cigna.com
Network Name		Blue Care Dental PPO	Blue Care Dental PPO	Cigna Dental Choice

Note: This is a brief summary and not intended to be a contract.

1% Medical Bundling Discount if Sold 8% 3rd Year Rate Cap (Type I doesn't apply to annual max)

4



Recommendations / Other Renewing Policies



Medical Insurance – BCBSTX

The recommendation is to renew with BCBSTX for the 2023/2024 plan year with a +15.3% increase. The renewal came in below HUB's budget projection of +24%, provided in March. The City reviewed alternative plan options; however, the savings were limited, and changes would be very disruptive to employees and their dependents. Additionally, the City will receive a one-time \$20K wellness allowance.

Though Cigna is most competitive in pricing, they were not able to mirror current plan designs. For example, Cigna quoted EPO plans that eliminate out-of-network care, except for emergency care. Furthermore, HUB believes there would be disruption to members medications due to Cigna having a different formulary. Lastly, their one-time bill credit of \$110K will be removed at next years renewal.

Recommendations



Dental Insurance – BCBSTX

It is recommended for the City to contract with BCBSTX for dental insurance with no rate impact for 2023/2024. Plan designs will not change, and rates will be guaranteed for one year.

By bundling medical and dental, the City will receive a 1% medical premium discount for next plan year

Other Renewing Policies

The following policies are scheduled to renew 10/1/2023 :

Life/Disability – **BCBSTX** : In rate guarantee until 10/1/2024

Vision – **Superior Vision** : In rate guarantee until 10/1/2026

EAP – **AWP** : Rate pass, guaranteed for one year

HRA – **Flores & Associates** : Rate pass, guaranteed for one year

FSA – **Discovery Benefits (WEX)** : In rate guarantee until 10/1/26

Thank you.



CITY OF COLLEYVILLE CITY COUNCIL BRIEFING

Agenda Number WS-3

Agenda Date 6/6/2023

Type Worksession

Department City Manager

Title

Update on Enterprise Fleet Services

Explanation

This agenda item provides for an update on the City's fleet replacement program, administered by Enterprise Fleet Management.

Attachments

1. Enterprise Fleet Services Update

DALLAS



City of Colleyville: EFM Partnership Update



INDUSTRY UPDATE: Trends

ACQUISITION



+12% ↑ NEW VEHICLE PRICES

- Supply chain shortages continue to impact manufacturers
- Manufacturer availability is limited for government purchases and vehicle incentives have decreased

FUEL



+36% (Gas) ↑ PRICE PER GALLON
+55% (Diesel)

- Gallons pumped increased by 2%
- Aging vehicles impact total cost through lower MPG

MAINTENANCE



+17% ↑ REPAIRS

- Shortages of techs lead to longer downtimes
- Raw materials increasing 10-15%, are creating an increase in repair costs

REMARKETING (RESALE)



-14.2% ↓ RESALE VALUE

- Down from a 41% increase from the previous year but still higher than pre-pandemic

FY 2022 Recap

TOTAL FLEET	FY 22 Original Projection*	FY 22 Final
Owned Vehicles Being Replaced (\$ Sold For)	\$(112,510)	\$(21,210)
Total Cost of Vehicles including Aftermarket (15)	\$744,863	\$480,951
Management Fee	\$21,240	\$18,293
Total FY 2022 Cost to City	\$653,593	\$478,034

Canceled vehicles:

- 2 F-750's
- 1 Transit canceled
- 1 ½ ton truck on order but expected to cancel.
- Budget impact: decreased vehicle cost by \$259,568
- Budget impact: decreased replacement revenue by \$44,420

Vehicles Held / Not Sold (\$61,735 in est. equity)

- 5 Tahoes kept for SROs & Recruiting
- 1 Escape for library
- 1 Passenger van

Notes:

- If all vehicles that were canceled had delivered and we sold originally planned vehicles → City would have beat original projection by approx. \$22k

FY 2023 Update

- Purchases: 13 budgeted // 9 vehicles ordered and 4 rolled to FY24 // 2 FY22s roll to FY24
 - 6 ½ ton trucks (2 Parks, 2 PD, 1 Fleet Service, 1 Water) – Ordered
 - 3 Tahoes (Police) awaiting production – Ordered and will deliver in FY24
 - 2 1 ton trucks (Parks and Water) – Unable to order – Moving to FY24
 - 1 F-550 (Water Crane truck) – Unable to order – Moving to FY24
 - 1 ½ ton Transit (Facilities) – Order cancelled in FY22; Order likely to cancel again FY23 – Moving to FY24
 - 1 FY22 budgeted ½ ton (Engineering) – Ordered FY22, but never built – Moving to FY24
 - Note: 2 F-750s cancelled in FY22 were rolled directly to FY24 due to availability
- Vehicle Sales:
 - 5 replacements likely to sell in FY23
 - 2 of PD's replacements held for SROs
 - Resale markets are stabilizing but EFM is still experiencing higher resale performance vs. budgeted projections.
- Management Fee
 - Vehicles delivered throughout year (fee charged monthly per vehicle after delivery)



FY 2024 Replacement Budget

Purchase 18 and sell 15 total vehicles

- FY24 Replacements:
 - 1 Fleet – Small SUV
 - 1 Water ½ ton
 - 1 Utility ½ ton
 - 3 Parks ½ tons - NEW
 - 4 Patrol Tahoes
 - 1 CID ½ ton
- FY22 Cancellations to Re-Order:
 - 1 Drainage F-750
 - 1 Water F-750
 - 1 Facility Transit van
 - 1 Engineering ½ ton
- FY23 Cancellations to Re-Order:
 - 1 Water 1 ton truck
 - 1 Water 550 crane truck
 - 1 Parks 1 ton

TOTAL FLEET	FY24 Projection
Owned Vehicles Being Replaced - 11	\$ (155,615)
Leased EFM Vehicles Equity at Trade In - 4	\$ (70,400)
Total Cost of Vehicles including Aftermarket - 18	\$ 1,369,729
Management Fee	\$ 40,321
Total FY 2024 Cost to City	\$ 1,184,034

Take Away:

Strategy of Flipping Sooner
= Lower Annualized Cost

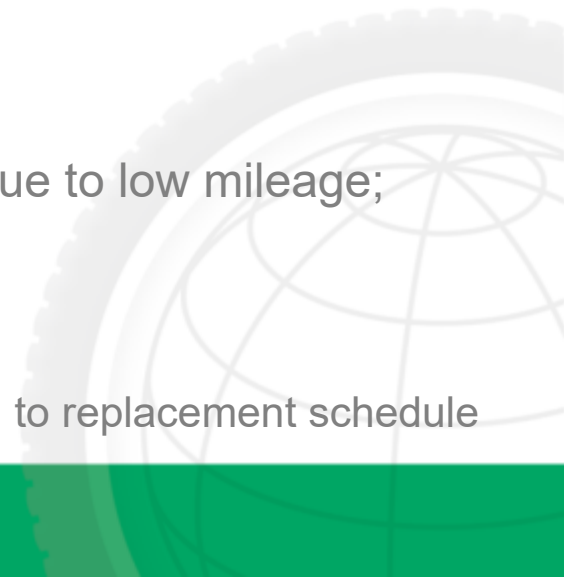
	Gov't Price	Equity at Trade In	Mileage	Total Cost	Annual
2019 Nissan Cargo Van	\$ 18,363.00	\$ 14,600.00	13,559	\$ 3,763.00	\$ 752.60
2020 Water Silverado	\$ 26,742.60	\$ 20,600.00	46,481	\$ 6,142.60	\$ 1,535.65
2020 Utility Silverado	\$ 26,424.10	\$ 18,100.00	75,996	\$ 8,324.10	\$ 2,081.03
2020 Police CID Silverado	\$ 24,932.10	\$ 17,100.00	85,610	\$ 7,832.10	\$ 1,958.03
TOTAL	\$ 96,461.80	\$ 70,400.00		\$ 26,061.80	\$ 6,327.30

Fleet Size Changes: FY22 to FY24

Vehicles Retained or Added

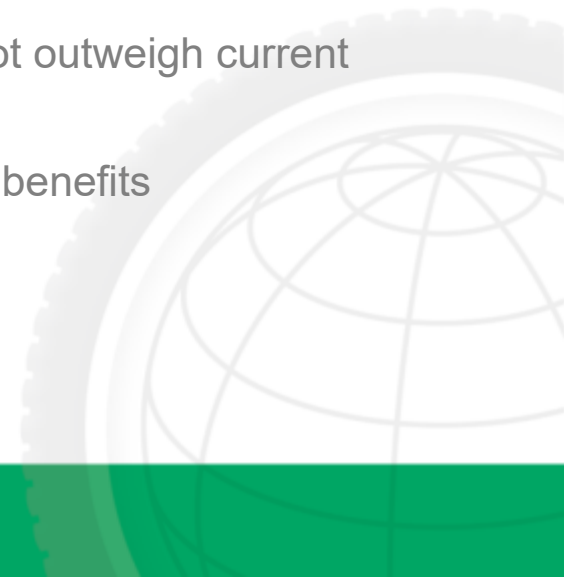
- Parks:
 - 3 New ½ tons for in-house Beautification Crew
- Library:
 - 1 Escape retained for book delivery
- Police:
 - 6 Patrol & old Decoy cars retained for SRO's
 - 1 Patrol retained as recruiting vehicle
- General:
 - 1 Passenger Van (former Senior/Rec van) retained for general City purposes due to low mileage; likely to not replace

Note: Changes to fleet size will impact program costs as retained vehicles are eventually added to replacement schedule



EFM Partnership Summary

- Expected to sell vehicles every 3-5 years; EFM to evaluate the market and adjust annually
 - Changes to manufacturer supply and pricing increases requires adding an additional year to original plan for replacements
- Average vehicle age lowered from 8 years to 4 years
 - Younger fleet ensures latest safety features present on vehicles
- Financial Benefits
 - Savings pick up as age of fleet decreases- better resale and lower maintenance costs
 - Making right progress on fuel and maintenance savings, however, operating savings will not outweigh current market inflation on fuel
 - Additional annual operating savings from eliminating Fleet Manager FTE - \$112k total with benefits



Next Steps

- Seek Council Approval of FY24 Plan on June 20th Agenda
 - Allows for best opportunity for vehicles to be produced with ordering as soon as able.
- EFM to order all vehicles as manufacturers begin accepting them
- Original manufacturer intended may change due to industry availability
- Heavy duty vehicle supply limited; New build with government incentives may not be possible
 - A few vehicles may need to be acquired through a dealership at a standard cost (non-government)
 - Example: 2 F-750's not being built with government incentives





CITY OF COLLEYVILLE CITY COUNCIL BRIEFING

Agenda Number WS-4

Agenda Date 6/6/2023

Type Worksession

Department Finance

Title

Budget Process Overview

Explanation

Staff will review the City's budget and tax rate setting process, and discuss meeting dates and deadlines for the FY24 budget cycle.

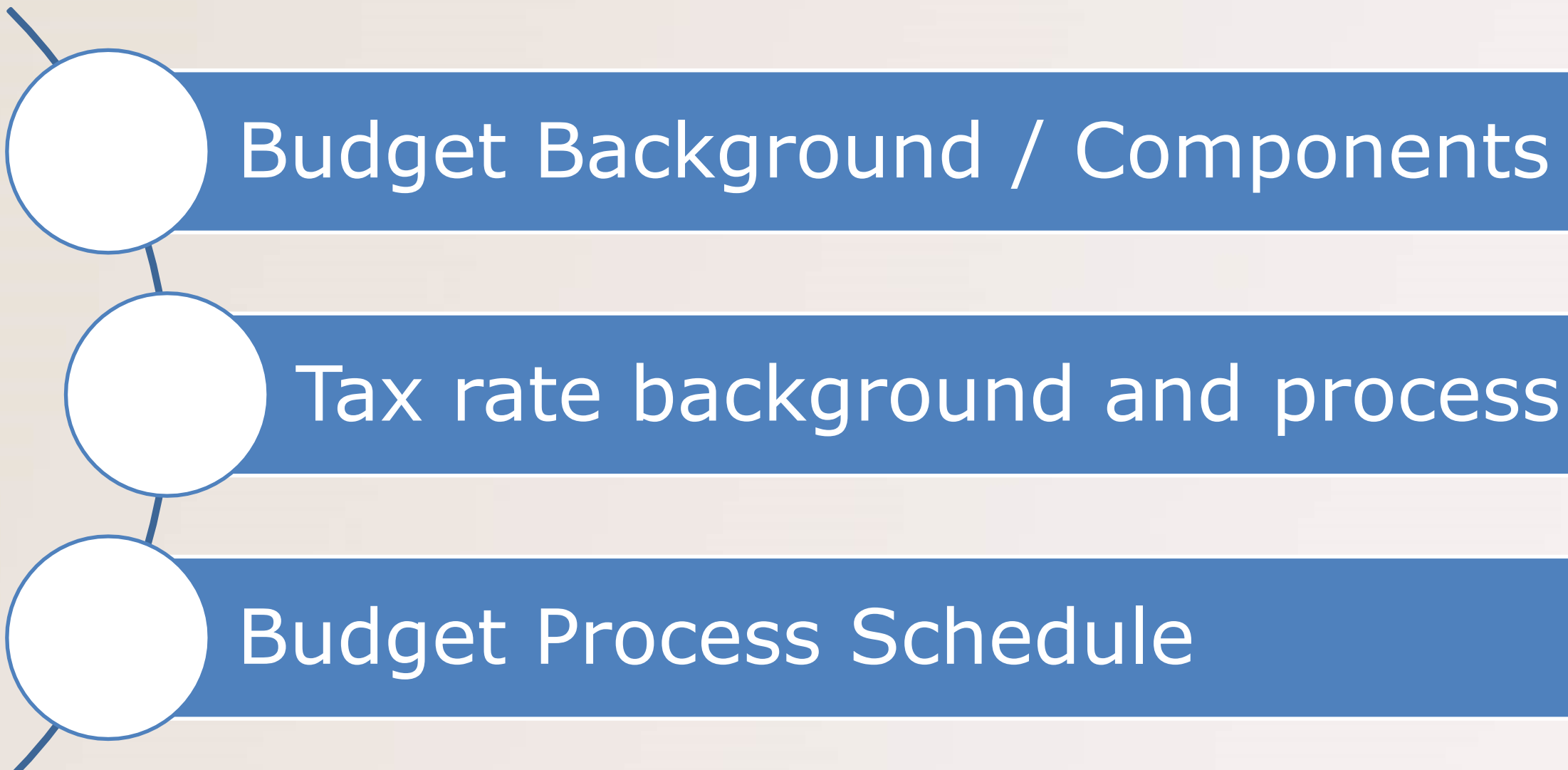
Attachments

1. Budget Process Overview

Budget Process Overview

City Council Worksession
June 6, 2023

Presentation Overview



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Budget Background / Components

Tax rate background and process

Budget Process Schedule

Background: City Funds



Total anticipated expenses for the coming year

Operating Costs

Annual in duration
Paid for through taxes, fees, user charges

Payroll/Benefits
Utilities
Intergovernmental
Training
Supplies
Maintenance Contracts
Annually adopted by Council

Capital Costs

Multi-Year in Duration
Paid for through available cash, bond funds

Large-scale projects
Infrastructure
Beautification
Roads, Utilities, Facilities, Parks
Generally non-recurring
5-Year plan reviewed and adopted by Council

Other Restricted

Can be annual or non-recurring
Paid for through donations, court fines, grants

Supplies, vehicles, equipment, some capital
No formal budget adoption

Background: City Funds



Total anticipated expenses for the coming year

Operating Costs

General Fund
Debt Service Fund
Utility Fund
Drainage Fund
Crime Control Fund (CCCPD)
Economic Development Fund
(CEDC)
Hotel Fund (HOT)

Capital Costs

General Capital Fund
Tax Increment Financing (TIF)
Utility Capital Fund
Impact Fees
Voluntary Fee Funds
Vehicle/Equipment Replacement
Fund (VERF)
CEDC/CCCPD

Other Restricted

Court Technology/Security
Donation Funds
Voluntary Fee Funds

Background: City Funds



Operating Funds: an annual expenditure budget is adopted for these funds in a single ordinance

- General Fund ~ \$28M
- Utility Fund ~ \$22M
- Drainage Fund ~ \$800K
- Debt Service Fund ~ \$1.2M
- Hotel Tax Fund ~ \$200K

Funds with an annually adopted budget that have other approval and governing requirements:

- Colleyville Crime Control and Prevention District (CCCPD) ~ \$2.6M
- Colleyville Economic Development Corporation (CEDC) ~ \$2.5M

Internal savings funds or multi-year capital projects funds; mostly adopted by project

- General Capital Fund ~ \$6M
- Utility Capital Fund ~ \$3M
- Drainage Capital Fund ~ \$1.2M
- Vehicle and Equipment Replacement Fund

Funds with legally restricted purposes and no annually adopted budget; expenses dictated by revenue availability

- Tax Increment Financing (TIF) District ~ \$6M
- Smaller special revenue funds

Background: City Funds



Operating Funds

Revenue Sources:

	Revenue (Millions)	%age
Ad Valorem Taxes	\$16.45	31.2%
Trinity River Pass-Through	\$15.43	29.2%
Sales/Hotel Tax	\$9.98	18.9%
Charges for Service	\$5.80	11.0%
Franchise Fees	\$1.95	3.7%
Licenses & Permits	\$0.87	1.7%
Fines	\$0.76	1.4%
Intergovernmental	\$0.72	1.4%
Transfers In	\$0.54	1.0%
Miscellaneous Income	\$0.26	0.5%
Total	\$52.75	

*Revenue breakdown tends to be consistent year over year

Capital Funds

Revenue Sources:

TIF District Property Tax ~ \$ 6.5M

Special Service Charges

Utility Capital Fee, Roadway

Impact Fees, Water/WW

Impact Fees, Grants, Park

Dedication Fees, operating
fund surpluses

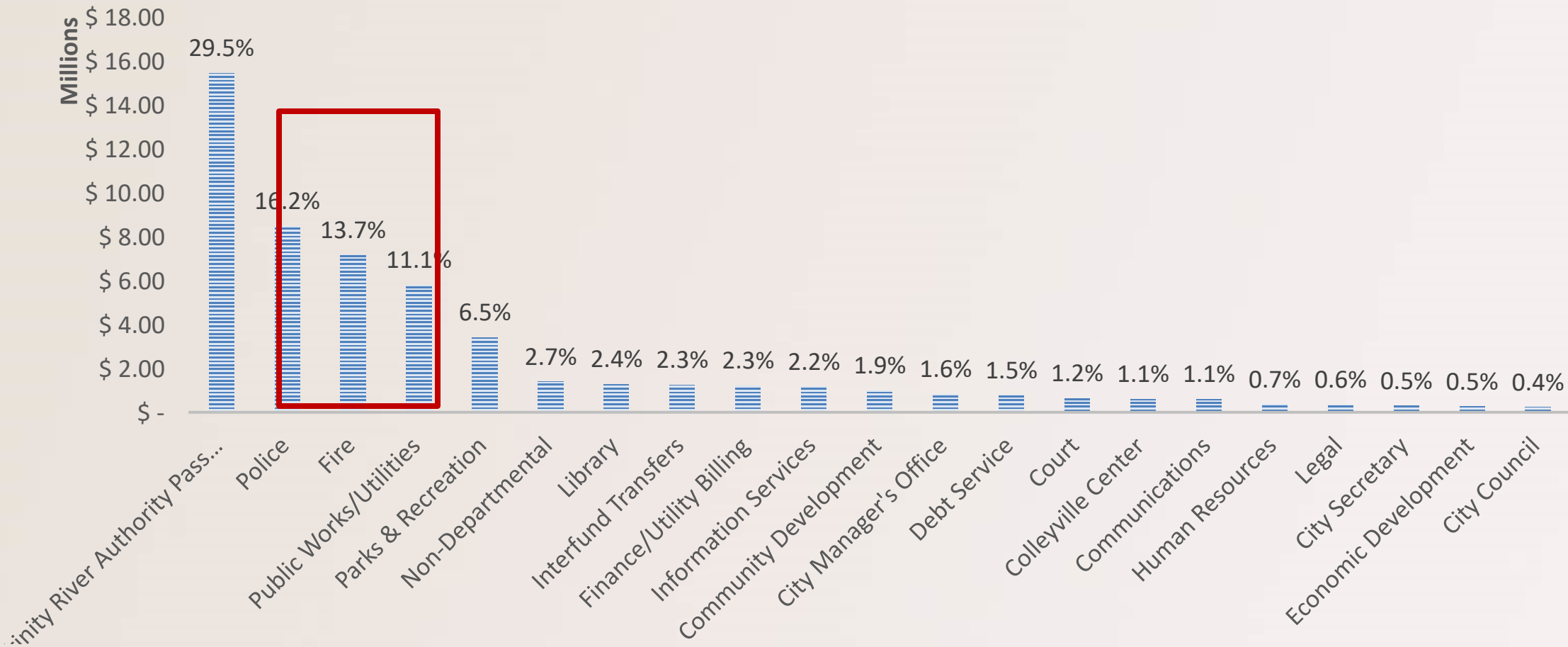
Existing Fund Balances

*Revenue breakdown can vary significantly from year over year

Background: City Funds



OPERATING COSTS BY DEPARTMENT



*Expense breakdown tends to follow personnel count, which is relatively consistent year over year

Background: Council Approval



- Formally adopts the budget (expenditures) as a total for each operating fund
- Amends budget if needed during the year and typically at year-end
- Sets the tax rate and all other fees and charges
- Adopts a 5-year CIP by resolution
 - Approval of a plan, not appropriation of funding
- Approves all purchases and contracts over \$50,000



Background: Council Approval



FUND SUMMARIES AND RELATIONSHIP BETWEEN FUNCTIONAL UNITS AND FUNDS								
	GENERAL FUND	UTILITY FUND	DEBT SERVICE FUND	DRAINAGE UTILITY FUND	HOTEL TAX FUND	ECONOMIC DEVELOPMENT FUND	CRIME CONTROL AND PREVENTION DISTRICT FUND	TOTAL OPERATING FUNDS
ESTIMATED BALANCE AT OCTOBER 1, 2022*	\$7,735,498	\$9,095,362	\$872,399	\$718,287	\$187,191	\$6,122,495	\$2,966,813	\$27,698,046
AD VALOREM TAXES	\$15,856,891	\$0	\$591,160	\$0	\$0	\$0	\$0	\$16,448,052
FRANCHISE TAXES	1,947,000	0	0	0	0	0	0	1,947,000
SALES TAXES	4,910,000	0	0	0	272,000	2,400,000	2,400,000	9,982,000
LICENSES AND PERMITS	873,500	0	0	0	0	0	0	873,500
FINES	550,000	200,000	6,500	10,000	0	0	0	766,500
CHARGES FOR SERVICE	865,875	19,153,854	0	1,020,000	0	0	0	21,039,729
INTERGOVERNMENTAL	490,508	450,000	0	0	0	225,000	0	1,165,508
MISCELLANEOUS/INTEREST	198,000	29,000	0	15,000	3,000	10,000	3,200	258,200
INTERFUND TRANSFERS (IN)	536,011	0	6,000	0	0	0	0	542,011
ESTIMATED REVENUES	\$26,227,785	\$19,832,854	\$603,660	\$1,045,000	\$275,000	\$2,635,000	\$2,403,200	\$53,022,500
CITY COUNCIL	\$ 221,051	\$0	\$0	\$0	\$0	\$0	\$0	\$221,051
CITY MANAGER'S OFFICE	822,912	0	0	0	0	2,000	0	824,912
CITY SECRETARY	286,351	0	0	0	0	0	0	286,351
LEGAL	326,008	0	0	0	0	0	0	326,008
HUMAN RESOURCES	347,939	0	0	0	0	0	0	347,939
COMMUNICATIONS	197,145	0	0	0	163,401	226,625	0	\$587,171
COURT	621,467	0	0	0	0	0	0	\$621,467
FINANCE/UTILITY BILLING	704,888	496,334	0	0	0	0	0	\$1,201,221
ECONOMIC DEVELOPMENT	253,713	0	0	0	0	0	0	\$253,713
INFORMATION SERVICES	1,049,406	83,079	0	26,841	0	0	0	\$1,159,326
COMMUNITY DEVELOPMENT	991,972	0	0	0	0	0	0	\$991,972
POLICE	5,796,252	0	0	0	0	0	2,658,349	\$8,454,601
FIRE	7,159,414	0	0	0	0	0	0	\$7,159,414
LIBRARY	610,526	0	0	0	0	648,981	0	\$1,259,507
PARKS & RECREATION	1,754,848	0	0	0	0	1,654,485	0	\$3,409,333
COLLEYVILLE CENTER	261,315	0	0	0	110,168	218,859	0	\$590,343
PUBLIC WORKS	2,374,528	18,162,819	0	688,166	0	0	0	\$21,225,513
NON-DEPARTMENTAL	1,146,688	233,605	0	6,612	0	0	0	\$1,386,905
DEBT SERVICE	0	0	769,010	0	0	0	0	\$769,010
INTERFUND TRANSFERS (OUT)	371,000	857,017	0	0	0	0	0	\$1,228,017
ESTIMATED EXPENDITURES	\$ 25,297,424	\$19,832,854	\$769,010	\$721,619	\$273,569	\$2,750,951	\$2,658,349	\$52,303,776
ESTIMATED BALANCE	\$8,665,860	\$9,095,362	\$707,049	\$1,041,667	\$188,622	\$6,006,545	\$2,711,664	\$28,416,769

Background: Council Approval

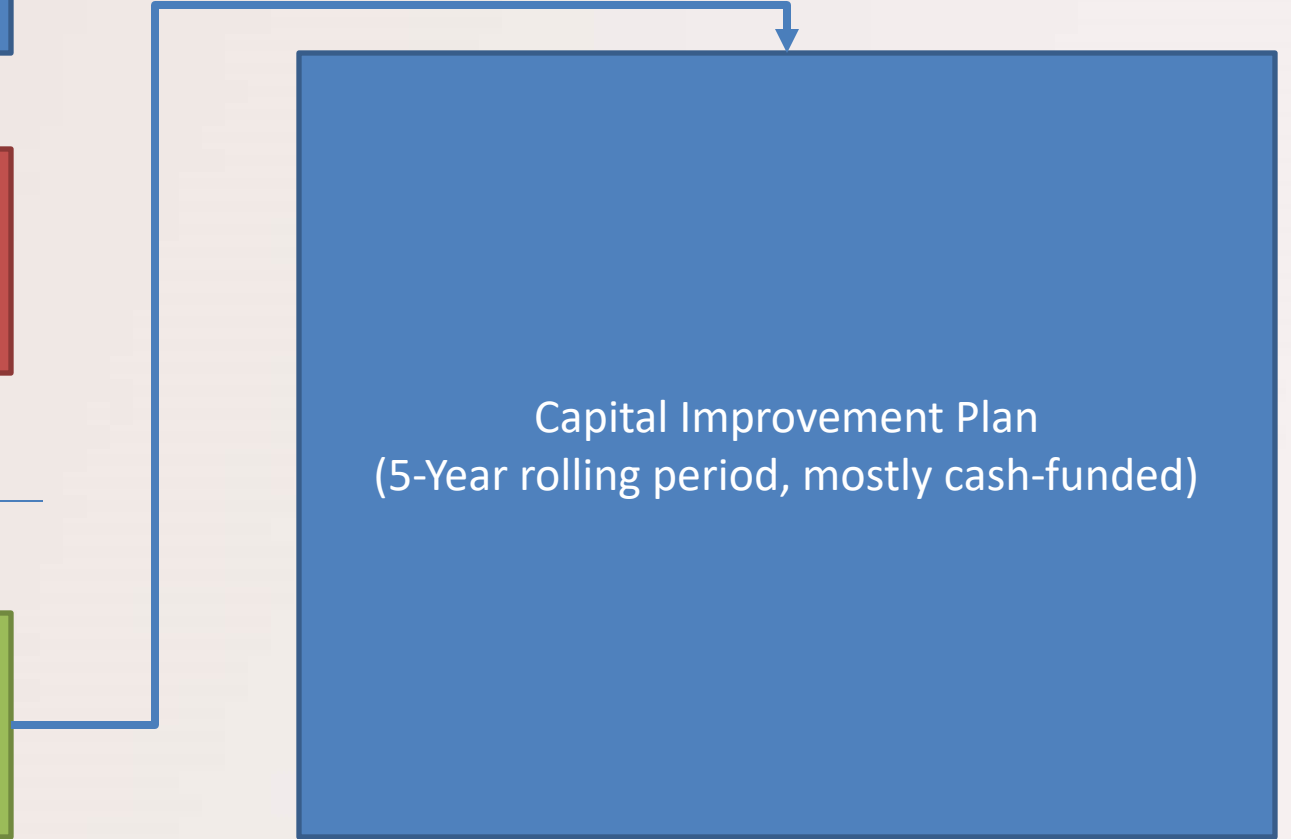


Operating Revenues

Operating Expenses

Operating Surplus

Capital Improvement Plan
(5-Year rolling period, mostly cash-funded)



Capital Funds: Project Adoption



Capital Funds: an annual Capital Improvement Plan is adopted for these funds. The plan details each project, it's estimated cost, and its funding source. Given the projects' scope and cost, the City generally uses contractors, the winning bid of whom is approved by Council separately

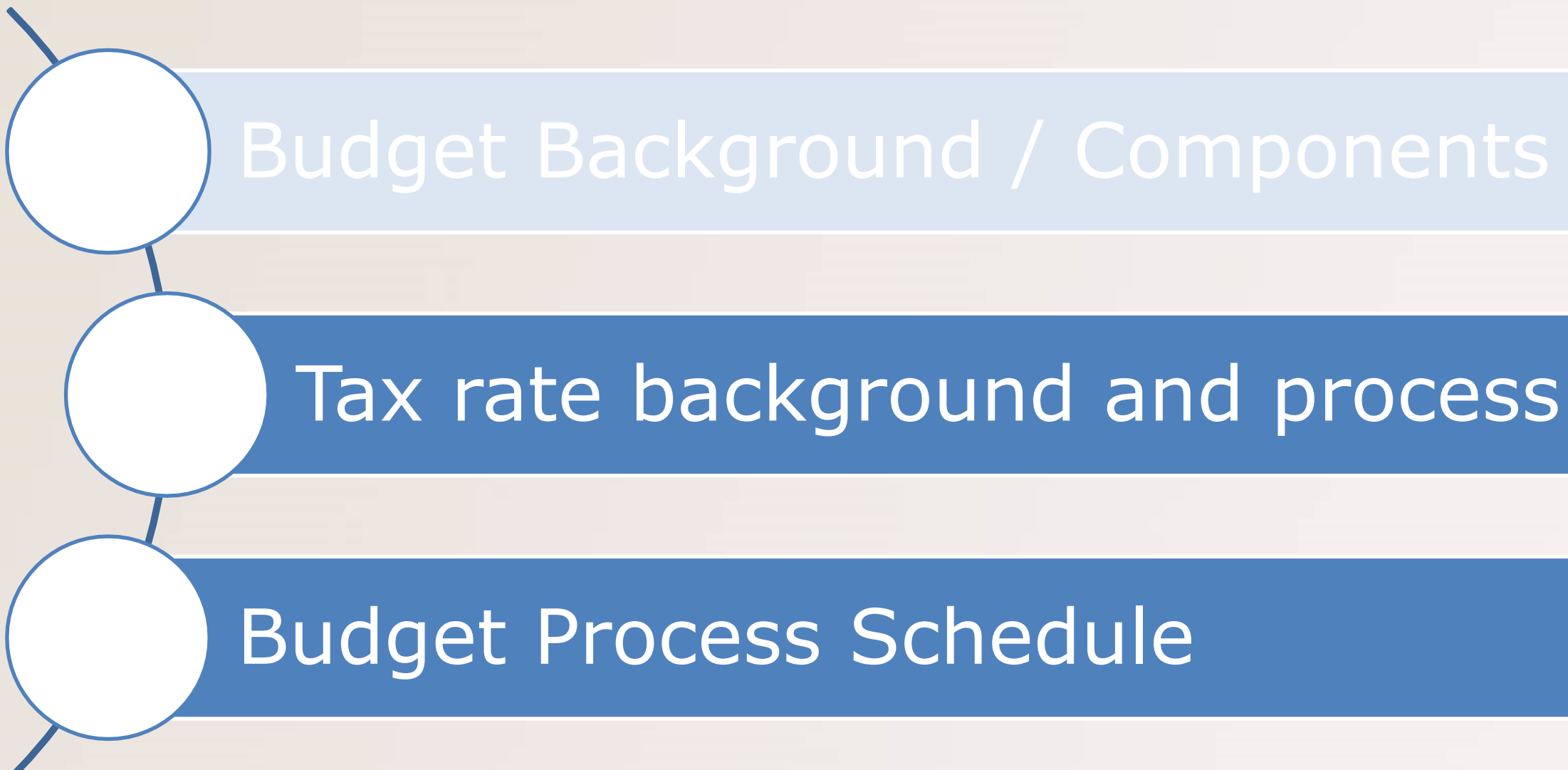
- Looked at in five year increments
- Organized by project, then by funding source
- Costs included are best estimates
- General considerations
 - Condition of assets
 - Potential risks
 - Funding availability
 - Council priority



Fiscal Year 2022 – 2026
CAPITAL
IMPROVEMENT
PROGRAM

Adopted by Resolution No. R-21-4651

Presentation Overview



Budget Background / Components

The diagram consists of three white circles arranged vertically on the left side, connected by a thin blue line. Each circle is connected to a horizontal rectangular box on its right. The top box is light blue and contains the text "Budget Background / Components". The middle box is dark blue and contains the text "Tax rate background and process". The bottom box is dark blue and contains the text "Budget Process Schedule".

Tax rate background and process

Budget Process Schedule

Background: Tax Rate Procedures



- Governed by state law called "Truth in Taxation"
- Tarrant Appraisal District (TAD)
 - Appraises property, certifying value by July 25
- Tax Assessor-Collector
 - Provides the Appraisal Roll, as sworn by TAD
 - Calculates no-new-revenue and voter-approval tax rates
 - Manages collection of property taxes (Colleyville contracts with a certified Assessor/Collector from GCISD for this service)
- City of Colleyville
 - Sets tax rate based on revenue needed
 - Charter limit of 7% increase in revenue (excluding new construction)

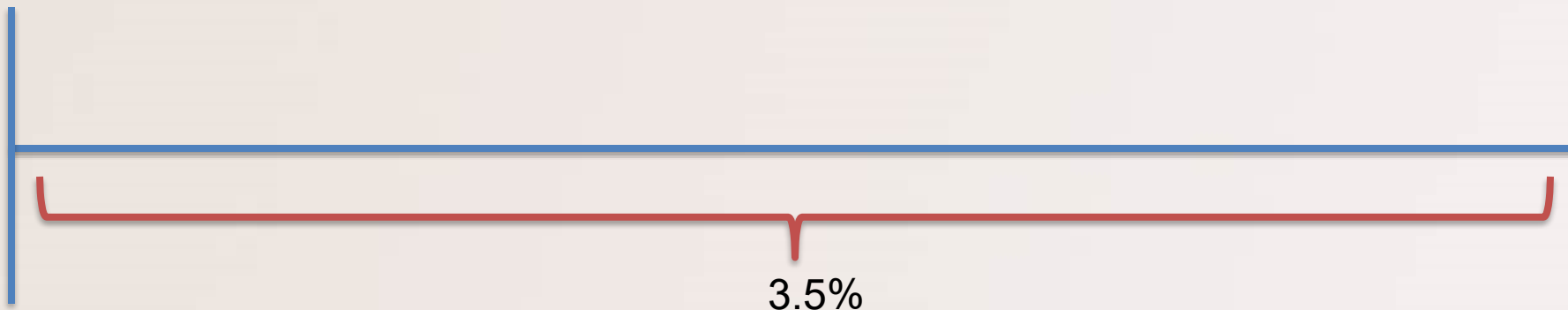
Background: Tax Rate



- No-New-Revenue Rate (previously the Effective Rate):
 - The rate that would produce the same amount of taxes if applied to the same properties taxed in both years (i.e. without new construction)
- Voter-Approval Rate (previously the Rollback Rate):
 - Calculates an effective rate for just M&O portion of the tax rate
 - M&O effective rate plus 3.5% + debt service tax rate = VA rate
 - If a taxing unit adopts a rate above the VA rate, there will be a mandatory election on the tax increase

NNR Rate

VA Rate



Background: Tax Rate Components



- Property tax rates have two components:
 - Maintenance & operations (M&O) tax rate – General Fund
 - Interest & sinking (I&S)/debt service tax rate – Debt Service Fund

Budget Year	Average Residential Property Value	Property Tax Rate	Average Property Tax Payment - City	Value Inc.	Bill Inc.
2013	\$397,889	\$0.355900	\$1,416.09	0.27%	0.27%
2014	\$406,040	\$0.355900	\$1,445.10	2.05%	2.05%
2015	\$421,497	\$0.355900	\$1,500.11	3.81%	3.81%
2016	\$423,650	\$0.355900	\$1,507.77	0.51%	0.51%
2017	\$460,461	\$0.339130	\$1,561.56	8.69%	3.57%
2018	\$500,748	\$0.333834	\$1,671.67	8.75%	7.05%
2019	\$521,831	\$0.320800	\$1,674.03	4.21%	0.14%
2020	\$552,770	\$0.306807	\$1,695.94	5.93%	1.31%
2021	\$562,115	\$0.304365	\$1,710.88	1.69%	0.88%
2022	\$584,915	\$0.291778	\$1,706.65	4.06%	-0.25%
2023	\$650,119	\$0.265618	\$1,726.83	11.15%	1.18%

Background: Tax Rate



- Unused Increments
 - State law provides for a 3.5% annual increase
 - Cities can “bank” three years of any unused increase for use in the following years beginning in fiscal year 2021
 - Calculation Example:

Year	Adopted Rate	Max Allowable Rate (VA Rate)	Unused Revenue
*FY20	\$0.306807	\$0.328283 (was before new legislation)	~ \$1M
FY21	\$0.304365	\$0.320118	~ \$800K
FY22	\$0.291778	\$0.301602	~ \$550K
FY23	\$0.265618	\$0.300135 (includes unused increment)	~\$1.5M
Upcoming Year allows for the application of the unused pennies from the past three years			

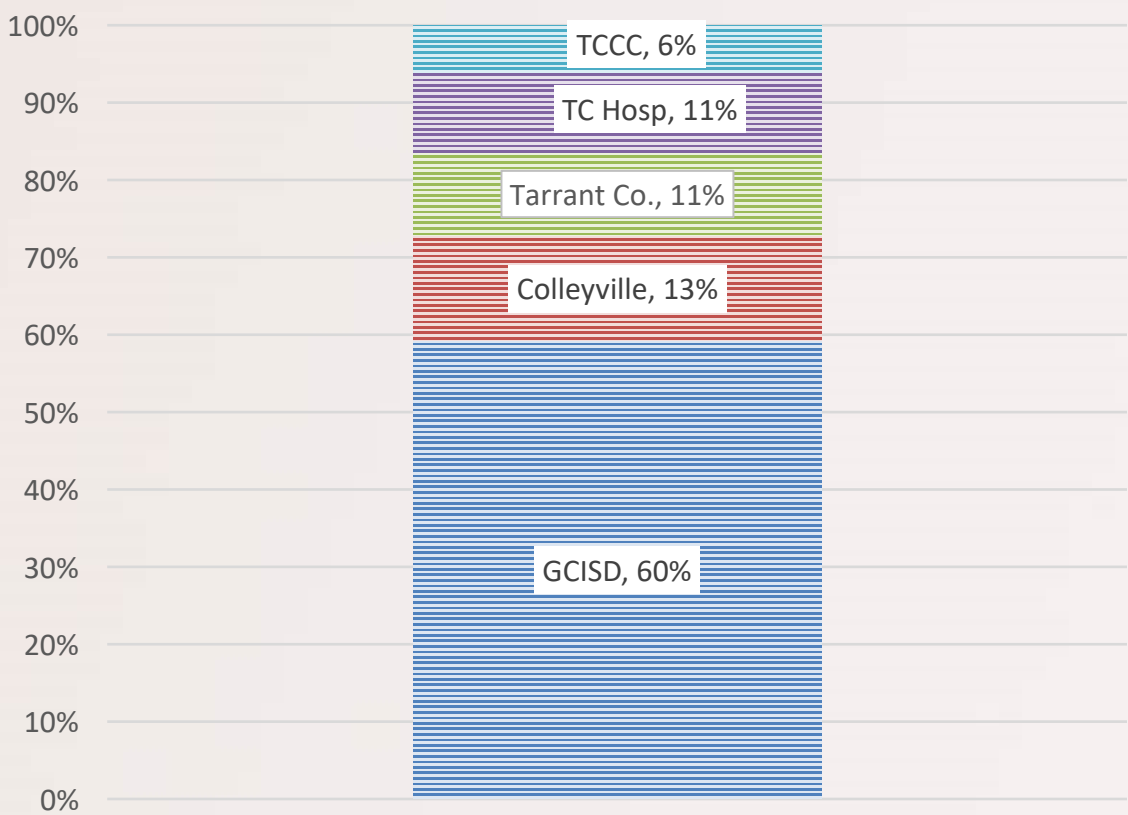
Background: Tax Rate Comparison



CURRENT TAX RATE



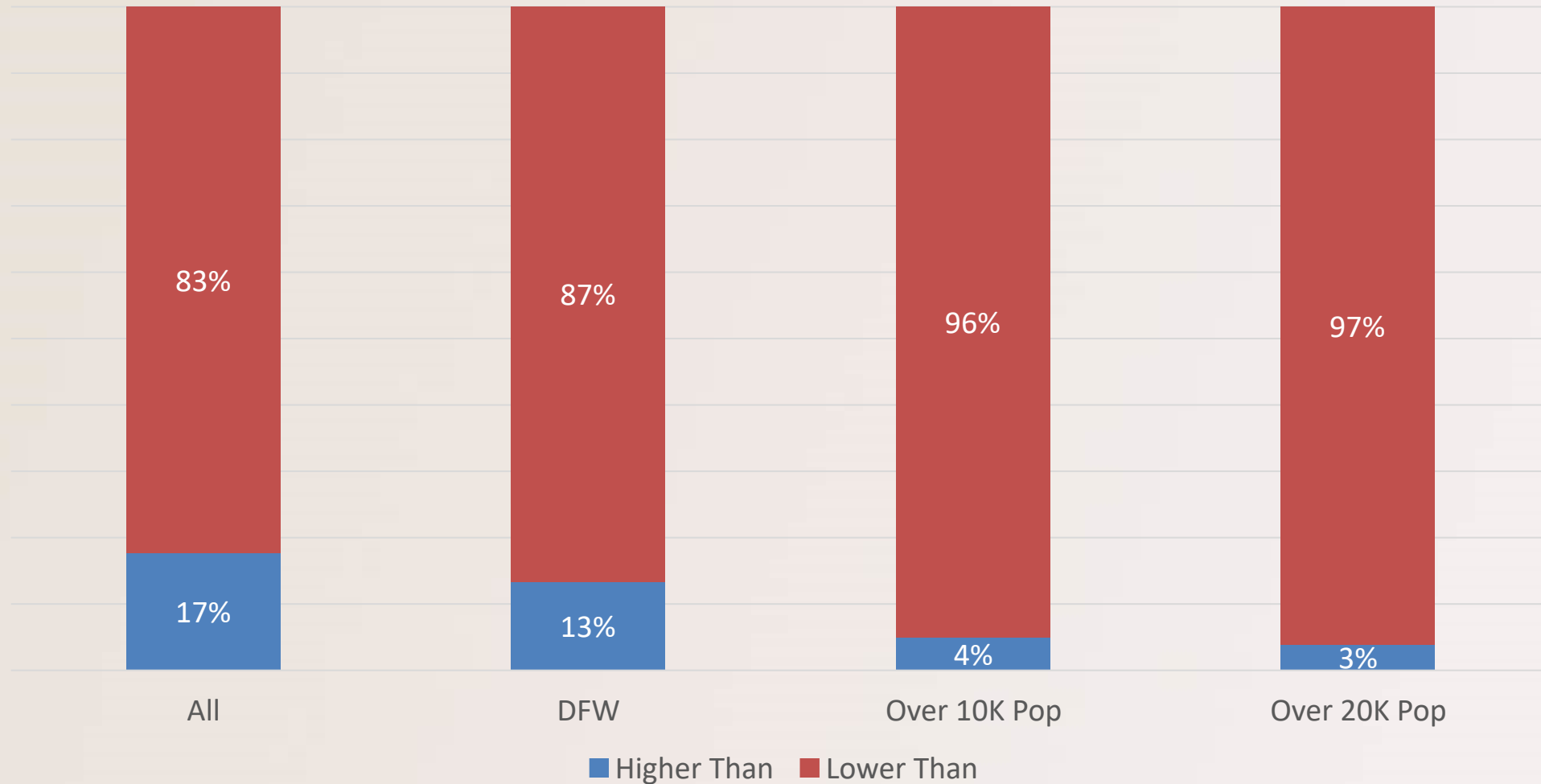
TOTAL RESIDENT TAX BILL



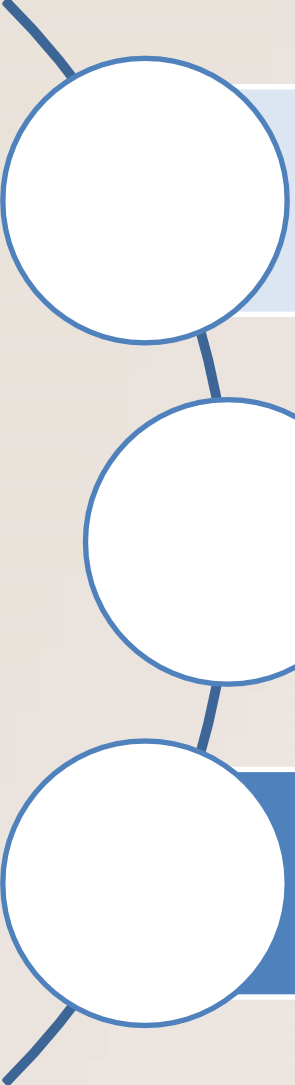
Background: Tax Rate Comparison



FY23 Tax Rates



Presentation Overview

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Budget Background / Components

Tax rate background and process

Budget Process Schedule

Operating Budget Process



Background: Budget Amendment



- Fiscal Year = Oct 1-Sept 30
- To avoid needlessly high operating reserves, the City Council typically approves a budget amendment in September to set aside excess operating funds at year-end (amounts vary each year)
- Excess operating funds are transferred to the appropriate companion capital projects fund and serve as an important revenue source for the City's capital projects
- The excess operating funds are then used to fund future capital projects in the 5-Year Capital Improvement Plan

Budget Process: Budget Worksessions

June 6 Budget Worksession

- Review background information and budget process to date

June 20 Budget Worksession

- Review of FY 2024 preliminary numbers
- CCCPD Budget Review

July 6 Budget Worksession

- Approve insurance contracts, discuss fee changes
- CCCPD Approves Budget

July 18 Budget Worksession

- Council public hearing on CCCPD budget
- Discussion of the 5-Year CIP

August 1 Budget Worksession:

- Proposed Budget (with associated tax rate) is presented
- Seek direction from the City Council on any desired changes

Budget Process: Budget Worksessions



August 1 Budget Worksession:

- Proposed Budget (with associated tax rate) is presented
- Seek direction from the City Council on any desired changes
- Second reading for CCCPD budget; approval by Council
- Resolution approving proposed tax rate

August 8 CEDC Budget Worksession

August 22:

- CEDC board meeting; adoption of CEDC budget and CIP
- Potential 1st hearing on Tax Rate

Budget Process: Budget Worksessions



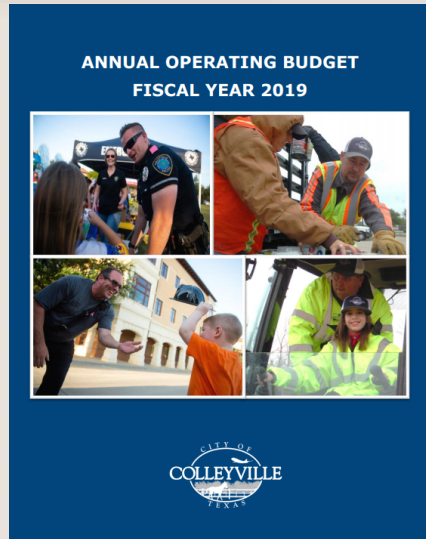
September 6 Budget Worksession:

- Budget ordinance hearing
- Potential 2nd hearing on tax rate
- 1st reading for FY23 budget amendment
- 1st reading for any fee changes
- 1st reading for utility rates
- Council adoption on CEDC Budget/CIP

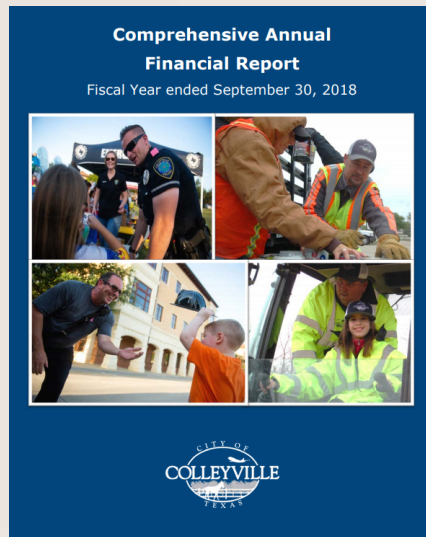
September 19:

- Adoption of budget ordinance, tax rate ordinance, FY23 amendment, 5-year CIP, fee ordinance, utility rates

Background: Budget vs. CAFR



- Budget:
 - Looks forward
 - Projects revenues and expenditures
 - Serves as a:
 - Financial plan
 - Policy document
 - Operations guide
 - Communications device



- Comprehensive Financial Report (City Audit)
 - Looks backward
 - Follows General Accepted Accounting Principles (GAAP)
 - Records actual revenues and expenditures
 - Records depreciation expense
 - Asset value often included, in addition to cash

Questions and Discussion



CITY OF COLLEYVILLE CITY COUNCIL BRIEFING

Agenda Number WS-5	Agenda Date 6/6/2023
Type Worksession	
Department City Secretary	

Title

Discussion of the June 6, 2023, City Council regular agenda items



CITY OF COLLEYVILLE CITY COUNCIL BRIEFING

Agenda Number 1

Agenda Date 6/6/2023

Type Executive Session

Department City Secretary

Title

Section 551.071 - Legal - Consultation with the City Attorney regarding items on the agenda or for matters in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter 551 of the Texas Code

Section 551.072 - Real Estate - Deliberate the purchase, exchange, lease, or value of real property for City facilities

Section 551.087 – Economic Development - Discuss or deliberate regarding commercial or financial information the City has received from business prospects the City seeks to have locate, stay, or expand in the City and with which the City is conducting economic development negotiations; deliberate the offer of a financial or other incentive to a business prospect

Attachments

RESOLUTION R-23-4846

**A RESOLUTION APPROVING COUNCIL ACTION
REGARDING EXECUTIVE SESSION ITEMS AT THE REGULAR
CITY COUNCIL MEETING OF JUNE 6, 2023**

WHEREAS, following discussion in Executive Session, and in full accordance with the requirements of the Open Meetings Act, the City Council determines that the following action is in the best interests of the health, safety, and welfare of the public.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COLLEYVILLE, TEXAS:

Sec. 1. THAT

AND IT IS SO RESOLVED.

APPROVED BY A VOTE OF _ AYES, _ NAYS ON THIS THE 6TH DAY OF JUNE 2023.

Mayor Bobby Lindamood	_____	Mayor Pro Tem Callie Rigney	_____
Brandi Elder, Place 1	_____	George Bond, Place 2	_____
Scotty Richardson, Place 3	_____	Ben Graves, Place 4	_____
Chuck Kelley, Place 5	_____		

ATTEST:

CITY OF COLLEYVILLE

Christine Loven, TRMC
City Secretary

Bobby Lindamood
Mayor



CITY OF COLLEYVILLE CITY COUNCIL BRIEFING

Agenda Number

Agenda Date 6/6/2023

Number 3

Type Announcements, Proclamations, and Presentations

Department City Secretary

Title

Proclamation to Colleyville Garden Club for being named Garden Club of the Year and recognizing Garden Week in the City of Colleyville - June 4-10, 2023 - Mayor Bobby Lindamood and Colleyville Garden Club President Carmen Day-Alexander

RESOLUTION R-23-4847

APPROVING CITY COUNCIL ACTION UNDER CONSENT ITEMS AT THE REGULAR CITY COUNCIL MEETING OF JUNE 6, 2023

WHEREAS, City Council has taken action on certain items on the agenda under Consent Items.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COLLEYVILLE, TEXAS:

- Sec. 1. THAT the agenda decisions approved by City Council action under Consent Items as follows are hereby adopted:
- a. Approval of the minutes of the Special City Council meeting of May 16, 2023
 - b. Approval of the minutes of the regular City Council meeting of May 16, 2023
 - c. Approval to donate \$6,500 of the City of Colleyville's Opioid Settlement funds to the Grapevine-Colleyville Independent School District Drug Dog Program
 - d. Approval of a Professional Services Agreement with HRGreen, Inc., in an amount not to exceed \$95,000 for the design of the FY2023 Sidewalk Connectivity Project, and authorizing the City Manager to execute the agreement
 - e. Approval of an additional \$100,000 for the FY23 Neighborhood Entrance Beautification Program, allowing the City to enter into Chapter 380 Grant Agreements with qualifying HOAs and property owners, to provide matching grants in an amount up to \$25,000 for landscape and hardscape improvements to neighborhood entrances
 - f. Approval of an economic development gift card program with a patriotic theme for Summer 2023
 - g. Appointing members to the Colleyville Audit Committee, Colleyville Economic Development Corporation, Planning and Zoning Commission, and Tax Increment Finance District

AND IT IS SO RESOLVED.

APPROVED BY A VOTE OF _ AYES, _ NAYS ON THIS THE 6TH DAY OF JUNE 2023.

Mayor Bobby Lindamood	_____	Mayor Pro Tem Callie Rigney	_____
Brandi Elder, Place 1	_____	George Bond, Place 2	_____
Scotty Richardson, Place 3	_____	Ben Graves, Place 4	_____
Chuck Kelley, Place 5	_____		

ATTEST:

CITY OF COLLEYVILLE

Christine Loven, TRMC
City Secretary

Bobby Lindamood
Mayor



CITY OF COLLEYVILLE CITY COUNCIL SPECIAL MEETING MINUTES

100 Main Street, Colleyville, Texas, 76034

TUESDAY, MAY 16, 2023

Mayor Bobby Lindamood called the Special Meeting of the Colleyville City Council to order on Tuesday, May 16, 2023, at 5:15 p.m.

ROLL CALL: Mayor Bobby Lindamood, Mayor Pro Tem Kathy Wheat, and Councilmembers Brandi Elder, George Bond, George Dodson, Chuck Kelley, and Callie Rigney.

ALSO PRESENT: City Manager Jerry Ducay, Assistant City Manager Mark Wood, Assistant City Manager Adrienne Lothery, and City Secretary Christine Loven.

2. RESOLUTION(S): READING AND PUBLIC HEARING

2a Resolution R-23-4842

Canvassing the results of the City of Colleyville Special Election to determine whether the voters desire to continue the Colleyville Crime Control and Prevention District and the one-half of one percent (0.5%) sales and use tax for an additional period of 20 years

Mayor Lindamood read Resolution R-23-4842 in its entirety.

Mayor Lindamood opened and closed the public hearing without speakers.

Councilmember Dodson made a motion to approve Resolution R-23-4842, seconded by Mayor Pro Tem Wheat.

The motion to approve carried by the following vote:

Ayes: 7 – Mayor Bobby Lindamood, Mayor Pro Tem Kathy Wheat, and Councilmembers Brandi Elder, George Bond, George Dodson, Chuck Kelley, and Callie Rigney.

There being no further business before the City Council, Mayor Lindamood adjourned the City Council Special Meeting at 5:18 p.m.

APPROVED BY A VOTE OF __ AYES, __ NAYS, ON THIS THE 6TH DAY OF JUNE 2023.

*Minutes taken and prepared by:
Christine Loven, TRMC
City Secretary*



CITY OF COLLEYVILLE CITY COUNCIL MINUTES

100 Main Street, Colleyville, Texas, 76034

TUESDAY, MAY 16, 2023

Mayor Bobby Lindamood called the Colleyville City Council Worksession to order on Tuesday, May 16, 2023, at 5:30 p.m. Mayor Lindamood welcomed and introduced Councilmembers Elect Scotty Richardson and Ben Graves

ROLL CALL: Mayor Bobby Lindamood, Mayor Pro Tem Kathy Wheat, and Councilmembers Brandi Elder, George Bond, George Dodson, Chuck Kelley, Callie Rigney, and Councilmembers Elect Scotty Richardson and Ben Graves.

ALSO PRESENT: City Manager Jerry Ducay, Assistant City Manager Mark Wood, Assistant City Manager Adrienne Lothery, Police Chief Michael Miller, Assistant Police Chief Hillary Wreay, Fire Chief Mark Cantrell, Community Development Director Ben Bryner, Public Works Director Amber Beard, Finance Director Kyle Lester, City Attorney Whitt Wyatt, and City Secretary Christine Loven.

WS-1 Overview of Regional Partnerships with the Police Department

Police Chief Michael Miller gave a presentation highlighting the many regional partnerships the Police Department participates in and explained the department's role in each organization.

Chief Miller highlighted recent "bank jugging" crimes and thanked the City Council for providing the funding for the technology, which allows the department to apprehend criminals, and stated the investment in technology pays dividends to our citizens.

WS-2 Discussion of the May 16, 2023, City Council regular agenda items

Mayor Lindamood thanked Mayor Pro Tem Kathy Wheat and Councilmember George Dodson for their service to the City.

Mayor Lindamood adjourned the Worksession at 5:59 p.m. and called the Executive Session to order.

1. EXECUTIVE SESSION - In accordance with Texas Government Code, Chapter 551, Subchapter D

Section 551.071 - Legal - Consultation with the City Attorney regarding items on the agenda or for matters in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter 551 of the Texas Code

Section 551.072 - Real Estate - Deliberate the purchase, exchange, lease, or value of real property for City facilities

- Right-of-Way Acquisition - Jackson Road Bridge

Section 551.087 – Economic Development - Discuss or deliberate regarding commercial or financial information the City has received from business prospects the City seeks to have locate, stay, or expand in the City and with which the City is conducting economic development negotiations; deliberate the offer of a financial or other incentive to a business prospect

There was no action taken and Mayor Lindamood adjourned the Executive Session at 6:44 p.m.

Mayor Lindamood called the regular meeting of the City Council to order at 7:00 p.m. and called the roll.

ROLL CALL: Mayor Bobby Lindamood, Mayor Pro Tem Kathy Wheat, and Councilmembers Brandi Elder, George Bond, George Dodson, Chuck Kelley, and Callie Rigney.

INVOCATION: Pastor Dale Molden, CrossCreek Church

PLEDGE OF ALLEGIANCE: Councilmember George Dodson

2. EXECUTIVE SESSION READING AND PUBLIC HEARING: CONSIDER AND TAKE ANY ACTION(S) NECESSARY RELATIVE TO ITEMS DISCUSSED IN EXECUTIVE SESSION - RESOLUTION R-23-4843

Mayor Lindamood read Resolution R-23-4843 in its entirety.

Assistant City Manager Mark Wood presented this item for the acquisition of approximately 9,793 square feet of public right-of-way located at 4120 Jackson Road, for the Jackson Road Improvement Project.

Mayor Pro Tem Wheat thanked all the other residents who worked with the City in acquiring the right-of-way needed to move forward on the project.

Mayor Lindamood opened and closed the public hearing without anyone speaking.

Councilmember Dodson made a motion to approve Resolution R-23-4843, seconded by Mayor Pro Tem Wheat.

The motion was approved by the following vote:

Ayes: 7 – Mayor Lindamood, Mayor Pro Tem Wheat, and Councilmembers Elder, Bond, Dodson, Kelley, and Rigney.

3. OATH OF OFFICE

Scotty Richardson, Councilmember Place 3
Ben Graves, Councilmember Place 4

City Secretary Christine Loven administered the Oath of Office to Scotty Richardson, Councilmember Place 3, and Ben Graves, Councilmember Place 4.

4. ANNOUNCEMENTS, PROCLAMATIONS, AND PRESENTATIONS

Announcements of civic and charitable events

Presentation of calendar events and updates

Announcements of awards and recognition

Mayor Lindamood and the City Council made announcements regarding City and community events.

Proclamation in recognition of National Public Works Week, May 21-27, 2023
- Mayor Bobby Lindamood and Public Works Director Amber Beard

In recognition of National Public Works Week, Mayor Lindamood welcomed Public Works Director Amber Beard, and department employees Don Baker, Jon Escamilla, DJ Jordan, Mike Norton, Robbie Pinner, Gilberto Rolon, CC Seagraves, and Ricardo Valdez, and thanked them for their continued service to the City.

Recognition of departing Mayor Pro Tem Kathy Wheat and Councilmember George Dodson

Mayor Lindamood spoke on the service given to the City by Mayor Pro Tem Wheat and Councilmember Dodson and noted his appreciation for their commitment and the time he has served with them. Both Mayor Pro Tem Wheat and Councilmember Dodson were presented with street signs and an engraved crystal vase.

Mayor Lindamood welcomed Councilmembers Scotty Richardson and Ben Graves and then recessed at 7:45 p.m. for a reception.

5. RECEPTION FOR OUTGOING AND INCOMING COUNCILMEMBERS PLACE 3 AND PLACE 4

Mayor Lindamood reconvened the meeting at 8:15 p.m.

6. ELECTION OF MAYOR PRO TEM

Councilmember Elder made a motion to elect Councilmember Rigney as Mayor Pro Tem, seconded by Councilmember Bond.

The motion was approved by the following vote:

Ayes: 6 – Mayor Lindamood, Councilmembers Elder, Bond, Richardson, Graves, and Rigney.

Abstain: 1 – Councilmember Kelley

7. CONSENT: READING AND PUBLIC HEARING - RESOLUTION R-23-4844

- 7a** Approval of the minutes of the regular City Council meeting of May 2, 2023
- 7b** Approval of a lease and maintenance agreement for multi-function photocopiers with Toshiba, and authorizing the City Manager to execute the agreement
- 7c** Approval of the First Amendment to an Interlocal Agreement with Tarrant County for the rehabilitation of various streets as identified in the agreement and authorizing the City Manager to execute the amendment
- 7d** Approval of an agreement with Weaver and Tidwell, L.L.P. for auditing services for fiscal year ending September 30, 2023, in the amount of \$55,150 for the audit of 2023 financial statements, \$5,400 for the single audit, and \$2,000 for reports related to bond sales, if applicable, and authorizing the City Manager to execute the agreement

Mayor Lindamood read Resolution R-23-4844 in its entirety.

Information Services Manager Patrick Stotts presented item 7b, Public Works Director Amber Beard presented 7c, and Finance Director Kyle Lester presented 7d.

Mayor Lindamood opened and closed the public hearing without anyone speaking.

Mayor Lindamood made a motion to approve Resolution R-23-4844, seconded by Councilmember Elder.

The motion was approved by the following vote:

Ayes: 7 – Mayor Lindamood, Mayor Pro Tem Rigney, and Councilmembers Elder, Bond, Richardson, Graves, and Kelley.

8. ITEMS NOT FOR CITY COUNCIL ACTION

8a Monthly Financial Report - April 2023

Finance Director Kyle Lester reviewed the April Financial Report noting the General Fund has collected 89% of its budgeted revenues and spent 54% of budgeted expenditures, yielding a year-to-date surplus of \$9.6 million. He explained the increase over last year's surplus is due to the City's elimination of the \$1.5 million transfer from the General Fund into the Capital Projects Fund, which typically occurs in December. This \$1.5 million was reallocated to increased personnel costs and will be expensed more evenly throughout the year.

Director Lester reported the City's fourth sales tax collection for FY23, representing sales made in March, showed a small decrease of 1.5% over last March, however, the total year-to-date increase of 3.9% yields an additional \$200,000 to the City. He stated with sales tax having grown a total of 25%, or from \$8.5 million in 2020 to a record-high \$10.29 million in the last year, any flat or increasing sales tax benefits the City and is indicative recent high gains will sustain.

Director Lester provided a review of the utility, drainage, hotel, and debt service funds.

9. ORDINANCE(S): FIRST READING AND PUBLIC HEARING

9a Ordinance O-23-2240

Amending Ordinance O-21-2181 by amending and restating the local amendments to the 2018 International Fire Code adopted therein

Mayor Lindamood read the caption of Ordinance O-23-2240.

City Attorney Whitt Wyatt stated this is an administrative ordinance which provides for the amendment to fire suppression requirements and codification.

Mayor Lindamood opened and closed the public hearing without anyone speaking.

This was a first reading therefore, no action was taken.

10. ORDINANCE(S): SECOND READING AND PUBLIC HEARING

10a Ordinance O-23-2239

Consideration of a Special Use Permit for alcoholic beverage sales for on-premises consumption on a portion of Lot 23, Village at Colleyville Condos, located at 62 Main Street, Suite 100, Case ZC23-007

Community Development Director Ben Bryner presented the SUP request for the restaurant La Penela. He noted this restaurant would be the owners first in the United States, as they own restaurants in La Coruna, Madrid, Barcelona, and Paris.

There were no questions; however, the restaurant owner was present.

Mayor Lindamood opened and closed the public hearing without anyone speaking.

Councilmember Graves made a motion to approve Ordinance O-23-2239, seconded by Councilmember Richardson.

The motion was approved by the following vote:

Ayes: 7 – Mayor Lindamood, Mayor Pro Tem Rigney, and Councilmembers Elder, Bond, Richardson, Graves, and Kelley.

11. CITIZEN COMMENTS

Kathy Hadley, 204 Timberline Drive N., spoke regarding code enforcement, the roundabout at Bluebonnet, and wildflowers.

12. REPORTS

Planning and Zoning Commission Minutes - April 10, 2023

Planning and Zoning Commission Worksession Minutes - April 24, 2023

There was no action taken.

13. ACTION/RESOLUTION: DISCUSSION AND CONSIDERATION OF A RESOLUTION RATIFYING COUNCIL AGENDA ACTION FOR TUESDAY, MAY 16, 2023 - READING AND PUBLIC HEARING - RESOLUTION R-23-4845

This resolution was not needed.

Before adjourning, Mayor Lindamood sent wishes for safe travel to Mr. Harold Ledbetter, and noted on May 21, he and wife Tami will celebrate their 29th wedding anniversary.

14. ADJOURNMENT

There being no further business before the City Council, Mayor Lindamood adjourned the meeting without objection by the City Council at 8:51 p.m.

APPROVED BY A VOTE OF _ AYES, _ NAYS, ON THIS THE 6TH DAY OF JUNE 2023.

Minutes taken and prepared by:

*Christine Loven, TRMC
City Secretary*



CITY OF COLLEYVILLE CITY COUNCIL BRIEFING

Agenda Number 4c

Agenda Date 6/6/2023

Number Resolution R-23-4847

Type Resolution

Department Communications and Marketing

Title

Approval to donate \$6,500 of the City of Colleyville's Opioid Settlement funds to the Grapevine-Colleyville Independent School District Drug Dog Program

Explanation

Reading and Public Hearing

The City of Colleyville has received a portion of money from the State of Texas related to the nation-wide opioid lawsuits against pharmaceutical companies. When considering how those funds could be best used to address the opioid crisis, partnering with the school district was identified as an impactful way to provide benefit to the entire community.

City staff and GCISD have been meeting over the last few months to explore ways the funding could be used to support GCISD's efforts to keep opioids off campuses, to respond to overdoses should they occur, and to educate families about the issue. In early May the City provided 48 doses of Narcan to replace GCISD's Narcan with a July expiration date.

This agenda item provides for formal approval of a donation of \$6,500 for GCISD's drug dog program. This opportunity was brought to the City as a potential option for utilizing a portion of the City's opioid funds. The contract between GCISD and Interquest Detection Canines provides for ten full day visits during the 2023-2024 school year at a total cost of \$6,500.

A letter was sent to GCISD expressing the City's intent to utilize \$6,500 of our opioid funding for the GCISD drug dog program. At the school board's May 22, 2023 meeting, the donation received approval. Mayor Lindamood spoke in support of the item, and the partnership between GCISD and the City of Colleyville.

Financial Impact

Approval of this agenda item will utilize \$6,500 currently available opioid settlement funds of the \$31,870.

Recommendation

Approve

Attachments



CITY OF COLLEYVILLE CITY COUNCIL BRIEFING

Agenda Number 4d

Agenda Date 6/6/2023

Number Resolution R-23-4847

Type Resolution

Department Public Works

Title

Approval of a Professional Services Agreement with HRGreen, Inc., in an amount not to exceed \$95,000 for the design of the FY2023 Sidewalk Connectivity Project, and authorizing the City Manager to execute the agreement

Explanation

Reading and Public Hearing

In September 2022, City Council approved the FY2023-2027 Capital Improvement Program by Resolution R-22-4768, which includes the Annual Small Segment Sidewalk/Trail Construction for FY2023.

Improvements consist of constructing approximately 1,900 linear feet of sidewalk along Westcoat Drive from White Drive to LD Lockett Road and an approximate 700 linear foot segment along McDonwell School Road connecting Herbert Road to the existing sidewalk to the east at Montreaux Avenue. The new sidewalk segments would connect previously unconnected sections for an approximate construction cost of \$425,000.

The City recently completed a Request for Qualifications process for professional engineering services. This process resulted in a total of 69 submittals from various Professional Engineering Firms. Based on a review of the submitted Statements of Qualifications, as well as an interview with the firm, staff is recommending the use of HRGreen, Inc. for the design of this project. If approved, HRGreen, Inc. will design the sidewalk segments for the aforementioned roads and prepare the engineering drawings for construction of this project.

Financial Impact

The funding source is the CEDC.

Recommendation

Approve

Attachments

1. Professional Services Agreement

PROFESSIONAL SERVICES AGREEMENT
SIDEWALK CONNECTIVITY - FY2023

This Professional Services Agreement ("Agreement") is made by and between the **City of Colleyville, Texas** ("City"), and **HRGreen, Inc.** ("Professional") (each a "party" and collectively the "parties"), acting by and through their respective authorized representatives.

RECITALS

WHEREAS, City desires to engage Professional to perform certain work and services, hereinafter referred to only as "services", as further specified in the Scope of Services defined in Section 1 of this Agreement; and

WHEREAS, Professional has expressed a willingness to perform said services in conformance with this Agreement.

NOW, THEREFORE, for and in consideration of the covenants and promises made one to the other herein, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties agree as follows:

Section 1. Scope of Services

Upon written notice to proceed by City, Professional agrees to provide to City services in connection with the Sidewalk Connectivity - FY2023 ("Project"), as set forth in the Scope of Services attached hereto as **Exhibit "A"** and incorporated herein by reference (the "Scope of Services"). Professional shall not be entitled to any claim for extra services, additional services or changes in the services without a written agreement with City prior to the performance of such services.

Section 2. Term of Agreement

The term of this Agreement shall begin on the last date of execution hereof (the "Effective Date") and shall continue until Professional completes the services required herein and the City has accepted the same, unless sooner terminated as provided in this Agreement.

Section 3. Professional's Obligations

(a) Performance of Services. Professional shall furnish and pay for all labor, tools, software, materials, equipment, supplies, transportation and management necessary to perform the services. To the extent reasonably necessary, Professional may engage the services of any agents, assistants, or other persons that Professional may deem proper to assist in the performance of the services under this Agreement; provided, that Professional shall be responsible for all costs related thereto, except as expressly authorized in writing in advance by City.

(b) Site Access. City will endeavor to provide such rights of access on any project site as may be reasonably necessary for Professional to perform any necessary studies, surveys, tests or other required investigations in relation to the services; provided, that City shall have no obligation to (i) provide off-site access, (ii) provide access to private property for which City does not have an existing right to access, nor (ii) incur any costs associated with the access to be provided under this Agreement.

(c) Standard of Care. Professional shall perform the services with the skill and care ordinarily provided by competent professionals practicing in the same or similar locality and under the same or similar

circumstances and professional licenses. Professional shall be responsible for the professional quality, technical accuracy, and the coordination of all services, including all Project Documents, designs, drawings, specifications, plans, reports, presentations and all other services furnished by Professional under this Agreement. Professional shall, without additional compensation, correct or revise any errors or deficiencies in the services. Professional shall further make, without expense to City, such revisions to the Project Documents as may be required to meet the needs of City and which are within the Professional's Scope of Services.

(d) Additional Services. Should City require additional services not included under this Agreement, Professional shall make reasonable effort to provide such additional services in accordance with the fee schedule set forth in **Exhibit A**, and within the time schedule prescribed by City; and without decreasing the effectiveness of the performance of services required under this Agreement.

(e) No Waiver of City's Rights. Neither City's review, approval, acceptance of, nor payment for any of the services required under this Agreement, shall be construed to operate as a waiver of any rights under this Agreement or of any cause of action arising out of the performance of this Agreement, and Professional shall be and remain liable to City in accordance with applicable law for all damages to City caused by Professional's negligent performance of any of the services furnished under this Agreement.

(f) Independent Contractor. It is understood and agreed by and between the parties that Professional, while performing under this Agreement, is acting independently, and that City assumes no responsibility or liabilities to any third party in connection with Professional's actions. All services to be performed by Professional pursuant to this Agreement shall be in the capacity of an independent contractor, and not as an agent or employee of City. Professional shall supervise the performance of its services and shall be entitled to control the manner and means by which its services are to be performed, subject to the terms of this Agreement. There is no intended third-party beneficiary to this Agreement.

(g) Inspection of Records. Professional grants City and its designees the right to audit, examine or inspect, at City's election, all of Professional's Records (defined below) relating to the performance of services under this Agreement, during the term of the Agreement and any retention period herein. City's audit, examination, or inspection of Professional's Records may be performed by a City designee, which may include its internal auditors or an outside representative engaged by City. Professional agrees to retain Professional's Records for a minimum of four (4) years following termination of the Agreement, unless there is an ongoing dispute under the contract; then, such retention period shall extend until final resolution of the dispute. "Professional's Records" shall include any and all information, materials and data of every kind and character generated in connection with the services under this Agreement. City agrees that it will exercise its right to audit, examine or inspect Professional's Records during regular business hours unless City has provided advance written notice of an alternate time. Professional agrees to allow City and its designees access to all of Professional's Records, Professional's facilities, and the current or former employees of Professional, to the extent deemed reasonably necessary by City or its designee(s), to perform such audit, inspection or examination.

(h) Certification of No Conflicts. Professional hereby warrants to the City that Professional has made full disclosure in writing of any existing or potential conflicts of interest related to Professional's services under this Agreement. In the event that any conflicts of interest arise after the Effective Date of this Agreement, Professional hereby agrees immediately to make full disclosure to the City in writing.

(i) Hazardous Materials. Professional shall report the presence and location of any hazardous materials it notices or which an professional of similar skill and experience should have noticed to the City.

Section 4. Performance Schedule

(a) Time for Performance. Professional shall perform all services as provided for under this Agreement in a proper, efficient, timely, and professional manner in accordance with City's requirements. In the event Professional's performance of this Agreement is delayed or interfered with by acts of the City or others, Professional may request an extension of time in conformance with this Section 4 for the performance of same as hereinafter provided but shall not be entitled to any increase in fee or price, or to damages or additional compensation as a consequence of such delays.

(b) Extensions; Written Request Required. No allowance of any extension of time, for any cause whatever (including an event of Force Majeure as defined herein below), shall be claimed or made to Professional, unless Professional shall have made written request upon City for such extension within forty-eight (48) hours after the cause for such extension occurred, and unless City and Professional have agreed in writing upon the allowance of additional time to be made.

Section 5. Documents

(a) Project Documents. All proposals, reports, studies, surveys, applications, drawings, plans, specifications, data, and other documents, whether in draft form or final form (including any electronic format) prepared by Professional and its employees, consultants, subcontractors, agents, or representatives (collectively referred to in this section as "Professional") for the use and/or benefit of City in connection with this Agreement ("Project Documents"). Professional shall be deemed the authors of their respective component of the Project Documents. Notwithstanding, upon payment by City as required by this Agreement, City shall own, have, keep and retain all rights, title and interest in and to all Project Documents, including all ownership, common law, statutory, and other reserved rights, including copyrights (except copyrights held by the Professional) in and to all Project Documents, whether in draft form or final form, which are produced at City's request and in furtherance of this Agreement. City shall have full authority to authorize any contractor(s), subcontractors, consultants, and material or equipment suppliers to reproduce applicable portions of the Project Documents to and for use in their execution of the services or for any other purpose. Acceptance and approval of the Project Documents by City shall not constitute nor be deemed a release of the responsibility and liability of Professional for the accuracy or competency of its designs, working drawings, specifications, or other documents; nor shall such approval be deemed to be an assumption of such responsibility by City for any defect in the designs, working drawings and specifications, or any other documents prepared by Professional.

(b) Professional's Documents. All previously owned intellectual property of Professional, including but not limited to any computer software (object code and source code), tools, systems, equipment or other information used by Professional or its suppliers in the course of delivering the Services hereunder, and any know-how, methodologies or processes used by Professional to provide the services or protect deliverables to City, including without limitation, all copyrights, trademarks, patents, trade secrets and any other proprietary rights inherent therein and appurtenant thereto ("Professional's Documents"), shall remain the sole and exclusive property of Professional. Notwithstanding, Professional agrees that City shall have the right to access to all such information and City is granted the right to make and retain copies of Professional's Documents. City acknowledges that any reuse of Professional's Documents without specific written verification or adaptation by Professional will be at City's sole risk and without liability or legal exposure to Professional.

(c) Confidential Information. Professional agrees it will notify City in writing if it considers specific information to be confidential or proprietary trade secrets and will use its best efforts to clearly mark all such information as "Confidential" and/or "Proprietary – Trade Secret" at the time it is delivered or made accessible to City. City acknowledges that all such designated information is considered by Professional to be confidential and the exclusive property of Professional. Notwithstanding the foregoing,

Professional acknowledges that this Agreement, and all services performed hereunder, are subject to the legal requirements of the Texas Public Information Act and that City will have no obligation to protect or otherwise limit disclosure of any confidential or proprietary information if Professional has not notified City of such designation in conformance with this section. Professional agrees and covenants to protect any and all proprietary rights of City (or other persons) in any materials provided to Professional by City. Additionally, any materials provided to Professional by City shall not be released to any third party without the consent of City and shall be returned intact to City upon termination or completion of this Agreement if instructed to do so by City. In the event City delivers to Professional any information that has been expressly marked "Confidential" or has notified Professional is confidential or is the proprietary information of a third-party, Professional agrees it shall not disclose to anyone directly or indirectly during the term of this Agreement or at any time thereafter, any such information, nor shall it use any such information for any purpose other than as reasonably necessary in connection with Professional's performance of the services under this Agreement. Professional shall further, at its own expense, defend all suits or proceedings instituted against City and pay any award of damages or loss resulting from an injunction, against City, insofar as the same are based on any claim that materials or services provided under this Agreement constitute an infringement of any patent, trade secret, trademark, copyright or other intellectual property rights. Notwithstanding, the foregoing confidentiality obligations shall not extend to and nothing herein shall limit either party's right to disclose any information provided hereunder which: (i) was or becomes generally available to the public, other than as a result of a disclosure by the receiving party or its personnel; (ii) was or becomes available to the receiving party or its representatives on a non-confidential basis, provided that the source of the information is not bound by a confidentiality agreement or otherwise prohibited from transmitting such information by a contractual, legal, or fiduciary duty; (iii) was independently developed by the receiving party without the use of any confidential information of the disclosing party; or (iv) is required to be disclosed by applicable law or a court order.

Section 6. Payment

(a) Compensation. Professional's compensation shall be as specified in the payment schedules set forth in **Exhibit A**; provided, that the total compensation under this Agreement shall not exceed NINETY-FIVE THOUSAND DOLLARS (\$95,000.00), without prior written approval of City.

(b) Payment Terms. City agrees to pay Professional for all services authorized in writing and properly performed by Professional in general conformance with the fee schedule set forth in **Exhibit A**, subject to changes in the Scope of Services or additional services agreed upon in writing. Unless otherwise agreed in writing, all payments to Professional by City shall be based on detailed monthly invoices submitted by Professional for work performed and accepted by City, less any previous payments. Payment will be due within thirty (30) days of the City's receipt and acceptance of an approved invoice. Notwithstanding the foregoing, City reserves the right to delay, without penalty, any payment to Professional when, in the opinion of City, Professional has not made satisfactory progress on the Project as described in the Scope of Services.

(c) Deductions. City may deduct from any amounts due or to become due to Professional any sum or sums owing by Professional to City. In the event of any breach by Professional of any provision or obligation of this Agreement, or in the event of the assertion by other parties of any claim or lien against City, or City's premises, arising out of Professional's performance of this Agreement, City shall have the right to retain out of any payments due or to become due to Professional an amount sufficient to completely protect City from any and all reasonably anticipated loss, damage or expense therefrom, until the breach, claim or lien has been satisfactorily remedied or adjusted by Professional.

Section 7. Default; Force Majeure

(a) Default; Notice to Cure. A party shall be deemed in default under this Agreement if the party is in breach of a material provision of this Agreement and said breach is not cured within fifteen (15) days written notice of default by the other party. In the event the breaching party has notified the other party in writing that it is diligently working to cure the breach and has provided reasonable written evidence in support of the same, the breaching party shall not be deemed in default until the thirtieth (30th) day following the non-breaching party's notice of default.

(b) Default by Professional. In addition to default under Section 7(a) above, Professional shall be in default under this Agreement if Professional fails to comply or becomes disabled and unable to comply with the provisions of this Agreement related to Professional's performance of the services, including the quality or character of the services or time of performance for any material component of the services. If such default is not corrected within ten (10) days from the date of City's written notice to Professional regarding the same, City may, at its sole discretion without prejudice to any other right or remedy:

- (i) Terminate this Agreement and be relieved of the payment of any further consideration to Professional except for all services determined by City to be satisfactorily completed prior to termination. Payment for work satisfactorily completed shall be for actual costs, including reasonable salaries and travel expenses of Professional to and from meetings called by City at which Professional is required to attend, but shall not include any loss of profit of Professional. In the event of such termination, City may proceed to complete the services in any manner deemed proper by City, either by the use of its own forces or by re-subletting to others; or
- (ii) City may, without terminating this Agreement or taking over the services, furnish the necessary labor, materials, equipment, supplies and/or assistance necessary to remedy the situation, at the expense of Professional.

(c) Force Majeure. To the extent either party of this Agreement shall be wholly or partially prevented from the performance of any obligation or duty placed on such party by reason of or through stoppage of labor, riot, fire, flood, acts of war, insurrection, court judgment, or a government restriction, quarantine or mandatory closure order enacted in response to a pandemic or other public health crises, or other specific cause reasonably beyond the party's control and not attributable to its malfeasance, neglect or nonfeasance (each an event of "Force Majeure"), the time for performance of such obligation (other than a payment obligation) may be extended for a period equal to the time lost by reason such event, provided, that the party complies with the provisions of this section. Specifically, the party asserting Force Majeure (i) shall give prompt notice to the other party of the prevention of performance as soon as the asserting party is reasonably aware of such prevention, and (ii) has the burden of demonstrating: (1) how and why their performance was so prevented, (2) the period of time during which they were so prevented from performing (which under the facts may be equal to, or shorter or longer than, the duration of the Force Majeure event itself), and (3) that the party used commercially reasonable efforts to mitigate and/or eliminate such prevention and resumed performance under this Agreement as soon as reasonably practicable.

Section 8. Termination; Suspension

(a) Termination Upon Default. Either party may terminate this Agreement upon written notice if the other party is in default of this Agreement, subject to the defaulting party's right to cure in conformance with the terms of this Agreement.

(b) Termination by City. City shall be entitled to terminate this Agreement, with or without cause, by providing thirty (30) days prior written notice to Professional.

(c) Termination Following Request for Modification. Should City require a modification of this Agreement with Professional, and in the event City and Professional fail to agree upon a modification to this Agreement, City shall have the option of terminating this Agreement and Professional's services hereunder at no additional cost other than the payment to Professional, in accordance with the terms of this Agreement, for the services reasonably determined by City to be properly performed by Professional prior to such termination date.

(d) Suspension. City reserves the right to suspend this Agreement for the convenience of City by issuing a written notice of suspension which shall describe City's reason(s) for the suspension and the expected duration of the suspension. Such expected duration shall, in no way, guarantee what the total number of days of suspension shall occur. Such suspension shall take effect immediately upon Professional's receipt of said notice. Should such suspension extend past the expected duration identified by City in its latest notice of suspension, Professional shall have the right to terminate this Agreement if Professional if (i) Professional provides not less than thirty (30) days prior written notice to City requesting to recommence the services, and (ii) City does not recommence the services within the time requested.

Section 9. Insurance

Professional shall during the term hereof maintain in full force and effect all policies of insurance reasonably required by City. Professional's obligation to provide acceptable certificates of insurance is a material condition precedent to this Agreement, and services under this Agreement shall not commence until certificates of insurance have been received, reviewed, and accepted by City. The minimum coverages and limits of liability for the policies of insurance required for the specific services under this Agreement are maintained by and accessible through the City's purchasing department.

Section 10. Indemnification; Notice.

CITY SHALL NOT BE LIABLE FOR ANY LOSS, DAMAGE, OR INJURY OF ANY KIND OR CHARACTER TO ANY PERSON OR PROPERTY ARISING FROM THE SERVICES OF PROFESSIONAL PURSUANT TO THIS AGREEMENT. PROFESSIONAL HEREBY WAIVES ALL CLAIMS AGAINST CITY, ITS OFFICERS, AGENTS AND EMPLOYEES (COLLECTIVELY REFERRED TO IN THIS SECTION AS "CITY INDEMNITEES") FOR DAMAGE TO ANY PROPERTY OR INJURY TO, OR DEATH OF, ANY PERSON ARISING AT ANY TIME AND FROM ANY CAUSE OTHER THAN THE GROSS NEGLIGENCE OR WILLFUL MISCONDUCT OF THE CITY INDEMNITEES. PROFESSIONAL AGREES TO INDEMNIFY, DEFEND, AND SAVE HARMLESS THE CITY INDEMNITEES FROM AND AGAINST ANY AND ALL LIABILITIES, DAMAGES, CLAIMS, SUITS, COSTS (INCLUDING COURT COSTS, REASONABLE ATTORNEYS' FEES AND COSTS OF INVESTIGATION) AND ACTIONS OF ANY KIND BY REASON OF INJURY TO OR DEATH OF ANY PERSON OR DAMAGE TO OR LOSS OF PROPERTY TO THE EXTENT CAUSED BY THE NEGLIGENT PERFORMANCE OF SERVICES UNDER THIS AGREEMENT OR BY REASON OF ANY NEGLIGENT ACT OR OMISSION ON THE PART OF PROFESSIONAL, ITS OFFICERS, DIRECTORS, MANAGERS, EMPLOYEES, CONTRACTORS, SERVANTS, REPRESENTATIVES, CONSULTANTS, LICENSEES, SUCCESSORS OR PERMITTED ASSIGNS (EXCEPT WHEN SUCH LIABILITY, CLAIMS, SUITS, COSTS, INJURIES, DEATHS OR DAMAGES ARISE FROM OR ARE ATTRIBUTED TO THE GROSS NEGLIGENCE OR WILFUL MISCONDUCT OF A CITY INDEMNITEE, IN WHOLE OR IN PART, IN WHICH CASE PROFESSIONAL SHALL INDEMNIFY THE CITY INDEMNITEES TO THE EXTENT OR PROPORTION OF NEGLIGENCE

ATTRIBUTED TO PROFESSIONAL, ITS OFFICERS, AGENTS, OR EMPLOYEES AS DETERMINED BY A COURT OR OTHER FORUM OF COMPETENT JURISDICTION).

Notices of Claim. Professional shall promptly advise City in writing of any claim or demand against the City, related to or arising out of Professional's acts or omissions under this Agreement and shall see to the investigation and defense of such claims or demand at Professional's sole cost and expense; provided, that City, at its option and at its own expense, may participate in such defense without relieving Professional of any of its obligations hereunder. Professional's obligations under this section shall not be limited to the limits of coverage of insurance maintained or required to be maintained under this Agreement.

THE PROVISIONS OF THIS SECTION SHALL SURVIVE EXPIRATION OR TERMINATION OF THIS AGREEMENT FOR A PERIOD OF FOUR (4) YEARS.

Section 11. Notice.

All notices required by this Agreement shall be in writing and addressed to the parties at the addresses set forth on the signature page(s) of this Agreement (or to such other address that may be designated by the receiving party from time to time in accordance with this section). All notices shall be delivered by (a) personal delivery, (b) certified or registered mail (in each case, return receipt requested, postage prepaid), (c) nationally recognized overnight courier (with all fees pre-paid), or (d) email of a pdf document containing the required notice. Such notice or document shall be deemed to be delivered or given, whether actually received or not, (i) when received if delivered or given in person, (ii) if sent by United States mail, three (3) business days after being deposited in the United States mail as set forth above, (iii) on the next business day after the day the notice or document is provided to a nationally recognized carrier to be delivered as set forth above, or (iv) if sent by email, the next business day. A confirmation of delivery report which reflects the time that the email was delivered to the recipient's last notified email address is prima facie evidence of its receipt by the recipient, unless the sender receives a delivery failure notification, indicating that the email has not been delivered to the recipient.

Section 12. Verifications by Professional

Professional's execution of this Agreement shall serve as its formal acknowledgement and written verification that:

(a) if the requirements of Subchapter J, Chapter 552, Government Code, apply to this Agreement and Professional agrees that the Agreement can be terminated if Professional knowingly or intentionally fails to comply with a requirement of that subchapter;

(b) pursuant to Texas Government Code Chapter 2270, that Professional's organization does not presently boycott Israel and will not boycott Israel during the term of this Agreement; and

(c) pursuant to Texas Government Code Chapter 2251, that Professional's organization does not current discriminate against firearm and ammunition industries and will not for the term of the contract. Discriminating means refusing to deal with, terminating business activities with, or otherwise taking any action that is intended to penalize, inflict economic harm on, or limit commercial relations specifically with the firearm or ammunition industry or with a person or entity doing business in the firearm or ammunition industry, but does not include an action made for ordinary business purposes.

Section 13. Miscellaneous

(a) Professional shall not assign or sublet this Agreement, in whole or in part, without the prior written consent of City. (b) Professional shall comply with all federal, state, county, and municipal laws, ordinances, resolutions, regulations, rules, and orders applicable to the services under this Agreement. (c) The laws of the State of Texas shall govern this Agreement; and venue for any action concerning this Agreement shall be in the state district courts of Tarrant County, Texas. The parties agree to submit to the personal and subject matter jurisdiction of said courts. (d) This Agreement contains the entire understanding of the parties with respect to the subject matter hereof and there are no oral understandings, statements or stipulations bearing upon the meaning or effect of this Agreement which have not been incorporated herein. (e) The exhibits attached hereto, if any, are incorporated herein and made a part hereof for all purposes. (f) Unless expressly provided otherwise herein, this Agreement may only be modified, amended, supplemented or waived by a mutual written agreement of the parties. (g) In the event any one or more of the provisions contained in this Agreement shall for any reason be held to be invalid, illegal, or unenforceable in any respect, such invalidity, illegality or unenforceability shall not affect any other provisions, and the Agreement shall be construed as if such invalid, illegal, or unenforceable provision had never been contained in it. (h) Any of the representations and obligations of the parties, as well as any rights and benefits of the parties pertaining to a period of time following the termination of this Agreement shall survive termination. (i) This Agreement may be executed by the parties in separate counterparts, each of which when so executed and delivered shall be an original, but all such counterparts shall together constitute one and the same instrument. Each counterpart may consist of any number of copies hereof each signed by less than all, but together signed by all of the parties. (j) Each party represents that it has full capacity and authority to grant all rights and assume all obligations granted and assumed under this Agreement. (k) Subject to the provisions regarding assignment, this Agreement shall be binding on and inure to the benefit of the parties to it and their respective heirs, executors, administrators, legal representatives, successors and assigns.

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK -
SIGNATURE PAGE FOLLOWS]

IN WITNESS WHEREOF, the parties have executed and delivered this Agreement as of the Effective Date.

For City:

For Professional:

CITY OF COLLEYVILLE, TEXAS

HRGREEN, INC.

By: _____

Jerry Ducay
City Manager

By: _____

W. Todd Estes, PE
Engineering Group Leader

Date: _____

Date: _____

Notice Address:

City of Colleyville
Attn: City Manager
100 Main Street, 3rd Floor
City of Colleyville, Texas 76034
E: jducay@colleyville.com

Notice Address:

HRGreen, Inc.
Attn: W. Todd Estes, PE, Engineering Group
Leader
4508 Colleyville Blvd
Colleyville, Texas 76034
E: wtestes@hrgreen.com

Colleyville Contract ID:
PSA_pk_May 19, 2023_v1.20220714

EXHIBIT A

Prior to starting any work on this project, it is imperative that the CITY and the COMPANY fully understand and agree on the scope of services to be provided by the COMPANY according to this contract. Scope of services shall consist of the following:

- Basic Services
- Special Services

These services shall be provided for each task. The tasks are identified as:

TASK 1: Westcoat Drive Sidewalk – from White Drive to LD Lockett Road

TASK 2: McDonwell School Road Sidewalk and Pedestrian Safety Improvements – from 700-lf east of Herbert Road to Herbert Road

Each task shall be billed monthly on a time and materials basis not to exceed the following amounts unless scope significantly changes:

TASK 1 - \$65,000

TASK 2 - \$30,000

Any changes to scope must be agreed upon in writing by the CITY and COMPANY.

Basic Services:

Concept Plans (30% Set) – PHASE 1 and MILESTONE 1:

1. Kick-Off Meeting between owner, Engineer and key stakeholders to clarify all specific requirements by owner regarding the project. The COMPANY's project manager (PM) will lead both the project and the meeting with the purpose of establishing the following for the project:
 - a. Project Charter
 - b. Project Communication Plan
 - c. Project Risk Assessment Tracking Plan
 - d. Project Change Management Plan
 - e. Establish Roles & Responsibilities of the entire team
2. CITY provides COMPANY with helpful data such as: maps, example plans and specifications, as-built plans, and any models having bearing on the project.
3. COMPANY will provide up to three (3) solutions for consideration by the CITY. The three solutions may be a low cost/short range solution, higher cost/long term solutions, and a hybrid option, for example. The three options are at the CITY's discretion and need to be defined as part of the Kick-Off meeting in the project charter.
4. COMPANY shall provide the following as part of the Concept plans:
 - a. Analysis of existing conditions drainage/watershed.
 - b. Assessment of existing structures and potential reuse.
 - c. Proposed alignments and cost for each solution.
 - d. Preliminary Demo Plan
 - e. Preliminary Grading Plan
 - f. Preliminary ROW/E map

- g. Any other drawings required to illustrate engineering related issues that must be addressed in the 60% set.
- Details and specifications will not be provided at this time as this is a concept plan for use in determining major issues that must be tackled in the next phase with the City's input..
5. Submit 30% preliminary (CONCEPT) design including schematics as defined in the project kickoff. To complete this phase of work the following must be accomplished and approved by the CITY:
 - a. COMPANY will submit up to six (6) half size sets of plans and a pdf of the plan set to the CITY for review. COMPANY will also submit an engineer's opinion of probable construction cost (EOPCC) for the CITY to review.
 - b. CITY will reply in writing or redline plans what needs to be corrected, revised, or discussed.
6. MILESTONE 1 (30% Design Meeting) - A 30% design meeting will be held and led by the COMPANY's PM to discuss the CITY comments and needed changes/revisions the preliminary plans and EOPCC's. The outcome of this meeting is to determine which one of the three (3) options will move forward through the remaining phases

Technical Engineering Plans (60%) – PHASE 2 and MILESTONE 2:

At this stage all engineering solutions will be completed for review and approval as this phase is basically the completion of all technical work. Only minor quantities changes will exist past this phase. Work to be completed in this phase will include, but not be limited to:

1. COMPANY shall provide the following as part of the Technical Plans:
 - a. Refined and/or revised sheets from Concept Plans
 - b. Demolition Plan
 - c. Grading Plan
 - d. Dimensional Control Plan
 - e. Plans & Profiles (if needed)
 - f. Details of special crossings
 - g. Any special or unique details and specifications to be utilized on the project
 - h. Final ROW/E map (if needed)
2. COMPANY shall provide a revised EOPCC for the Technical Plans submittal.
3. COMPANY shall provide submit applications for permits and approvals to all governmental agencies with jurisdictions over the project area.
4. Submit 60% preliminary (Technical) design for review and approval by the CITY. To complete this phase of work the following must be accomplished and approved by the CITY:
 - a. COMPANY will submit up to six (6) half size sets of plans and a pdf of the plan set to the CITY for review
 - b. CITY will reply in writing or redline plans what needs to be corrected, revised, or discussed.
5. MILESTONE 2 (60% Design Meeting) - A 60% design meeting will be held and led by the COMPANY's PM to discuss the CITY comments and needed changes/revisions the concept plans and EOPCC.

Out to Bid Phase (OTB) (90% Submittal) – PHASE 3 and MILESTONE 3

COMPANY shall incorporate all revisions required per MILESTONE 2 and put together a plan set that is ready to be bid on by potential contractors. The OTB set shall consist, but not limited to, the following work:

1. COMPANY shall provide the following as part of the OTB Plans:
 - a. Refined and/or revised sheets from Concept and Technical Plans
 - b. All plan sheets required to build the project.
 - c. All general and construction notes
 - d. All details necessary to construct the project
 - e. Bid documents required to bid the project including bid tabulation sheet
2. COMPANY shall provide a revised EOPCC for the OTB Plans submittal.
3. COMPANY shall submit 6 sets of half size plans and specifications (note: also provide digital copy of the bid manual) for CITY review and approval. To complete this step, CITY must reply in writing or redline plans what needs to be corrected, revised, or discussed.
4. MILESTONE 3 (90% Design Meeting) - A 90% design meeting will be held and led by the COMPANY's PM to discuss the CITY comments and needed changes/revisions the concept plans and EOPCC.

Bid and Preconstruction Phase (95% Completion) – PHASE 4 and MILESTONE 4

1. COMPANY shall prepare advertisement for bids and issue addenda as needed for bidding document modifications and general questions.
2. COMPANY shall prepare Pre-bid meeting agenda and conduct pre-bid meeting.
3. COMPANY shall attend the Bid opening and tabulate all bids, check low bidder references and prepare a recommendation letter to the owner.
4. COMPANY shall provide up to six hard copies of the final construction drawings at the pre-construction meeting for approval of CITY's inspection staff for construction.
5. MILESTONE 4 – COMPANY shall prepare a pre-construction meeting agenda and conduct pre-construction meeting following council award of project.

Construction Phase (100% Complete) – PHASE 5 and MILESTONE 5

COMPANY shall assist the CITY throughout construction as follows:

1. Visit project site at critical stages of construction and provide written documentation.
2. Prepare change orders and plan revisions as needed.
3. Review all shop drawings, concrete batch mix design and other submittals for conformance.
4. Assist the owner in the preparation of Notice of Intent (NOI) and Notice of Termination (NOT) forms as required.
5. Conduct the final walk-through to determine if the work has been completed and generate a punch list of items and provide a letter of reconciliation of general project conformance to issue the contractor a letter of acceptance.
6. Assist in preparation of final reconciliation change order.
7. MILESTONE 5 - Prepare Engineer's record drawings and submit a full set of Mylars, including digital copies (PDF and CAD) of the plans.

Special Services:

Special Services shall be subcontracted by COMPANY and their cost is included in the Task fees. Additional Special services required to complete the project will be provided by COMPANY only upon notification and agreement with the CITY. Included in this contract:



Topographic & Boundary Survey
TDLR Review
Geotechnical investigations (if needed)

SERVICES NOT INCLUDED IN THIS CONTRACT:

Services available to be provided by COMPANY, but not part of this contract:

1. Public Works Inspections
2. Project Delivery Oversight
3. Water/Wastewater Design
4. Fiber & Broadband Services
5. Staff Augmentation Services
6. Structural Design
7. Building Inspections



HR GREEN
Billing Rate Schedule
Effective January 1, 2022

Professional Services

Billing Rate Range

Principal	\$215- \$310
Senior Professional	\$195- \$300
Professional	\$125- \$200
Junior Professional	\$85- \$145
Senior Technician	\$120- \$160
Technician	\$75- \$130
Senior Field Personnel	\$140- \$205
Field Personnel	\$90- \$170
Junior Field Personnel	\$75- \$100
Administrative Coordinator	\$70-\$115
Administrative	\$65- \$100
Corporate Admin	\$80- \$150
Operators/Interns	\$50- \$120

Reimbursable Expenses

1. All materials and supplies used in the performance of work on this project will be billed at cost plus 10%.
2. Auto mileage will be charged per the standard mileage reimbursement rate established by the Internal Revenue Service. Survey and construction vehicle mileage will be charged on the basis of \$0.85 per mile or \$65.00 per day.
3. Charges for sub-consultants will be billed at their invoice cost plus 15%.
4. All other direct expenses will be invoiced at cost plus 10%.



CITY OF COLLEYVILLE CITY COUNCIL BRIEFING

Agenda Number 4e

Agenda Date 6/6/2023

Number Resolution R-23-4847

Type Resolution

Department City Manager

Title

Approval of an additional \$100,000 for the FY23 Neighborhood Entrance Beautification Program, allowing the City to enter into Chapter 380 Grant Agreements with qualifying HOAs and property owners, to provide matching grants in an amount up to \$25,000 for landscape and hardscape improvements to neighborhood entrances

Explanation

Reading and Public Hearing

On February 21, 2023 by Resolution R-23-4819, City Council approved a new Neighborhood Entrance Beautification Program which provides for the City to partner with HOAs and neighborhoods throughout Colleyville by providing a matching grant up to \$25,000 to HOAs for improvements to neighborhood entrances through landscape and hardscape, thus continuing the City's beautification efforts.

This program has been very successful with over 16 applications submitted and reviewed by the internal committee. To date, \$100,000 to 12 of the applicants has been awarded. This item seeks City Council authorization for an additional \$100,000 to be added to the Neighborhood Entrance Beautification Program.

The program provides for:

- One-time 50% matching grant up to \$25,000. The grant is provided as a reimbursement after proof of project completion and receipts.
- Qualifying expenses include: perennial plants/flowers, bushes, trees, masonry walls, water features, lighting/up-lighting, monument signs, rock outcropping, pavers, or statues/art (on a case by case basis).
- Improvements must be made to a neighborhood entrance. Funds can be split among multiple entrances up to the \$25,000 limit.
- HOAs and non-HOA applicants should provide a concept plan including plant material, hardscape elements, irrigation, and cost. Applications should include a maintenance plan.
- Water/sewer tap fees will be waived for grant participants if taps are needed as a part of improvements.
- Applications are subject to approval by the internal committee comprised of City employees under the direction of Assistant City Manager Mark Wood.

Financial Impact

Funding will be provided through TIF and the General Capital Fund.

Recommendation

Approve

Attachments

1. Colleyville Neighborhood Entrance Beautification Program Presentation

Neighborhood Entrance Grant



Program Goal:

- To partner with neighborhoods (HOA and non-HOA) throughout Colleyville in an effort to beautify the entire City
- The program will provide grant funding for neighborhood entryway improvements
- Funding sources through TIF and General Capital



Neighborhood Entrance Grant



Program Parameters:

- One-time 50% matching grant up to \$25,000.
- Qualifying expenses include: perennial plants/flowers, bushes, trees, masonry walls, water features, lighting/up-lighting, monument signs, rock outcropping, pavers, or statues/art.
- Funds can be split among multiple entrances up to the \$25,000 limit.
- Applicants should provide a concept plan including plant material, hardscape elements, irrigation, and cost. Applications should include a maintenance plan.
- Water/sewer tap fees will be waived for grant participants if taps are needed as a part of improvements.
- Applications are subject to approval by the City Council. Approval should be received prior to work commencing.

Neighborhood Entrance Grant



Program Process:

- Complete application and submit to City Manager's Office (CMO)
- Landscape plans will be reviewed and feedback provided by the City's Beautification Supervisor
- CMO will discuss with City Council in executive session under economic development
- City Council will vote on each application via resolution





CITY OF COLLEYVILLE CITY COUNCIL BRIEFING

Agenda Number 4f

Agenda Date 6/6/2023

Number Resolution R-23-4847

Type Resolution

Department City Manager

Title

Approval of an economic development gift card program with a patriotic theme for Summer 2023

Explanation

Reading and Public Hearing

This agenda item provides for approval of another economic development gift card program for Summer 2023 with a patriotic theme. With City Council approval, the gift cards will be distributed one time in late June and must be used by August 31, 2023. Cards with a value of \$35 will be mailed to all households in Colleyville, and will again provide a gift card to employees of local businesses as a thank you and way to generate additional commerce.

Similar to previous cycles of the City's gift card program, a \$50 Colleyville Cares gift card will also be developed, to be shared with those in need or those with an immediate family member actively serving in the military. The distribution of these cards is handled in partnership with the Ministerial Alliance.

Financial Impact

Funds for the gift card program are available in the TIF Fund. Estimates for the program cost are approximately \$250,000.

Recommendation

Approve

Attachments

1. Summer Gift Card Program Presentation

4f. Approval of a Summer Gift Card Program



- Staple of our Economic Development strategy
- Approx. \$250,000 each distribution
- Proposing one summer distribution to conclude August 31, 2023
- Both \$35 Gift Card and \$50 Cares Card (primarily distributed through Ministerial Alliance)
- Continue to provide a gift card to employees of local businesses as a thank you and a way to generate additional commerce





CITY OF COLLEYVILLE CITY COUNCIL BRIEFING

Agenda Number 4g

Agenda Date 6/6/2023

Number Resolution R-23-4847

Type Resolution

Department City Secretary

Title

Appointing members to the Colleyville Audit Committee, Colleyville Economic Development Corporation, Planning and Zoning Commission, and Tax Increment Finance District

Explanation

Reading and Public Hearing

Mayor Pro Tem Kathy Wheat and Councilmember George Dodson served on the following Boards, Commissions, and Committees until May 2023 when their terms expired.

Mayor Pro Tem Kathy Wheat

CEDC, Vice President

TIF, Director

Councilmember George Dodson

Audit Committee, Member

CEDC, President

TIF, Vice Chair

Additionally, Scotty Richardson served as a public member of the following until taking the Councilmember oath of office in May.

CEDC, Member

Planning and Zoning Commission, Place 7, to November 2023

This item provides for both public and Councilmember appointments to:

Audit Committee - 1 Councilmember

CEDC - 1 Public Member and 2 Councilmembers

Applicants with applications attached are:

- **Eric Presson** – currently Chair of Parks and Recreation Advisory Board
- **R. Martin Hall**
- **Roger Ihne**
- **Victoria Ochoa**

Planning and Zoning Commission Place 7, term to November 2023 - 1 Public Member

Applicants with applications attached are:

- **Tony Pistilli**
- **Stephen Gordon**
- **Jerome Obinabo**

Tax Increment Finance District - 2 Councilmembers

The applications for appointment to the CEDC and Planning and Zoning Commission are attached as are the current rosters.

Financial Impact

There is no financial impact to the City.

Recommendation

Approve

Attachments

1. CEDC Applications for Appointment
2. Planning and Zoning Applications for Appointment
3. Audit Committee Roster
4. Colleyville Economic Development Corporation Roster
5. Planning and Zoning Commission Roster
6. Tax Increment Finance District Roster



Application for Appointment

Planning and Zoning Commission and Zoning Board of Adjustment applicants are required to file the Financial Disclosure and Business Conflict of Interest form. [Download the financial disclosure form here.](#) **Select Board, Commission, or Committee Applying For Below:** (preference 1, 2, 3)

1. PARKS AND RECREATION ADVISORY BOARD
2. AUDIT COMMITTEE
3. COLLEYVILLE ECONOMIC DEVELOPMENT CORPORATION

Name: ☐ Ms. ☐ Mrs. ☒ Mr. Eric W. Presson

Address: 3717 Mouton Avenue, Colleyville, TX 76034

Phone: (817) 733 - 3121 E-mail Address: ewpresson@pm.me

How long have you been a Colleyville resident? 9 years

☒ I understand attendance and active support is required for each appointee. ☒ I understand I am required to comply with the Texas Open Meetings Act training. ☒ I understand I must bring my own device to meetings to view packet information. ☒ I consent to the City's use and release of all information provided in this application. ☐ Additional materials attached.

1. **City service/experience, civic organizations, knowledge, experience, or education applicable to Board, Commission, or Committee function:**

Current Colleyville Parks & Recreation Advisory Board Member; Past Colleyville Pedestrian Transportation Ad Hoc Committee Member

2. **What do you perceive your role will be in serving on a board, commission, or committee?**

Represent the Colleyville community by understanding past and current Parks & Recreation activities and provide input on future Parks & Recreation priorities and activities

3. **In your opinion, what policies/programs/assets of Colleyville are working well?**

Colleyville is blessed with outstanding city leaders and staff, engaged citizenry and bountiful natural resources to be responsibly managed. The current Parks & Recreation development plan and related priorities provide a useful guide to continued development activities. Recommendations from the Pedestrian Transportation Ad-Hoc Committee provide a meaningful supplement to the Parks plan.

4. **What are some issues in Colleyville which may require change?**

Continued development of area trails into an integrated inter and intra-city trails system. Increased focus on area waterways and the management of resources associated with these natural areas.

5. **If you could influence the City in just one way, what would that be?**

Continue to encourage the city to consider and pursue, as appropriate, best practices that will keep Colleyville on the forefront of progressive developments that benefit citizens in harmony with the area environment (i.e., walk friendly community, bicycle friendly community, Blue Zone, etc.)

6. **Please share your vision for the City of Colleyville.**

Be a community known for happy citizens that live in harmony with one another and the area environment

All information provided is public pursuant to the Texas Public Information Act.

Please return completed application to: City Secretary, 100 Main Street, Colleyville, TX 76034 Office:

817.503.1130 Fax: 817.503.1139; cloven@colleyville.com and copy alarson@colleyville.com

March 1, 2021

For Office Use Angela Larson

Date Received:

Recorded/Printed:

Acknowledged By:



Application for Appointment

Planning and Zoning Commission and Zoning Board of Adjustment applicants are required to file the Financial Disclosure and Business Conflict of Interest form. Download the financial disclosure form here. **Select Board, Commission, or Committee Applying For Below: (preference 1, 2, 3)**

1. COLLEYVILLE ECONOMIC DEVELOPMENT COMMITTEE
2. ZONING BOARD OF ADJUSTMENT/SIGN BOARD OF APPEALS
3. CLICK HERE TO MAKE SELECTION

Name: ☐ Ms. ☐ Mrs. ☒ Mr. R. Martin Hall

Address: 612 Rembrandt, Colleyville, 76034

Phone: 336.971.4111

E-mail Address: hall4kwood@me.com

How long have you been a Colleyville resident? 2.5 years

☒ I understand attendance and active support is required for each appointee. ☒ I understand I am required to comply with the Texas Open Meetings Act training. ☒ I understand I must bring my own device to meetings to view packet information. ☒ I consent to the City's use and release of all information provided in this application. ☐ Additional materials attached.

1. **City service/experience, civic organizations, knowledge, experience, or education applicable to Board, Commission, or Committee function:**
I am a recently retired banker (most recently Director of Commercial Real Estate Risk Management with BOK Financial) with 35+ years of senior management experience in risk management, real estate lending
ALSO 3 YEARS ON KELLER'S ECONOMIC DEVELOPMENT CORP 2015-2018
2. **What do you perceive your role will be in serving on a board, commission, or committee?**
Helping to maintain Colleyville as one of the most desirable and fiscally responsible places to live in Texas.
3. **In your opinion, what policies/programs/assets of Colleyville are working well?**
As a relatively new resident of Colleyville, I have been impressed with the fiscal responsibility of the city's leadership. In my view city services are prudently managed, effective and help residents maintain a comfortable lifestyle.
4. **What are some issues in Colleyville which may require change?**
The SH 26 corridor is not very attractive (hope this will change with the completion of work) and the mix of businesses, in my opinion, is not effective in maintaining sales in the city vs. our competition in Southlake and Grapevine.
5. **If you could influence the City in just one way, what would that be?**
Make the town center and SH 26 an effective retail drawing card for residents.
6. **Please share your vision for the City of Colleyville.**
We moved Colleyville from Keller because of it's attractive neighborhoods (no high density housing), convenient location and access to outdoor amenities (Lifetime Fitness, Cotton Belt Trail, extensive walking connections and parks). I would like to help maintain and enhance these positive attributes.

All information provided is public pursuant to the Texas Public Information Act.
Please return completed application to: City Secretary, 100 Main Street, Colleyville, TX 76034 Office:
817.503.1130 Fax: 817.503.1139; cloven@colleyville.com

For Office Use

Date Received: 3/1/2021

Recorded/Printed:

Acknowledged By: CML



Application for Appointment

Planning and Zoning Commission and Zoning Board of Adjustment applicants are required to file the Financial Disclosure and Business Conflict of Interest form. [Download the financial disclosure form here.](#) **Select Board, Commission, or Committee Applying For Below: (preference 1, 2, 3)**

1. ADHOC: GENERAL FUND CIP FEE ADVISORY COMMITTEE
2. COLLEYVILLE CENTER ADVISORY COMMITTEE
3. COLLEYVILLE ECONOMIC DEVELOPMENT CORPORATION

Name: ☐ Ms. ☐ Mrs. ☒ Mr. Roger K Ihne

Address: 5619 Winnie Dr, Colleyville, Texas 76034

Phone: 832-453-2695 E-mail Address: rihne950@gmail.com

How long have you been a Colleyville resident? 18 months

☒ I understand and consent to the following: 1. attendance and active support is required for each appointee; 2. I am required to comply with the Texas Open Meetings Act training; 3. I must bring my own device to meetings to view packet information; 4. I consent to the City's use and release of all information provided in this application. ☒ Additional materials attached.

1. **City service/experience, civic organizations, knowledge, experience, or education applicable to Board, Commission, or Committee function:**

Was an active member of the Energy and Environment Committee for the Greater Houston Partnership (area "chamber of commerce") from 2008 through 2013.

2. **What do you perceive your role will be in serving on a board, commission, or committee?**

To work with other citizens and city leadership in assisting turning Colleyville's strategy into reality. As a senior level management consultant for over 30 years, I have been fortunate to work with many different organizations in developing and executing meaningful programs for lasting change.

3. **In your opinion, what policies/programs/assets of Colleyville are working well?**

I appreciate and admire the fiscal responsibility demonstrated by the City of Colleyville's current leadership, as well as its overall vision for the business community. I reviewed the strategic plan for the city prepared by an outside consultant and believe it provides a nice template for furthering multiple areas important to Colleyville's future.

4. **What are some issues in Colleyville which may require change?**

Proper development of business enterprises along the Colleyville Boulevard (SH 26) corridor. Attracting the right businesses along this part of Colleyville is necessary to achieve the vision for the community.

5. **If you could influence the City in just one way, what would that be?**

Connecting with appropriate businesses / academia / business accelerators in the greater DFW area to help fulfill the vision of attracting appropriate emerging technology and professional services to the City.

6. **Please share your vision for the City of Colleyville.**

Continuation of the strong fiscal leadership of the City and meaningful execution of many aspects of Colleyville's strategic direction to assure proper growth. (Without changing the wonderful personality and lifestyle currently afforded the citizens of the City of Colleyville.)

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Please return completed application to: City Secretary, 100 Main Street, Colleyville, TX 76034 Office: 817.503.1130 Fax: 817.503.1139; CSOffice@colleyville.com.

For Office Use

Date Received: 10/22/21

Recorded/Printed:

Acknowledged By: AL



Roger K. Ihne

Energy Trends & Investments
(Retired Principal – Deloitte LLP)

Cell: 832-453-2695
rihne950@gmail.com

5619 Winnie Dr.
Colleyville, TX 76034

Roger Ihne has 40 years of business experience, including 25 years with Deloitte LLP, as well as prior management positions with the energy businesses of a large public company based in Fort Worth, Texas. Mr. Ihne currently provides advice on energy trends and investments through a variety of forums, and was a member of the board of directors for Universal Acoustic & Emissions Technologies, Inc. prior to the sale of the company in 2018.

Community involvement and awards:

Mr. Ihne was active as a member of the Energy and Environment Committee of the Greater Houston Partnership (area “chamber of commerce”) from 2008 through 2013. During his last year he served as Vice Chairman of the Oil & Gas Subcommittee (the largest sub-committee of the Partnership.)

Additionally, Mr. Ihne was one of the early members of the Advisory Board to the University of Texas Energy Management and Innovation Center (“EMIC”) from 2010 through May 2013. And Mr. Ihne was a recipient of the “Who’s Who in Energy Award” by the *Houston Business Journal* for both 2012 and 2013.

Professional Experience – Deloitte LLP (“Deloitte”)

Mr. Ihne served for several years as Deloitte Consulting LLP’s Strategy & Operations service line leader for the combined Mid-America and Southeast regions of the United States. In this role, he had profit and loss responsibility across multiple industries for a group of approximately 500 management consultants providing corporate strategy, supply chain management, operational excellence, financial management, cost reduction, and post-merger integration services.

Immediately prior to his retirement from Deloitte in November, 2013, Mr. Ihne had the privilege of serving as the U.S. Oil & Gas Thought Leader for the *Deloitte Center for Energy Solutions*, where he directed Deloitte’s research projects related to key trends in the industry and shared the results through various meetings, dinners and roundtables with leading oil and gas industry executives.

Mr. Ihne is considered an authority by many in the energy industry through his numerous presentations, articles, whitepapers and webinars covering topics important to oil and gas executives. He has researched, published and been asked to speak on such topics as the impact of the shale revolution on the U.S. economy, the pace and focus of M&A activity and major trends facing the U.S. refining industry. He has been quoted by publications including *The Wall Street Journal*, *Forbes*, *The Petroleum Economist*, *The Oil & Gas Journal*, *The New York Times*, *The Oil Daily*, *Hydrocarbon Engineering*, *Hydrocarbon Processing*, *Downstream Today*, *Investor’s Business Daily*, *Bloomberg*, *The Financial Times*, *The Houston Chronicle* and *The Dallas Morning News*.

Earlier in his career with Deloitte, Mr. Ihne developed a number of consultative service lines and held the following leadership positions with Deloitte's legacy Management Solutions & Services practice:

- Global Solutions Leader - Innovation & Growth
- Finance Transformation Services Leader
- National Director – eBusiness Services
- PROFIT service line development (the firm's world-class financial management practice)

Other employment history:

Champlin Petroleum Company – Fort Worth Texas - Employed for eight years in progressively more responsible financial management positions in both Fort Worth and Houston. His responsibilities included positions which covered upstream, midstream, refining and petrochemical operations.

Education:

B.S. Economics, University of Texas at Arlington, 1979

MBA, University of Texas at Arlington, 1981



Application for Appointment

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1. PLANNING AND ZONING COMMISSION
2. PARKS AND RECREATION ADVISORY BOARD
3. COLLEYVILLE ECONOMIC DEVELOPMENT CORPORATION

▼

▼

▼

Name: ☒ Ms. ☐ Mrs. ☐ Mr. Victoria Ochoa

Address: 1713 Rock Dove Circle Colleyville TX 76034

Phone: 817-602-6042 E-mail Address: victoriaraquelocha@gmail.com

How long have you been a Colleyville resident? <1 year

☒ I understand and consent to the following: 1. attendance and active support is required for each appointee; 2. I am required to comply with the Texas Open Meetings Act training; 3. I must bring my own device to meetings to view packet information; 4. I consent to the City's use and release of all information provided in this application. ☐ Additional materials attached.

1. **City service/experience, civic organizations, knowledge, experience, or education applicable to Board, Commission, or Committee function:**

As an MSc student of Sustainable Urban Development at the University of Oxford (Oxford, United Kingdom) and someone who attended both Heritage Middle School and Colleyville Heritage High School, I would love to lend my skills to my community.

2. **What do you perceive your role will be in serving on a board, commission, or committee?**

Assisting the Planning and Zoning Commission could entail reviewing permits or assisting the planners of this commission in whichever capacity they find most useful; whether that be reviewing the zoning of Colleyville or helping to make recommendations, I would be willing to help wherever needed.

3. **In your opinion, what policies / programs / assets of Colleyville are working well?**

Residents of Colleyville seem satisfied by and large with the condition of the city. I benefited from receiving education in GCISD & know that many are attracted to the school district due to its academic excellence. Notable assets include the beauty of Colleyville, both in the natural and built environments. The parks and roads are also very well-maintained.

4. **What are some issues in Colleyville which may require change?**

Ensuring that we as a city maintain the "country feel" of Colleyville should be examined within the context of our natural environment and its preservation. If development is the only consideration, we will lose our character (namely our "small town" personality) that is integral to our cultural identity in Colleyville.

5. **If you could influence the City in just one way, what would that be?**

I would create opportunities that connect our more vulnerable populations (i.e. elderly citizens, the handicapped, etc.) with the broader community so as to ensure that no resident of Colleyville is prevented from enjoying the beauty of this city.

6. **Please share your vision for the City of Colleyville.**

My dream is for Colleyville to continue to be prosperous and for us to appreciate the natural environment that the city boasts. From beautiful deciduous trees to the numerous bird species found in this area, we have much to be proud of and protect.

All information provided is public pursuant to the Texas Public Information Act.

Please return completed application to: City Secretary, 100 Main Street, Colleyville, TX 76034 Office: 817.503.1130 Fax: 817.503.1139; CSOffice@colleyville.com.

For Office Use

Date Received: 12/2/21

Recorded/Printed:

Acknowledged By: AL

Victoria Raquel Ochoa

1713 Rock Dove Circle, Colleyville, Texas 76034 | 817-602-6042 | victoriaraqueochoa@gmail.com

EDUCATION

MSc University of Oxford, Sustainable Urban Development, Oxford, UK, Expected Graduation 2023

BA Smith College, Massachusetts, USA, Graduated January 2020 in Environmental Science and Policy and Portuguese-Brazilian Studies

Undergraduate GPA: 3.86

EXPERIENCE

Marketing Assistant, AB FinWright LLP. (March 2021 - October 2021): Created a comprehensive branding strategy alongside visual aids for improving the website design and social media accounts; performed a SWOT of the firm's website and social media; presented ideas to the managing partners using PowerPoint and Word; routinely met with team members for collaboration.

Sustainable Solutions Capstone, *Climate Migration: A Changing Landscape in the Northern Hilltowns?* (2019): This group project centered on climate migration in four local towns in collaboration with the Pioneer Valley Planning Commission (PVPC). It included analyzing zoning bylaws and presenting the findings and recommendations to aid the towns in winning grants for climate adaptation.

Introduction to Geographic Information Systems, *Mapping Climate Change Vulnerability and Resiliency in the Pioneer Valley* (2019): Worked with the PVPC to increase accessibility of information to townspeople, thus supporting the grant application process that they were undergoing. This online StoryMap displayed and gave context to the risks that climate change poses to the Pioneer Valley as well as the preparations that towns in the Valley had taken to increase climate resilience.

Interpreting and Communicating Environmental Information (2019): Environmental communication for broad and varied audiences. Involved use of Twitter to create informative yet accessible threads about relevant environmental and social issues. Created a podcast about Smith's LMP (Landscape Master Plan).

Executive Assistant, No Fossil Fuel LLC, Clean Power Inc., Kingston, MA (August 2018 – May 2019): Researched purchasers of energy projects, such as wind and solar farms both international and domestic. Attended to miscellaneous administrative tasks and provided support to the founder/president.

Student Outreach for Divest Smith College (September 2015 – December 2018): Researched, organized and presented to the Board of Trustees the financial, environmental, and social case for fossil fuel divestment and participated in a campaign for campus-wide awareness of divestment. As part of the Student Outreach team, I used social media to engage students, faculty, and miscellaneous supporters of Divest. Additional responsibilities included organizing a luncheon for faculty.

Researching Environmental Problems, *Updating Smith College's Landscape Master Plan in the Context of Climate Change* (2017): After analyzing Smith's LMP, our group concluded that liminal areas on campus should be used to sustain the native ecosystem by opting for green space in lieu of lawns. Presented our findings at a conference hosted by the American Association of Geographers.

PRIZES AND GRANTS

Florence Augusta Merriam Bailey Prize, awarded by Smith College 2020

This prize recognized the work my team produced as part of the Sustainable Solutions Capstone. Our research on climate migration contributed to the climate resilience plans of four different rural towns.

Finalist for Davis Foundation Projects for Peace Grant 2020

A proposal developed in collaboration with community stakeholders to establish an urban farm in a low-income neighborhood in Rio de Janeiro. Recognized as the runner-up proposal.

International Experience Grant, awarded by Smith College 2019

Traveled to Rio de Janeiro as part of a special studies on urban farming in Brazil.



Application for Appointment

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1. PLANNING AND ZONING COMMISSION
2. COLLEYVILLE ECONOMIC DEVELOPMENT CORPORATION
3. ADHOC: GENERAL FUND CIP FEE ADVISORY COMMITTEE

Name: ☐ Ms. ☒ Mrs. ☐ Mr. Tony Pistilli

Address: 5912 Chestnut Bend

Phone: 763-228-1867 E-mail Address: tonypistilli@att.net

How long have you been a Colleyville resident? 1/2 year

☒ I understand and consent to the following: 1. attendance and active support is required for each appointee; 2. I am required to comply with the Texas Open Meetings Act training; 3. I must bring my own device to meetings to view packet information; 4. I consent to the City's use and release of all information provided in this application. ☒ Additional materials attached.

1. City service/experience, civic organizations, knowledge, experience, or education applicable to Board, Commission, or Committee function:

Council Member, Metropolitan Council
2003 to 2011

(The Metropolitan Council is a 17-member body that is appointed by the Governor to provide oversight and policy decisions for the 7 county, Minneapolis/St. Paul metropolitan region)

- Represented approximately 168,000 residents in 8 communities, communicate key messages to residents and elected constituencies and maintained positive relationships with local, county and regional officials, state representatives, state senators and the Governor's office
- Developed, reviewed and approved several regional systems budgets totaling in excess of \$600,000,000
- Developed policy relevant to planning for the development of the Twin Cities Metropolitan area and participated in the drafting of the Regional Development Framework
- Member of the Executive Management Team for the Metropolitan Council, Chair of the Community Development and Land Use Advisory Committees and Member of the Management Committee, Metro GIS & Northwest BRT committees

Council Member, City of Brooklyn Park, Minnesota
2001 to 2003

- Developed and established city goals, policies and long-range strategic plans and communicated complex tax, policy and procedural aspects of the city to the public
- Developed, reviewed and approved various municipal budgets totaling over \$60 million
- President – Brooklyn Park Economic Development Authority and Chair - Planning Commission

2. What do you perceive your role will be in serving on a board, commission, or committee?

Be knowledgeable, prepared and participate as requested and required

3. In your opinion, what policies / programs / assets of Colleyville are working well?

Colleyville is a great community. We lived nearby for many years and always admired the community, now we are able to live here!

4. What are some issues in Colleyville which may require change?

Long range planning, orderly development of open lands and balancing growth with maintaining the rural

feel of the community

5. If you could influence the City in just one way, what would that be?

Development standards that preserve the character of the community

6. Please share your vision for the City of Colleyville.

Continue to be a community with a rural feel, while offering all of the amenities of city living. A focus on residents with a spirit of community involvement and transparent government leadership.

All information provided is public pursuant to the Texas Public Information Act.

***Please return completed application to: City Secretary, 100 Main Street, Colleyville, TX 76034 Office:
817.503.1130 Fax: 817.503.1139; CSOffice@colleyville.com.***

For Office Use

Date Received: 10/3/22

Recorded/Printed:

Acknowledged By: AL



Application for Appointment

Planning and Zoning Commission and Zoning Board of Adjustment applicants are required to file the Financial Disclosure and Business Conflict of Interest form. [Download the financial disclosure form here.](#) Select Board, Commission, or Committee Applying For Below: (preference 1, 2, 3)

1. PLANNING AND ZONING COMMISSION
2. CLICK HERE TO MAKE SELECTION
3. CLICK HERE TO MAKE SELECTION

Name: ☐ Ms. ☐ Mrs. ☒ Mr. David S. Groves

Address: 5702 Ponderosa St Colleyville, Texas 76034-6038

Phone: 817 689-9532 E-mail Address: david.groves11@gmail.com

How long have you been a Colleyville resident? 31 Years

☒ I understand and consent to the following: 1. attendance and active support is required for each appointee; 2. I am required to comply with the Texas Open Meetings Act training; 3. I must bring my own device to meetings to view packet information; 4. I consent to the City's use and release of all information provided in this application. ☐ Additional materials attached.

1. **City service/experience, civic organizations, knowledge, experience, or education applicable to Board, Commission, or Committee function:**

I've been a member of the Colleyville Planning and Zoning Commission since November 2020.
Board Member or Officer of previous HOA's in the City of Colleyville.

2. **What do you perceive your role will be in serving on a board, commission, or committee?**

My role as Planning and Zoning Commission member is to make recommendations to the Mayor and Council on proposed zoning changes and development cases within the city.

3. **In your opinion, what policies / programs / assets of Colleyville are working well?**

With years of outstanding leadership, and a supportive staff the City of Colleyville is running very well both fiscally and in terms of attracting high quality development. This makes the city a desired place to live.

4. **What are some issues in Colleyville which may require change?**

As the city becomes "Fully Built Out" finding the right opportunities for development could be challenging. I

5. **If you could influence the City in just one way, what would that be?**

My goal is to make Colleyville even better in the years to come by supporting the Mayor, Council and City Staff in bringing the Master Plan into focus as the city becomes built out.

6. **Please share your vision for the City of Colleyville.**

My vision for Colleyville is a thriving and welcoming city that offers low density housing, safety for it's residents and afford-ability.

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**Please return completed application to: City Secretary, 100 Main Street, Colleyville, TX 76034 Office:
817.503.1130 Fax: 817.503.1139; CSOffice@colleyville.com.**

For Office Use

Date Received: 10/17/22

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Acknowledged By: AL



Application for Appointment

Planning and Zoning Commission and Zoning Board of Adjustment applicants are required to file the Financial Disclosure and Business Conflict of Interest form. [Download the financial disclosure form here.](#) Select Board, Commission, or Committee Applying For Below: (preference 1, 2, 3)

1. CLICK HERE TO MAKE SELECTION Planning and Zoning Commission
2. CLICK HERE TO MAKE SELECTION
3. CLICK HERE TO MAKE SELECTION

Name: ☐ Ms. ☐ Mrs. ☒ Mr. STEPHEN L. GORDON

Address: 6808 HERBERT RD, COLLEYVILLE, TX

Phone: 646734 7002 E-mail Address: sgordon@bdlaw.com

How long have you been a Colleyville resident? 1 1/4 YEARS

☒ I understand and consent to the following: 1. attendance and active support is required for each appointee; 2. I am required to comply with the Texas Open Meetings Act training; 3. I must bring my own device to meetings to view packet information; 4. I consent to the City's use and release of all information provided in this application. ☐ Additional materials attached.

1. City service/experience, civic organizations, knowledge, experience, or education applicable to Board, Commission, or Committee function: *Environmental/Energy lawyer admitted to practice in NJ, NY, and Wash. DC, but not Texas. Many years of experience in land use, project development, environmental and energy matters in private practice and with both NJ Dept of Env. Protection & NYS Dept of Env. Conservation*
2. What do you perceive your role will be in serving on a board, commission, or committee?

To be a resource to the Commission to help evaluate pending matters.

3. In your opinion, what policies/programs/assets of Colleyville are working well?

I have attended several zoning hearings which were conducted extremely well.

4. What are some issues in Colleyville which may require change?

I am not aware of any.

5. If you could influence the City in just one way, what would that be?

To continue to reach out to the community to insure that any issues of concern are timely addressed.

6. Please share your vision for the City of Colleyville.

To insure that new growth is consistent with current community character and values.

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Please return completed application to: City Secretary, 100 Main Street, Colleyville, TX 76034 Office:
817.503.1130 Fax: 817.503.1139; CSOffice@colleyville.com.

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Application for Appointment

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1. PARKS AND RECREATION ADVISORY BOARD
2. SIGN BOARD/ZONING BOARD OF ADJUSTMENT/SIGN BOARD OF APPEALS
3. PLANNING AND ZONING COMMISSION

▼

▼

▼

Name: ☐ Ms. ☐ Mrs. ☒ Mr. Jerome Obinabo

Address: 6904 Meade Drive, Colleyville Texas 76034

Phone: 214-499-4464 E-mail Address: netpeople@rocetmail.com

How long have you been a Colleyville resident? 12

☒ I understand and consent to the following: 1. attendance and active support is required for each appointee; 2. I am required to comply with the Texas Open Meetings Act training; 3. I must bring my own device to meetings to view packet information; 4. I consent to the City's use and release of all information provided in this application. ☒ Additional materials attached.

1. City service/experience, civic organizations, knowledge, experience, or education applicable to Board, Commission, or Committee function:
See attached.
2. What do you perceive your role will be in serving on a board, commission, or committee?
See attached.
3. In your opinion, what policies/programs/assets of Colleyville are working well?
See attached.
4. What are some issues in Colleyville which may require change?
See attached.
5. If you could influence the City in just one way, what would that be?
See attached.
6. Please share your vision for the City of Colleyville.
See attached.

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Please return completed application to: City Secretary, 100 Main Street, Colleyville, TX 76034 Office:
817.503.1130 Fax: 817.503.1139; CSOffice@colleyville.com.

For Office Use

Date Received: 6/22/22

Recorded/Printed:

Acknowledged By: AL

- 1. City service/experience, civic organizations, knowledge, experience, or education applicable to Board, Commission, or Committee function:**
 - a. Board member, Colleyville Lions Club
 - b. Colleyville Citizens Police Academy, 2015
 - c. IT Consultant
- 2. What do you perceive your role will be in serving on a board, commission, or committee?**
 - a. To recommend and advise the City Council on matters related to committee work on behalf of citizens of Colleyville.
- 3. What policies and programs/ asset are working well?**
 - a. Colleyville's small-town character– low density, small roads, occasional white picket fences, ranches, etc.
 - b. Good parks and schools
 - c. Business friendly (Business Center)
 - d. Lower taxes
 - e. Low crimes
 - f. Colleyville Fire and Police departments
 - g. Colleyville Ministerial Alliance
- 4. What are some issues in Colleyville which may require change?**
 - a. New developments that do not enhance Colleyville uniqueness
- 5. If you could influence the city in just one way, what would that be?**
 - a. Shop Colleyville first – patronize Colleyville businesses
- 6. Please share your vision for the City of Colleyville.**
 - a. My vision is to contribute to making Colleyville the most beautiful, safe, spacious, and technologically advanced city in the world while maintaining and enhancing its unique small-town character. I want to leave Colleyville better than I found it.

A place where people want to raise their kids

A place where people are content

A place with white picket fences

A place with old homes and avant-garde buildings

A place with sporadic farmlands and rolling hills

A place where you feed cows by the roadside on your way to work

A place with agricultural lots filled with horses

A place with large estate spaces

A place with friendly neighbors

A place where you can still find narrow winding roads

A place with the best police/fire departments

A place where you can find peace of mind while driving around aimlessly – a pacifying experience

A place called home

AUDIT COMMITTEE

VACANT

TERM: June 2022 – June 2024

Brandi Elder

(817) 706-6090

belder@colleyville.com

TERM: June 2022 – June 2024

Chuck Kelley

(817) 235-7883

ckelley@colleyville.com

TERM: June 2022 – June 2024

COLLEYVILLE ECONOMIC DEVELOPMENT CORPORATION

VACANT

TERM: June 2022-June 2024

DIRECTOR

Callie Rigney

(682) 651-5495

crigney@colleyville.com

TERM: June 2022-June 2024

DIRECTOR

Ralph Hunkins

(972) 268-3331

rhunkins@real-revenue.com

TERM: June 2022-June 2024

DIRECTOR

Bobby Lindamood

(214) 232-8147

blindamood@colleyville.com

TERM: June 2022-June 2024

DIRECTOR

Scotty Richardson

(817) 676-2120

Labman0001@hotmail.com

TERM: June 2022-June 2024

DIRECTOR

John Terhoeve

(817) 999-5629

jinterhoeve@gmail.com

TERM: June 2022-June 2024

VACANT

TERM: June 2022-June 2024

FINANCE MANAGER

Kyle Lester

(817)503-1014

klester@colleyville.com

GENERAL MANAGER

Jerry Ducay

(817) 503-1116

jducay@colleyville.com

SECRETARY

Christine Loven

(817) 503-1133

cloven@colleyville.com

PLANNING AND ZONING COMMISSION

PLACE 1

David Groves

(817) 689-9532

David.groves11@gmail.com

TERM: Nov 2022 – Nov 2024

PLACE 2

Mark Alphonso

(214) 929-6446

mark@montclairdfw.com

TERM: Nov 2022 – Nov 2024

PLACE 3

Sayed Syed

(817) 913-0474

sbilqees@gmail.com

TERM: Nov 2022 - Nov 2024

PLACE 4

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CITY OF COLLEYVILLE CITY COUNCIL BRIEFING

Agenda Number 5a

Agenda Date 6/6/2023

Number Ordinance O-23-2240

Type Ordinance

Department Fire

Title

Amending Ordinance O-21-2181 by amending and restating the local amendments to the 2018 International Fire Code adopted therein

Explanation

Second Reading and Public Hearing

There were no speakers at the May 16, 2023 public hearing.

First Reading and Public Hearing

At the January 3, 2023 City Council Worksession, staff provided a presentation discussing fire suppression requirements for residential and commercial properties in the City. Following City Council discussion, staff was directed to move forward to repeal the fire suppression requirement from the ordinance.

Exhibit A of the proposed ordinance provides for the amendment to fire suppression requirements as directed by City Council.

Financial Impact

There is no financial impact to the City.

Recommendation

Approve

Attachments

1. Ordinance O-23-2240

ORDINANCE O-23-2240

AMENDING ORDINANCE O-21-2181 BY AMENDING AND RESTATING THE LOCAL AMENDMENTS TO THE 2018 INTERNATIONAL FIRE CODE ADOPTED THEREIN; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City of Colleyville, pursuant to Ordinance O-21-2181 adopted the 2018 Edition of the International Fire Code (the "IFC") and local amendments thereto to provide for the safety of the citizens of Colleyville; and

WHEREAS, the City Council desires to amend and restate the previously adopted local amendments to the IFC, providing for updated regulations governing automatic sprinkler systems for one- and two-family residential structures.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLLEYVILLE, TEXAS:

- Sec. 1. THAT the City Council hereby amends Ordinance O-21-2181, by replacing Exhibit B thereto in its entirety with the First Amended and Restated Amendments to the 2018 International Fire Code attached hereto and incorporated herein as Exhibit "A".
- Sec. 2. THAT this ordinance shall be cumulative of all provisions of ordinances of the City of Colleyville, Texas, except where provisions of this ordinance are in direct conflict with the provisions of another ordinance, in which event the conflicting provisions of the other ordinance are hereby repealed.
- Sec. 3. THAT the provisions of this ordinance are severable, and if any phrase, clause, sentence, paragraph, or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this ordinance, since they would have been enacted by the City Council without the incorporation in this ordinance of the unconstitutional phrase, clause, sentence, paragraph, or section.
- Sec. 4. THAT any person, firm, or corporation who violates, disobeys, omits, neglects or refuses to comply with or who resists the enforcement of any of the provisions of this ordinance shall be

fined not more than Two Thousand Dollars (\$2,000.00) for all violations involving zoning, fire safety or public health and sanitation, including dumping or refuse, and shall be fined not more than five hundred dollars (\$500) for all other violations of this ordinance. Each day that a violation is permitted to exist shall constitute a separate offense.

- Sec. 5. THAT in addition to and accumulative of all other penalties, the City shall have the right to seek injunctive relief for any and all violations of this ordinance where the law in such cases so provides.
- Sec. 6. THAT all rights and remedies of the City of Colleyville are expressly saved as to any and all violations of the provisions of Ordinance O-21-218 or any other ordinances affecting the City's code which have accrued at the time of the effective date of this ordinance; and, as to such accrued violations and all pending litigation, both civil and criminal, whether pending in court or not, under such ordinances, same shall not be affected by this ordinance but may be prosecuted until final disposition by the courts.
- Sec. 7. THAT this ordinance shall take effect immediately from and after its passage subject to the publication of the caption, as the law or charter in such cases may provide.

AND IT IS SO ORDERED.

The first reading and public hearing being conducted on the 16th day of May 2023.

The second reading and public hearing being conducted on the 6th day of June 2023.

PASSED AND APPROVED BY A VOTE OF _ AYES, _ NAYS ON THIS THE 6TH DAY OF JUNE 2023.

Mayor Bobby Lindamood
Brandi Elder, Place 1
Scotty Richardson, Place 3
Chuck Kelley, Place 5

_____	Mayor Pro Tem Callie Rigney	_____
_____	George Bond, Place 2	_____
_____	Ben Graves, Place 4	_____

ATTEST:

CITY OF COLLEYVILLE

Christine Loven, TRMC
City Secretary

Bobby Lindamood
Mayor

APPROVED AS TO FORM:

Whitt Wyatt
City Attorney

EXHIBIT A

First Amended and Restated Amendments to the 2018 International Fire Code

[as amended by Ordinance O-23-2240]

The following sections, paragraphs, and sentences of the 2018 International Fire Code (IFC) are hereby amended as follows: Standard type is text from the IFC. Underlined type is text inserted. ~~Lined through type is deleted text from IFC.~~ A double asterisk (**) at the beginning of a section identifies an amendment carried over from the 2015 edition of the code and a triple asterisk (***) identifies a new or revised amendment with the 2018 code.

****Section 102.1; change #3 to read as follows:**

3. Existing structures, facilities, and conditions when required in Chapter 11 or in specific sections of this code.

(Reason: To clarify that there are other provisions in the fire code applicable to existing buildings that are not located in Chapter 11, including but not limited to Section 505 Premises Identification.)

****Section 105.3.3; change to read as follows:**

105.3.3 Occupancy Prohibited before Approval. The building or structure shall not be occupied prior to the fire code official issuing a permit when required and conducting associated inspections indicating the applicable provisions of this code have been met.

(Reason: For clarity to allow for better understanding in areas not requiring such permits, such as unincorporated areas of counties. This amendment may be struck by a city.)

****Section 105.7; add Section 105.7.26 to read as follows:**

105.7.26 Electronic access control systems. Construction permits are required for the installation or modification of an electronic access control system, as specified in Chapter 10. A separate construction permit is required for the installation or modification of a fire alarm system that may be connected to the access control system. Maintenance performed in accordance with this code is not considered a modification and does not require a permit.

(Reason: Adds construction permit requirements for electronic access control systems affecting access and/or egress to ensure proper design and installation of such systems. These changes reflect local practices of municipalities in this region.)

****Section 202; amend and add definitions to read as follows:**

**** [B] AMBULATORY CARE FACILITY.** Buildings or portions thereof used to provide medical, surgical, psychiatric, nursing, or similar care on a less than 24-hour basis to persons who are rendered incapable of self-preservation by the services provided or staff has accepted responsibility for care recipients already incapable. This group may include but not be limited to the following:

- Dialysis centers
- Procedures involving sedation
- Sedation dentistry
- Surgery centers
- Colonic centers
- Psychiatric centers

(Reason: to clarify the range of uses included in the definition)

**** [B] ATRIUM.** An opening connecting ~~two~~ three or more stories... *{remaining text unchanged}*

(Reason: Accepted practice in the region based on legacy codes. IBC Section 1009 permits unenclosed two story stairways under certain circumstances.)

**** [B] DEFEND IN PLACE.** A method of emergency response that engages building components and trained staff to provide occupant safety during an emergency. Emergency response involves remaining in place, relocating within the building, or both, without evacuating the building.

(Reason: Added from International Building Code (IBC) definitions for consistency in interpretation of the subject requirements pertaining to such occupancies.)

****FIRE WATCH.** A temporary measure intended to ensure continuous and systematic surveillance of a building or portion thereof by one or more qualified individuals or standby personnel when required by the fire code official, for the purposes of identifying and controlling fire hazards, detecting early signs of unwanted fire, raising an alarm of fire and notifying the fire department.

(Reason: Clearly defines options to the fire department for providing a fire watch.)

****FIREWORKS.** Any composition or device for the purpose of producing a visible or an audible effect for entertainment purposes by combustion, deflagration, or detonation, and/or activated by ignition with a match or other heat producing device that meets the definition of 1.3G fireworks or 1.4G fireworks. ... *{Remainder of text unchanged}*...

(Reason: Increased safety from fireworks related injuries.)

****HIGH-PILED COMBUSTIBLE STORAGE.** *add a second paragraph to read as follows:*

Any building classified as a group S Occupancy or Speculative Building exceeding 6,000 sq. ft. that has a clear height in excess of 14 feet, making it possible to be used for storage in excess of 12 feet, shall be considered to be high-piled storage. When a specific product cannot be identified, a fire protection system and life safety features shall be installed as for Class IV commodities, to the maximum pile height.

(Reason: To provide protection for worst-case scenario in flexible or unknown situations.)

****HIGH-RISE BUILDING.** A building with an occupied floor located more than ~~75~~ 55 feet (~~22-860~~ 16 764 mm) above the lowest level of fire department vehicle access.

(Reason: Allows for additional construction safety features to be provided, based on firefighting response capabilities.)

****REPAIR GARAGE.** A building, structure or portion thereof used for servicing or repairing motor vehicles. This occupancy shall also include garages involved in minor repair, modification and servicing of motor vehicles for items such as lube changes, inspections, windshield repair or replacement, shocks, minor part replacement, and other such minor repairs.

(Reason: To further clarify types of service work allowed in a repair garage, as well as to correspond with definition in the IBC.)

****SELF-SERVICE STORAGE FACILITY.** Real property designed and used for the purpose of renting or leasing individual storage spaces to customers for the purpose of storing and removing personal property on a self-service basis.

(Reason: To provide a definition that does not exist in the code.)

****STANDBY PERSONNEL.** Qualified fire service personnel, approved by the Fire Chief. When utilized, the number required shall be as directed by the Fire Chief. Charges for utilization shall be as normally calculated

by the jurisdiction.

(Reason: To provide a definition that does not exist in the code for fire watch accommodations as required by the jurisdiction.)

****UPGRADED OR REPLACED FIRE ALARM SYSTEM.** A fire alarm system that is upgraded or replaced includes, but is not limited to the following:

- Replacing one single board or fire alarm control unit component with a newer model
- Installing a new fire alarm control unit in addition to or in place of an existing one
- Conversion from a horn system to an emergency voice/alarm communication system
- Conversion from a conventional system to one that utilizes addressable or analog devices

The following are not considered an upgrade or replacement:

- Firmware updates
- Software updates
- Replacing boards of the same model with chips utilizing the same or newer firmware

(Reason: This is referenced in several places, but the wording of “upgraded or replaced” is somewhat ambiguous and open to interpretation. Defining it here allows for consistent application across the region.)

****Section 307.1.1; change to read as follows:**

****Section 307.1.1; change to read as follows:**

307.1.1 Prohibited Open Burning. Open burning shall be prohibited that is offensive or objectionable because of smoke emissions or when atmospheric conditions or local circumstances make such fires hazardous shall be prohibited.

Exception: {No change.}

(Reason: To further protect adjacent property owners/occupants from open burning and/or smoke emissions from open burning.)

****Section 307.2; change to read as follows:**

307.2 Permit Required. A permit shall be obtained from the *fire code official* in accordance with Section 105.6 prior to kindling a fire for recognized silvicultural or range or wildlife management practices, prevention or control of disease or pests, or open burning—a bonfire. Application for such approval shall only be presented by and permits issued to the owner of the land upon which the fire is to be kindled.

Examples of state or local law, or regulations referenced elsewhere in this section may include but not be limited to the following:

1. Texas Commission on Environmental Quality (TCEQ) guidelines and/or restrictions.
2. State, County, or Local temporary or permanent bans on open burning.
3. Local written policies as established by the *fire code official*.

(Reason: Amendments to 307.2, 307.4, 307.4.3, and 307.5 better explain current requirements and recognize that jurisdictions have local established policies that best fit their environments.)

****Section 307.3; change to read as follows:**

307.3 Extinguishment Authority. ~~When open burning creates or adds to a hazardous situation, or a required permit for open burning has not been obtained, the fire code official is authorized to order the extinguishment of the open burning operation.~~ The fire code official is authorized to order the extinguishment by the permit holder, another person responsible or the fire department of open burning that creates or adds to a hazardous or objectionable situation.

(Reason: Provides direction as to responsible parties relative to extinguishment of the subject open burning.)

****Section 307.4; change to read as follows:**

307.4 Location. The location for open burning shall not be less than 50 300 feet (15-240 91 440 mm) from

any structure, and provisions shall be made to prevent the fire from spreading to within 50 300 feet (15-240 91 440 mm) of any structure.

Exceptions: {No change.}

(Reason: To increase the separation distance thereby increasing the safety to adjacent properties, as per applicable TCEQ rules and regulations regarding outdoor burning.)

****Section 307.4.3, Exceptions; add exception #2 to read as follows:**

Exceptions:

2. Where buildings, balconies and decks are protected by an approved automatic sprinkler system.

(Reason: To reflect similar allowances for open-flame cooking in these same locations.)

****Section 307.4.4 and 5; add section 307.4.4 **Section 307.4.4 and 307.4.5; change to read as follows:**

307.4.4 Permanent Outdoor Firepit. Permanently installed outdoor firepits for recreational fire purposes shall not be installed within 10 feet of a structure or combustible material.

Exception: Permanently installed outdoor fireplaces constructed in accordance with the International Building Code.

307.4.5 Trench Burns. Trench burns shall be conducted in air curtain trenches and in accordance with Section 307.2.

(Reason: To provide a greater level of safety for this potentially hazardous fire exposure condition. Decrease in separation distance allowed for outdoor firepits due to permanent nature of construction having substantial securement.)

****Section 307.5; change to read as follows:**

307.5 Attendance. Open burning, trench burns, bonfires, recreational fires, and use of portable outdoor fireplaces shall be constantly attended until the... *{Remainder of section unchanged}*

(Reason: Adds attendance for trench burns based on previous amendment provision for such.)

****Section 308.1.4; change to read as follows:**

308.1.4 Open-flame Cooking Devices. ~~Charcoal burners and other~~ Open-flame cooking devices, charcoal grills and other similar devices used for cooking shall not be operated-located or used on combustible balconies, decks, or within 10 feet (3048 mm) of combustible construction.

Exceptions:

1. One- and two-family dwellings, except that LP-gas containers are limited to a water capacity not greater than 50 pounds (22.68 kg) [nominal 20 pound (9.08 kg) LP-gas capacity] with an aggregate LP-gas capacity not to exceed 100 pounds (5 containers).
2. Where buildings, balconies and decks are protected by an approved automatic sprinkler system, except that LP-gas containers are limited to a water capacity not greater than 50 pounds (22.68 kg) [nominal 20 pound (9.08 kg) LP-gas capacity], with an aggregate LP-gas capacity not to exceed 40 lbs. (2 containers).
3. {No change.}

(Reason: Decrease fire risk in multi-family dwellings and minimizes ignition sources and clarify allowable limits for 1 & 2 family dwellings, and allow an expansion for sprinklered multi-family uses. This amendment adds clarification and defines the container size allowed for residences.)

****Section 308.1.6.2, Exception #3; change to read as follows:**

Exceptions:

3. Torches or flame-producing devices in accordance with Section 308.4 308.1.3.

(Reason: Section identified in published code is inappropriate.)

****Section 308.1.6.3; change to read as follows:**

308.1.6.3 Sky Lanterns. A person shall not release or cause to be released an ~~untethered~~ unmanned free-floating device containing an open flame or other heat source, such as but not limited to a sky lantern.

(Reason: Eliminates the potential fire hazard presented by utilization of such devices and the potential accidental release of such devices.)

****Section 311.5; change to read as follows:**

311.5 Placards. Any The fire code official is authorized to require marking of any vacant or abandoned buildings or structures determined to be unsafe pursuant to Section 110 of this code relating to structural or interior hazards, ~~shall be marked as required by Section 311.5.1 through 311.5.5.~~

(Reason: There may be situations where placarding is not desired or necessary; also clarifies intent that it is not the fire code official's responsibility to provide the placard.)

****Section 403.5; change Section 403.5 to read as follows:**

403.5 Group E Occupancies. An approved fire safety and evacuation plan in accordance with Section 404 shall be prepared and maintained for Group E occupancies and for buildings containing both a Group E occupancy and an atrium. A diagram depicting two evacuation routes shall be posted in a conspicuous location in each classroom. Group E occupancies shall also comply with Sections 403.5.1 through 403.5.3.

(Reason: The diagrams are intended to assist with egress in such occupancies – specifically, the primary teacher is not always present to assist children with egress. Also, such will help reinforce evacuation drill requirements.)

****Section 404.2.2; add Number 4.10 to read as follows:**

4.10 Fire extinguishing system controls.

(Reason: The committee believed this information could be of great help to such plans to facilitate locating sprinkler valves to minimize water damage, for instance.)

****Section 405.4; change Section 405.4 to read as follows:**

405.4 Time. The fire code official may require an evacuation drill at any time. Drills shall be held at unexpected times and under varying conditions to simulate the unusual conditions that occur in case of fire.

(Reason: This change clarifies who may require a fire or evacuation drill).

****Section 501.4; change to read as follows:**

501.4 Timing of Installation. When fire apparatus access roads or a water supply for fire protection is required to be installed for any structure or development, they shall be installed, tested, and approved prior to the time of which construction has progressed beyond completion of the foundation of any structure. , ~~such protection shall be installed and made serviceable prior to and during the time of construction except when approved alternative methods of protection are provided. Temporary street signs shall be installed at each street intersection when construction of new roadways allows passage by vehicles in accordance with Section 505.2.~~

(Reason: Reflects current practice in the region relative to ensuring fire department and EMS access during

construction, which can be a time of increased frequency for emergency incidents.)

****Section 503.1.1; add sentence to read as follows:**

Except for one- or two-family dwellings, the path of measurement shall be along a minimum of a ten feet (10') wide unobstructed pathway around the external walls of the structure.

(Reason: Recognizes that the hose lay provision can only be measured along a pathway that is wide enough for fire fighter access.)

****Section 503.2.1; change to read as follows:**

503.2.1 Dimensions. Fire apparatus access roads shall have an unobstructed width of not less than ~~20-24 feet (6096 mm 7315 mm)~~, exclusive of shoulders, except for approved security gates in accordance with Section 503.6, and an unobstructed vertical clearance of not less than ~~13 feet 6 inches (4115 mm) 14 feet (4267 mm)~~.

Exception: Vertical clearance may be reduced; provided such reduction does not impair access by fire apparatus and approved signs are installed and maintained indicating the established vertical clearance when approved.

(Reason: Amendments to 503.2.1 and 503.2.2 recognize that the equipment now used in firefighting is increasing in size. The code already recognizes that larger dimensions may be required under Section 503.2.2. The amendments are to standardize the dimensions for this area. With the increase in fire apparatus size, this will allow for the passage of two fire apparatus during a fire or EMS emergency.)

****Section 503.2.2; change to read as follows:**

503.2.2 Authority. The fire code official shall have the authority to require an increase in the minimum access widths and vertical clearances where they are inadequate for fire or rescue operations.

(Reason: Amendments to 503.2.1 and 503.2.2 recognize that the equipment now used in firefighting is increasing in size. The code already recognizes that larger dimensions may be required under Section 503.2.2. The amendments are to standardize the dimensions for this area. With the increase in fire apparatus size, this will allow for the passage of two fire apparatus during a fire or EMS emergency.)

****Section 503.2.3; change Section 503.2.3 to read as follows:**

503.2.3 Surface. Fire apparatus access roads shall be designed and maintained to support imposed loads of 80,000 Lbs. for fire apparatus and shall be surfaced so as to provide all-weather driving capabilities.

(Reason: To address the current size of fire trucks in use – figure derived from DOT requirements for waiver of vehicle exceeding such weight.)

****Section 503.3; change to read as follows:**

503.3 Marking. Where required by the fire code official, ~~approved signs or other approved notices or markings that include the words NO PARKING – FIRE LANE~~ Striping, signs, or other markings, when approved by the *fire code official*, shall be provided for fire apparatus access roads to identify such roads or prohibit the obstruction thereof. ~~The means by which fire lanes are designated~~ Striping, signs and other markings shall be maintained in a clean and legible condition at all times and be replaced or repaired when necessary to provide adequate visibility.

(1) Striping – Fire apparatus access roads shall be continuously marked by painted lines of red traffic paint six inches (6") in width to show the boundaries of the lane. The words "NO PARKING FIRE LANE" or "FIRE LANE NO PARKING" shall appear in four inch (4") white letters at 25 feet intervals on the red border markings along both sides of the fire lanes. Where a curb is available, the striping shall be on the vertical face of the curb.

(2) Signs – Signs shall read "NO PARKING FIRE LANE" or "FIRE LANE NO PARKING" and shall be 12"

wide and 18" high. Signs shall be painted on a white background with letters and borders in red, using not less than 2" lettering. Signs shall be permanently affixed to a stationary post and the bottom of the sign shall be six feet, six inches (6'6") above finished grade. Signs shall be spaced not more than fifty feet (50') apart along both sides of the fire lane. Signs may be installed on permanent buildings or walls or as approved by the Fire Chief.

(Reason: Establishes a standard method of marking and reflects local long-standing practices.)

****Section 503.4; change to read as follows:**

503.4 Obstruction of Fire Apparatus Access Roads. Fire apparatus access roads shall not be obstructed in any manner, including the parking of vehicles. The minimum widths and clearances established in Section 503.2.1 and any area marked as a fire lane as described in Section 503.3 shall be maintained at all times.

(Reason: As originally worded, the section implied that vehicles could be parked in the marked fire lane and not be in violation if the minimum width is still maintained. Current accepted enforcement practice is to require the entire marked fire lane to be maintained clear and unobstructed.)

****Section 505.1; change to read as follows:**

****Section 505.1; change to read as follows:**

505.1 Address Identification. New and existing buildings shall be provided with approved address identification. The address identification shall be legible and placed in a position that is visible from the street or road fronting the property. Address identification characters shall contrast with their background. Address numbers shall be Arabic numbers or alphabetical letters. Numbers shall not be spelled out. Each character shall be not less than 4 inches (102 mm) 6 inches (152.4 mm) high with a minimum stroke width of 1/2 inch (12.7 mm). Where required by the fire code official, address numbers shall be provided in additional approved locations to facilitate emergency response. Where access is by means of a private road, buildings do not immediately front a street, and/or the building cannot be viewed from the public way, a monument, pole or other sign with approved 6 inch (152.4 mm) height building numerals or addresses and 4 inch (101.6 mm) height suite/apartment numerals of a color contrasting with the background of the building or other approved means shall be used to identify the structure. Numerals or addresses shall be posted on a minimum 20 inch (508 mm) by 30 inch (762 mm) background on border. Address identification shall be maintained.

Exception: R-3 Single Family occupancies shall have approved numerals of a minimum 3 ½ inches (88.9 mm) in height and a color contrasting with the background clearly visible and legible from the street fronting the property and rear alleyway where such alleyway exists.

(Reason: To increase the minimum addressing requirements for commercial properties and establish a minimum for single-family residential properties. Such improves legibility of these signs which are critical to emergency response in a more timely manner.)

****Section 507.4; change to read as follows:**

507.4 Water Supply Test Date and Information. The water supply test used for hydraulic calculation of fire protection systems shall be conducted in accordance with NFPA 291 "Recommended Practice for Fire Flow Testing and Marking of Hydrants" and within one year of sprinkler plan submittal. The *fire code official* shall be notified prior to the water supply test. Water supply tests shall be witnessed by the *fire code official*, as required or approved documentation of the test shall be provided to the *fire code official* prior to final approval of the water supply system. The exact location of the static/residual hydrant and the flow hydrant shall be indicated on the design drawings. All fire protection plan submittals shall be accompanied by a hard copy of the waterflow test report, or as approved by the fire code official. The report must indicate the dominant water tank level at the time of the test and the maximum and minimum operating levels of the tank, as well, or identify applicable water supply fluctuation. The licensed contractor must then design the fire protection system based on this fluctuation information, as per the applicable referenced NFPA standard. Reference Section 903.3.5 for additional design requirements.

(Reason: Clarifies intent of the test to ensure contractor accounts for water supply fluctuations.)

****Section 507.5.4; change to read as follows:**

507.5.4 Obstruction. Unobstructed access to fire hydrants shall be maintained at all times. Posts, fences, vehicles, growth, trash, storage and other materials or objects shall not be placed or kept near fire hydrants, fire department inlet connections or fire protection system control valves in a manner that would prevent such equipment or fire hydrants from being immediately discernible. The fire department shall not be deterred or hindered from gaining immediate access to fire protection equipment or fire hydrants.

(Reason: Additional guidance based on legacy language to ensure these critical devices are available in an emergency incident.)

****Section 509.1.2; add new Section 509.1.2 to read as follows:**

509.1.2 Sign Requirements. Unless more stringent requirements apply, lettering for signs required by this section shall have a minimum height of 2 inches (50.8 mm) when located inside a building and 4 inches (101.6 mm) when located outside, or as approved by the *fire code official*. The letters shall be of a color that contrasts with the background.

(Reason: Provides direction as to appropriate sign criteria to develop local and regional consistency in this regard.)

*****Section 603.3.2 and 603.3.2.1; change to read as follows:**

603.3.1 Fuel oil storage in outside, above-ground tanks. Where connected to a fuel-oil piping system, the maximum amount of fuel oil storage allowed outside above ground without additional protection shall be 660 gallons (2498 L). The storage of fuel oil above ground in quantities exceeding 660 gallons (2498 L) shall comply with NFPA 31 and Chapter 57.

603.3.2 Fuel oil storage inside buildings. Fuel oil storage inside buildings shall comply with Sections 603.3.2.1 through 603.3.2.5 or and Chapter 57.

603.3.2.1 Quantity limits. One or more fuel oil storage tanks containing Class II or III *combustible liquid* shall be permitted in a building. The aggregate capacity of all tanks shall not exceed the following:

1. 660 gallons (2498 L) in unsprinklered buildings, where stored in a tank complying with UL 80, UL 142 or UL 2085 for Class III liquids, and also listed as a double-wall/secondary containment tank for Class II liquids.
2. 1,320 gallons (4996 L) in buildings equipped with an *automatic sprinkler* system in accordance with Section 903.3.1.1, where stored in a tank complying with UL 142 or UL 2085 as a double-wall/secondary containment tank.
3. 3,000 gallons (11 356 L) where stored in protected above-ground tanks complying with UL 2085 and Section 5704.2.9.7 and the room is protected by an *automatic sprinkler system* in accordance with Section 903.3.1.1.

(Reason: Issues addressed by Chapter 57, such as venting to outside of buildings, remote fill to outside of building, overfill protection, physical protection, etc., are not included in Section 603.3, so compliance with Chapter 57 is also required. The Board determined that fuel storage in such tanks inside of buildings is commonly in double-wall tanks, and that this inherent leak protection was prudent in order to allow these quantities of combustible liquids to be stored inside a building for such purpose.)

****Section 807.5.2.2 and 807.5.2.3; change to read as follows:**

807.5.2.2 Artwork in Corridors. Artwork and teaching materials shall be limited on the walls of corridors to not more than 20 percent of the wall area. Such materials shall not be continuous from floor to ceiling or wall to wall. Curtains, draperies, wall hangings, and other decorative material suspended from the walls or ceilings shall meet the flame propagation performance criteria of NFPA 701 in accordance with Section 807 or be noncombustible.

Exception: Corridors protected by an approved automatic sprinkler system installed in accordance with Section 903.3.1.1 shall be limited to 50 percent of the wall area.

807.5.2.3 Artwork in Classrooms. Artwork and teaching materials shall be limited on walls of classrooms to not more than 50 percent of the specific wall area to which they are attached.

Curtains, draperies, wall hangings and other decorative material suspended from the walls or ceilings shall meet the flame propagation performance criteria of NFPA 701 in accordance with Section 807 or be noncombustible.

(Reason: This change allows an increase in wall coverage due to the presence of sprinklers. Also provides additional guidance relative to fire resistance requirements in these areas.)

****Section 807.5.5.2 and 807.5.5.3; change to read as follows:**

807.5.5.2 Artwork in Corridors. Artwork and teaching materials shall be limited on the walls of corridors to not more than 20 percent of the wall area. Such materials shall not be continuous from floor to ceiling or wall to wall. Curtains, draperies, wall hangings and other decorative material suspended from the walls or ceilings shall meet the flame propagation performance criteria of NFPA 701 in accordance with Section 807 or be noncombustible.

Exception: Corridors protected by an approved automatic sprinkler system installed in accordance with Section 903.3.1.1 shall be limited to 50 percent of the wall area.

807.5.5.3 Artwork in Classrooms. Artwork and teaching materials shall be limited on walls of classrooms to not more than 50 percent of the specific wall area to which they are attached. Curtains, draperies, wall hangings and other decorative material suspended from the walls or ceilings shall meet the flame propagation performance criteria of NFPA 701 in accordance with Section 807 or be noncombustible.

(Reason: This change allows an increase in wall coverage due to the presence of sprinklers. Also provides additional guidance relative to fire resistance requirements in these areas.)

*****Section 901.6.1; add Section 901.6.1.1 to read as follows:**

901.6.1.1 Standpipe Testing. Building owners/managers must maintain and test standpipe systems as per NFPA 25 requirements. The following additional requirements shall be applied to the testing that is required every 5 years:

1. The piping between the Fire Department Connection (FDC) and the standpipe shall be backflushed or inspected by approved camera when foreign material is present or when caps are missing, and also hydrostatically tested for all FDC's on any type of standpipe system. Hydrostatic testing shall also be conducted in accordance with NFPA 25 requirements for the different types of standpipe systems.
2. For any manual (dry or wet) standpipe system not having an automatic water supply capable of flowing water through the standpipe, the tester shall connect hose from a fire hydrant or portable pumping system (as approved by the fire code official) to each FDC, and flow water through the standpipe system to the roof outlet to verify that each inlet connection functions properly. Confirm that there are no open hose valves prior to introducing water into a dry standpipe. There is no required pressure criteria at the outlet. Verify that check valves function properly and that there are no closed control valves on the system.
3. Any pressure relief, reducing, or control valves shall be tested in accordance with the requirements of NFPA 25. All hose valves shall be exercised.
4. If the FDC is not already provided with approved caps, the contractor shall install such caps for all FDC's as required by the fire code official.
5. Upon successful completion of standpipe test, place a blue tag (as per Texas Administrative Code, Fire Sprinkler Rules for Inspection, Test and Maintenance Service (ITM) Tag) at the bottom of each standpipe riser in the building. The tag shall be check-marked as "Fifth Year" for Type of ITM, and the note on the back of the tag shall read "5 Year Standpipe Test" at a minimum.
6. The procedures required by Texas Administrative Code Fire Sprinkler Rules with regard to Yellow Tags and Red Tags or any deficiencies noted during the testing, including the required notification of the local Authority Having Jurisdiction (fire code official) shall be followed.

7. Additionally, records of the testing shall be maintained by the owner and contractor, if applicable, as required by the State Rules mentioned above and NFPA 25.
8. Standpipe system tests where water will be flowed external to the building shall not be conducted during freezing conditions or during the day prior to expected night time freezing conditions.
9. Contact the *fire code official* for requests to remove existing fire hose from Class II and III standpipe systems where employees are not trained in the utilization of this firefighting equipment. All standpipe hose valves must remain in place and be provided with an approved cap and chain when approval is given to remove hose by the *fire code official*.

(Reason: Increases the reliability of the fire protection system and re-emphasizes the requirements of NFPA 25 relative to standpipe systems, as well as ensuring that FDC connections are similarly tested/maintained to ensure operation in an emergency incident.)

****Section 901.6.4; add Section 901.6.4 to read as follows:**

901.6.4 False Alarms and Nuisance Alarms. False alarms and nuisance alarms shall not be given, signaled or transmitted or caused or permitted to be given, signaled or transmitted in any manner.

(Reason: Places the responsibility on the business or property owner to maintain their fire alarm systems in approved condition. Allows the enforcement of "prohibition of false alarms". Replaces text lost from the legacy codes that helps to ensure the maintenance of life safety systems.)

****Section 901.7; change to read as follows:**

901.7 Systems Out of Service. Where a required *fire protection system* is out of service or in the event of an excessive number of activations, the fire department and the *fire code official* shall be notified immediately and, where required by the *fire code official*, the building shall either be evacuated or an *approved fire watch* shall be provided for all occupants left unprotected by the shut down until the *fire protection system* has been returned to service. ... {Remaining text unchanged}

(Reason: Gives fire code official more discretion with regards to enforcement of facilities experiencing nuisance alarm or fire protection system activations necessitating correction/repair/replacement. The intent of the amendment is to allow local jurisdictions to enforce fire watches, etc., where needed to ensure safety of occupants where fire protection systems are experiencing multiple nuisance activations.)

****Section 903.1.1; change to read as follows:**

903.1.1 Alternative Protection. Alternative automatic fire-extinguishing systems complying with Section 904 shall be permitted instead of in addition to automatic sprinkler protection where recognized by the applicable standard and, or as approved by the *fire code official*.

(Reason: Such alternative systems do not provide the reliability of automatic sprinkler protection. Most gaseous type systems are highly susceptible to open doors, ceiling or floor tile removal, etc. However, an applicant could pursue an Alternate Method request to help mitigate the reliability issues with these alternative systems with the fire code official if so desired, or there may be circumstances in which the fire code official is acceptable to allowing an alternate system in lieu of sprinklers, such as kitchen hoods or paint booths.)

****Section 903.2.8; change to read as follows:**

903.2.8 Group R. An automatic sprinkler system installed in accordance with Section 903.3 shall be provided throughout all buildings with a Group R fire area, excluding Group R-3 occupancies.

(Reason: Amendment carried forward from previous codes; further amended to exempt Group R-3 residential structures)

****Section 903.2.8.1; change to read as follows:**

903.2.8.1 Group R-3 An automatic sprinkler system installed in accordance with Section 903-3-1-3 shall be permitted in Group R-3 occupancies. An automatic sprinkler system shall be encouraged but not required for Group R-3 occupancies, unless determined otherwise in the discretion of the code official.

****Section 903.2; add paragraph to read as follows and delete the exception:**

Automatic Sprinklers shall not be installed in elevator machine rooms, elevator machine spaces, and elevator hoistways, other than pits where such sprinklers would not necessitate shunt trip requirements under any circumstances. Storage shall not be allowed within the elevator machine room. Signage shall be provided at the entry doors to the elevator machine room indicating "ELEVATOR MACHINERY – NO STORAGE ALLOWED."

(Reason: Firefighter and public safety. This amendment eliminates the shunt trip requirement of the International Building Code Section 3005.5 for the purpose of elevator passenger and firefighter safety. This amendment is contingent on the Building Code amendment eliminating the Exceptions to Section 3005.4, such that passive fire barriers for these areas are maintained. The exception deletion is due to the fact that such telecom areas pose an undue fire risk to the structural integrity of the building.)

****Section 903.2.9; add Section 903.2.9.3 to read as follows:**

903.2.9.3 Self-Service Storage Facility. An automatic sprinkler system shall be installed throughout all self-service storage facilities.

(Reason: Fire departments are unable to inspect these commercial occupancies and are unaware of the contents being stored. Previous allowance to separate units by fire barriers is difficult to enforce maintenance after opening.)

****Section 903.2.11; change 903.2.11.3 and add 903.2.11.7, 903.2.11.8, and 903.2.11.9 as follows:**

903.2.11.3 Buildings 55 35 feet or more in height. An automatic sprinkler system shall be installed throughout buildings that have one or more stories with an occupant load of 30 or more, other than penthouses in compliance with Section 1510 of the *International Building Code*, located 55 35 feet (46-764 10 668 mm) or more above the lowest level of fire department vehicle access, measured to the finished floor.

Exceptions:

1. Open parking structures in compliance with Section 406.5 of the *International Building Code*, having no other occupancies above the subject garage.
2. Occupancies in Group F-2. 2. Occupancies in Group R-3.

903.2.11.7 High-Piled Combustible Storage. For any building with a clear height exceeding 12 feet (4572 mm), see Chapter 32 to determine if those provisions apply.

903.2.11.8 Spray Booths and Rooms. New and existing spray booths and spraying rooms shall be protected by an approved automatic fire-extinguishing system.

903.2.11.9 Buildings Over 6,000 sq. ft. An automatic sprinkler system shall be installed throughout all buildings with a building area 6,000 sq. ft. or greater and in all existing buildings that are enlarged to be 6,000 sq. ft. or greater. For the purpose of this provision, fire walls shall not define separate buildings.

Exceptions:

1. Open parking structures in compliance with Section 406.5 of the *International Building Code*.
2. Occupancies in Group R-3.

(Reason: Provides jurisdictions options as to their desired level of sprinkler protection based on multiple factors including firefighting philosophies/capabilities.)

****Section 903.3.1.1.1; change to read as follows:**

903.3.1.1.1 Exempt Locations. When approved by the fire code official, automatic sprinklers shall not be required in the following rooms or areas where such ... {text unchanged}... because it is damp, of fire-resistance-rated construction or contains electrical equipment.

1. Any room where the application of water, or flame and water, constitutes a serious life or fire hazard.
2. Any room or space where sprinklers are considered undesirable because of the nature of the contents, when approved by the code official.
3. Generator and transformer rooms, under the direct control of a public utility, separated from the remainder of the building by walls and floor/ceiling or roof/ceiling assemblies having a fire-resistance rating of not less than 2 hours.
- ~~4. In rooms or areas that are of noncombustible construction with wholly noncombustible contents.~~
5. Fire service access Elevator machine rooms, and machinery spaces, and hoistways, other than pits where such sprinklers would not necessitate shunt trip requirements under any circumstances.
6. {Delete.}

(Reason: Gives more direction to code official. Exception 4 deleted to provide protection where fire risks are poorly addressed. Amendment 903.2 addresses Exception 5 above relative to the elimination of sprinkler protection in these areas to avoid the shunt trip requirement.)

*****Section 903.3.1.2.3; delete section and replace as follows:**

[F] Section 903.3.1.2.3 Attached Garages and Attics. Sprinkler protection is required in attached garages, and in the following attic spaces:

1. Attics that are used or intended for living purposes or storage shall be protected by an automatic sprinkler system, excluding attics in Group R-3 occupancies.
2. Where fuel-fired equipment is installed in an unsprinklered attic, not fewer than one quick-response intermediate temperature sprinkler shall be installed above the equipment.
3. Attic spaces of buildings that are two or more stories in height above grade plane or above the lowest level of fire department vehicle access.
4. Group R-4, Condition 2 occupancy attics not required by Item 1 or 3 to have sprinklers shall comply with one of the following:
 - 4.1. Provide automatic sprinkler system protection.
 - 4.2. Provide a heat detection system throughout the attic that is arranged to activate the building fire alarm system.
 - 4.3. Construct the attic using noncombustible materials.
 - 4.4. Construct the attic using fire-retardant-treated wood complying with Section 2303.2 of the International Building Code.
 - 4.5. Fill the attic with noncombustible insulation.

(Reason: Attic protection is required due to issues with fire exposure via soffit vents, as well as firefighter safety. Several jurisdictions indicated experience with un-protected attic fires resulting in displacement of all building occupants. NFPA 13 provides for applicable attic sprinkler protection requirements, as well as exemptions to such, based on noncombustible construction, etc. Attached garages already require sprinklers via NFPA 13R – this amendment just re-emphasizes the requirement.)

****Section 903.3.1.3; change to read as follows:**

903.3.1.3 NFPA 13D Sprinkler Systems. When required by this code, automatic sprinkler systems installed in one- and two-family dwellings; Group R-3; Group R-4, Condition 1; and townhouses shall be permitted to be installed throughout in accordance with NFPA 13D or in accordance with state law.

(Reason: To allow the use of the Plumbing section of the International Residential Code (IRC) and recognize current state stipulations in this regard.)

****Section 903.3.2; change to read as follows**

903.3.2 Quick-response and residential sprinklers.

Where automatic sprinkler systems are required by this code, quick-response or residential automatic sprinklers shall be installed in all of the following areas in accordance with Section 903.3.1 and their listings:

- 1. Throughout all spaces within a smoke compartment containing care recipient sleeping units in Group I-2 in accordance with the International Building Code.*
- 2. Throughout all spaces within a smoke compartment containing treatment rooms in ambulatory care facilities.*
- 3. Dwelling units and sleeping units in Group I-1 and R-1, R-2 and R-4 occupancies (automatic sprinkler systems shall be encouraged but not required for R-3 occupancies, unless otherwise determined by the code official).*
- 4. Light-hazard occupancies as defined in NFPA.*

(Reason: Residential automatic sprinklers shall be recommended for dwelling and sleeping units in R-3 occupancies, but not required.)

****Section 903.3.1.4; add to read as follows:**

[F] 903.3.1.4 Freeze protection. Freeze protection systems for automatic fire sprinkler systems shall be in accordance with the requirements of the applicable referenced NFPA standard and this section.

903.3.1.4.1 Attics. Only dry-pipe, pre-action, or listed antifreeze automatic fire sprinkler systems shall be allowed to protect attic spaces.

Exception: Wet-pipe fire sprinkler systems shall be allowed to protect non-ventilated attic spaces where:

1. The attic sprinklers are supplied by a separate floor control valve assembly to allow ease of draining the attic system without impairing sprinklers throughout the rest of the building, and
2. Adequate heat shall be provided for freeze protection as per the applicable referenced NFPA standard, and
3. The attic space is a part of the building's thermal, or heat, envelope, such that insulation is provided at the roof deck, rather than at the ceiling level.

903.3.1.4.2 Heat trace/insulation. Heat trace/insulation shall only be allowed where approved by the fire code official for small sections of large diameter water-filled pipe.

(Reason: In the last few years, severe winters brought to light several issues with current practices for sprinklering attics, not the least of which was wet-pipe sprinklers in ventilated attics provided with space heaters, etc. for freeze protection of such piping. This practice is not acceptable for the protection of water-filled piping in a ventilated attic space as it does not provide a reliable means of maintaining the minimum 40 degrees required by NFPA, wastes energy, and presents a potential ignition source to the attic space. Listed antifreeze is specifically included because NFPA currently allows such even though there is no currently listed antifreeze at the time of development of these amendments. The intent of this amendment is to help reduce the large number of freeze breaks that have occurred in the past with water-filled wet-pipe sprinkler systems in the future, most specifically in attic spaces.)

****Section 903.3.5; add a second paragraph to read as follows:**

Water supply as required for such systems shall be provided in conformance with the supply requirements of the respective standards; however, every water-based fire protection system shall be designed with a 10 psi safety factor. Reference Section 507.4 for additional design requirements.

(Reason: To define uniform safety factor for the region.)

****Section 903.4; add a second paragraph after the exceptions to read as follows:**

Sprinkler and standpipe system water-flow detectors shall be provided for each floor tap to the sprinkler system and shall cause an alarm upon detection of water flow for more than 45 seconds. All control valves in the sprinkler and standpipe systems except for fire department hose connection valves shall be electrically supervised to initiate a supervisory signal at the central station upon tampering.

(Reason: To avoid significant water losses. Consistent with amendment to IFC 905.9.)

****Section 903.4.2; add second paragraph to read as follows:**

The alarm device required on the exterior of the building shall be a weatherproof horn/strobe notification appliance with a minimum 75 candela strobe rating, installed as close as practicable to the fire department connection.

(Reason: Fire department connections are not always located at the riser; this allows the fire department faster access.)

****Section 905.2; change to read as follows:**

905.2 Installation Standard. Standpipe systems shall be installed in accordance with this section and NFPA 14. Manual dry standpipe systems shall be supervised with a minimum of 10 psig and a maximum of 40 psig air pressure with a high/low alarm.

(Reason: To define manual dry standpipe supervision requirements. Helps ensure the integrity of the standpipe system via supervision, such that open hose valves will result in a supervisory low air alarm.)

*****Section 905.3; add Section 905.3.9 and exception to read as follows:**

905.3.9 Buildings Exceeding 10,000 sq. ft. In buildings exceeding 10,000 square feet in area per story and where any portion of the building's interior area is more than 200 feet (60960 mm) of travel, vertically and horizontally, from the nearest point of fire department vehicle access, Class I automatic wet or manual wet standpipes shall be provided.

Exceptions:

1. Automatic dry, semi-automatic dry, and manual dry standpipes are allowed as provided for in NFPA 14 where approved by the fire code official.
2. R-2 occupancies of four stories or less in height having no interior corridors.

(Reason: Allows for the rapid deployment of hose lines to the body of the fire. Manual dry option added this edition.)

****Section 905.4, change Item 1, 3, and 5, and add Item 7 to read as follows:**

1. In every required ~~interior~~-exit stairway, a hose connection shall be provided for each story above and below grade plane. Hose connections shall be located at an intermediate landing between stories, unless otherwise approved by the fire code official.
2. {No change.}
3. In every exit passageway, at the entrance from the exit passageway to other areas of a building.
Exception: Where floor areas adjacent to an exit passageway are reachable from an ~~interior~~ exit stairway hose connection by a {remainder of text unchanged}
4. {No change.}
5. Where the roof has a slope less than four units vertical in 12 units horizontal (33.3-percent slope), each standpipe shall be provided with a two-way a-hose connection shall be located to serve the roof or at the highest landing of an ~~interior~~ exit stairway with stair access to the roof provided in accordance with Section 1011.12.
6. {No change.}
7. When required by this Chapter, standpipe connections shall be placed adjacent to all required exits to the structure and at two hundred feet (200') intervals along major corridors thereafter, or as otherwise approved by the fire code official.

(Reason: Item 1, 3, and 5 amendments to remove 'interior' will help to clarify that such connections are required for all 'exit' stairways, to ensure firefighter capabilities are not diminished in these tall buildings, simply because the stair is on the exterior of the building. Item 5 reduces the amount of pressure required to facilitate testing, and provides backup protection for fire fighter safety. Item 7 allows for the rapid deployment of hose lines to the body of the fire.)

****Section 905.9; add a second paragraph after the exceptions to read as follows:**

Sprinkler and standpipe system water-flow detectors shall be provided for each floor tap to the sprinkler system and shall cause an alarm upon detection of water flow for more than 45 seconds. All control valves in the sprinkler and standpipe systems except for fire department hose connection valves shall be electrically supervised to initiate a supervisory signal at the central station upon tampering.

(Reason: To avoid significant water losses. Consistent with amendment to IFC 903.4.)

****Section 907.1; add Section 907.1.4 and 907.1.4.1 to read as follows:**

907.1.4 Design Standards. Where a new fire alarm system is installed, the devices shall be addressable. Fire alarm systems utilizing more than 20 smoke detectors shall have analog initiating devices.

(Reason: Provides for the ability of descriptive identification of alarms, and reduces need for panel replacement in the future. Updated wording to match the language of the new requirement at 907.5.2.3. Change of terminology allows for reference back to definitions of NFPA 72.)

****Section 907.2.1; change to read as follows:**

907.2.1 Group A. A manual fire alarm system that activates the occupant notification system in accordance with Section 907.5 shall be installed in Group A occupancies ~~where the~~ having an occupant load ~~due to the assembly~~ occupancy is of 300 or more persons, or where the Group A occupant load is more than 100 persons above or below the *lowest level of exit discharge*. Group A occupancies not separated from one another in accordance with Section 707.3.-10 of the *International Building Code* shall be considered as a single occupancy for the purposes of applying this section. Portions of Group E occupancies occupied for assembly purposes shall be provided with a fire alarm system as required for the Group E occupancy.

Exception: {No change.}

Activation of fire alarm notification appliances shall:

1. Cause illumination of the means of egress with light of not less than 1 foot-candle (11 lux) at the walking surface level, and
2. Stop any conflicting or confusing sounds and visual distractions.

(Reason: Increases the requirement to be consistent with Group B requirement. Also addresses issue found in Group A occupancies of reduced lighting levels and other A/V equipment that distracts from fire alarm notification devices or reduces ability of fire alarm system to notify occupants of the emergency condition.)

****Section 907.2.3; change to read as follows:**

907.2.3 Group E. A manual fire alarm system that initiates the occupant notification signal utilizing an emergency voice/alarm communication system meeting the requirements of Section 907.5.2.2 and installed in accordance with Section 907.6 shall be installed in Group E educational occupancies. When *automatic sprinkler systems* or smoke detectors are installed, such systems or detectors shall be connected to the building fire alarm system. An approved smoke detection system shall be installed in Group E day care occupancies. Unless separated by a minimum of 100' open space, all buildings, whether portable buildings or the main building, will be considered one building for alarm occupant load consideration and interconnection of alarm systems.

Exceptions:

1. {No change.}
- 1.1. Residential In-Home day care with not more than 12 children may use interconnected single station detectors in all habitable rooms. (For care of more than five children 2 1/2 or less years of age, see Section 907.2.6.) {No change to remainder of exceptions.}

(Reason: To distinguish educational from day care occupancy minimum protection requirements. Further, to define threshold at which portable buildings are considered a separate building for the purposes of alarm systems. Exceptions provide consistency with State law concerning such occupancies.)

****Section 907.2.12, Exception 3; change to read as follows:**

3. Open air portions of buildings with an occupancy in Group A-5 in accordance with Section 303.1 of the International Building Code; however, this exception does not apply to accessory uses including but not limited to sky boxes, restaurants, and similarly enclosed areas.

(Reason: To indicate that enclosed areas within open air seating type occupancies are not exempted from automatic fire alarm system requirements.)

****Section 907.4.2; add Section 907.4.2.7 to read as follows:**

907.4.2.7 Type. Manual alarm initiating devices shall be an approved double action type.

(Reason: Helps to reduce false alarms.)

****Section 907.6.1; add Section 907.6.1.1 to read as follows:**

907.6.1.1 Wiring Installation. All fire alarm systems shall be installed in such a manner that a failure of any single initiating device or single open in an initiating circuit conductor will not interfere with the normal operation of other such devices. All signaling line circuits (SLC) shall be installed in such a way that a single open will not interfere with the operation of any addressable devices (Class A). Outgoing and return SLC conductors shall be installed in accordance with NFPA 72 requirements for Class A circuits and shall have a minimum of four feet separation horizontal and one foot vertical between supply and return circuit conductors. The initiating device circuit (IDC) from a signaling line circuit interface device may be wired Class B, provided the distance from the interface device to the initiating device is ten feet or less.

(Reason: To provide uniformity in system specifications and guidance to design engineers. Improves reliability of fire alarm devices and systems.)

****Section 907.6.3; delete all four Exceptions.**

(Reason: To assist responding personnel in locating the emergency event for all fire alarm systems. This is moved from 907.6.5.3 in the 2012 IFC and reworded to match new code language and sections.)

****Section 907.6.6; – add sentence at end of paragraph to read as follows:**

See 907.6.3 for the required information transmitted to the supervising station.

(Reason: To assist responding personnel in locating the emergency event for all fire alarm systems. This is moved from 907.6.5.3 in the 2012 IFC and reworded to match new code language and sections.)

****Section 909.22; add to read as follows:**

909.22 Stairway or Ramp Pressurization Alternative. Where the building is equipped throughout with an automatic sprinkler system in accordance with Section 903.3.1.1 and the stair pressurization alternative is chosen for compliance with Building Code requirements for a smokeproof enclosure, interior exit stairways or ramps shall be pressurized to a minimum of 0.10 inches of water (25 Pa) and a maximum of 0.35 inches of water (87 Pa) in the shaft relative to the building measured with all interior exit stairway and ramp doors closed under maximum anticipated conditions of stack effect and wind effect. Such systems shall comply with Section 909, including the installation of a separate fire-fighter's smoke control panel as per Section 909.16, and a Smoke Control Permit shall be required from the fire department as per Section 105.7.

909.22.1 Ventilating equipment. The activation of ventilating equipment for the stair or ramp pressurization system shall be by smoke detectors installed at each floor level at an approved location at the entrance to the smokeproof enclosure. When the closing device for the stairway or ramp shaft and vestibule doors is activated by smoke detection or power failure, the mechanical equipment shall activate and operate at the required performance levels. Smoke detectors shall be installed in accordance with Section 907.3.

909.22.1.1 Ventilation Systems. Smokeproof enclosure ventilation systems shall be independent of other building ventilation systems. The equipment, control wiring, power wiring and ductwork shall comply with one of the following:

1. Equipment, control wiring, power wiring and ductwork shall be located exterior to the building and directly connected to the smokeproof enclosure or connected to the smokeproof enclosure by ductwork enclosed by not less than 2-hour fire barriers constructed in accordance with Section 707 of the Building Code or horizontal assemblies constructed in accordance with Section 711 of the Building Code, or both.
2. Equipment, control wiring, power wiring and ductwork shall be located within the smokeproof enclosure with intake or exhaust directly from and to the outside or through ductwork enclosed by not less than 2-hour barriers constructed in accordance with Section 707 of the Building Code or horizontal assemblies constructed in accordance with Section 711 of the Building Code, or both.
3. Equipment, control wiring, power wiring and ductwork shall be located within the building if separated from the remainder of the building, including other mechanical equipment, by not less than 2-hour fire

barriers constructed in accordance with Section 707 of the Building Code or horizontal assemblies constructed in accordance with Section 711 of the Building Code, or both.

Exceptions:

1. Control wiring and power wiring utilizing a 2-hour rated cable or cable system.
2. Where encased with not less than 2 inches (51 mm) of concrete.
3. Control wiring and power wiring protected by a listed electrical circuit protective systems with a fire-resistance rating of not less than 2 hours.

909.21.1.2 Standby Power. Mechanical vestibule and stairway and ramp shaft ventilation systems and automatic fire detection systems shall be provided with standby power in accordance with Section 2702 of the Building Code.

909.22.1.3 Acceptance and Testing. Before the mechanical equipment is approved, the system shall be tested in the presence of the fire code official to confirm that the system is operating in compliance with these requirements.

(Reason: To assist with enforcement of such as a smoke control system, as per Section 909.6.3, especially since a permit is now specifically required for such systems in the Fire Code. Also ensures that a firefighter's override panel is provided as per 909.16 for such systems. The above amendment copies the applicable requirements for such systems from Section 909.20 of the Building Code into the Fire Code. Although the published code did copy the elevator pressurization requirements into the Fire Code, it did not copy over the stair pressurization requirements.)

****Section 910.2; change Exception 2. and 3.to read as follows:**

2. Only manual smoke and heat removal shall not be required in areas of buildings equipped with early suppression fast-response (ESFR) sprinklers. Automatic smoke and heat removal is prohibited.
3. Only manual smoke and heat removal shall not be required in areas of buildings equipped with control mode special application sprinklers with a response time index of $50(m^*S)^{1/2}$ or less that are listed to control a fire in stored commodities with 12 or fewer sprinklers. Automatic smoke and heat removal is prohibited.

(Reason: Allows the fire department to control the smoke and heat during and after a fire event, while still prohibiting such systems from being automatically activated, which is a potential detriment to the particular sprinkler systems indicated.)

****Section 910.2; add subsections 910.2.3 with exceptions to read as follows:**

910.2.3 Group H. Buildings and portions thereof used as a Group H occupancy as follows:

1. In occupancies classified as Group H-2 or H-3, any of which are more than 15,000 square feet (1394 m²) in single floor area.

Exception: Buildings of noncombustible construction containing only noncombustible materials.

2. In areas of buildings in Group H used for storing Class 2, 3, and 4 liquid and solid oxidizers, Class 1 and unclassified detonable organic peroxides, Class 3 and 4 unstable (reactive) materials, or Class 2 or 3 water-reactive materials as required for a high-hazard commodity classification.

Exception: Buildings of noncombustible construction containing only noncombustible materials.

(Reason: Maintains a fire protection device utilized in such occupancies where it is sometimes necessary to allow chemicals to burn out, rather than extinguish.)

****Section 910.3; add section 910.3.4 to read as follows:**

910.3.4 Vent Operation. Smoke and heat vents shall be capable of being operated by approved automatic and manual means. Automatic operation of smoke and heat vents shall conform to the provisions of Sections 910.3.2.1 through 910.3.2.3.

910.3.4.1 Sprinklered buildings. Where installed in buildings equipped with an approved automatic sprinkler system, smoke and heat vents shall be designed to operate automatically.

The automatic operating mechanism of the smoke and heat vents shall operate at a temperature rating at least 100 degrees F (approximately 38 degrees Celsius) greater than the temperature rating of the sprinklers installed.

Exception: Manual only systems per Section 910.2.

910.3.4.2 Nonsprinklered Buildings. Where installed in buildings not equipped with an approved automatic sprinkler system, smoke and heat vents shall operate automatically by actuation of a heat-responsive device rated at between 100°F (56°C) and 220°F (122°C) above ambient.

Exception: Listed gravity-operated drop out vents.

(Reason: Amendment continues to keep applicable wording from prior to the 2012 edition of the IFC. Specifically, automatic activation criteria is no longer specifically required in the published code. Specifying a temperature range at which smoke and heat vents should activate in sprinklered buildings helps to ensure that the sprinkler system has an opportunity to activate and control the fire prior to vent operation.)

****Section 910.4.3.1; change to read as follows:**

910.4.3.1 Makeup Air. Makeup air openings shall be provided within 6 feet (1829 mm) of the floor level. Operation of makeup air openings shall be manual or automatic. The minimum gross area of makeup air inlets shall be 8 square feet per 1,000 cubic feet per minute (0.74 m² per 0.4719 m³/s) of smoke exhaust.

(Reason: Makeup air has been required to be automatic for several years now in this region when mechanical smoke exhaust systems are proposed. This allows such systems to be activated from the smoke control panel by first responders without having to physically go around the exterior of the building opening doors manually. Such requires a significant number of first responders on scene to conduct this operation and significantly delays activation and/or capability of the smoke exhaust system.)

****Section 912.2; add Section 912.2.3 to read as follows:**

912.2.3 Hydrant Distance. An approved fire hydrant shall be located within 100 feet of the fire department connection as the fire hose lays along an unobstructed path.

(Reason: To accommodate limited hose lengths, improve response times where the FDC is needed to achieve fire control, and improve ease of locating a fire hydrant in those situations also. Also, consistent with NFPA 14 criteria.)

****Section 913.2.1; add second paragraph and exception to read as follows:**

When located on the ground level at an exterior wall, the fire pump room shall be provided with an exterior fire department access door that is not less than 3 ft. in width and 6 ft. – 8 in. in height, regardless of any interior doors that are provided. A key box shall be provided at this door, as required by Section 506.1.

Exception: When it is necessary to locate the fire pump room on other levels or not at an exterior wall, the corridor leading to the fire pump room access from the exterior of the building shall be provided with equivalent fire resistance as that required for the pump room, or as approved by the fire code official. Access keys shall be provided in the key box as required by Section 506.1.

(Reason: This requirement allows fire fighters safer access to the fire pump room. The requirement allows access without being required to enter the building and locate the fire pump room interior access door during a fire event. The exception recognizes that this will not always be a feasible design scenario for some buildings, and as such, provides an acceptable alternative to protect the pathway to the fire pump room.)

****Section 914.3.1.2; change to read as follows:**

914.3.1.2 Water Supply to required Fire Pumps. In buildings that are more than ~~420~~ 120 feet (37 m) in *building height*, required fire pumps shall be supplied by connections to no fewer than two water mains located in different streets. Separate supply piping shall be provided between each connection to the water main and the pumps. Each connection and the supply piping between the connection and the pumps shall be sized to supply the flow and pressure required for the pumps to operate.

Exception: {No change to exception.}

(Reason: The 2009 edition of the IFC added this requirement based on a need for redundancy of the water supply similar to the redundancy of the power supply to the fire pumps required for such tall buildings, partially due to the fact that these buildings are rarely fully evacuated in a fire event. More commonly, the alarm activates on the floor of the event, the floor above and the floor below. Back-up power to the fire pump becomes critical for this reason. Certainly, the power is pointless if the water supply is impaired for any reason, so a similar requirement is provided here for redundant water supplies. The 2015 edition changes the requirement to only apply to very tall buildings over 420 ft. This amendment modifies/lowers the requirement to 120 ft., based on this same height requirement for fire service access elevators. Again, the language from the 2009 and 2012 editions of the code applied to any high-rise building. This compromise at 120 ft. is based on the above technical justification of defend-in-place scenarios in fire incidents in such tall structures.)

****Section 1006.2.2.7; Add Section 1006.2.2.7 as follows:**

1006.2.2.7 Electrical Rooms. For electrical rooms, special exiting requirements may apply. Reference the electrical code as adopted.

(Reason: Cross reference necessary for coordination with the NEC which has exiting requirements as well.)

****Section 1009.8; add the following Exception 7:**

Exceptions:

7. Buildings regulated under State Law and built in accordance with State registered plans, including variances or waivers granted by the State, shall be deemed to be in compliance with the requirements of Section 1009 and chapter 11.

(Reason: To accommodate buildings regulated under Texas State Law and to be consistent with amendments in Chapter 11.)

****Section 1010.1.9.5 Bolt Locks; amend exceptions 3 and 4 as follows:**

Exceptions:

3. Where a pair of doors serves an occupant load of less than 50 persons in a Group B, F, M or S occupancy. (Remainder unchanged)

4. Where a pair of doors serves a Group A, B, F, M or S occupancy (remainder unchanged)

(Reason: Application to M occupancies reflects regional practice; No. 4 expanded to Group A due to it being a similar scenario to other uses; No. 4 was regional practice.)

****Section 1020.1 Construction; add exception 6 to read as follows:**

6. In group B occupancies, corridor walls and ceilings need not be of fire-resistive construction within a single tenant space when the space is equipped with approved automatic smoke-detection within the corridor. The actuation of any detector must activate self-annunciating alarms audible in all areas within the corridor. Smoke detectors must be connected to an approved automatic fire alarm system where such system is provided.

(Reason: Regionally accepted alternate method.)

****Section 1029.1.1.1 Spaces under grandstands and bleachers; delete this section.**

(Reason: Unenforceable.)

****Section 1031.2; change to read as follows:**

1031.2 Reliability. Required *exit accesses*, *exits* and *exit discharges* shall be continuously maintained free from obstructions or impediments to full instant use in the case of fire or other emergency ~~where the building area served by the means of egress is occupied~~. An *exit* or *exit passageway* shall not be used for any purpose that interferes with a means of egress.

(Reason: Maintain legacy levels of protection and long-standing regional practice, and provide firefighter safety.)

****Section 1103.3; add sentence to end of paragraph as follows:**

Provide emergency signage as required by Section 606.3.

(Reason: Coordinates requirements of previous amendment.)

Fire sprinkler system installation shall be completed within 24 months from date of notification by the fire code official.

(Reason: Regional consistency of this retroactive requirement to allow business owners adequate time to budget to accommodate the cost of the fire sprinkler system.)

****Section 1103.5; add Section 1103.5.5 to read as follows:**

1103.5.5 Spray Booths and Rooms. Existing spray booths and spray rooms shall be protected by an approved automatic fire-extinguishing system in accordance with Section 2404.

(Reason: Consistent with amendment to IFC 2404, and long-standing regional requirement to protect this hazardous operation.)

*****Section 1103.7; add Section 1103.7.7 and 1103.7.7.1 to read as follows:**

1103.7.7 Fire Alarm System Design Standards. Where an existing fire alarm system is upgraded or replaced, the devices shall be addressable. Fire alarm systems utilizing more than 20 smoke and/or heat detectors shall have analog initiating devices.

Exception: Existing systems need not comply unless the total building, or fire alarm system, remodel or expansion exceeds 30% of the building. When cumulative building, or fire alarm system, remodel or expansion initiated after the date of original fire alarm panel installation exceeds 50% of the building, or fire alarm system, the fire alarm system must comply within 18 months of permit application.

1103.7.7.1 Communication requirements. Refer to Section 907.6.6 for applicable requirements.

(Reason: To assist responding personnel in locating the emergency event and provide clarity as to percentages of work that results in a requirement to upgrade the entire fire alarm system.)

*****Section 1203; change and add to read as follows:**

1203.1.1 {No change.}

1203.1.2 {No change.}

1203.1.3 Emergency power systems and standby power systems shall be installed in accordance with the *International Building Code*, NFPA 70, NFPA 110 and NFPA 111. Existing installations shall be maintained in accordance with the original approval, except as specified in Chapter 11.

1203.1.4 through 1203.1.9 {No changes to these sections.}

1203.1.10 Critical Operations Power Systems (COPS). For Critical Operations Power Systems necessary to maintain continuous power supply to facilities or parts of facilities that require continuous operation for the reasons of public safety, emergency management, national security, or business continuity, see NFPA 70.

1203.2 Where Required. Emergency and standby power systems shall be provided where required by Sections 1203.2.1 through 1203.2.18 ~~26~~ or elsewhere identified in this code or any other referenced code.

1203.2.1 through 1203.2.3 {No change.}

1203.2.4 Emergency Voice/Alarm Communications Systems. Emergency power shall be provided for emergency voice/alarm communications systems in the following occupancies, or as specified elsewhere in this code, as required in Section 907.5.2.2.5. The system shall be capable of powering the required load for a duration of not less than 24 hours, as required in NFPA 72.

Covered and Open Malls, Section 907.2.19 and 914.2.3

Group A Occupancies, Sections 907.2.1 and 907.5.2.2.4.

Special Amusement Buildings, Section 907.2.11

High-rise Buildings, Section 907.2.12

Atriums, Section 907.2.13

Deep Underground Buildings, Section 907.2.18

1203.2.5 through 1203.2.13 {No change.}

1203.2.14 Means of Egress Illumination. Emergency power shall be provided for *means of egress* illumination in accordance with Sections 1008.3 and 1104.5.1. (90 minutes)

1203.2.15 Membrane Structures. Emergency power shall be provided for *exit* signs in temporary tents and membrane structures in accordance with Section 3103.12.6. (90 minutes) Standby power shall be provided for auxiliary inflation systems in permanent membrane structures in accordance with Section 2702 of the *International Building Code*. (4 hours) Auxiliary inflation systems shall be provided in temporary air-supported and air-inflated membrane structures in accordance with section 3103.10.4.

1203.2.16 {No change.}

1203.2.17 Smoke Control Systems. Standby power shall be provided for smoke control systems in the following occupancies, or as specified elsewhere in this code, as required in Section 909.11:

Covered Mall Building, *International Building Code*, Section 402.7

Atriums, *International Building Code*, Section 404.7

Underground Buildings, *International Building Code*, Section 405.8

Group I-3, *International Building Code*, Section 408.4.2

Stages, *International Building Code*, Section 410.2.5

Special Amusement Buildings (as applicable to Group A's), *International Building Code*, Section 411.1

Smoke Protected Seating, Section 1029.6.2.

1203.2.18 {No change.}

1203.2.19 Covered and Open Mall Buildings. Emergency power shall be provided in accordance with Section 907.2.19 and 914.2.3.

1203.2.20 Airport Traffic Control Towers. A standby power system shall be provided in airport traffic control towers more than 65 ft. in height. Power shall be provided to the following equipment:

1. Pressurization equipment, mechanical equipment and lighting.
2. Elevator operating equipment.

3. Fire alarm and smoke detection systems.

1203.2.21 Smokeproof Enclosures and Stair Pressurization Alternative. Standby power shall be provided for smokeproof enclosures, stair pressurization alternative and associated automatic fire detection systems as required by the *International Building Code*, Section 909.20.6.2.

1203.2.22 Elevator Pressurization. Standby power shall be provided for elevator pressurization system as required by the *International Building Code*, Section 909.21.5.

1203.2.23 Elimination of Smoke Dampers in Shaft Penetrations. Standby power shall be provided when eliminating the smoke dampers in ducts penetrating shafts in accordance with the *International Building Code*, Section 717.5.3, exception 2.3.

1203.2.24 Common Exhaust Systems for Clothes Dryers. Standby power shall be provided for common exhaust systems for clothes dryers located in multistory structures in accordance with the *International Mechanical Code*, Section 504.10, Item 7.

1203.2.25 Hydrogen Cutoff Rooms. Standby power shall be provided for mechanical ventilation and gas detection systems of Hydrogen Cutoff Rooms in accordance with the *International Building Code*, Section 421.

1203.2.26 Means of Egress Illumination in Existing Buildings. Emergency power shall be provided for *means of egress* illumination in accordance with Section 1104.5 when required by the fire code official. (90 minutes in I-2, 60 minutes elsewhere.)

1203.3 through 1203.6 {No change.}

1203.7 Energy Time Duration. Unless a time limit is specified by the fire code official, in this chapter or elsewhere in this code, or in any other referenced code or standard, the emergency and standby power system shall be supplied with enough fuel or energy storage capacity for not less than 2-hour full-demand operation of the system.

Exception: Where the system is supplied with natural gas from a utility provider and is approved.

(Reason: These amendments were moved from Chapter 6, due to relocation of the published sections to this new Chapter 12. These provisions provide a list to complete and match that throughout the codes. The only additional requirements are the reference to COPS in NFPA 70, and the specified Energy time duration. Other changes are a reference to a code provision that already exists.)

****Section 2304.1; change to read as follows:**

2304.1 Supervision of Dispensing. The dispensing of fuel at motor fuel-dispensing facilities shall be conducted by a qualified attendant or shall be under the supervision of a qualified attendant at all times or shall be in accordance with Section 2204.3, the following:

1. Conducted by a qualified attendant; and/or,
2. Shall be under the supervision of a qualified attendant; and/or
3. Shall be an unattended self-service facility in accordance with Section 2304.3.

At any time the qualified attendant of item Number 1 or 2 above is not present, such operations shall be considered as an unattended self-service facility and shall also comply with Section 2304.3.

(Reason: Allows a facility to apply the attended and unattended requirements of the code when both are potentially applicable.)

****Section 2401.2; delete this section.**

(Reason: This section eliminates such booths from all compliance with Chapter 15 including, but not limited to: size, ventilation, fire protection, construction, etc. If the product utilized is changed to a more flammable substance, the lack of compliance with Chapter 15 could result in significant fire or deflagration and subsequent life safety hazard.)

*****Section 3103.3.1; delete this section.**

(Reason: This new section of the Fire Code requires a fire sprinkler system to be installed in temporary tents and membrane structures, which is not a reasonable or enforceable requirement for a temporary use. A fire watch or fire alarm system is a more advisable approach for such occupancies that are only temporary.)

****Table 3206.2, footnote h; change text to read as follows:**

~~h. Not required—Where storage areas are protected by either early suppression fast response (ESFR) sprinkler systems or control mode special application sprinklers with a response time index of 50 (m • s) 1/2 or less that are listed to control a fire in the stored commodities with 12 or fewer sprinklers, installed in accordance with NFPA 13, manual smoke and heat vents or manually activated engineered mechanical smoke exhaust systems shall be required within these areas.~~

(Reason: Allows the fire department to control the smoke and heat during and after a fire event, while ensuring proper operation of the sprinkler protection provided. Also, gives an alternative to smoke and heat vents.)

*****Table 3206.2, footnote j; add footnote j to row titled 'High Hazard' and 'Greater than 300,000' to read as follows:**

j. High hazard high-piled storage areas shall not exceed 500,000 square feet. A 2-hour fire wall constructed in accordance with Section 706 of the International Building Code shall be used to divide high-piled storage exceeding 500,000 square feet in area.

(Reason: This is a long-standing legacy requirement and provides passive protection for extremely large buildings where it would be otherwise impossible to control the spread of fire without the fire wall in place in an uncontrolled fire event, which is much more likely in high hazard commodities, such as tires, flammable liquids, expanded plastics, etc.)

****Section 3310.1; add sentence to end of paragraph to read as follows:**

When fire apparatus access roads are required to be installed for any structure or development, they shall be approved prior to the time at which construction has progressed beyond completion of the foundation of any structure.

(Reason: Reference requirement of Section 501.4.)

****Section 5601.1.3; change to read as follows:**

5601.1.3 Fireworks. The possession, manufacture, storage, sale, handling, and use of fireworks are prohibited.

Exceptions:

1. Only when approved for fireworks displays, storage, and handling of fireworks as allowed in Section 5604 and 5608.
2. ~~Manufacture, assembly and testing of fireworks as allowed in Section 5605.~~
3. The use of fireworks for approved fireworks displays as allowed in Section 5608.
4. ~~The possession, storage, sale... {Delete remainder of text.}~~

(Reason: Restricts fireworks to approved displays only, which is consistent with regional practice. Such is intended

to help protect property owners and individuals from unintentional fireworks fires within the jurisdiction, as well as to help protect individuals from fireworks injuries. It is noted that there has been a change in the State Law to allow possession of unopened fireworks in certain areas of the vehicle, and it is highly recommended that AHJ's familiarize themselves with the applicable State Laws in this regard.)

****Section 5703.6; add a sentence to read as follows:**

5703.6 Piping Systems. Piping systems, and their component parts, for flammable and combustible liquids shall be in accordance with Sections 5703.6.1 through 5703.6.11. An approved method of secondary containment shall be provided for underground tank and piping systems.

(Reason: Increased protection in response to underground leak problems and remediation difficulty in underground applications. Coordinates with TCEQ requirements.)

****Section 5704.2.11.4; add a sentence to read as follows:**

5704.2.11.4 Leak Prevention. Leak prevention for underground tanks shall comply with Sections 5704.2.11.4.1 and ~~5704.2.11.4.2~~ through 5704.2.11.4.3. An approved method of secondary containment shall be provided for underground tank and piping systems.

(Reason: Increased protection in response to underground leak problems and remediation difficulty in underground applications.)

****Section 5704.2.11.4.2; change to read as follows:**

5704.2.11.4.2 Leak Detection. Underground storage tank systems shall be provided with an *approved* method of leak detection from any component of the system that is designed and installed in accordance with NFPA 30 and as specified in Section 5704.2.11.4.3.

(Reason: Reference to IFC Section 5704.2.11.4.3 amendment.)

****Section 5704.2.11.4.3; add Section 5704.2.11.4.3 to read as follows:**

5704.2.11.4.3 Observation Wells. Approved sampling tubes of a minimum 4 inches in diameter shall be installed in the backfill material of each underground flammable or combustible liquid storage tank. The tubes shall extend from a point 12 inches below the average grade of the excavation to ground level and shall be provided with suitable surface access caps. Each tank site shall provide a sampling tube at the corners of the excavation with a minimum of 4 tubes. Sampling tubes shall be placed in the product line excavation within 10 feet of the tank excavation and one every 50 feet routed along product lines towards the dispensers, a minimum of two are required.

(Reason: Provides an economical means of checking potential leaks at each tank site.)

****Section 5707.4; add paragraph to read as follows:**

Mobile fueling sites shall be restricted to commercial, industrial, governmental, or manufacturing, where the parking area having such operations is primarily intended for employee vehicles. Mobile fueling shall be conducted for fleet fueling or employee vehicles only, not the general public. Commercial sites shall be restricted to office-type or similar occupancies that are not primarily intended for use by the public.

(Reason: The general public does not expect a hazardous operation to be occurring in a typical parking lot or for a fuel truck to be traversing such parking lot, temporarily fueling a vehicle, and moving on to the next area in the parking lot to fuel the next vehicle. Vehicular accidents occur in parking lots on a regular basis, but the presence

of a fuel truck, especially one in the process of fueling a vehicle with gasoline, greatly adds to the potential risk involved in such accidents. By restricting such operations to the occupancies in question, the employees of the business may be adequately notified to expect such operations to occur in the parking lot.)

****Section 6103.2.1; add Section 6103.2.1.8 to read as follows:**

6103.2.1.8 Jewelry Repair, Dental Labs and Similar Occupancies. Where natural gas service is not available, portable LP-Gas containers are allowed to be used to supply approved torch assemblies or similar appliances. Such containers shall not exceed 20-pound (9.0 kg) water capacity. Aggregate capacity shall not exceed 60-pound (27.2 kg) water capacity. Each device shall be separated from other containers by a distance of not less than 20 feet.

(Reason: To provide a consistent and reasonable means of regulating the use of portable LP-Gas containers in these situations. Reduces the hazard presented by portable containers when natural gas is already available. Please note that current State Law does not allow for the enforcement of any rules more stringent than that adopted by the State, so this amendment is only applicable as to the extent allowed by that State Law.)

****Section 6104.2, Exception; add an exception 2 to read as follows:**

Exceptions:

1. {existing text unchanged}
2. Except as permitted in Sections 308 and 6104.3.2, LP-gas containers are not permitted in residential areas.

4.

(Reason: To provide a consistent and reasonable means of regulating the use LP-Gas containers. Reduces the hazard presented by such containers when natural gas is already available. References regional amendment to IFC 6104.3.2. Please note that current State Law does not allow for the enforcement of any rules more stringent than that adopted by the State, so this amendment is only applicable as to the extent allowed by that State Law.)

****Section 6104.3; add Section 6104.3.3 to read as follows:**

6104.3.3 Spas, Pool Heaters, and Other Listed Devices. Where natural gas service is not available, an LP-gas container is allowed to be used to supply spa and pool heaters or other listed devices. Such container shall not exceed 250-gallon water capacity per lot. See Table 6104.3 for location of containers.

Exception: Lots where LP-gas can be off-loaded wholly on the property where the tank is located may install up to 500 gallon above ground or 1,000 gallon underground approved containers.

(Reason: Allows for an alternate fuel source. Dwelling density must be considered and possibly factored into zoning restrictions. Reduces the hazard presented by over-sized LP-Gas containers. Please note that current State Law does not allow for the enforcement of any rules more stringent than that adopted by the State, so this amendment is only applicable as to the extent allowed by that State Law.)

****Section 6107.4 and 6109.13; change to read as follows:**

6107.4 Protecting Containers from Vehicles. Where exposed to vehicular damage due to proximity to alleys, driveways or parking areas, LP-gas containers, regulators and piping shall be protected in accordance with NFPA 58-Section 312.

6109.13 Protection of Containers. LP-gas containers shall be stored within a suitable enclosure or otherwise protected against tampering. Vehicle impact protection shall be provided as required by Section 6107.4.

Exception: ~~Vehicle impact protection shall not be required for protection of LP-gas containers where the containers are kept in lockable, ventilated cabinets of metal construction.~~

(Reason: NFPA 58 does not provide substantial physical protection [it allows raised sidewalks, fencing, ditches, parking bumpers as 'vehicle barrier protection'] of the container(s) from vehicular impact as is required and has been required historically, as per Section 312, i.e. bollard protection. Further, the exception to Section 6109.13 would allow for portable containers in ventilated metal cabinets to not require any physical protection whatsoever from vehicular impact, regardless of the location of the containers. Please note that current State Law does not allow for the enforcement of any rules more stringent than that adopted by the State, so this amendment is only applicable as to the extent allowed by that State Law.)

**** {Applicable to those jurisdictions adopting Appendix B}**

Table B105.2; change footnote a. to read as follows:

a. The reduced fire-flow shall be not less than 4,000 1,500 gallons per minute.

(Reason: The minimum fire-flow of 1,500 gpm for other than one- and two- family dwellings has existed since the 2000 edition of the IFC, as well as the Uniform Fire Code before that. Little to no technical justification was provided for the proposed code change at the code hearings. The board believes that the already-allowed 75 percent reduction in required fire-flow for the provision of sprinkler protection is already a significant trade-off. The minimum 1,500 gpm is not believed to be overly stringent for the vast majority of public water works systems in this region, especially since it has existed as the requirement for so many years. Further, the continued progression of trading off more and more requirements in the codes for the provision of sprinkler protection has made these systems extremely operation-critical to the safety of the occupants and properties in question. In other words, should the sprinkler system fail for any reason, the fire-flow requirements drastically increase from that anticipated with a sprinkler-controlled fire scenario.)



CITY OF COLLEYVILLE CITY COUNCIL BRIEFING

Agenda Number 6a

Agenda Date 6/6/2023

Number Ordinance O-23-2241

Type Ordinance

Department Community Development

Title

Consideration of a Special Use Permit for a commercial accessory building on Lots 10 and 11, Block 1, Thompson Terraces Subdivision, located at 5100 Thompson Terrace, Case ZC23-008

Explanation

First Reading and Public Hearing

Jason Minter, the representative, has submitted a request for a Special Use Permit (SUP) for a commercial accessory building on Lots 10 and 11, Block 1, Thompson Terraces Subdivision, being approximately 0.73 acres, and zoned CN Neighborhood Commercial district. The purpose is to allow for a new accessory building to be used for storage for the business known as Modern Geosciences.

Existing Conditions/Background: The subject property, 5100 Thompson Terrace, has CN zoning and is located on the west side of Thompson Terrace east of the intersection with Colleyville Boulevard. The subject property has an existing business known as Modern Geosciences.

SUP Request: *Request* – The applicant is requesting a new detached accessory building of 1,800 s.f.

Ordinance – Section 3.27 Accessory Buildings and Residential Carport Regulations of the Land Development Code establishes Accessory Buildings located in Non-residential Zoning Districts:

1. Commercial accessory buildings may be located within approved non-residential districts subject to the following conditions:

- a. Limited to one (1) accessory building per platted lot.
- b. Must be located to the rear of the primary building and not visible from adjacent roadways.
- c. The use of the accessory building must be ancillary to the primary use.
- d. Exterior walls shall be of the same materials as used with the primary structure.
- e. Located in such a manner as to not impede, impair or endanger vehicular traffic on the property.

Analysis: Any request for an accessory building for a commercial business shall only be

authorized after approval of a Special Use Permit by the City Council.

Plat Status: The property is platted as Lots 10 and 11, Block 1, in the Thompson Terraces Subdivision.

DRC Review: The DRC met on March 20, 2023 and had the following comments:

- Building appears stark and utilitarian
- Should be brick and stone (or argument made for different material)
- Windows could be incorporated (faux or spandrel if necessary)
- Overhead doors should be more ornate or hidden
- Landscaping plan required
- Building approach/parking lot should be paved

1. The SUP request deviates from the conditions. The proposed accessory building is visible from Thompson Terrace.

2. Provide the dimensions and setbacks of the building.

3. If the building is only storage, then there would be no impact study required. If the building is going to be used for more than storage, then a no-impact study with a flood-proof finished-floor elevation 2 ft. above elevation is required.

4. Could the building be rotated so that it is entirely outside of the flood plain?

Updated exhibits were provided on March 27th and have been included in the agenda packet.

Drainage: NA

Surrounding Development: The property to the east is zoned R-20 Single Family Residential district and is improved with residential uses. The properties to the north and west are zoned as CC-1 Shopping Center district and are improved with commercial uses. The property to the south is zoned R-20 Single Family Residential district and is improved with business use.

Public Notification: Staff mailed notices to all property owners within 500 feet as well as any Homeowners Associations within 1,000 feet of the subject property regarding this request. Grapevine-Colleyville ISD, where the subject property is located, was notified per State law. Notice was published in the *Fort Worth Star-Telegram* as required by State law and the Land Development Code.

Staff Recommendation: Staff is neutral on the request.

Planning and Zoning Commission Recommendation: The Planning and Zoning Commission recommended approval of the request at their May 8, 2023 meeting by a

vote of 6-0.

Financial Impact

There is no financial impact to the City.

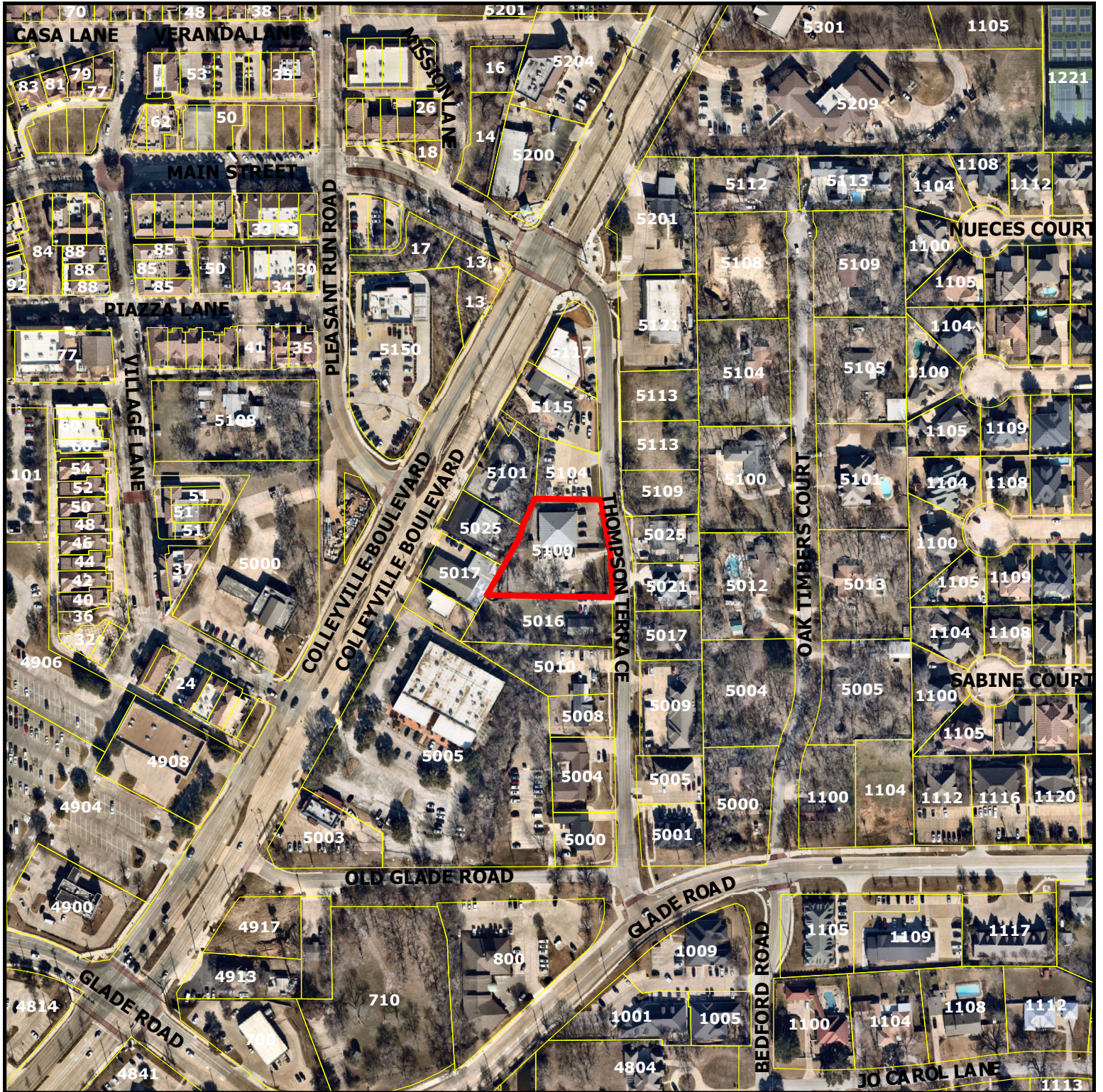
Recommendation

None

Attachments

1. Aerial Map
2. Zoning Map
3. Future Land Use Map
4. Survey
5. Site Plan
6. Elevations 1
7. Elevations 2
8. Notification Map
9. Notify List
10. Notification Letter
11. Ordinance O-23-2241

Aerial Map



ZC23-008

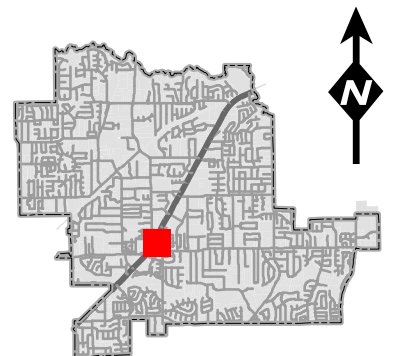
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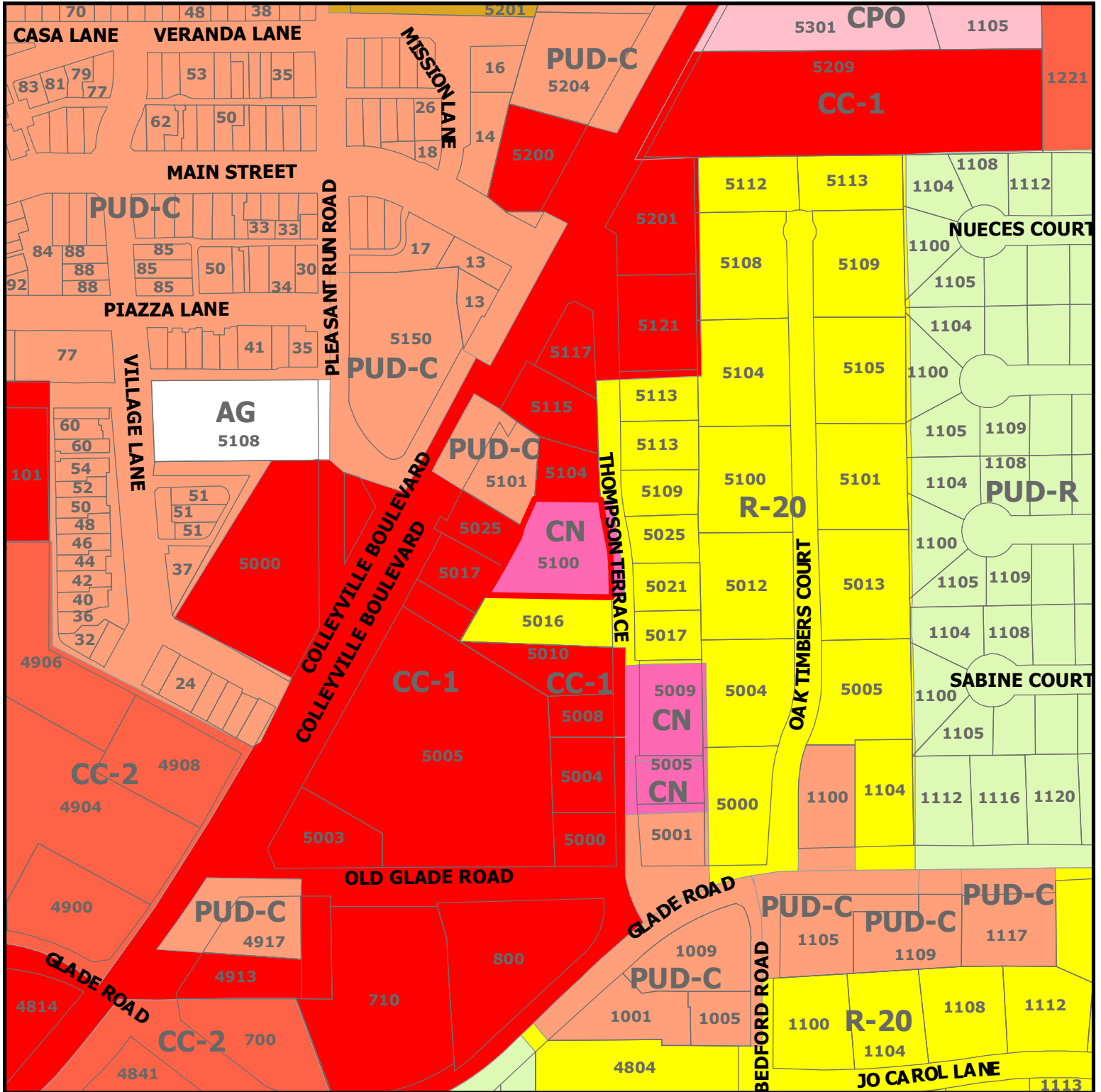
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Subject Property



Zoning Map



ZC23-008

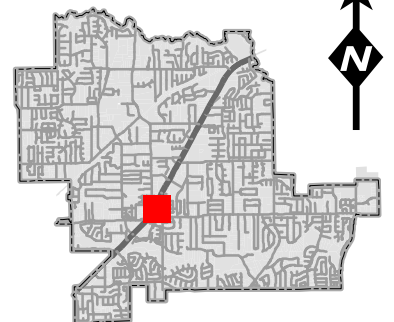
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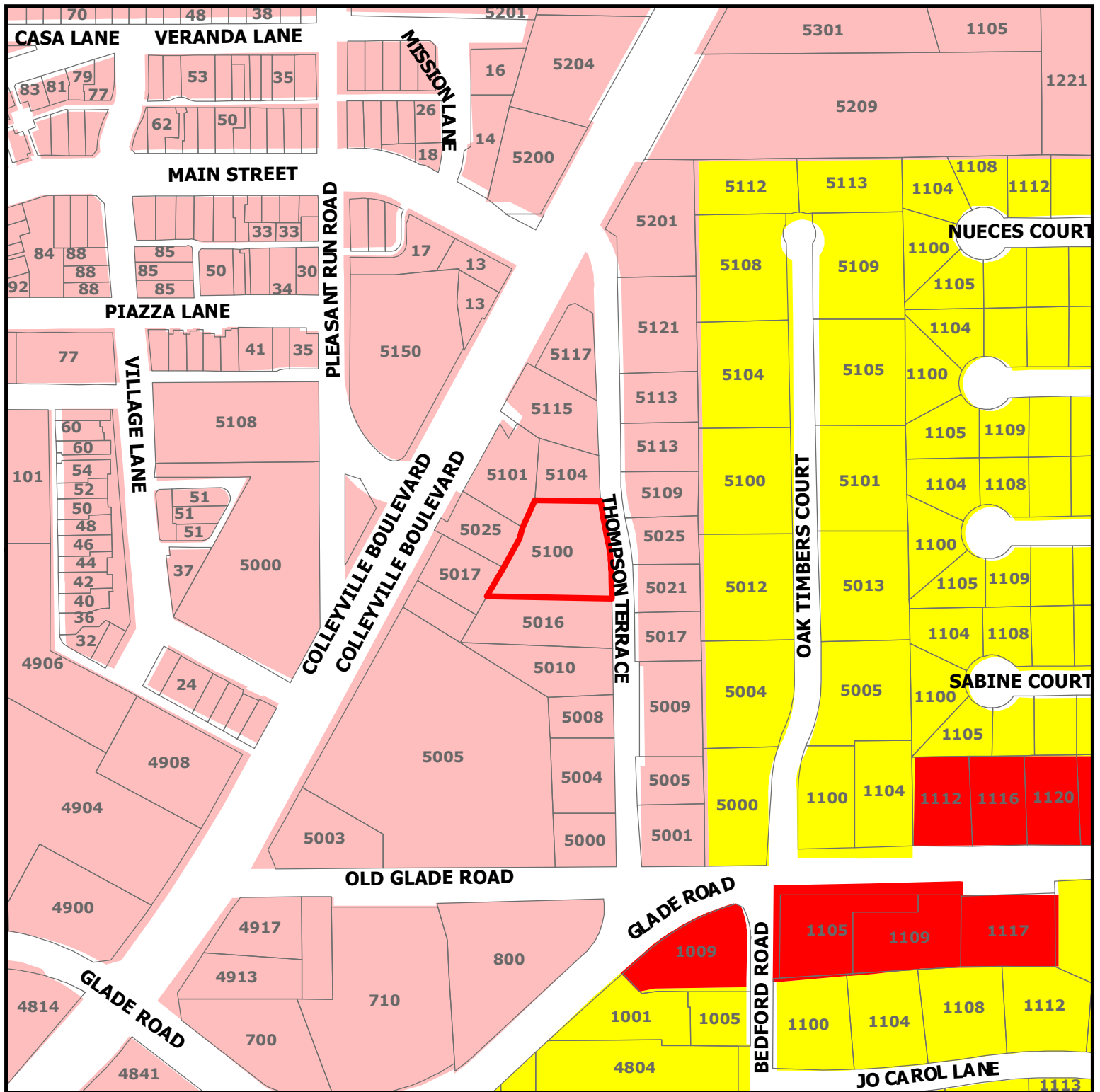
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Subject Property



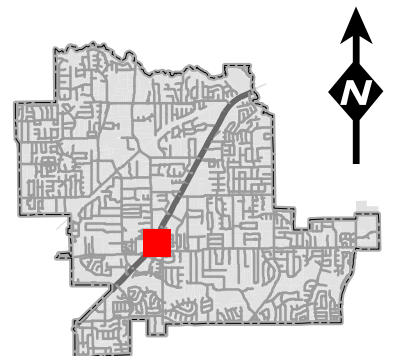
Future Land Use Map



ZC23-008

5100 Thompson Terrace

- Subject Property
- Residential
- Commercial
- Colleyville Blvd Corridor



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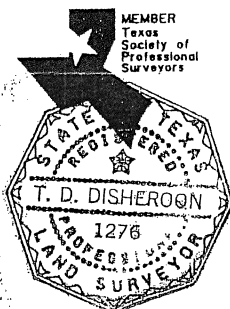
FAX 817-732-2014



THESE EASEMENTS DO NOT EFFECT;
VOLUME 2047, PAGE 310
VOLUME 1349, PAGE 55
VOLUME 1349, PAGE 403

ACCORDING TO THE FIRM PREPARED BY FEMA THIS PROPERTY
IS NOT IN THE 100 YEAR FLOOD ZONE, COMMUNITY PANEL
NUMBER 480590 0195 H DATED AUGUST 2, 1995
(LIES WITHIN ZONE X)

T.D. DISHEROON R.P.L.S. NO. 1276



DATE JUNE 20, 2000



0 10 20 30 40 50
 Feet

The information included in this figure was obtained from multiple sources and is subject to change without notice. Modern Geosciences does not warrant the accuracy or rights concerning use of third party information. This figure is not intended for use as a survey or construction design document. The use or misuse of the data provided is at the sole risk of the party using or misusing the information.

Legend

- Existing Building
- Proposed Accessory Building
- Proposed Canopy
- 25' Setback
- Property Boundary
- Overhead Door
- Preliminary 100-Year Floodplain

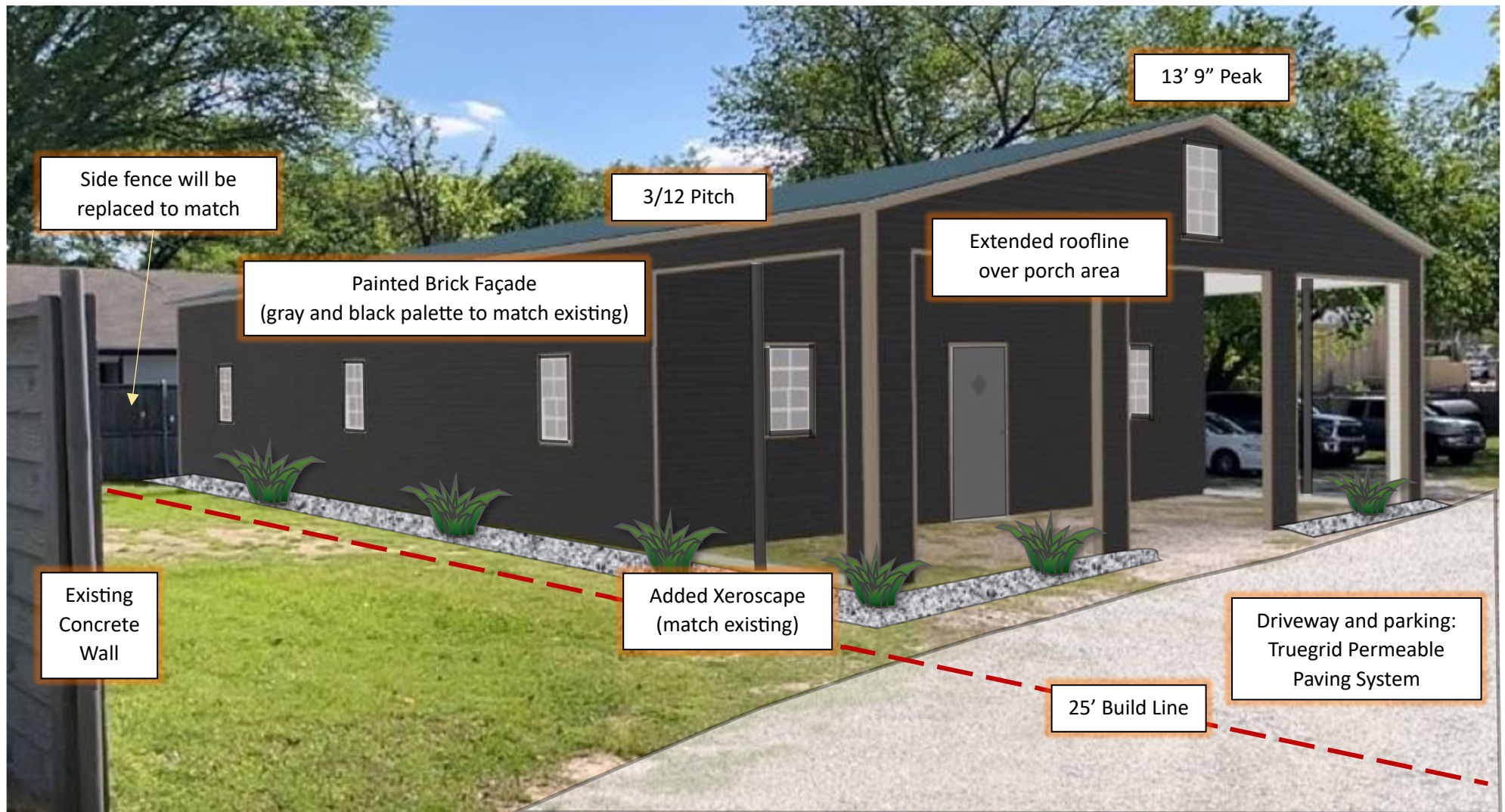
PROJECT NO. NA
 DRAWN: 03.08.23
 DRAWN BY: CS
 CHECKED BY: JM
 FILE NAME:
 Modern_SiteMap_230308.mxd

PROPOSED ACCESSORY BUILDING LOCATION MAP

Modern Geosciences
 5100 Thompson Terrace
 Colleyville, Texas

FIGURE

1



13' 9" Peak

Side fence will be replaced to match

3/12 Pitch

Painted Brick Façade
(gray and black palette to match existing)

Extended roofline
over porch area

Existing
Concrete
Wall

Added Xeroscape
(match existing)

Driveway and parking:
Truegrid Permeable
Paving System

25' Build Line



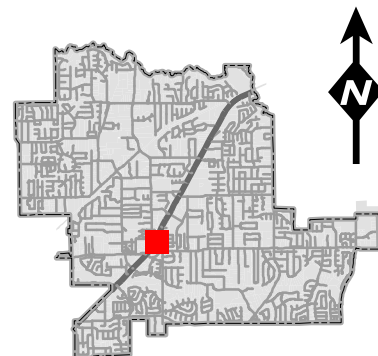
Notification Map



ZC23-008 5100 Thompson Terrace

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-  Subject Property
-  500ft Buffer
-  Properties within 500ft



Owner Name	Owner Address	Owner City
ACROPOLIS INC	15233 VENTURA BLVD SUITE 1160	SHERMAN OAKS, CA
ANTHONY & VIVIAN MCNOSKY RLT	5108 PLEASANT RUN RD	COLLEYVILLE, TX
BAJRAM & RUZDI INVESTMENTS	4701 MILL CREEK RD	COLLEYVILLE, TX
BUCHWALD, RUDOLPH W	1309 ASHFORD CT	COLLEYVILLE, TX
CHANCELLOR, SHEMILA	5012 OAK TIMBERS CT	COLLEYVILLE, TX
COCANOUGH ASSET NO 3 LTD	6851 NE LOOP 820 STE 200	NORTH RICHLAND HILLS, TX
COLLINS, JANET M	5013 OAK TIMBERS CT	COLLEYVILLE, TX
CSSG HOLDINGS LLC	12409 DIDO VISTA CT	FORT WORTH, TX
DELGADO, MARK ETAL	5000 THOMPSON TERR	COLLEYVILLE, TX
DUNN, REX A	312 MARSEILLE DR	HURST, TX
GHISLERI, LEOCIR	5100 OAK TIMBERS CT	COLLEYVILLE, TX
GIBSON, NORMAN C	113 TIMBERLINE DR S	COLLEYVILLE, TX
GIBSON, NORMAN C EST	561 BLUEBONNET DR	KELLER, TX
GRAPEVINE COLLEYVILLE ISD	3051 IRA E WOODS AVE	GRAPEVINE, TX
HANNA, MAGY H	5021 THOMPSON TERR	COLLEYVILLE, TX
JPMORGAN CHASE BANK	PO BOX 2558	HOUSTON, TX
JRSR PROPERTIES LLC	5303 COLLEYVILLE BLVD STE A	COLLEYVILLE, TX
KING, DALE L	PO BOX 371	COLLEYVILLE, TX
LAKEWOOD ESTATES	213 MILL CROSSING W	COLLEYVILLE, TX
MINTER, JASON	5100 THOMPSON TERR	COLLEYVILLE, TX
MODERN HOLDINGS LLC	PO BOX 92083	SOUTHLAKE, TX
MURCHISON, PAIGE	5105 OAK TIMBERS CT	COLLEYVILLE, TX
NORTH, MARK	5108 OAK TIMBERS CT	COLLEYVILLE, TX
O'BRIEN, PETE	609 CHEEK SPARGER RD STE 120	COLLEYVILLE, TX
OHTA, HIROYUKI	5101 OAK TIMBERS CT	COLLEYVILLE, TX
QUENICHET, JOHN WAYNE	5005 OAK TIMBERS CT	COLLEYVILLE, TX
RAJU FAMILY TRUST	3816 APPLETON LN	FLOWER MOUND, TX
RICKS, MARGARET	35 PIAZZA LN #38110	COLLEYVILLE, TX
RIVERWALK AT COLLEYVILLE	PO BOX 1031	COLLEYVILLE, TX
RYAN WAYNE PROPERTIES LLC	5017 COLLEYVILLE BLVD	COLLEYVILLE, TX
SC 16 VILLAGE LANE INVESTMENT	505 PECAN ST STE 101	FORT WORTH, TX
SIDES, JOSEPH D	2911 COMPTON RD	NASHVILLE, TN
SOUMPHONPHAKDY, ANOULONE	5025 THOMPSON TERR	COLLEYVILLE, TX
SUNDER HOLDINGS LLC	11464 HARRY HINES BLVD	DALLAS, TX
SWIGART, CAROL	5104 OAK TIMBERS CT	COLLEYVILLE, TX
THOMPSON, BENJAMIN	1100 GLADE RD STE 1	COLLEYVILLE, TX
TMI INTERNATIONAL LLC	5013 COLLEYVILLE BLVD STE 101	COLLEYVILLE, TX
VILLAGE OWNERS ASSOCIATION	PO BOX 650255	DALLAS, TX
Y2KITCHEN PROPERTIES LLC	4500 DARTMOORE LN	COLLEYVILLE, TX



NOTICE OF PUBLIC HEARING

«Owner Name»

«Owner Address»

«Owner City» «Owner Zip»

The City of Colleyville has scheduled public hearings concerning the below referenced request on the following dates and location:

Planning and Zoning Commission Meeting: Monday, April 10, 2023 at 7:00 p.m.
City Council Meetings: Tuesday, May 2, 2023 & Tuesday, May 16, 2023 at 7:00 p.m.
3rd floor of City Hall, 100 Main Street, Colleyville, Texas

Request: Consideration of a Special Use Permit for a commercial accessory building. The purpose is to allow for a detached storage shed for the business, Modern Geosciences.

Zoning Case: ZC23-008

Applicant: Jason Minter

Owner: Kenneth Tramm

Location: 5100 Thompson Terrace

Property Description: Lots 10 & 11, Block 1, Thompson Terraces Subdivision

Present Zoning: CN Neighborhood Commercial

This notice has been sent to all owners of real property within 500 feet of the request as such ownership appears on the last approved tax roll and all homeowners associations within 1000 feet. Approval by the Planning and Zoning Commission serves as a recommendation to the City Council and is not a final action on the request. Denial of the proposal by the Commission is final, unless the applicant submits a written notice of appeal within 10 days from the date of action by the Commission. If appealed, the request will be placed on the next available City Council agenda as listed above. Rezoning requests, zoning amendments and conditions recommended by the Commission for approval by the City Council may be more restrictive than those described in this notice.

All interested persons are encouraged to attend the public hearing and express their opinions on the zoning change request. If you are unable to attend, but wish to have your opinions made a part of the public record, please submit written comments prior to the public hearing, to the address below:

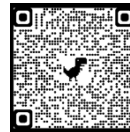
**Community Development Department
City of Colleyville
100 Main Street
Colleyville, TX 76034**

If the property owners of 20% or more of the land within the 200 foot notification area file a written protest prior to the public hearing, State law provides that the approval of the zoning change request shall require the approval of a super majority vote by City Council.

NOTICE OF PUBLIC HEARING



The application is on file for public examination in the Community Development Department at 100 Main Street, Colleyville, Texas 76034. A brief project description can be found online on the Agenda Packet and Active Development Case map (please use your phone's camera to scan QR code below):



For additional information, please contact the Community Development Department at 817.503.1056. Please reference the zoning case number when requesting information.

Jacquelyn Reyff
Planning Manager
jreyff@colleyville.com

ORDINANCE O-23-2241

AMENDING THE ZONING ORDINANCE AND THE OFFICIAL ZONING MAP OF THE CITY OF COLLEYVILLE, TEXAS, BY CHANGING THE ZONING ON 0.73 ACRES, BEING LOTS 10 AND 11, BLOCK 1, THOMPSON TERRACES SUBDIVISION, LOCATED AT 5100 THOMPSON TERRACE, BY AUTHORIZING A SPECIAL USE PERMIT FOR A COMMERCIAL ACCESSORY BUILDING; PROVIDING A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00) AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Colleyville has received an application for a Special Use Permit for a commercial accessory building, Case No. ZC23-008; and

WHEREAS, the City of Colleyville deems it necessary, for the purpose of promoting the health, safety, morals, or general welfare of the City to amend the City's zoning ordinance; and

WHEREAS, the Planning and Zoning Commission, has given reasonable consideration to, among other things, the character of the City's zoning districts and their peculiar suitability for particular uses, with a view to conserving the value of buildings and encouraging the most appropriate use of land throughout the City; and

WHEREAS, the City Council is of the opinion that the change in zoning provided for herein should be made, in compliance with the City Charter, and state law with reference to changes to zoning classifications under the City's zoning ordinance and zoning map, having given the requisite notices required by law and having held public hearings affording all interested persons and property owners a full and fair opportunity to be heard.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLLEYVILLE, TEXAS:

Sec. 1. THAT all the foregoing premises and findings are found to be true and correct and are incorporated into the body of this ordinance as if copied in their entirety.

Sec. 2. THAT the Comprehensive Zoning Ordinance of the City of Colleyville, Texas, be, and the same is hereby amended by authorizing a Special Use Permit for a commercial accessory

building on Lots 10 and 11, Block 1, Thompson Terraces Subdivision, located at 5100 Thompson Terrace, as depicted on the attached as Exhibit "A".

Sec. 3. THAT the above described tract of land shall be used only in the manner and for the purposes provided by the Comprehensive Zoning Ordinance of the City of Colleyville as heretofore amended, and as amended herein.

Sec. 4. THAT the above described tract of land shall be subject to the following conditions:

1. GENERAL

a. The Special Use Permit shall apply to a new 1,800 s.f. commercial accessory building (60 feet by 30 feet) for the business known as "Modern Geosciences".

b. The accessory building shall be generally consistent with the site plan and building plans as depicted on the attached Exhibit "B".

c. The accessory building shall be generally consistent with the building elevations and floor plan as depicted on the attached Exhibit "C".

d. All requirements of the Land Development Code shall be met, except where amended herein.

Sec. 5. THAT any person, firm or corporation violating any of the provisions or terms of this ordinance shall be subject to the same penalty as provided for in the Comprehensive Zoning Ordinance of the City of Colleyville, and upon conviction shall be punishable by a fine not to exceed the sum of Two Thousand Dollars (\$2,000.00) for each offense.

Sec. 6. THAT if any section, paragraph, subdivision, clause, phrase or provision of this ordinance shall be judged invalid or unconstitutional, the same shall not affect the validity of this ordinance as a whole or any portion thereof other than that portion so decided to be invalid or unconstitutional.

Sec. 7. THAT in addition to and accumulative of all other penalties, the City shall have the right to seek injunctive relief for any and all violations of this ordinance.

Sec. 8. THAT this ordinance shall take effect immediately from and after its passage subject to the publication of the caption, as the law or charter in such cases may provide.

AND IT IS SO ORDERED.

The first reading and public hearing being conducted on the 6th day of June 2023.

The second reading and public hearing being conducted on the 20th day of June 2023.

PASSED AND APPROVED BY A VOTE OF ____ AYES, ____ NAYS, ON THIS THE 20TH DAY OF JUNE 2023.

Mayor Bobby Lindamood	_____	Mayor Pro Tem Callie Rigney	_____
Brandi Elder, Place 1	_____	George Bond, Place 2	_____
Scotty Richardson, Place 3	_____	Ben Graves, Place 4	_____
Chuck Kelley, Place 5	_____		

ATTEST:

CITY OF COLLEYVILLE

Christine Loven, TRMC
City Secretary

Bobby Lindamood
Mayor

APPROVED AS TO FORM:

Whitt Wyatt
City Attorney

Exhibit "A" - Location and Zoning Map

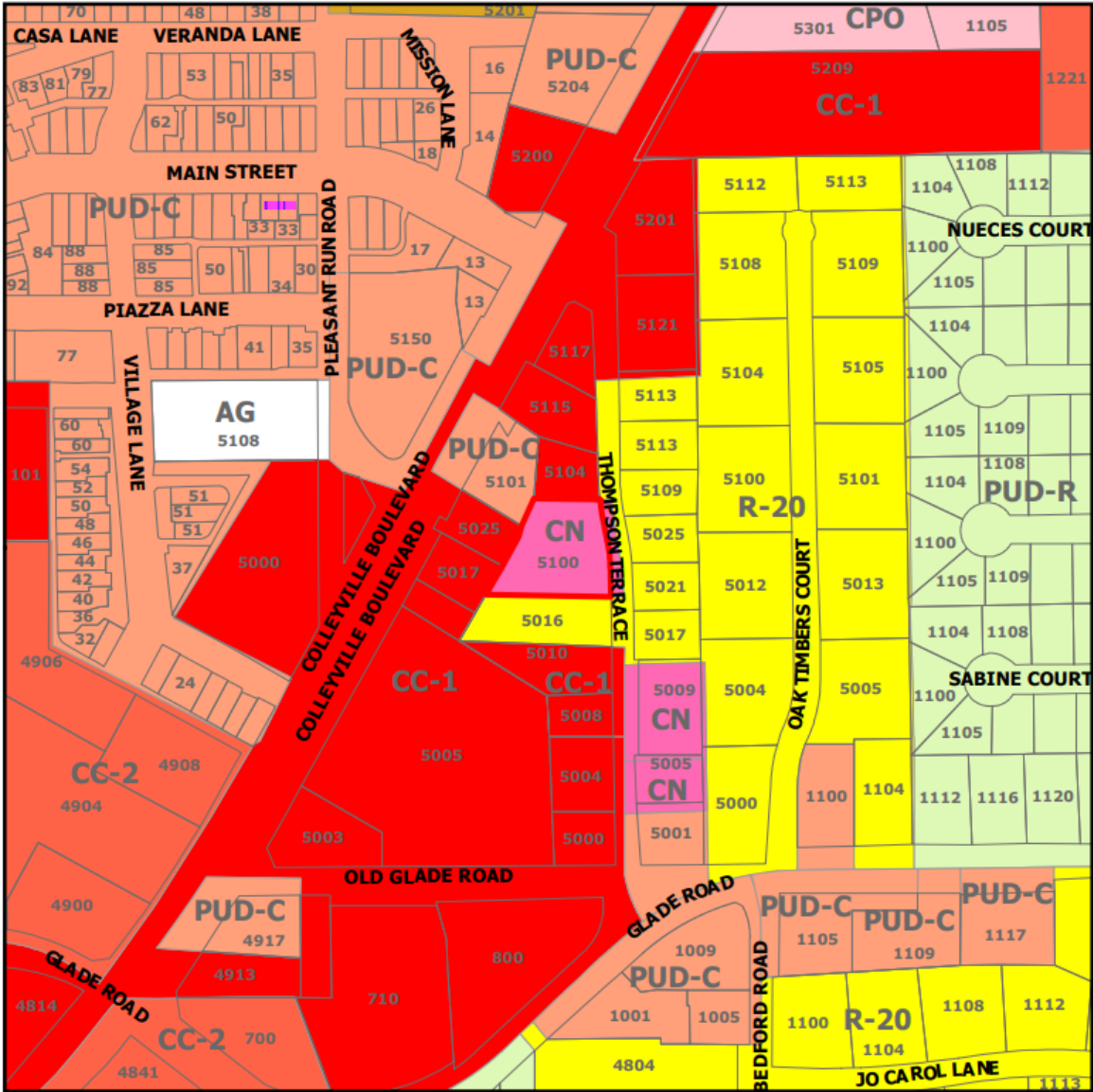


Exhibit "B" – Site Plan

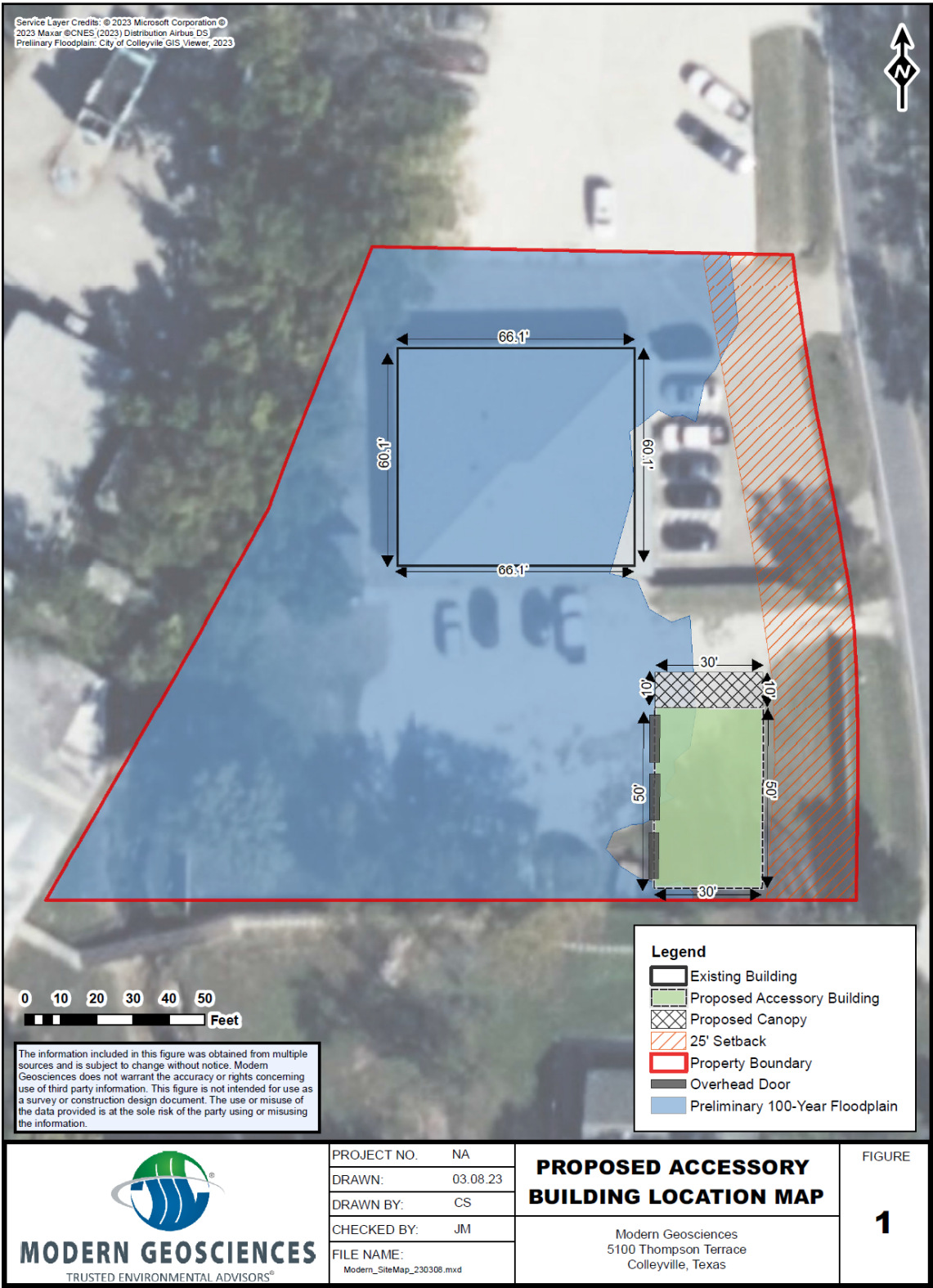
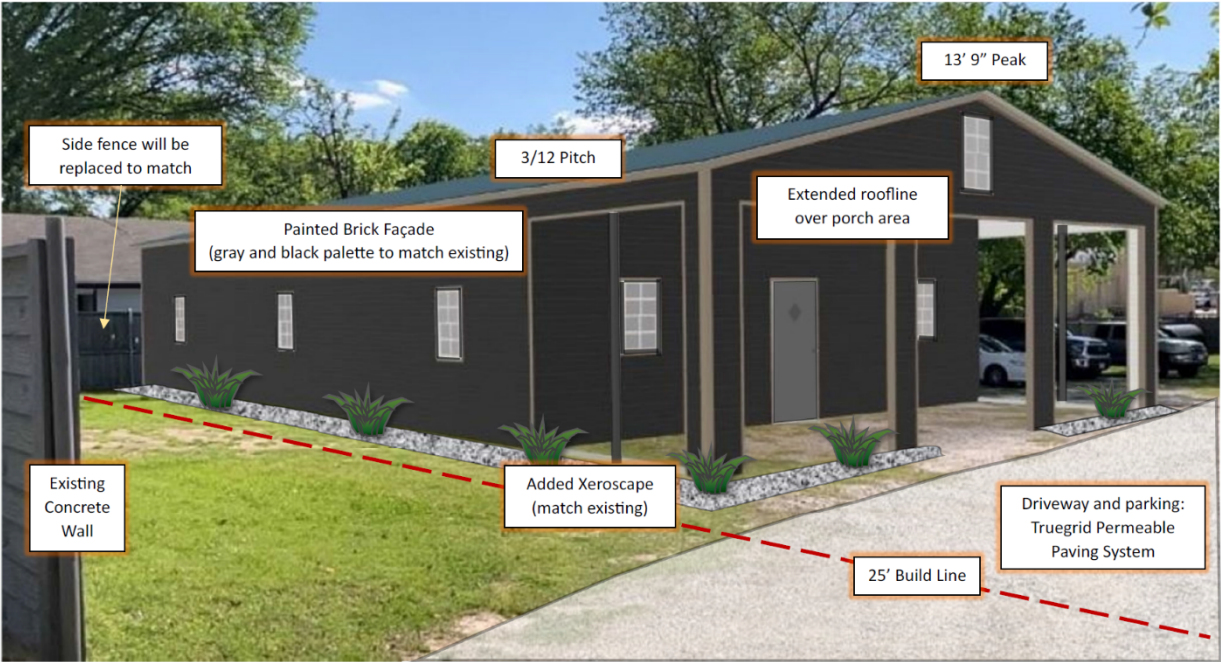


Exhibit "C" – Elevation





CITY OF COLLEYVILLE CITY COUNCIL BRIEFING

Agenda Number 6b

Agenda Date 6/6/2023

Number Ordinance O-23-2242

Type Ordinance

Department Community Development

Title

Consideration of a Special Use Permit to allow for an Auto Repair Shop, for Lot 1B1, Block 3, Village Park Addition, located at 700 Glade Road, Case ZC23-011

Explanation

First Reading and Public Hearing

David Sobaro, of Brake Plus, has submitted a request for a Special Use Permit (SUP) to allow for an Auto Repair Shop use at 700 Glade Road. An Auto Repair Shop is allowed in the CC-2 Shopping Center district with the approval of an SUP.

Existing Conditions/Background: The subject property is zoned CC-2 Shopping Center and is located at the northeast corner of Colleyville Boulevard and Glade Road. The subject property is a platted lot and is currently developed with an Auto Repair Shop, City Garage. The former City Garage has changed ownership to Brakes Plus and, in order to continue operating as an Auto Repair Shop, a Special Use Permit is required.

Proposed Special Use Permit: Request – The applicant is requesting approval of an SUP to allow for an Auto Repair Shop use at this location.

Analysis: The applicant has purchased the business and desires to continue to operate it as an Auto Repair Shop, Brakes Plus. The hours of operation will be Monday-Friday 8 a.m. to 6 p.m. and Saturday 8 a.m. to 5:00 p.m. Approval of an SUP at this location for this user should not adversely impact surrounding uses or the character of the neighborhood.

Additionally, the applicant will be making the following improvements to the property and they include:

- reducing the number of wall signs to one above the entryway;
- removing the current monument sign and adding a new monument sign setback back further on the property with landscaping;
- painting the outside of the building, including the bay doors to be earth tones, installing a new awning over the entryway, removing the overgrown landscaping along the fence line;
- adding bushes and flowering bushes near the driveway entrance.

Plat Status: The property is platted as Lot 1B1, Block 3, Village Park Addition.

DRC Review: The DRC reviewed the request during their April 17, 2023 meeting and determined the application was complete and may be scheduled for the next available Planning and Zoning Commission meeting.

Drainage: NA.

Surrounding Development: The properties to the north and west are zoned CC-1 Village Retail and are improved with commercial businesses. The properties to the south and east are zoned CC-2 Shopping Center and are developed for commercial uses.

Comprehensive Plan: The City's Comprehensive Plan, Destination Colleyville, identifies the subject property within the Colleyville Boulevard Corridor.

Public Notification: Staff mailed notices to all property owners within 500 feet as well as any Homeowners Associations within 1,000 feet of the subject property regarding this request. Grapevine-Colleyville ISD, where the subject property is located, was notified per State law. Notice was published in the *Fort Worth Star-Telegram* as required by State law and the Land Development Code.

Staff Recommendation: Staff recommends approval of the Special Use Permit (SUP) for Brake Plus at 700 Glade Road. The proposed business should not adversely affect surrounding uses.

Planning and Zoning Commission Recommendation: The Planning and Zoning Commission recommended approval of the request at their May 8, 2023 meeting by a vote of 6-0.

Financial Impact

There is no financial impact to the City.

Recommendation

Approve

Attachments

1. Aerial Map
2. Zoning Map
3. Future Land Use Map
4. Survey
5. Statement of Planning Objectives
6. Brakes Plus Description and Rendering
7. Monument Sign Exhibit
8. Notification Map
9. Notify List
10. Notification Letter
11. Ordinance O-23-2242

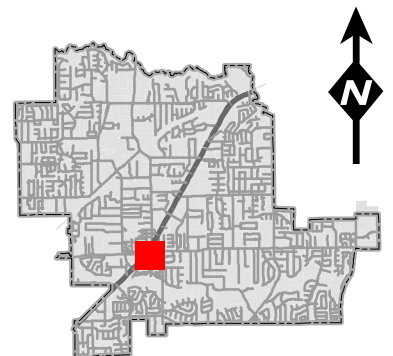
Aerial Map



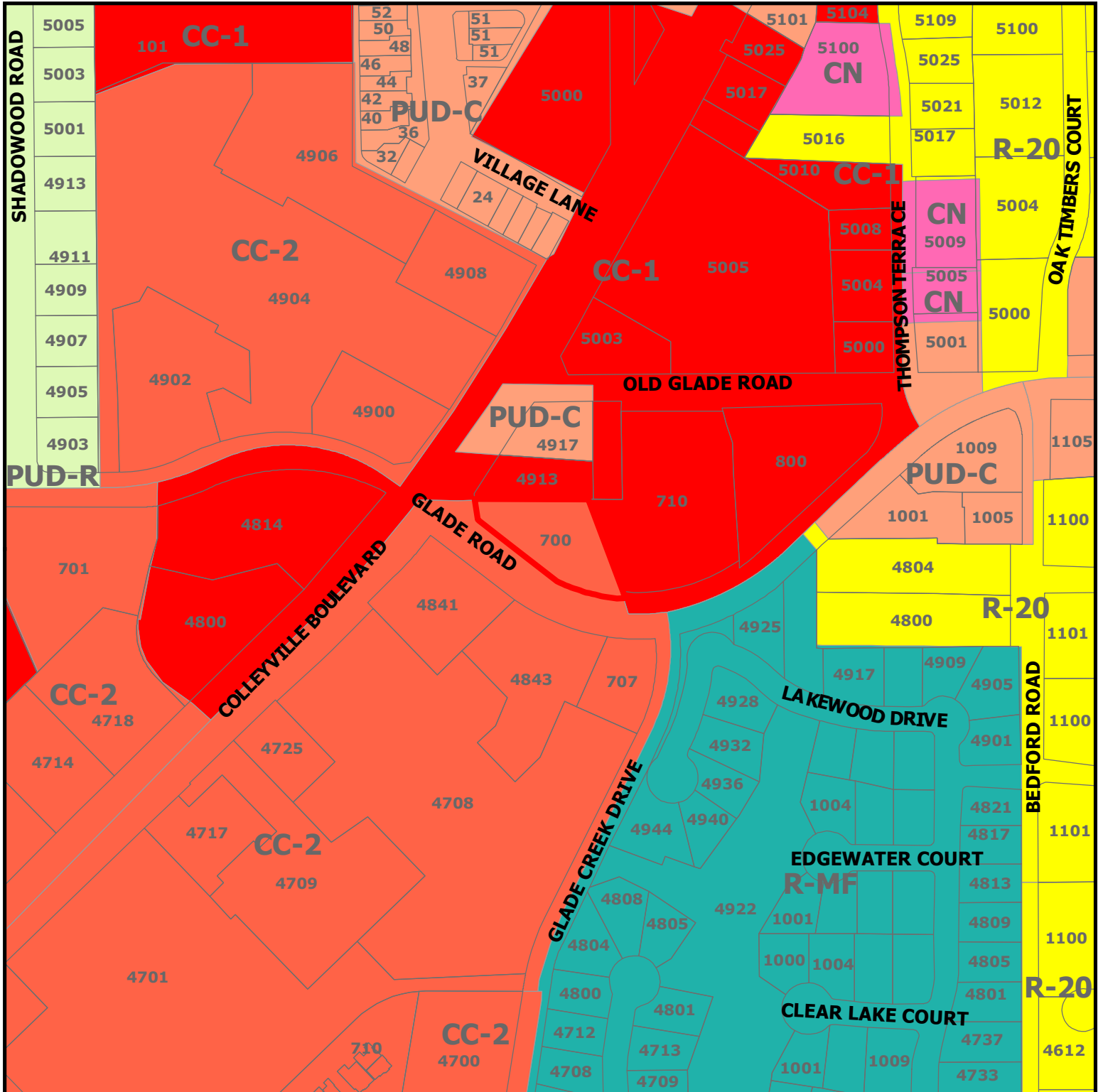
ZC23-011
700 Glade Road

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 Subject Property



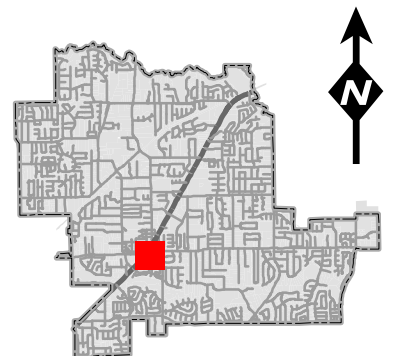
Zoning Map



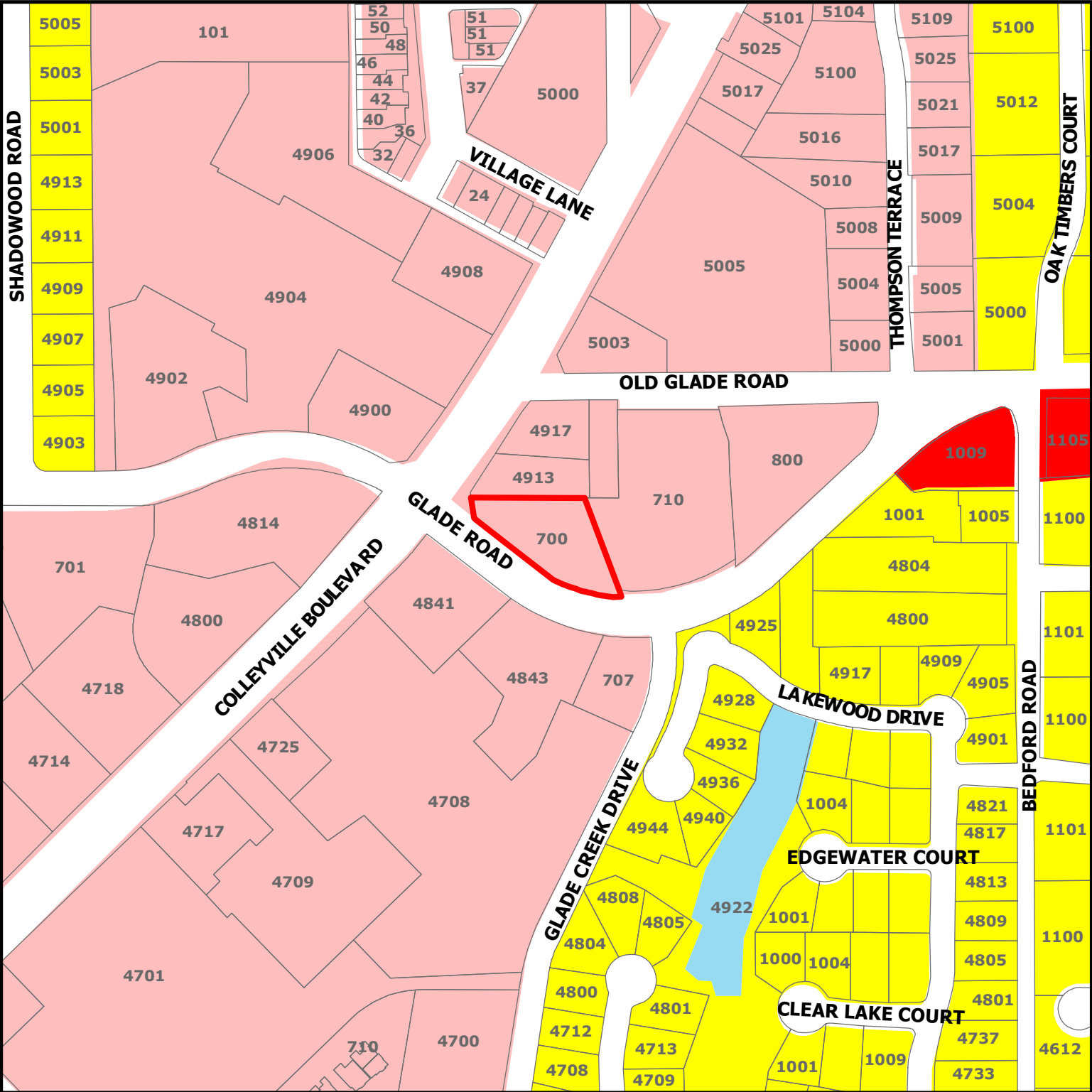
ZC23-011
700 Glade Road

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 Subject Property



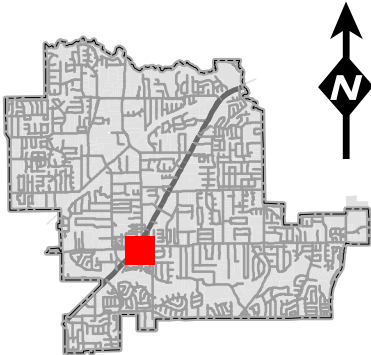
Future Land Use Map



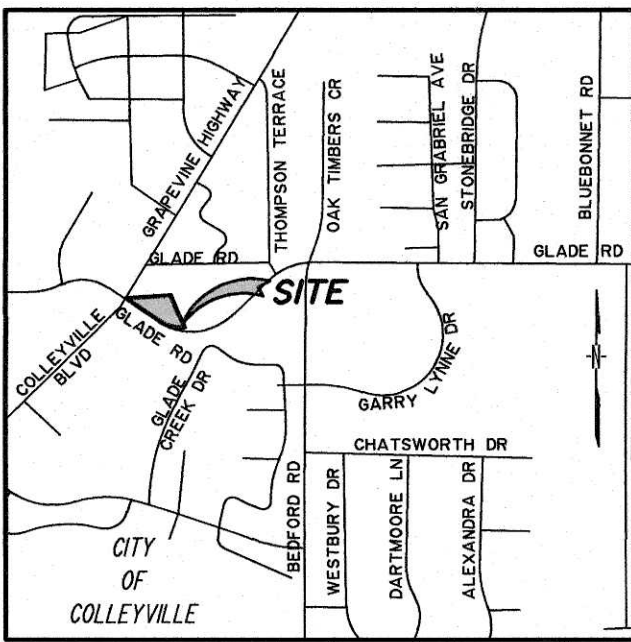
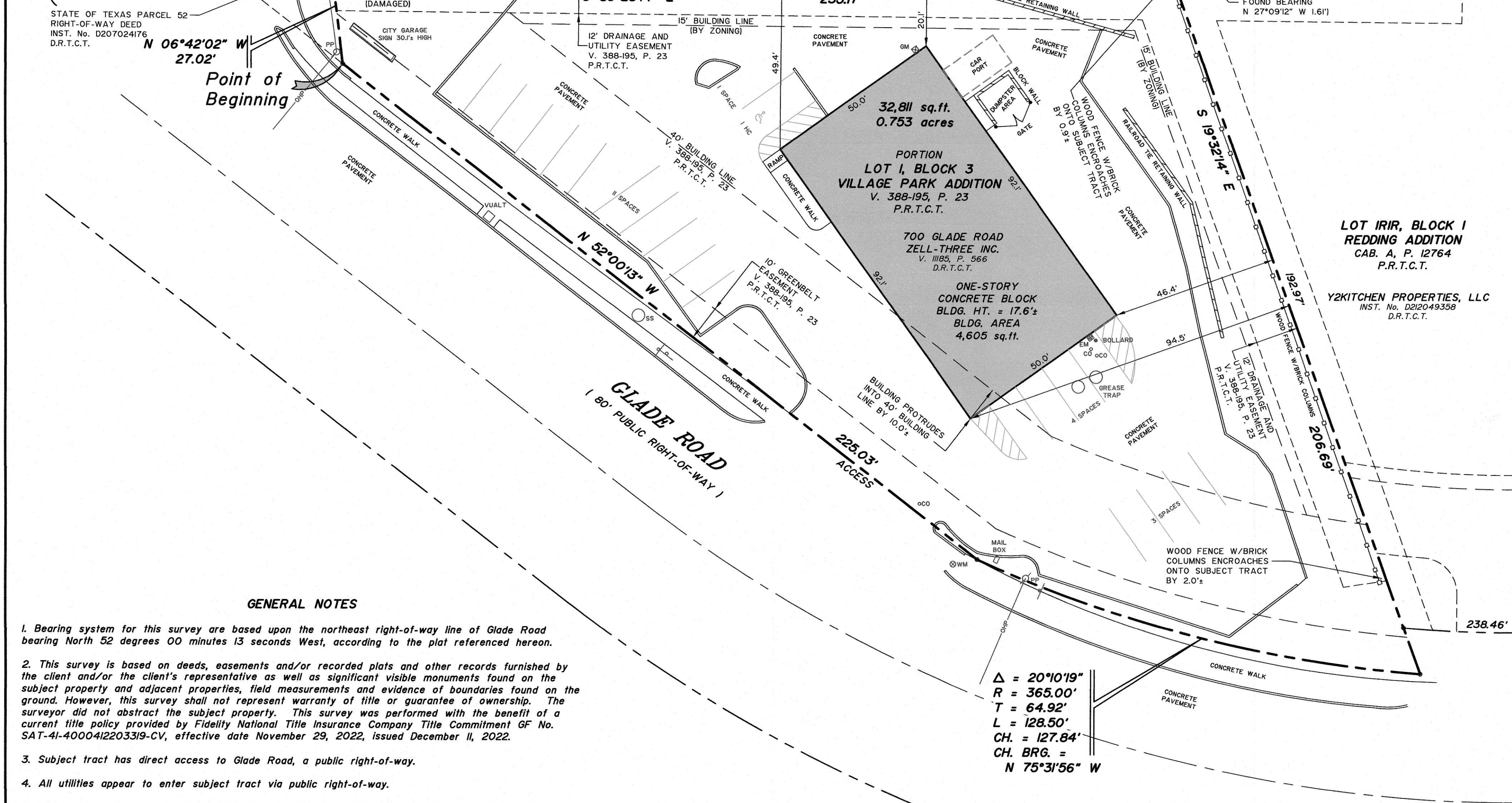
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ZC23-011
700 Glade Road
 [Red Outline] Subject Property

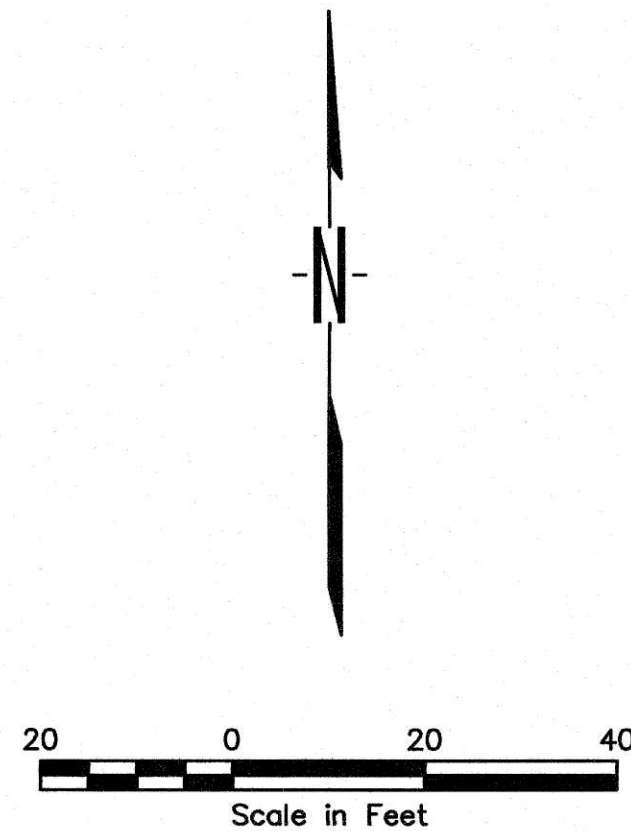
- [Yellow Box] Residential
- [Red Box] Commercial
- [Pink Box] Colleyville Blvd Corridor
- [Blue Box] Water Body



COLLEYVILLE BOULEVARD
(STATE HIGHWAY No. 26)
VARIABLE WIDTH PUBLIC RIGHT-OF-WAY 1



VICINITY MAP
NTS



ENCROACHMENT NOTE:

- The south building corner protrudes onto 40' building line by 10.0'.
- Asphalt pavement encroaches onto subject tract along the north property line.
- Dumpster fence encroaches onto subject tract by 1.8' at the north property line.
- Wood fence w/brick columns encroaches onto subject tract along the east property line.

ZONING NOTES:

Source of Information: www.colleyville.com

ZONED: "CC-2" Shopping Center District

SETBACKS:

FRONT YARD: 40'
SIDE YARD: 15'
REAR YARD: 15'

BUILDING HEIGHT: 35'

PARKING REQUIRED: 4 spaces per 1,000 sq. ft. floor area

PARKING PROVIDED: 19 regular spaces
1 handicap space
20 Total spaces

LEGEND

- PP POWER POLE
- WM WATER METER
- WV WATER VALVE
- LS LIGHT STANDARD
- TF TRANSFORMER
- FC FIRE HYDRANT
- CO CLEANOUT
- ICV IRRIGATION CONTROL VALVE
- JB JUNCTION BOX
- W WATER VAULT
- GM GAS METER
- GV GAS VALVE
- MS METAL SIGN
- PPA POWER POLE ANCHOR
- SS SANITARY SEWER MANHOLE
- PHP OVERHEAD POWER LINE
- F FENCE
- A/C AIR CONDITION UNIT
- TR TELEPHONE RISER
- CR CABLE RISER
- EM ELECTRIC METER
- GI GRATE INLET
- FL FLOOD LIGHT
- MW MONITORING WELL
- B BOLLARD

TITLE DESCRIPTION

BEING a 0.763 acre tract of land in the T.J. Polson Survey, Abstract No. 1248, situated in the City of Colleyville, Tarrant County, Texas and being a portion of Lot 1, Block 3 of Village Park, an addition to the City of Colleyville, Tarrant County, Texas as recorded in Volume 388-195, Page 23 of the Plat Records of Tarrant County, Texas and being more particularly described as follows:

BEGINNING at a 1/2" iron pin found at the intersection of the eastern right-of-way line of State Highway No. 26 (Colleyville Boulevard) (R.O.W. varies) and the northern right-of-way line of Village Park Drive (varies), said pin also being the Southwest corner of Lot 3, Block 3 of Village Park Addition, an addition to the City of Colleyville, Tarrant County, Texas as recorded in Cabinet A, Slide 1264 of the Plat Records of Tarrant County, Texas;

THENCE South 89 degrees 25 minutes 14 seconds East along the South line of said Lot 3, Block 3, 266.80 feet to a 1/2" iron pin set;

THENCE South 19 degrees 32 minutes 14 seconds East 206.80 feet to a 1/2" iron pin set on the northern right-of-way line of said Village Park Drive, said pin being the point of curvature of a non-tangent circular curve to the right having a radius of 365.00 feet, a central angle of 20 degrees 11 minutes 30 seconds, a chord bearing of North 75 degrees 32 minutes 22 seconds West, and a chord length of 127.97 feet;

THENCE along said curve to the right of northern right-of-way line, 128.63 feet to a 1/2" iron pin found;

THENCE North 52 degrees 00 minutes 13 seconds West along said northern right-of-way line, 269.06 feet to the POINT OF BEGINNING and containing 33,261 square feet or 0.763 acres of land.

SAVE AND EXCEPT: That portion of land conveyed in Deed to the State of Texas filed January 23, 2007 and recorded under Clerk's File No. D207024176, Real Property Records, Tarrant County, Texas.

MEASURED DESCRIPTION

Description of a 0.753 acre tract of land situated in the T. J. Polson Survey, Abstract No. 1248, Tarrant County, Texas and being a portion of Lot 1, Block 3, Village Park Addition, an addition to the City of Colleyville, Tarrant County, Texas according to the plat thereof recorded in Volume 388-195, Page 23, Plat Records, Tarrant County, Texas; said 0.753 acre tract also being a portion of a tract conveyed to Zell Three Inc. by Special Warranty Deed recorded in Volume 1185, Page 566, Deed Records, Tarrant County Texas less the State of Texas Parcel 52 Right-of-way Deed recorded in County Clerk's Instrument No. D207024176, Deed Records, Tarrant County, Texas; said 0.753 acre tract being more particularly described by metes and bounds as follows:

BEGINNING, at a point at the southwest corner of said 0.753 acre tract; said point also being at the south end of said State of Texas Parcel 52; said point also being at the south end of a corner clip at the intersection of the northeast right-of-way line of Glade Road (80 feet wide) and the east right-of-way line of State Highway 121 (Colleyville Boulevard) (variable width);

THENCE, North 06 degrees 43 minutes 02 seconds West, with said corner clip, a distance of 27.02 feet to a Texas Department of Transportation aluminum monument found at the northwest corner of said 0.753 acre tract; said point also being the southwest corner of a portion of Lot 3, Block 3, Village Park Addition, an addition to the City of Colleyville, Tarrant County, Texas according to the plat thereof recorded in Cabinet A, Page 1264, Plat Records, Tarrant County, Texas;

THENCE, South 89 degrees 23 minutes 14 seconds East, leaving said east right-of-way line and with the common line of said 0.753 acre tract and Lot 3, Block 3, a distance of 235.17 feet to a point 15/8-inch iron rod found North 29 degrees 50 minutes 16 seconds West, 111 feet at the northeast corner of said 0.753 acre tract; said point also being the west line of Lot 1RIR, Block 1, Redding Addition, an addition to the City of Colleyville, Tarrant County, Texas according to the plat thereof recorded in Cabinet A, Page 12764, Plat Records, Tarrant County, Texas;

THENCE, South 19 degrees 32 minutes 14 seconds East, leaving the south line of said Lot 3, Block 3 and with the common line of said 0.753 acre tract and Lot 1RIR, Block 1, passing at a distance of 192.97 feet at a point at the southwest corner of said Lot 1RIR, Block 1; said point also being on the said northeast right-of-way line of Glade Road; continuing, with said right-of-way line, a total distance of 206.69 feet to a point at the southeast corner of said 0.753 acre tract; said point also being on a curve to the right having a radius of 365.00 feet;

THENCE, with said northeast right-of-way line, the following metes and bounds;

Northwesterly, through a central angle of 20 degrees 10 minutes 19 seconds, an arc distance of 128.50 feet (chord bears north 75 degrees 31 minutes 56 seconds West, 127.84 feet) to a point at the end of said curve;

North 52 degrees 00 minutes 13 seconds West, a distance of 225.03 feet to the POINT OF BEGINNING;

CONTAINING, 32,811 square feet or 0.753 acres of land, more or less.

SURVEYOR'S CERTIFICATION

To: Brakes Plus, LLC; Fidelity National Title Insurance Company and The Matthews Company, Inc.

This is to certify that this map or plat and the survey on which it is based were made in accordance with the 2021 Minimum Standard Detail Requirements for ALTA/NSPS Land Title Surveys, jointly established and adopted by ALTA and NSPS, and includes items 1, 2, 3, 4, 6a, 6b, 7a, 7b, 7c, 8, 9, 10, 13, 14, 16, 17, 18 and 19 of Table A thereof. The fieldwork was completed on December 17, 2022.

Date of Plat or Map: January 9, 2022

Robert W. Schneeberg, Texas R.P.L.S. No. 4804
Gonzalez & Schneeberg, Engineers & Surveyors, Inc.
2100 Lakeside Boulevard, Suite 200
Richardson, Texas 75082
Phone (972) 516-8855
email: robert.schneeberg@gs-engineers.com
GSES No. 7429-22-12-03
Date: January 9, 2022
Date of Last Revision:



The property described and shown hereon is the same property described in Fidelity National Title Insurance Company Title Commitment GF No. SAT-41-4000412203319-CV, effective date November 29, 2022, issued December 11, 2022.

NOTES REGARDING SCHEDULE B EXCEPTIONS:

10d. Building setback line, easements and any and all other matters are as shown on plat recorded in Volume 388-195, Page 23, Plat Records, Tarrant County, Texas affect the subject tract and are plotted hereon.

10e. Tarrant Utility Co. easement recorded in Volume 3660, Page 497 Real Property Records, Tarrant County, Texas no longer affects the subject tract as it is now part of the right-of-way.

10f. Easement recorded in Clerk's File No. D217038998 Real Property Records, Tarrant County, Texas no longer affects the subject tract as it has expired.

SHEET 1 OF 1

"ALTA/NSPS LAND TITLE SURVEY"

PREPARED FOR:

THE MATTHEWS COMPANY Inc.®

17220 Newhope Street, Suites 108-110, Fountain Valley, CA 92708
Tel: (714) 679-1781 Fax: (714) 641-2840
www.themathewscountry.com

MARK	DATE	REVISION	BY	AP'D

Express Oil Change & Tire Engineers

700 Glade Road
Colleyville, TX
(City Garage #3)

SCALE: 1"=20'	CHKD./AP'D:
DATE: JANUARY 09, 2023	APPROVED:
DWN. BY: GSES	
CHKD. BY: RWS	

Brakes Plus Summary and List of Services

Change in services from City Garage - we will no longer sell or install tires.

We do not offer body work.

No outdoor storage.

There are 5 employees at this location.

Hours of operation are:

Monday – Friday: 8am – 6pm

Saturday: 8am – 5pm

Sunday: Closed

- **Air Conditioning**
- **Air Filter**
- **Alignment**
- **Batteries**
- **Brake Inspection**
- **Brake Pads**
- **Brake Rotors**
- **Clutch**
- **Cooling System**
- **CV Joints, Boots & Axles**
- **Diagnostic**
- **Differential & Transfer Case**
- **Exhaust**
- **Fuel Filter**

- **Fuel System Cleaning**
- **Headlights**
- **Oil Change**
- **Power Steering**
- **Pre-Purchase Inspection**
- **Radiator**
- **Scheduled Maintenance**
- **Serpentine Belt**
- **Shocks & Struts**
- **Starter & Alternator**
- **Steering & Suspension**
- **Tire Rotation**
- **Transmission: Flush fluid, inspect system, replace filters**
- **Tune-Up**

From: [Tammy Strong](#)
To: [Jackie Reyff](#)
Cc: [Daniel Nelms](#); [Andy Golder](#)
Subject: Brakes Plus Rendering - 700 Glade Road
Date: Tuesday, April 25, 2023 3:42:46 PM
Attachments: [image001.png](#)
[image003.png](#)
[image005.png](#)
[image007.png](#)
[image009.png](#)
[image011.png](#)
[image013.png](#)
[image015.png](#)
[Colleville Rendering with Landscape.pdf](#)

Jackie,

Here is a rendering of our plans for the building at 700 Glade Road.

Details of Changes

- Reducing the number of signs to one building sign above the entryway.
- Removing the current monument sign and adding a new monument further back out of the setback area with landscaping.
- Painting the outside of building including the bay doors.
- New Awning installed on entryway
- Remove overgrown landscaping along fence line.
- Add a few bushes and flowering bushes near driveway entrance.

Please let me know if you have any questions.

Thanks.

Tammy

Tammy Strong

Director – Project Planning

Express Oil Change & Tire Engineers | Brakes Plus

1880 Southpark Drive, Birmingham, AL 35244

O: 205-949-4307 | **C:** 205-500-9952

www.expressoil.com | www.brakesplus.com



brakes plus

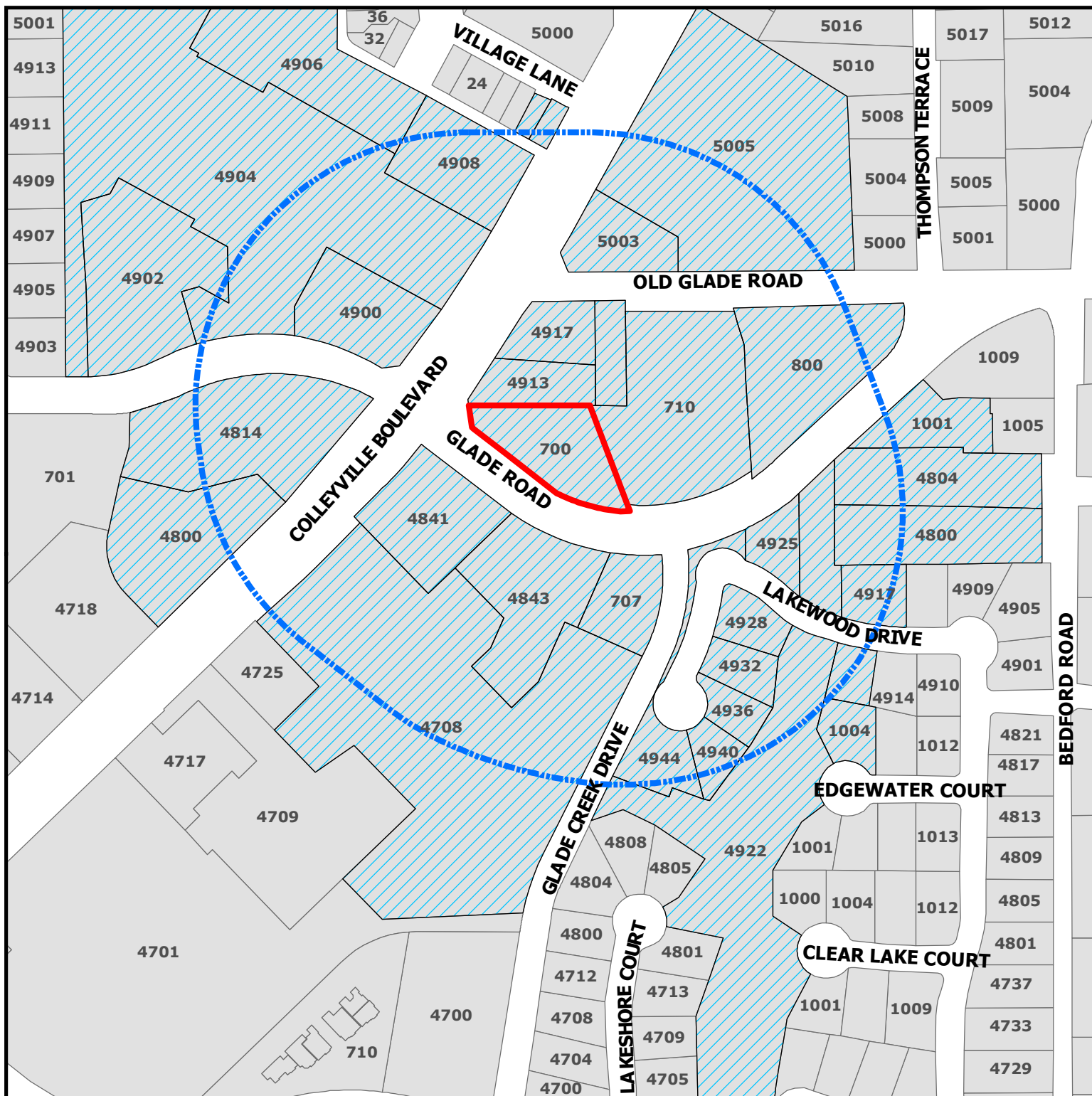


brakes plus





Notification Map



ZC23-011
700 Glade Road

DISCLAIMER:

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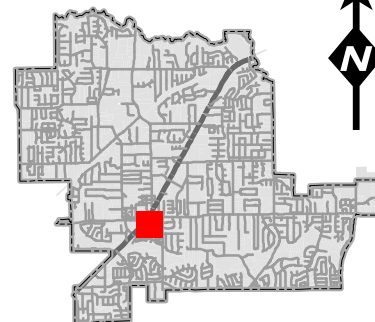
Subject Property



500ft Buffer



Properties within 500ft



Owner Name	Owner Address	Owner City
55 MAIN HOLDINGS LLC	PO BOX 92323	SOUTHLAKE, TX
62 MAIN STREET LLC	62 MAIN ST STE 300	COLLEYVILLE, TX
76 MAIN VOC LLC	1303 BELLEFONTE LN	COLLEYVILLE, TX
BAJRAM & RUZDI INVESTMENTS LLC	4701 MILL CREEK RD	COLLEYVILLE, TX
BANKS, JAMES	715 CENTRAL DR	COLLEYVILLE, TX
BELL, WILLIAM M	5900 E LANCASTER AVE	FORT WORTH, TX
BETHEL METHODIST CHURCH OF NORTH TEXAS	5310 PLEASANT RUN RD	COLLEYVILLE, TX
BROOKS, ADAM	83 VERANDA LN	COLLEYVILLE, TX
BURDETTE, DONNA E	77 VERANDA LN	COLLEYVILLE, TX
CABELLO, DIANNE	37 PIAZZA LN	COLLEYVILLE, TX
CARDINI, ANTOINETTE	33 MAIN ST 230	COLLEYVILLE, TX
COLLEYVILLE HEIGHTS	816 REGINA CT	COLLEYVILLE, TX
COLLEYVILLE REALTY HOLDINGS	92 PIAZZA LN STE 100	COLLEYVILLE, TX
D & V WALKER PROPERTIES LLC	5501 NORMANDY DR	COLLEYVILLE, TX
DAVIS, RHONDA	82 CASA LN	COLLEYVILLE, TX
DREILING PROPERTIES LP	125 CALVERLEY PL	KELLER, TX
DULANEY, BOB	98 CASA LN	COLLEYVILLE, TX
DUNAGAN, KETRINA	57 PIAZZA LN STE 310	COLLEYVILLE, TX
FADDEN, MARK	59 PIAZZA LN	COLLEYVILLE, TX
FIGUEROA FAMILY REVOC TRUST	817 CENTRAL DR	COLLEYVILLE, TX
G & B COLLEYVILLE LLC	75 MAIN ST STE 100	COLLEYVILLE, TX
GABLE, MICHAEL	813 CENTRAL DR	COLLEYVILLE, TX
GADE, MATTHEW	64 VERANDA LN UNIT 410	COLLEYVILLE, TX
GIFFORD, T	33 MAIN ST STE 260	COLLEYVILLE, TX
GIUSTINIANO CHERYL ANNE	42 VERANDA LN STE 110	COLLEYVILLE, TX
GRAPEVINE COLLEYVILLE ISD	3051 IRA E WOODS AVE	GRAPEVINE, TX
GROFFMAN, STEVEN	815 CENTRAL DR	COLLEYVILLE, TX
GUNNIP, MATTHEW	87 CASA LN UNIT 210	COLLEYVILLE, TX
HAMM, DAVID A	6109 EQUESTRIAN CT	COLLEYVILLE, TX
HART, KAY LYNN FOSTER	5301 PLEASANT RUN RD	COLLEYVILLE, TX
HESLAND LLC	26 MAIN ST	COLLEYVILLE, TX
HOLTSHOUSER LONDON LIVING TR	933 SAN RAPHAEL ST	KISSIMMEE, FL
JUST2CAN LLC	5513 LOWRIE RD	COLLEYVILLE, TX
KEVIN & DONNA ALLEN FAMILY TR	55 PIAZZA LN STE 210	COLLEYVILLE, TX
KREIDER, LORRAINE	79 VERANDA LN	COLLEYVILLE, TX
KSW HOLDING MANSFIELD LP	2606 LILLIAN MILLER PKWY	DENTON, TX
LAKE, WILLIAM D	51 PIAZZA LN	COLLEYVILLE, TX
LFA PROPERTIES LLC	700 LA VACA ST	AUSTIN, TX
NGUYEN, DIEM THUY	510 QUEENSBURY TURN	SOUTHLAKE, TX
NIEWOLNY, DEAN	38 PIAZZA LN CONDO 37-3-10	COLLEYVILLE, TX
NORWOOD, TODD	6404 CUTTER RIDGE CT	COLLEYVILLE, TX
PARKER, JAMES	46 PIAZZA LN	COLLEYVILLE, TX
PEARSON, MARCUS	97 VILLAGE LN	COLLEYVILLE, TX
PETERSON, ANNE	34 PIAZZA LN STE 37	COLLEYVILLE, TX
PILGRIM, DEBBIE K	33 MAIN ST STE 240	COLLEYVILLE, TX
PITTS, REX A	66 VERANDA LN	COLLEYVILLE, TX
PREWITT LEASING INC	97 VILLAGE LN STE 300	COLLEYVILLE, TX
RCCG GLORY HOUSE COLLEYVILLE	PO BOX 391	COLLEYVILLE, TX
REALTY CAPITAL VILLAGE #1 LP	909 LAKE CAROLYN PKWY STE 150	IRVING, TX
RICKS, MARGARET	35 PIAZZA LN STE 38110	COLLEYVILLE, TX
RILEY, WILLIAM	94 CASA LN	COLLEYVILLE, TX
ROGERS, J ANDREW	201 MAIN ST STE 2500	FORT WORTH, TX
ROWLAND, DANIEL	88 VILLAGE LN STE 250	COLLEYVILLE, TX
RP GROUP INVESTMENTS LLC	12498 RIVERHILL RD	FRISCO, TX
RRSN COLLEYVILLE REALTY LLC	12498 RIVERHILL RD	FRISCO, TX
RUDOLPH, CHRIS	44 VERANDA LN	COLLEYVILLE, TX
SALA LIFE TRUST	700 LAKE CARILLON LN	SOUTHLAKE, TX
SC VILLAGE MAIN STREET LLC	500 E 4TH ST STE 175	FORT WORTH, TX
SCHMIDT, JUDITH	88 CASA LN	COLLEYVILLE, TX
SCRUGGS, ALBERT	86 CASA LN	COLLEYVILLE, TX
SHERWOOD, LESLIE	84 CASA LN	COLLEYVILLE, TX
SPICER, TAMARA	90 CASA LN APT 10	COLLEYVILLE, TX
TAMLYN PROPERTIES LLC	90 CASA LN APT 10	COLLEYVILLE, TX
TAP REALTY LLC	23 MISSION LN	COLLEYVILLE, TX
TMAAC LLC	4109 BROWN TRL	COLLEYVILLE, TX
TRINITY COLLEYVILLE RE LLC	88 VILLAGE LN STE 150	COLLEYVILLE, TX
TURNER, CHRISTINE	713 CENTRAL DR	COLLEYVILLE, TX
VILLAGE OWNERS ASSOCIATION INC	PO BOX 1567	ALLEN, TX
VILLAGE OWNERS ASSOCIATION INC	PO BOX 650255	DALLAS, TX
VOLLMER, JAMES A	81 VERANDA LN UNIT 310	COLLEYVILLE, TX
WADLEY FAMILY HOLDING INC	33 MAIN ST STE 160	COLLEYVILLE, TX
WILLIAMS, DAVID H	75 MAIN ST STE 200	COLLEYVILLE, TX
XU, SHENG	2113 BRENTCOVE DR	GRAPEVINE, TX
YOUNG, CLINT	811 CENTRAL DR	COLLEYVILLE, TX
ZAVODNICK, TODD	706 24TH PL	HERMOSA BEACH, CA
ZRB CAPITAL PARTNERS LLC	409 TIMBERLINE DR S	COLLEYVILLE, TX



NOTICE OF PUBLIC HEARING

«Owner Name»

«Owner Address»

«Owner City» «Owner Zip»

The City of Colleyville has scheduled public hearings concerning the below referenced request on the following dates and location:

Planning and Zoning Commission Meeting: Monday, May 8, 2023 at 7:00 p.m.
City Council Meetings: Tuesday, June 6, 2023 & Tuesday, June 20, 2023 at 7:00 p.m.
3rd floor of City Hall, 100 Main Street, Colleyville, Texas

Request: Consideration of a Special Use Permit for an Auto Repair use. The request is to allow for a new business, Brakes Plus. Previously known as City Garage.

Zoning Case: ZC23-011

Applicant: David Sobaro

Owner: Brakes Plus, LLC

Location: 700 Glade Road

Property Description: Lot 1B1, Block 3, Village Park Addition

Present Zoning: CC-1 Village Retail Commercial

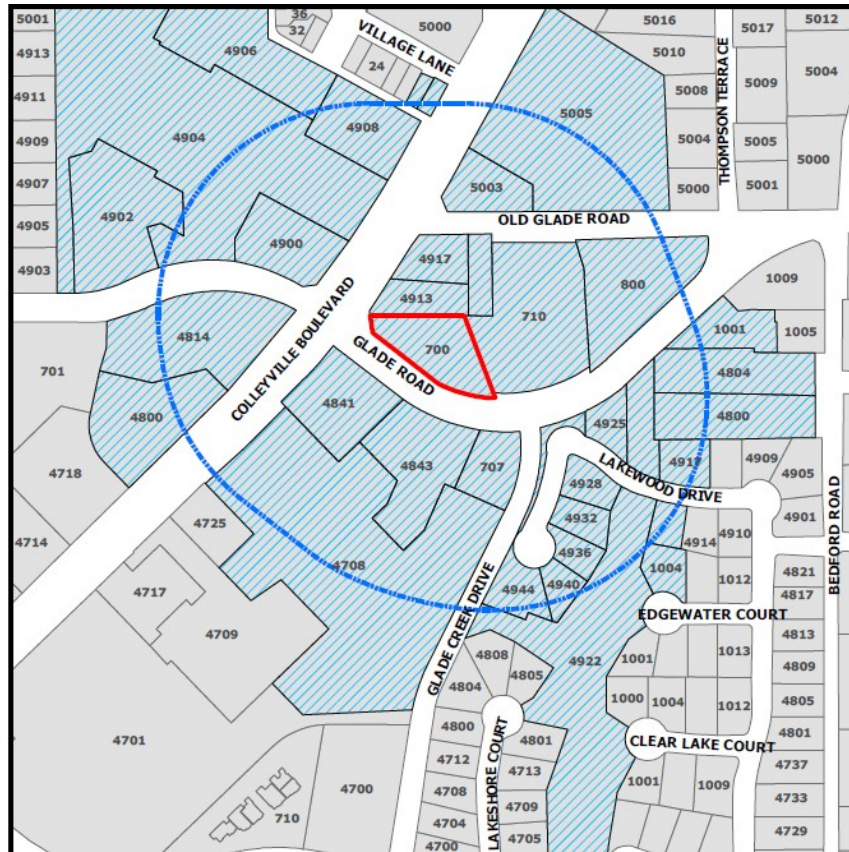
This notice has been sent to all owners of real property within 500 feet of the request as such ownership appears on the last approved tax roll and all homeowners associations within 1000 feet. Approval by the Planning and Zoning Commission serves as a recommendation to the City Council and is not a final action on the request. Denial of the proposal by the Commission is final, unless the applicant submits a written notice of appeal within 10 days from the date of action by the Commission. If appealed, the request will be placed on the next available City Council agenda as listed above. Rezoning requests, zoning amendments and conditions recommended by the Commission for approval by the City Council may be more restrictive than those described in this notice.

All interested persons are encouraged to attend the public hearing and express their opinions on the zoning change request. If you are unable to attend, but wish to have your opinions made a part of the public record, please submit written comments prior to the public hearing, to the address below:

**Community Development Department
City of Colleyville
100 Main Street
Colleyville, TX 76034**

If the property owners of 20% or more of the land within the 200 foot notification area file a written protest prior to the public hearing, State law provides that the approval of the zoning change request shall require the approval of a super majority vote by City Council.

NOTICE OF PUBLIC HEARING



The application is on file for public examination in the Community Development Department at 100 Main Street, Colleyville, Texas 76034. A brief project description can be found online on the Agenda Packet and Active Development Case map (please use your phone's camera to scan QR code below):



For additional information, please contact the Community Development Department at 817.503.1056. Please reference the zoning case number when requesting information.

Jacquelyn Reyff

Jacquelyn Reyff
Planning Manager
jreyff@colleyville.com

ORDINANCE O-23-2242

AMENDING THE ZONING ORDINANCE AND THE OFFICIAL ZONING MAP OF THE CITY OF COLLEYVILLE, TEXAS, BY CHANGING THE ZONING ON APPROXIMATELY 0.77 ACRES, BEING LOT 1B1, BLOCK 3, VILLAGE PARK ADDITION, LOCATED AT 700 GLADE ROAD, BY AUTHORIZING A SPECIAL USE PERMIT FOR AN AUTO REPAIR SHOP FOR THE BUSINESS KNOWN AS BRAKES PLUS; PROVIDING A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00); AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Colleyville has received an application for a Special Use Permit for Auto Repair Shop for the business known as Brakes Plus for Case No. ZC23-011; and

WHEREAS, the City of Colleyville deems it necessary, for the purpose of promoting the health, safety, morals, or general welfare of the City to amend the City's zoning ordinance; and

WHEREAS, the Planning and Zoning Commission, has given reasonable consideration to, among other things, the character of the City's zoning districts and their peculiar suitability for particular uses, with a view to conserving the value of buildings and encouraging the most appropriate use of land throughout the City; and

WHEREAS, the City Council is of the opinion that the change in zoning provided for herein should be made, in compliance with the City Charter, and state law with reference to changes to zoning classifications under the City's zoning ordinance and zoning map, having given the requisite notices required by law and having held public hearings affording all interested persons and property owners a full and fair opportunity to be heard.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLLEYVILLE, TEXAS:

- Sec. 1. THAT the Comprehensive Zoning Ordinance of the City of Colleyville, Texas, be, and the same is hereby amended by authorizing a Special Use Permit for an Auto Repair Shop Use on 0.77 acres, being Lot 1B1, Block 3, Village Park Addition, located at 700 Glade Road as depicted on the attached as Exhibit "A".

Sec. 2. THAT the above described tract of land shall be used only in the manner and for the purposes provided by the Comprehensive Zoning Ordinance of the City of Colleyville as heretofore amended, and as amended herein.

Sec. 3. THAT the above described tract of land shall be subject to the following conditions:

1. GENERAL

- a. The Special Use Permit shall apply to an Auto Repair Shop.
- b. The name of the business authorized for Auto Repair Shop by this Special Use Permit shall be called "Brakes Plus".
- c. The Hours of Operation are: Monday-Friday 8 a.m. – 6 p.m. and Saturday 8 a.m. – 5 p.m.
- d. The Special Use Permit shall automatically expire upon the abandonment of the business, change in use, a change in ownership or upon the expiration or termination of the Certificate of Occupancy.
- e. All requirements of the Land Development Code shall be met, except where amended herein.
- f. As described and depicted in the attached Exhibit "A" and Exhibit "B".

Sec. 4. THAT any person, firm or corporation violating any of the provisions or terms of this ordinance shall be subject to the same penalty as provided for in the Comprehensive Zoning Ordinance of the City of Colleyville, and upon conviction shall be punishable by a fine not to exceed the sum of Two Thousand Dollars (\$2,000.00) for each offense.

Sec. 5. THAT if any section, paragraph, subdivision, clause, phrase or provision of this ordinance shall be judged invalid or unconstitutional, the same shall not affect the validity of this ordinance as a whole or any portion thereof other than that portion so decided to be invalid or unconstitutional.

Sec. 6. THAT in addition to and accumulative of all other penalties, the City shall have the right to seek injunctive relief for any and all violations of this ordinance.

Sec. 7. THAT this ordinance shall take effect immediately from and after its passage subject to the publication of the caption, as the law or charter in such cases may provide.

AND IT IS SO ORDERED.

The first reading and public hearing being conducted on the 6th day of June 2023.

The second reading and public hearing being conducted on the 20th day of June 2023.

PASSED AND APPROVED BY A VOTE OF ____ AYES, ____ NAYS, ON THIS THE 20TH DAY OF JUNE 2023.

Mayor Bobby Lindamood	_____	Mayor Pro Tem Callie Rigney	_____
Brandi Elder, Place 1	_____	George Bond, Place 2	_____
Scotty Richardson, Place 3	_____	Ben Graves, Place 4	_____
Chuck Kelley, Place 5	_____		

ATTEST:

CITY OF COLLEYVILLE

Christine Loven, TRMC
City Secretary

Bobby Lindamood
Mayor

APPROVED AS TO FORM:

Whitt Wyatt
City Attorney

Exhibit “A”- Zoning Map

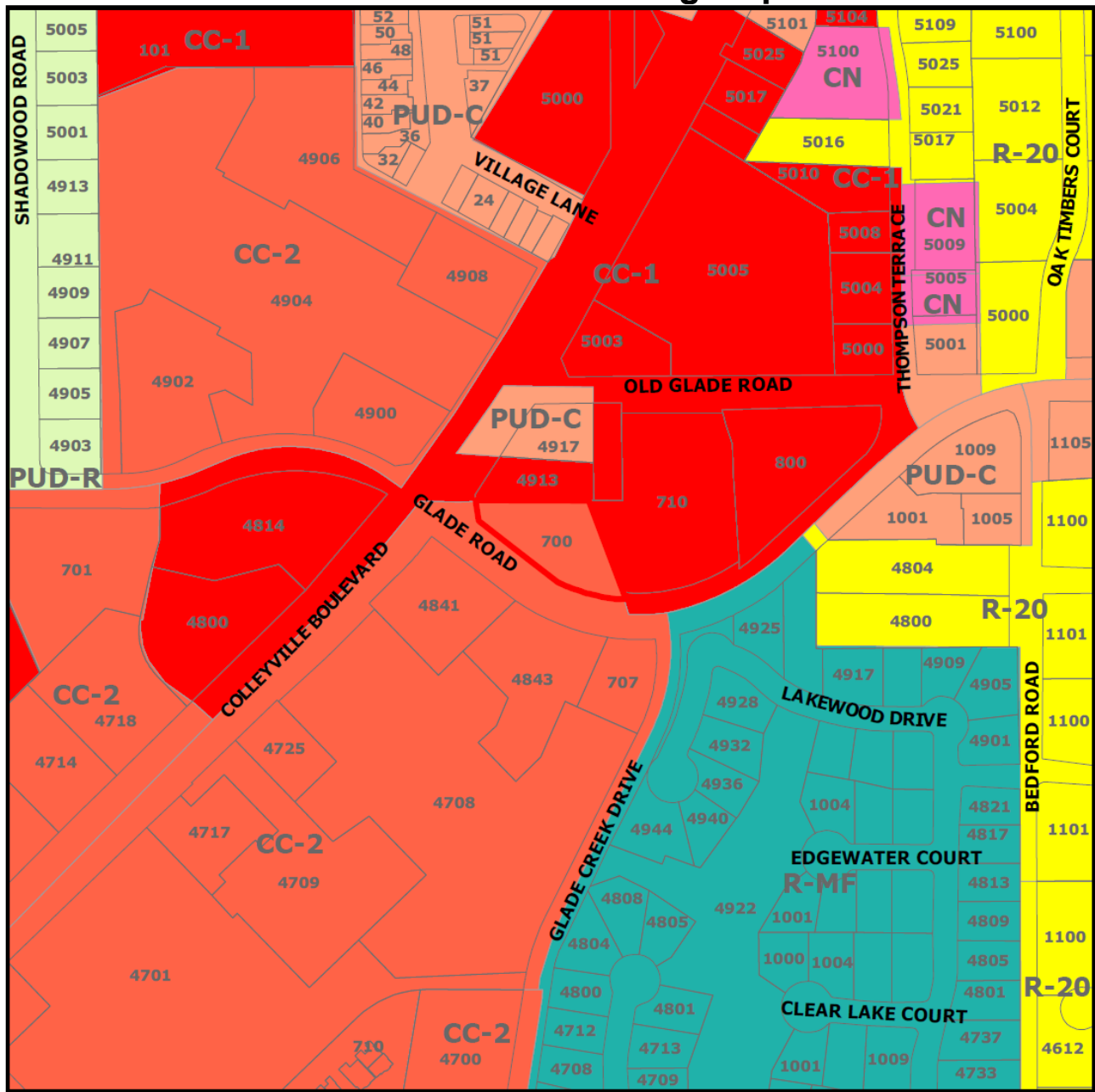


Exhibit “B”- Statement of Planning Objectives

Brakes Plus Summary and List of Services

Change in services from City Garage - we will no longer sell or install tires.

We do not offer body work.

No outdoor storage.

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- **Alignment**
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Please let me know if you have any questions.

Thanks.

Tammy

Tammy Strong

Director – Project Planning

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www.expressoil.com | www.brakesplus.com



brakes plus







CITY OF COLLEYVILLE CITY COUNCIL BRIEFING

Agenda Number 6c

Agenda Date 6/6/2023

Number Ordinance O-23-2243

Type Ordinance

Department Community Development

Title

Consideration of a zoning change from AG Agricultural to R-30 Single Family Residential zoning district for Tract 1B1, 1C1, 1B2, and 1B3, Abstract 294, Robert Chowning Survey, located at 2417 Wilkes Drive, Case ZC23-009

Explanation

First Reading and Public Hearing

Curtis Young, the applicant, has submitted a request to rezone the 11.94 acre property located at 2417 Wilkes Drive to R-30 Single Family Residential Development district. The purpose is to rezone in order to allow for the development of a new 11 lot single-family residential subdivision.

The Planning and Zoning Commission recommended denial at their April 10, 2023 meeting by a vote of 6-0-1. When the Planning and Zoning Commission makes a recommendation of denial, a favorable vote of three-fourths (3/4) of all members of the City Council is required for approval of the request.

Additionally, no change of zoning where exists a protest against such change, signed by the owners of twenty (20) percent or more of either the area of lots or land included in such proposed change, or lots or land immediately adjoining same and extending two hundred (200) feet therefrom, filed with the City Secretary, shall be passed except by a favorable vote of three-fourths (3/4) of all members of the City Council. The opposition is calculated to be approximately 32%.

Existing Conditions/Background: The subject property is currently an unplatted lot. A home currently exists which is being proposed to be removed.

Proposed Zoning Change: Request – The request is to rezone from the AG Agricultural to the R-30 Single Family Residential district. The request is to construct a new 11 lot detached single-family subdivision to be known as The Bluffs at Colleyville.

Analysis: Per the proposed, this project is requesting to create a new detached single-family subdivision of 11 lots. The entrance and exit to the subdivision would be via Wilkes Drive. The lots range from 30,461 s.f. to 56,162 s.f. The average lot size is 41,887 s.f.

Plat Status: The subject property is unplatted as Tracts 1B1, 1C1, 1B2, and 1B3, Abstract 294, Robert Chowning Survey.

DRC Review: This request was reviewed during the March 20, 2023 DRC meeting and determined the application may be scheduled for the next available Planning and Zoning Commission meeting. The DRC provided the following comments:

1. A variance to the cul de sac length would be needed from City Council for this proposal.
2. Provide Drainage and Grading Plans, Landscaping Plan, and an Urban Forestry Plan.
3. Dimension the lot widths.

The applicant updated their exhibits as requested by the staff and were received on March 27, 2023.

Engineering Comments: Land Development Code Chapter 14, Section 14-170 Drainage and Storm Sewer Improvements, Sub-Section B-1 states the following: "No matter which method is used to calculate runoff, a developer or builder of residential property greater than one (1) acre in size, or any property that was platted as a part of an overall tract which was greater than one (1) acre in size (including churches and schools), shall develop the property so that the rate of runoff created by the development as it leaves the property does not exceed the rate of runoff that is currently occurring in the existing conditions. A developer or builder of commercial property greater than one-half (1/2) acre must follow the above guidelines." We concur with the Fire Marshal's comments in regard to the 50' ROW and the fire emergency exit gates that will have to be accepted with public improvements.

Fire Marshal Comments: If the City Council approves the plan as submitted as a private subdivision any gate is considered a Public Improvement and is required to be installed and accepted with the Public Improvements. The gate would be required to meet the requirements of the Land Development Code in Chapter 14. The subdivision is required to meet the requirements of Chapter 10 of the Land development Code.

Drainage: An Integrated Stormwater Management analysis, although a standard engineering practice, is not a method currently allowed by the Land Development Code.

Surrounding Development: Property to the north and east is located in the City of Grapevine. Property to the south has R-20 Single Family Residential zoning and has developed with single-family homes. The property to the west has Planned Unit Development – Residential zoning located in the Ross Downs subdivision and has developed with single-family homes.

Comprehensive Plan: The City's Comprehensive Plan, Destination Colleyville, designates the subject property and the property near this location along Wilkes Drive as planned for residential use. The proposed rezoning request does comply with the residential land use designation stated in the comprehensive plan. One of the goals for

this area, as outlined in Destination Colleyville, is to protect the character and integrity of existing neighborhoods by promoting future development that is compatible with the surrounding development patterns and development character.

Fees: Impact Fees are required per Chapter 13 (Impact Fees) of the Land Development Code and are due prior to the issuance of a Building Permit, if applicable.

Tree Preservation: The development must comply with Chapter 5 (Urban Forestry) of the Land Development Code. Where any tree is slated for removal, no site grading, dirt disturbance or new construction may occur on the property until a Tree Removal Permit has been issued that is associated with an approved Tree Preservation Plan. In addition to the requirements for submittal of a Tree Removal Permit and Tree Preservation Plan, future development on the site must maintain the minimum existing protected tree canopy coverage as required in Chapter 5.

Public Notification: Staff mailed notices to all property owners within 500 feet as well as any Homeowners Associations and Independent School Districts within 1,000 feet of the subject property. Notice was published in the *Fort Worth Star-Telegram* as required by State law and the Land Development Code.

Staff Recommendation: Staff is neutral on this request.

Planning and Zoning Commission Recommendation: The Planning and Zoning Commission recommended denial of the request at their April 10, 2023 meeting by a vote of 6-0. One commissioner abstained from voting.

Recommendation

None

Attachments

1. Aerial Map
2. Zoning Map
3. Future Land Use Map
4. Concept Plan
5. Grading and Drainage Plans
6. Urban Forestry Plan
7. Notification Map
8. Opposition Map
9. Opposition Report
10. Notification Letter
11. Notify List
12. Letters of Opposition
13. Alphabetical Listing of Opposition for ZC23-009 ZC23-010 as of 06.02.23
14. Ordinance O-23-2243

Aerial Map

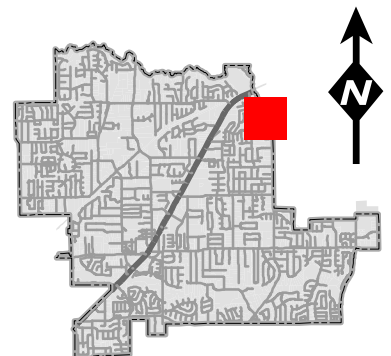


ZC23-009
2417 Wilkes Drive

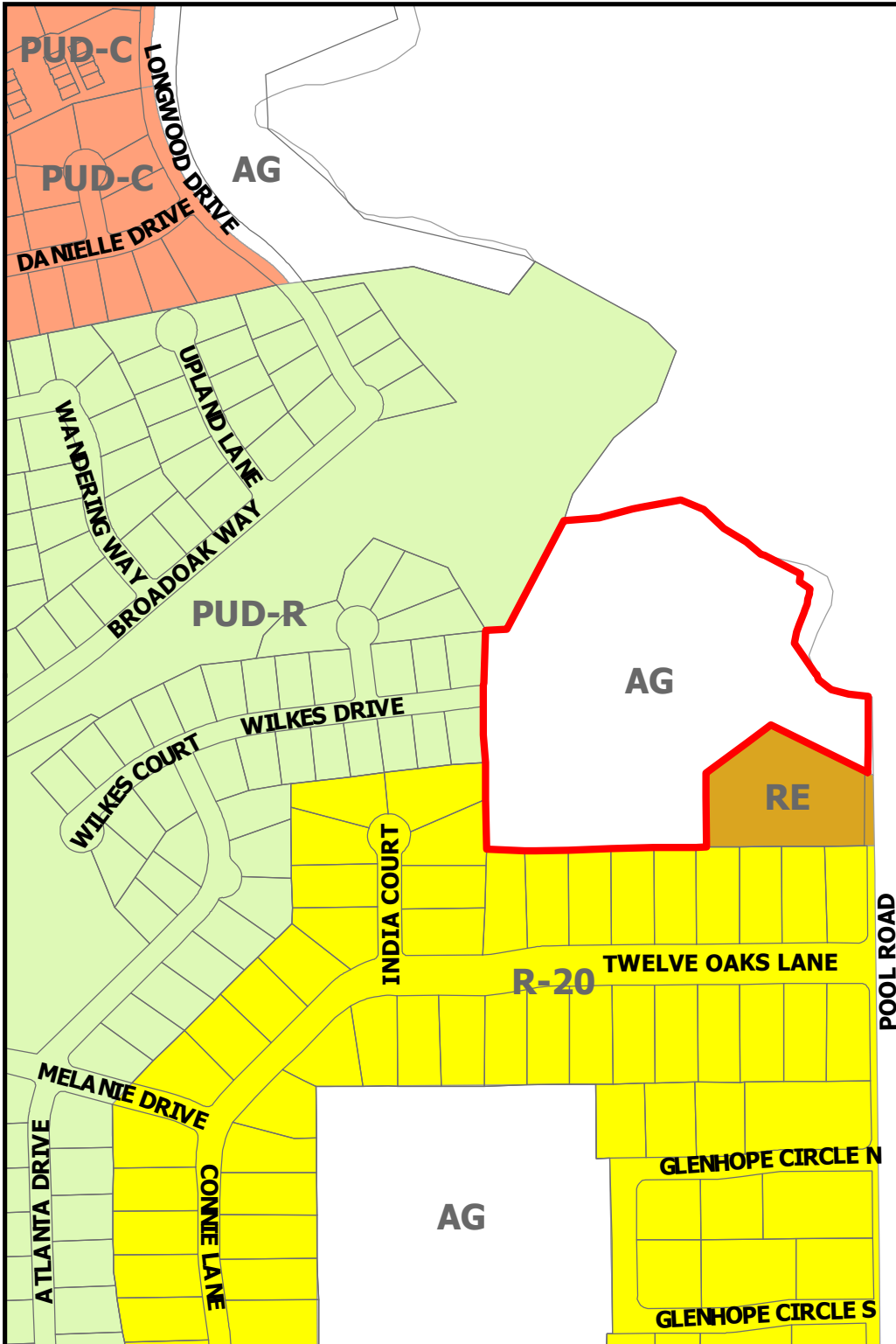
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Subject Property



Zoning Map



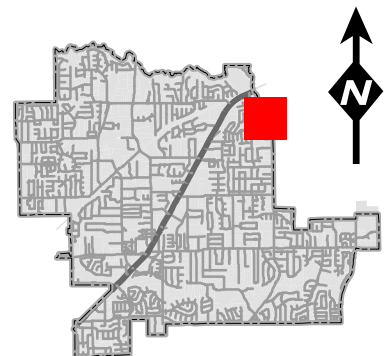
ZC23-009
2417 Wilkes Drive

DISCLAIMER:

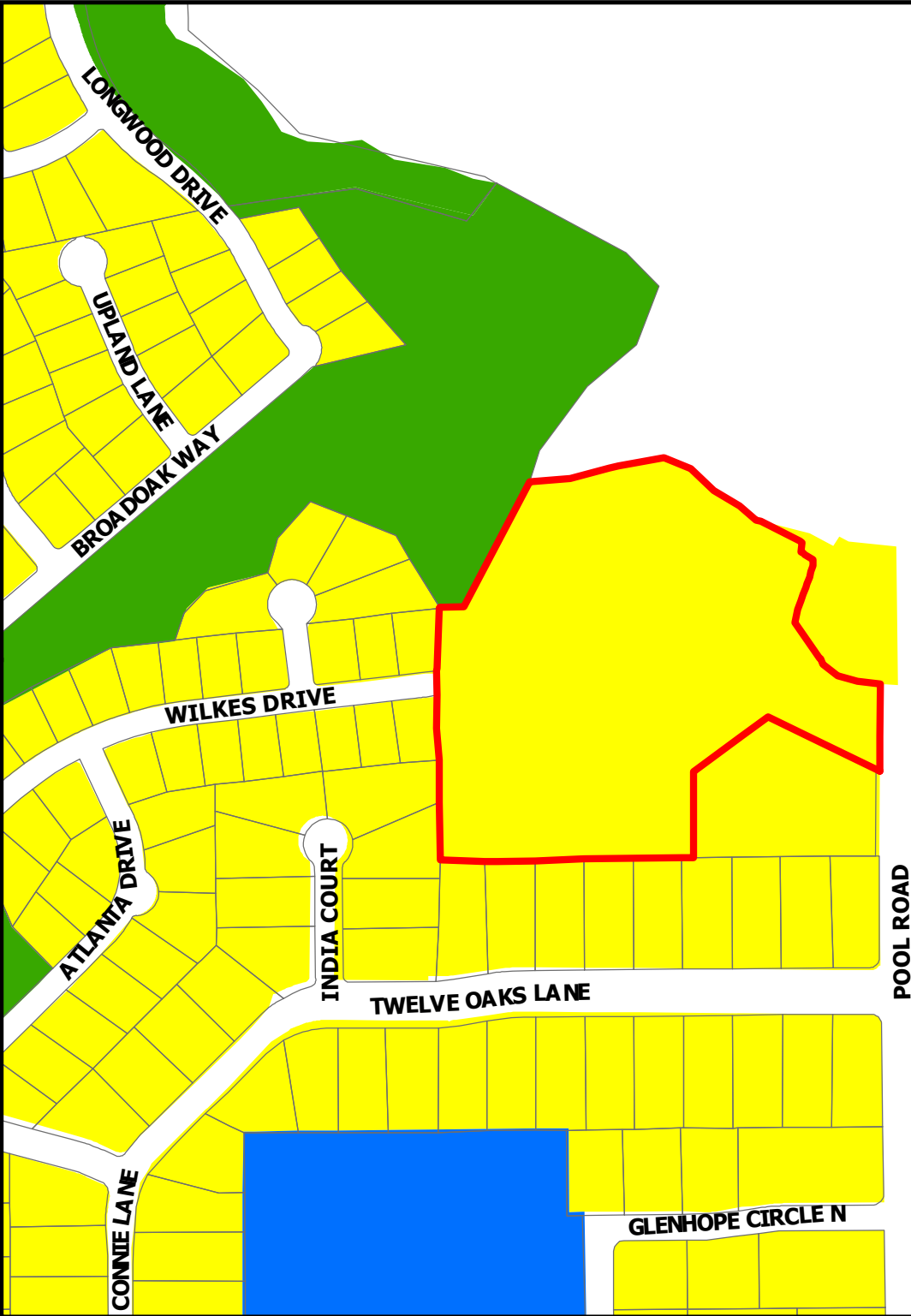
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Subject Property



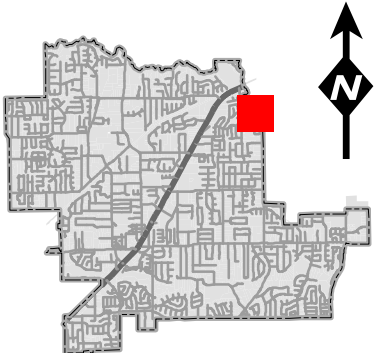
Future Land Use Map



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ZC23-009
2417 Wilkes Drive

-  Subject Property
-  Residential
-  Institutional
-  Open Space; Parks



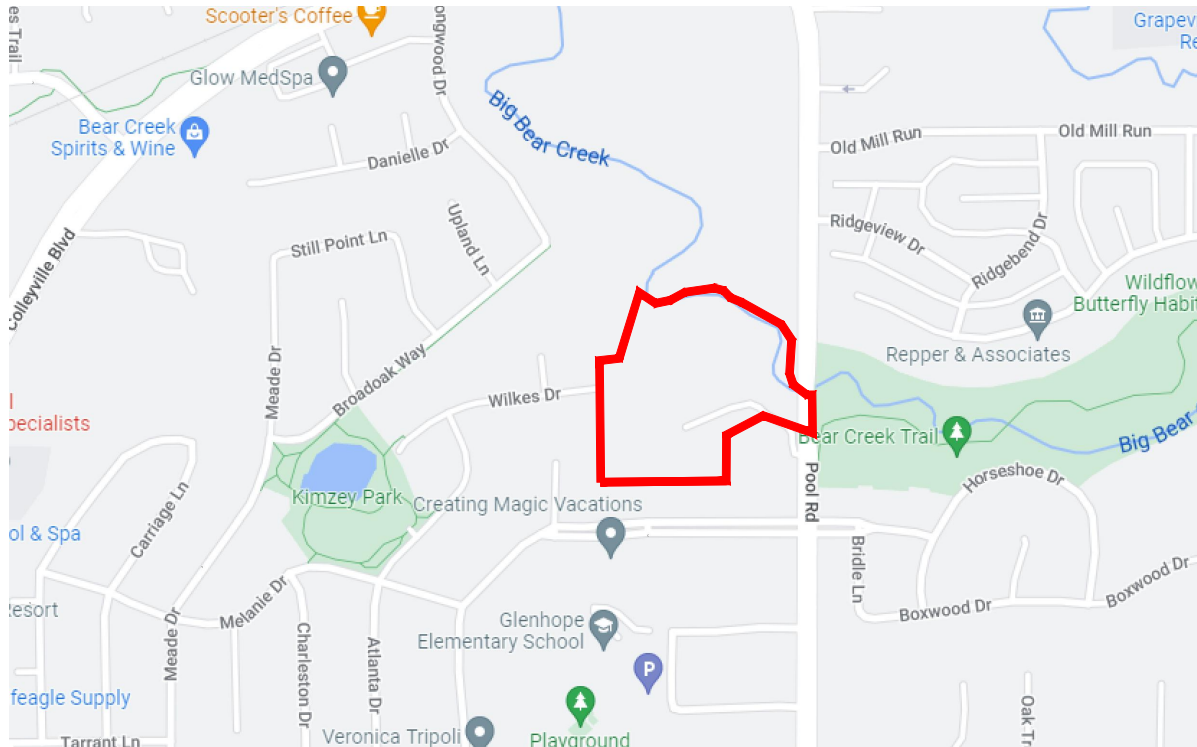
Site Data Summary Chart		
Single Family Residential Lots		11

Residential Lots	88.01%	10.57 ac.
R.O.W.	11.99	1.44 ac.
Res. Gross Acreage	100.00%	12.01 ac.

Site Data	
Gross Acreage	12.01 ac.
Gross Density (lots / acre)	1.09 lots/AC

Existing Zoning:	AG
Proposed Zoning:	PUD-R
Existing Use:	Residential / AG
Proposed Use:	S.F. Residential

Lot Summary	
Residential Lots	11
Minimum Lot Area	30,461 s.f.
Average Lot Area	41,887 s.f.



LOCATION MAP

Legend

5' Sidewalk Flood Plain

Developer:
WillowTree Development, LLC
680 N. Carroll Avenue, Suite 100
Southlake, Texas 76092
817-617-9105
Attn: Travis Franks

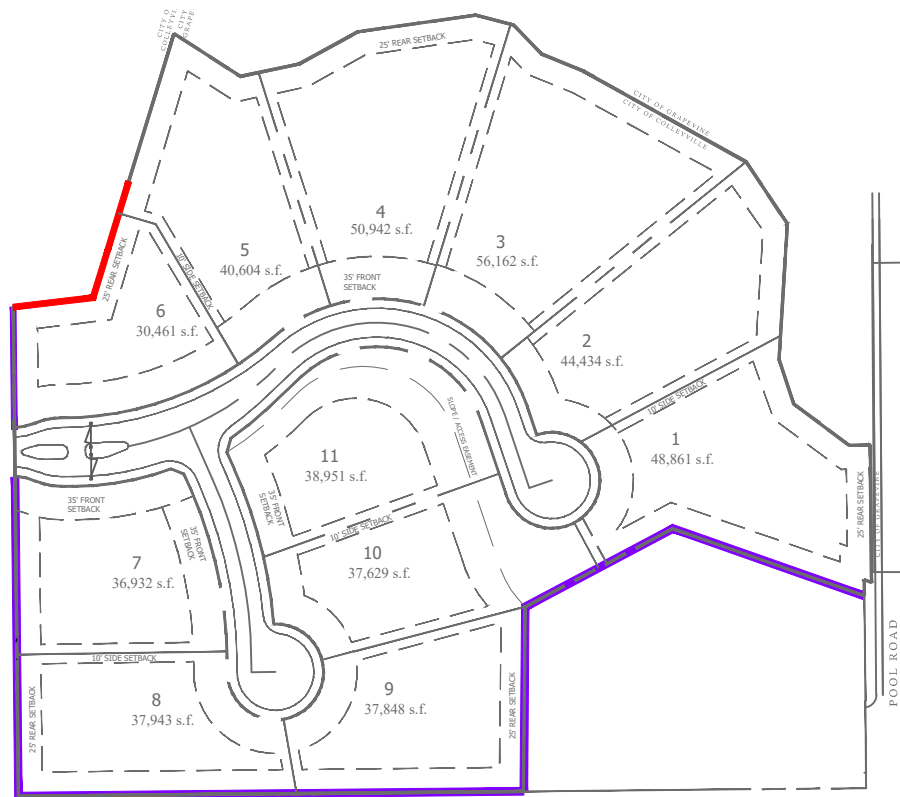
Engineer:
Redinger Group, LLC
P.O. Box 93206
Southlake, Texas 76092
817-253-5727
Attn: Clayton Redinger, P.E.

Owner:
Unique Fortune, LLC
400 Carroll Avenue
Southlake, TX 76092
Tel: 817-366-8666
Contact: Mark Goodwin

Applicant:
Sage Group, Inc.
1130 N. Carroll Avenue, Suite 200
Southlake, TX 76092
817-424-2626
Contact: Curtis Young, AIA

Planner:

 **SAGE GROUP, INC.**
Master Planning
Urban Design
Architecture
Landscape Architecture
1130 N. Carroll Ave., Ste. 200
Southlake, Texas 76092
TEL: 817-424-2626



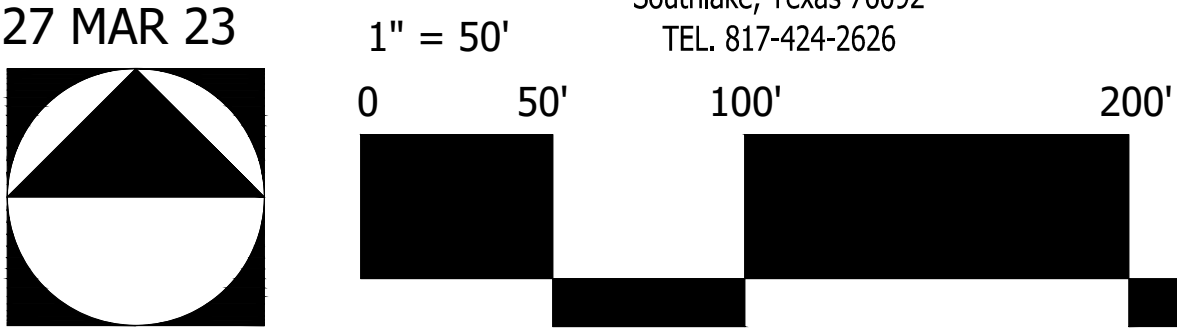
FENCE DIAGRAM

Fence Legend

6' Wood Fence

5' Ornamental Iron Fence

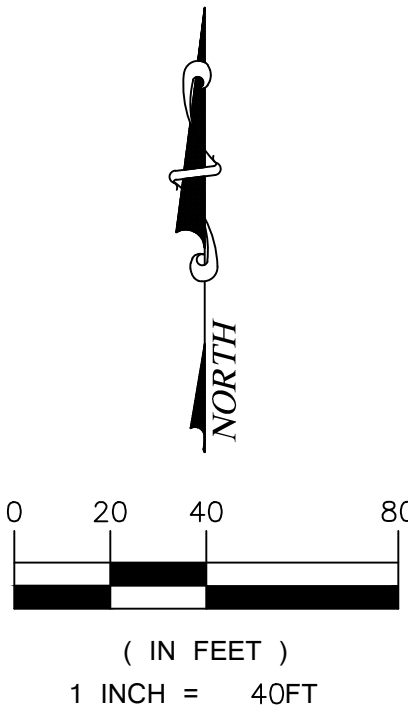
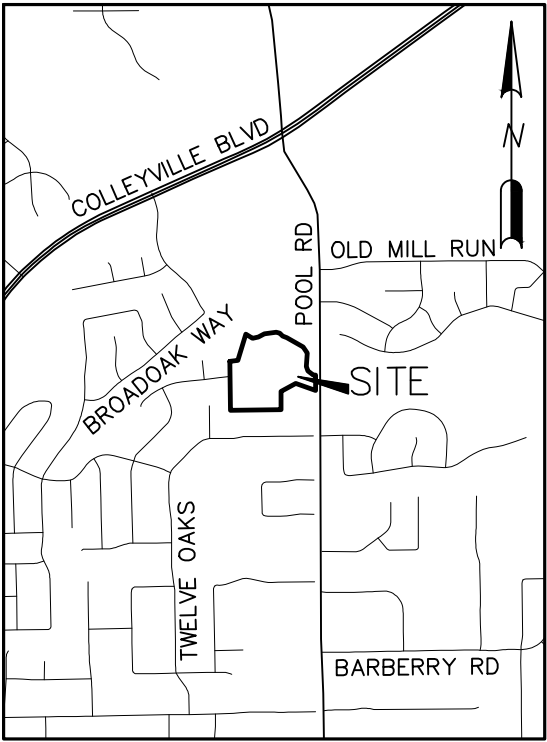
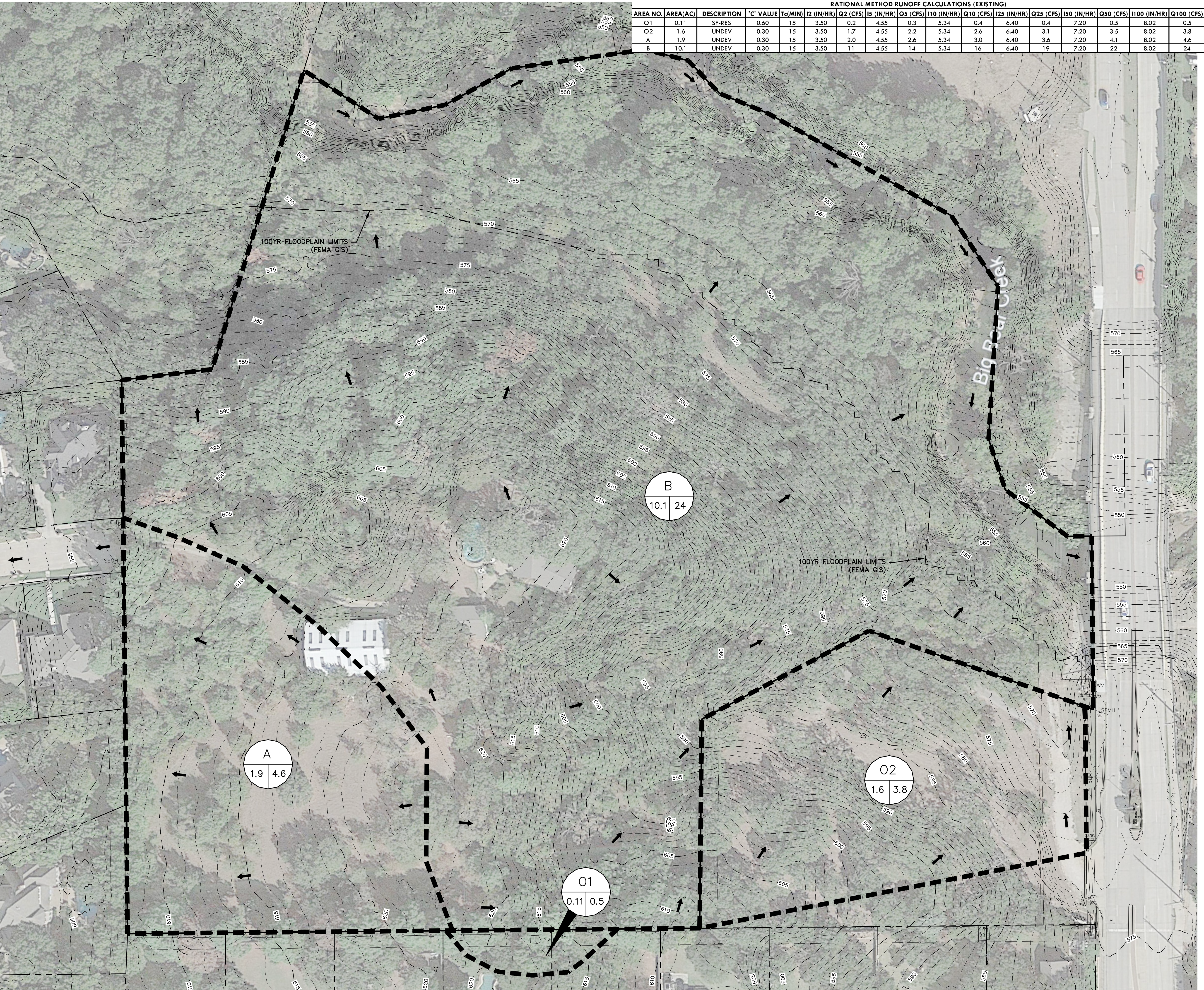
Notes:
-Front Setbacks are 35' Typical, except where noted.
-Rear Setbacks are 25' Typical
-Side Setbacks are 10' Typical, 25' street side setback on corner lot



Concept Plan-12 Ac R-30 Zoning

The Bluffs at Colleyville

Colleyville, Tarrant County, Texas



- LEGEND
- NAME: Drainage Area Label
 - Flow Arrow (Post-Project)
 - Drainage Divide
 - Existing Contour Minor
 - Existing Contour Major
 - Design Point

1. CRITERIA BASED ON CITY OF COLLEYVILLE ENGINEERING DESIGN STANDARDS.
2. BIG BEAR CREEK SPECIAL FLOOD HAZARD AREA OBTAINED THROUGH TARRANT COUNTY GIS, REFERENCED TO NAD83 TEXAS STATE PLAN COORDINATES, NORTH CENTRAL ZONE, US FEET.

REDINGER GROUP, LLC
P.O. BOX 92006
DALLAS, TEXAS 75292
PHONE (817) 233-2277
FAX (817) 233-2278
ENGINEERING REGISTRATION NUMBER E-23299
PREPARED FOR: WILLOWTREE DEVELOPMENT, LLC
12115 WILLOWTREE DRIVE
SOUTHPLAKE, TEXAS 76092
PHONE (817) 617-9105

EXISTING DRAINAGE PLAN
THE BLUFFS AT COLLEYVILLE
12 ACRE R-30
COLLEYVILLE, TEXAS

BENCHMARKS:

COLLEYVILLE BM-29
2" BRASS DISC IN CL
INLET IN N. ROW OF
TWELVE OAKS 128' W
OF POOL ROAD & 25.4'
N OF MEDIAN BOC
ELEV = 583.70'

COLLEYVILLE BM-92
2" BRASS DISC IN N
END OF INLET 16.4' W
OF CL OF BROADOAK ST.
55' S OF CL OF
LONGWOOD ST & 41' SE
OF A FIRE HYDRANT
ELEV = 577.13'

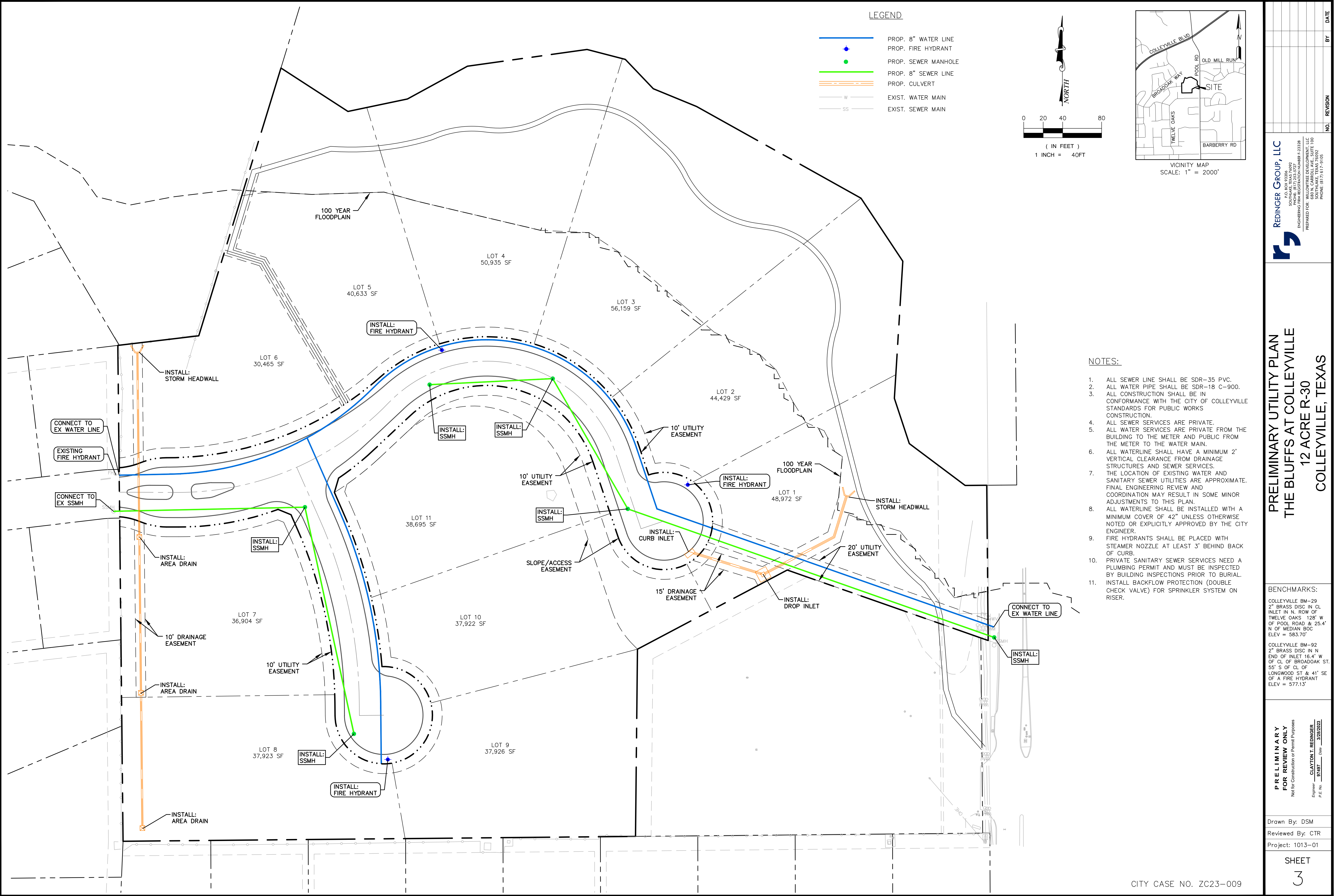
PRELIMINARY
FOR REVIEW ONLY
Not for Construction or Permit Purposes

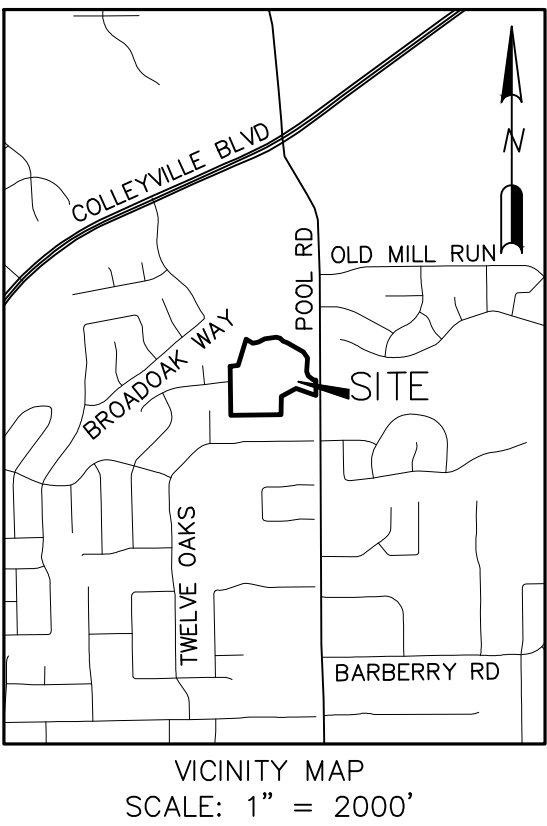
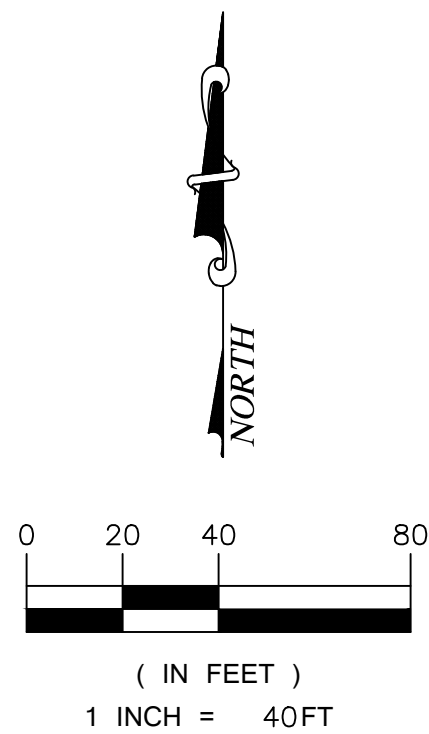
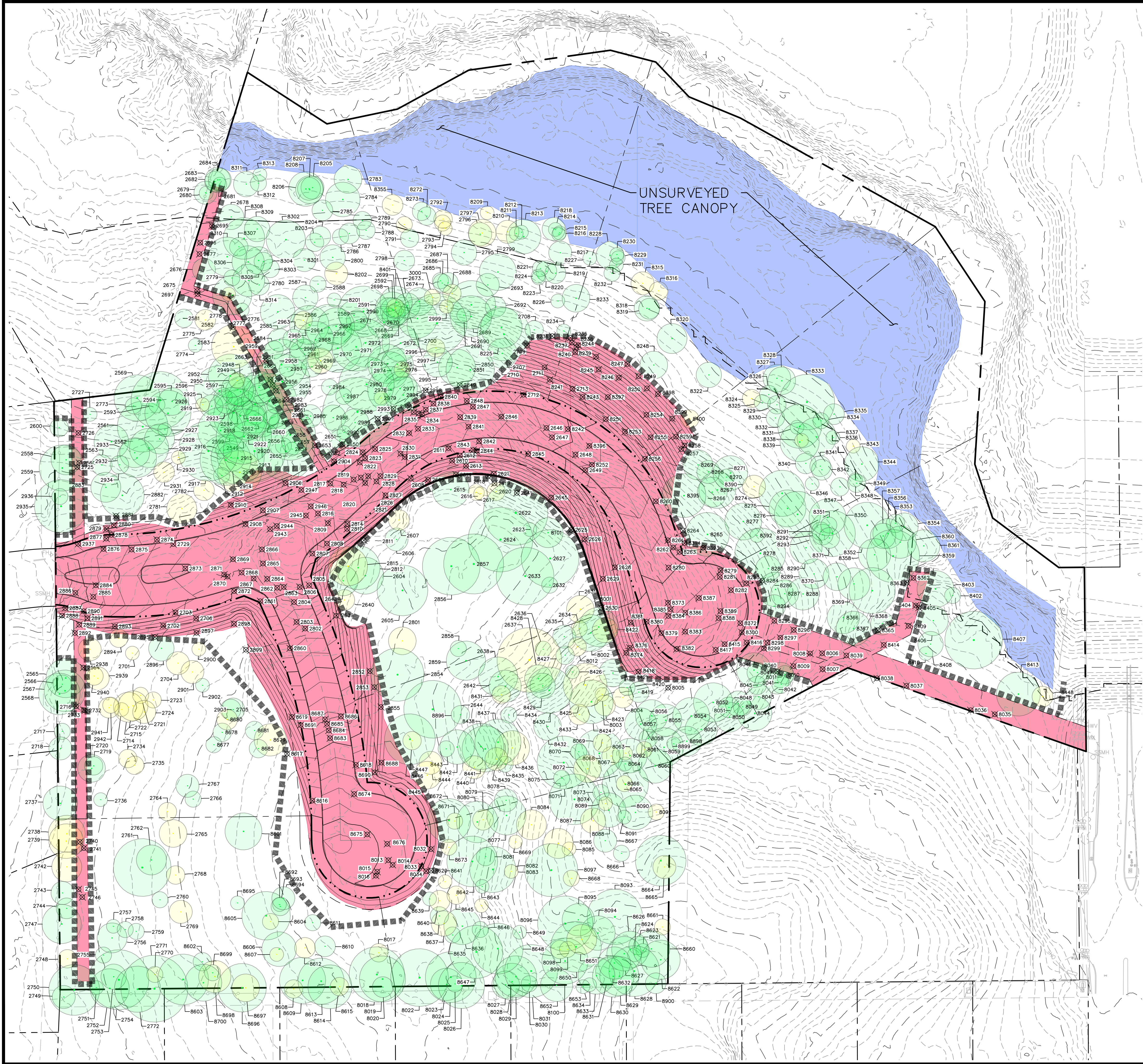
Engineer: CLAYTON T. REDINGER
P.E. No. 97487 Date: 3/20/2023

Drawn By: DSM
Reviewed By: CTR
Project: 1013-01

SHEET
1

CITY CASE NO. ZC23-009





LEGEND

- PROTECTED TREE TO REMAIN
- NON PROTECTED TREE TO REMAIN
- ⊗ TREE TO BE REMOVED
- UNSURVEYED CANOPY AREA PER AERIAL PHOTOGRAPHY
- AREA TO BE DISTURBED
- ▬▬▬▬▬ TREE PROTECTION FENCE

Tree Preservation Summary (excludes building envelopes)			
Total Tree Canopy	%	ft ²	Acres
Required Preservation of Tree Canopy	50%	263,562	6.051
Provided Credit for Preservation of Tree Canopy	73%	385,564	8.851
Surplus Preservation of Tree Canopy		122,003	2.801

Site Canopy Summary			
Project/Lot(s) Area	%	ft ²	Acres
Building Envelope Area (primary structures only)		605,426	13.899
Required Site Canopy (excludes building envelope)	50%	302,713	
Provided Credit for Tree Preservation		385,564	
Additional Tree Planting Required (site canopy ONLY)		0	

UNSURVEYED CANOPY AREA: 83,505 SF (1.917 AC)

Tree Species Summary	Tree (CQ)	Tree to Preserve	Tree to Remove	D111 Inches	D111 Inches to Preserve	D111 Inches to Remove	Tree Canopy (CQ)	Canopy to Preserve (CQ)	Canopy to Remove (CQ)	Heritage Tree (CQ)	Mitigation (CQ)
AMERICAN ELM	76	51	25	721	251	24,714	16,936	7,778	0	0	0
GALLERY PEAR	4	4	0	27	27	0	575	575	0	0	0
EASTERN HEDICAR	20	12	8	308	185	122	15,268	9,268	6,000	0	0
LONGLEAF PINE	148	117	31	2,890	1,840	550	137,548	104,635	32,913	0	66,480
PLUM	2	1	1	12	6	226	119	133	0	0	0
POST OAK	430	282	154	5,559	3,574	1,985	265,287	170,532	94,755	353	180,650
UNSURVEYED TREES	1	1	0	169	169	0	83,505	83,505	0	0	0
Total	687	468	219	9,180	6,286	2,894	527,323	385,964	141,359	362	147,340

OWNER:
UNIQUE FORTUNE, LLC
400 CARROLL AVENUE
SOUTHLAKE, TEXAS 76092
PHONE: (817) 366-8666
CONTACT: MARK GOODWIN

DEVELOPER:
WILLOWTREE DEVELOPMENT, LLC
680 N. CARROLL AVENUE, SUITE 100
SOUTHLAKE, TEXAS 76092
PHONE: (817) 617-9105
CONTACT: TRAVIS FRANKS

SCALED AT 24"x36" PAGE SIZE

REDINGER GROUP, LLC
P.O. BOX 92006
SOUTH LAKE, TEXAS 76092
PHONE: (817) 617-9105
FAX: (817) 617-9106
ENGINEERING FIRM REGISTRATION NUMBER F-23399
PREPARED FOR: WILLOWTREE DEVELOPMENT, LLC
SOUTHLAKE, TEXAS 76092
PHONE: (817) 617-9105

URBAN FORESTRY PLAN
THE BLUFFS AT COLLEYVILLE
12 ACRE R-30
COLLEYVILLE, TEXAS

BENCHMARKS:

COLLEYVILLE BM-29
2" BRASS DISC IN CL
INLET IN N. ROW OF
TWELVE OAKS 128' W
OF CL OF BROADOAK ST.
55' S OF CL OF
LONGWOOD ST & 41' SE
OF A FIRE HYDRANT
ELEV = 577.13'

COLLEYVILLE BM-92
2" BRASS DISC IN N
END OF INLET 16.4' W
OF CL OF BROADOAK ST.
55' S OF CL OF
LONGWOOD ST & 41' SE
OF A FIRE HYDRANT
ELEV = 577.13'

PRELIMINARY
FOR REVIEW ONLY
Not for Construction or Permit Purposes
Engineer: CLAYTON T. REDINGER
P.E. No. 97487 Date: 3/26/2023

Drawn By: DSM
Reviewed By: CTR
Project: 1013-01

SHEET

1

REDINGER GROUP PROJECT No. 1013-01 - URBAN FORESTRY PLAN FOR THE BLUFFS AT COLLEYVILLE - COLLEYVILLE, TEXAS

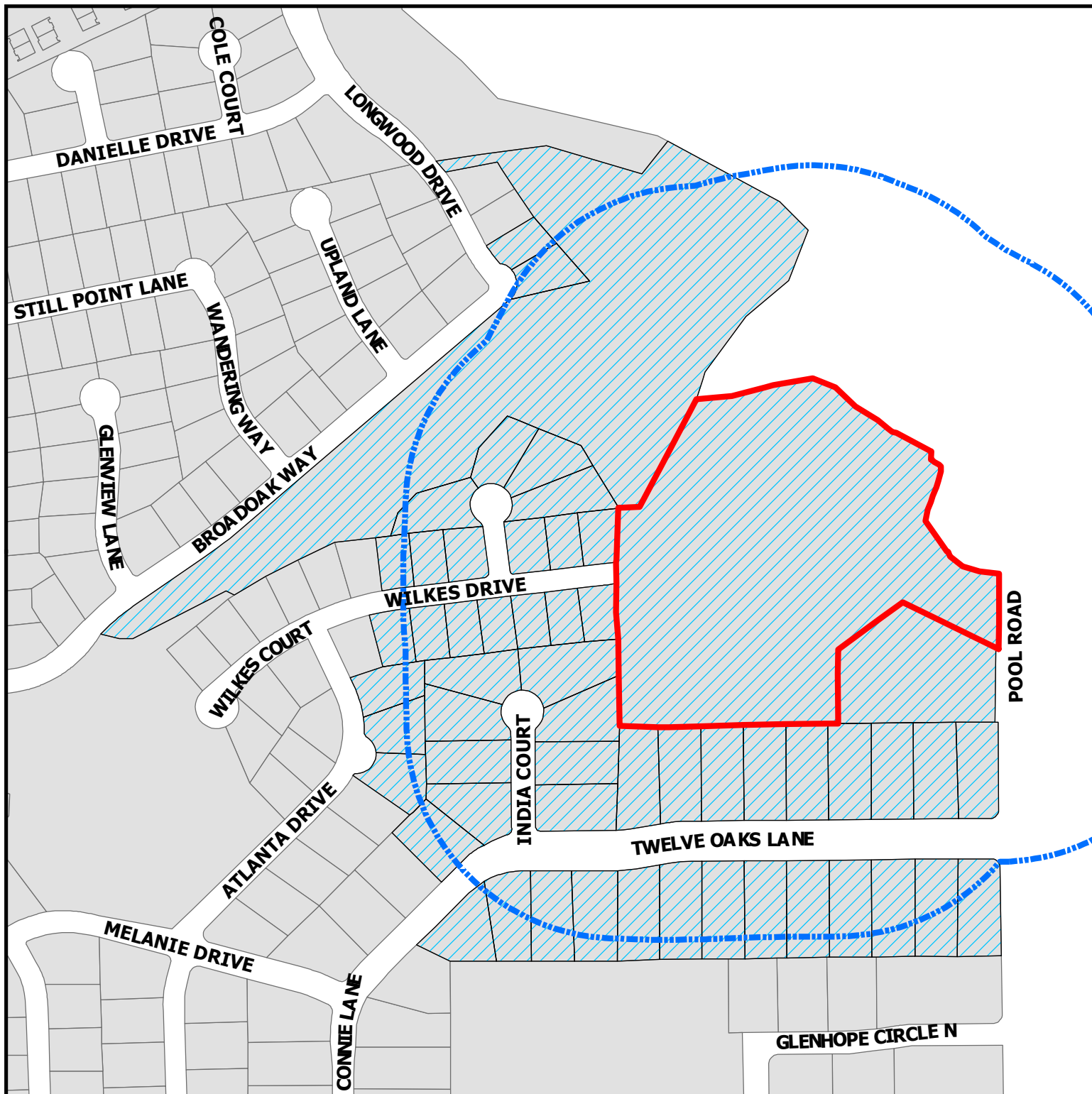
Tree #	Common name or species	*DBH (in)	Canopy Area (ft²)	Preservation Status	Heritage Tree	Exclusions Exempt	Tree Mitigation	Penalty / Violation	Comments
2549	LOBLOLLY PINE	23	1,662	PRES					
2558	POST OAK	13	531	PRES					
2559	POST OAK	20	1,257	PRES	HERITAGE				
2560	POST OAK	6	113	REM					
2561	POST OAK	22	1,521	PRES	HERITAGE				
2562	POST OAK	15	707	PRES	HERITAGE				
2563	POST OAK	9	254	PRES					
2564	POST OAK	17	908	REM	HERITAGE		MITIGATE		
2565	POST OAK	17	908	PRES	HERITAGE				
2566	LOBLOLLY PINE	8	201	PRES					
2567	LOBLOLLY PINE	18	1,018	PRES					
2568	LOBLOLLY PINE	18	1,018	PRES					
2569	POST OAK	20	1,257	PRES	HERITAGE				
2581	POST OAK	8	201	PRES					
2582	POST OAK	12	452	REM					
2583	EASTERN REDCEDAR	19	1,134	PRES					
2584	LOBLOLLY PINE	8	201	PRES					
2585	AMERICAN ELM	10	314	PRES					
2586	POST OAK	15	707	PRES	HERITAGE				
2587	POST OAK	11	804	PRES					
2588	LOBLOLLY PINE	7	154	PRES					
2589	LOBLOLLY PINE	13	531	PRES					
2590	LOBLOLLY PINE	22	1,521	PRES					
2591	POST OAK	11	380	PRES					
2592	POST OAK	11	380	PRES					
2593	POST OAK	7	154	PRES					
2594	POST OAK	25	1,963	PRES	HERITAGE		MITIGATE		
2595	POST OAK	20	1,257	PRES	HERITAGE				
2596	LOBLOLLY PINE	22	1,521	PRES					
2597	LOBLOLLY PINE	8	201	PRES					
2598	LOBLOLLY PINE	7	154	PRES					
2599	LOBLOLLY PINE	22	1,521	PRES					
2600	POST OAK	8	201	PRES					
2604	POST OAK	16	804	PRES	HERITAGE				
2605	POST OAK	22	1,521	PRES	HERITAGE				
2606	AMERICAN ELM	10	314	PRES					
2607	EASTERN REDCEDAR	9	254	PRES		NON-P			
2608	POST OAK	19	1,134	REM	HERITAGE		MITIGATE		
2609	EASTERN REDCEDAR	9	254	REM		NON-P			
2610	POST OAK	17	908	REM	HERITAGE		MITIGATE		
2611	POST OAK	19	1,134	REM	HERITAGE		MITIGATE		
2612	AMERICAN ELM	6	113	REM					
2613	POST OAK	14	616	REM					
2614	POST OAK	17	908	REM	HERITAGE		MITIGATE		
2615	AMERICAN ELM	16	804	PRES					
2616	EASTERN REDCEDAR	7	154	PRES		NON-P			
2617	EASTERN REDCEDAR	6	113	PRES		NON-P			
2618	POST OAK	21	1,385	REM	HERITAGE		MITIGATE		
2619	POST OAK	16	804	REM	HERITAGE		MITIGATE		
2620	EASTERN REDCEDAR	8	201	PRES		NON-P			
2621	AMERICAN ELM	6	113	REM					
2622	POST OAK	28	2,463	PRES	HERITAGE		MITIGATE		
2623	POST OAK	6	113	PRES					
2624	POST OAK	28	2,463	PRES	HERITAGE		MITIGATE		
2625	POST OAK	24	1,810	REM	HERITAGE		MITIGATE		
2626	AMERICAN ELM	6	113	REM					
2627	POST OAK	25	1,963	PRES	HERITAGE		MITIGATE		
2628	POST OAK	27	2,290	REM	HERITAGE		MITIGATE		
2629	POST OAK	21	1,385	REM	HERITAGE		MITIGATE		
2630	HACKBERRY	7	154	REM		NON-P			
2631	HACKBERRY	12	452	PRES		NON-P			
2632	GALLERY PEAR	7	154	PRES					
2633	POST OAK	25	1,963	PRES	HERITAGE		MITIGATE		
2634	HACKBERRY	7	154	PRES		NON-P			
2635	POST OAK	10	314	PRES					
2636	POST OAK	7	154	PRES					
2637	HACKBERRY	28	2,463	PRES		NON-P			
2638	POST OAK	17	908	PRES	HERITAGE				
2639	HACKBERRY	18	1,018	REM		NON-P			
2640	HACKBERRY	9	254	PRES		NON-P			
2641	POST OAK	22	1,521	REM	HERITAGE		MITIGATE		
2642	AMERICAN ELM	14	616	PRES					
2643	POST OAK	13	531	PRES					
2644	POST OAK	25	1,963	PRES	HERITAGE				
2645	POST OAK	6	113	REM					
2646	EASTERN REDCEDAR	13	531	REM					
2647	POST OAK	16	804	REM	HERITAGE		MITIGATE		
2648	POST OAK	25	1,963	REM	HERITAGE		MITIGATE		
2649	POST OAK	18	1,018	REM	HERITAGE		MITIGATE		
2650	POST OAK	6	113	REM					
2651	POST OAK	9	254	PRES					
2652	POST OAK	6	113	PRES					
2653	POST OAK	6	113	REM					
2654	LOBLOLLY PINE	6	113	PRES					
2655	LOBLOLLY PINE	25	1,963	PRES	HERITAGE		MITIGATE		
2656	POST OAK	7	154	PRES					
2657	LOBLOLLY PINE	11	380	PRES					
2658	LOBLOLLY PINE	22	1,521	PRES					
2659	LOBLOLLY PINE	8	201	PRES					
2660	POST OAK	7	154	PRES					
2661	LOBLOLLY PINE	15	707	PRES					
2662	LOBLOLLY PINE	8	201	PRES					
2663	LOBLOLLY PINE	25	1,963	PRES	HERITAGE				
2664	LOBLOLLY PINE	24	1,810	PRES					
2665	LOBLOLLY PINE	10	314	PRES					
2666	LOBLOLLY PINE	8	201	PRES					
2668	POST OAK	10	314	PRES					
2669	POST OAK	10	314	PRES					
2670	POST OAK	14	616	PRES					
2671	LOBLOLLY PINE	9	254	PRES					
2672	POST OAK	16	804	PRES	HERITAGE				
2673	POST OAK	11	380	PRES					
2674	POST OAK	12	452	PRES					
2675	AMERICAN ELM	9	254	REM					
2676	LOBLOLLY PINE	10	314	PRES					
2677	AMERICAN ELM	7	154	REM					
2678	LOBLOLLY PINE	11	380	PRES					
2679	POST OAK	10	314	PRES					
2680	POST OAK	6	113	PRES					
2681	POST OAK	6	113	PRES					
2682	POST OAK	9	254	PRES					
2683	POST OAK	11	380	PRES					
2684	POST OAK	10	314	PRES					
2685	POST OAK	7	154	PRES					
2686	POST OAK	8	201	PRES					
2687	POST OAK	9	254	PRES					
2688	EASTERN REDCEDAR	8	201	PRES		NON-P			
2689	POST OAK	21	1,385	PRES	HERITAGE				
2690	POST OAK	18	1,018	PRES	HERITAGE				
2691	AMERICAN ELM	6	113	PRES					
2692	AMERICAN ELM	9	254	PRES					
2693	POST OAK	10	314	PRES					
2695	EASTERN REDCEDAR	16	804	REM					

Tree #	Common name or species	*DBH (in)	Canopy Area (ft ²)	Preservation Status	Heritage Tree	Exclusions Exempt	Tree Mitigation	Penalty / Violation	Comments
2696	EASTERN REDCEDAR	8	201	REM		NON-P			
2697	AMERICAN ELM	10	314	REM					
2698	POST OAK	15	707	PRES	HERITAGE				
2699	EASTERN REDCEDAR	8	201	PRES		NON-P			
2700	POST OAK	17	908	PRES	HERITAGE				
2701	HACKBERRY	6	113	PRES		NON-P			
2702	PLUM	6	113	REM					
2703	OSAGE ORANGE	8	201	REM		NON-P			
2704	EASTERN REDCEDAR	10	314	PRES		NON-P			
2705	POST OAK	10	314	PRES					
2706	HACKBERRY	6	113	REM		NON-P			
2707	POST OAK	23	1,662	PRES	HERITAGE				
2708	POST OAK	8	201	PRES					
2709	POST OAK	7	154	REM					
2710	POST OAK	13	531	PRES					
2711	POST OAK	15	707	REM	HERITAGE				
2712	POST OAK	7	154	REM					
2713	POST OAK	19	1,134	REM	HERITAGE		MITIGATE		
2714	OSAGE ORANGE	6	113	PRES		NON-P			
2715	OSAGE ORANGE	13	531	PRES		NON-P			
2716	OSAGE ORANGE	6	113	REM		NON-P			
2717	POST OAK	7	154	PRES					
2718	POST OAK	10	314	PRES					
2719	POST OAK	8	201	PRES					
2720	POST OAK	12	452	PRES					
2721	EASTERN REDCEDAR	7	154	PRES		NON-P			
2722	OSAGE ORANGE	13	531	PRES		NON-P			
2723	EASTERN REDCEDAR	7	154	PRES		NON-P			
2724	OSAGE ORANGE	10	314	PRES		NON-P			
2725	POST OAK	8	201	PRES					
2726	POST OAK	20	1,257	REM	HERITAGE		MITIGATE		
2727	POST OAK	6	113	PRES					
2729	POST OAK	7	154	REM					
2732	OSAGE ORANGE	6	113	REM		NON-P			
2733	OSAGE ORANGE	6	113	REM		NON-P			
2734	EASTERN REDCEDAR	8	201	PRES		NON-P			
2735	EASTERN REDCEDAR	8	201	PRES		NON-P			
2736	POST OAK	6	113	PRES					
2737	POST OAK	15	707	PRES					
2738	EASTERN REDCEDAR	16	804	PRES					
2739	EASTERN REDCEDAR	15	707	PRES					
2740	POST OAK	6	113	REM	HERITAGE				
2741	POST OAK	8	201	REM					
2742	EASTERN REDCEDAR	13	531	PRES					
2743	POST OAK	10	314	PRES					
2744	POST OAK	9	254	PRES					
2745	POST OAK	7	154	REM					
2746	HACKBERRY	6	113	REM		NON-P			
2747	AMERICAN ELM	17	908	PRES					
2748	HACKBERRY	8	201	PRES		NON-P			
2749	AMERICAN ELM	10	314	PRES					
2750	AMERICAN ELM	22	1,521	PRES					
2751	POST OAK	6	113	PRES					
2752	POST OAK	17	908	PRES	HERITAGE				
2753	LOBLOLLY PINE	11	380	PRES					
2754	LOBLOLLY PINE	26	2,124	PRES	HERITAGE				
2755	POST OAK	7	154	PRES					
2756	POST OAK	13	531	PRES					
2757	POST OAK	6	113	PRES					
2758	POST OAK	7	154	PRES					
2759	POST OAK	7	154	PRES					
2760	POST OAK	7	154	PRES					
2761	POST OAK	25	1,963	PRES	HERITAGE				
2762	POST OAK	13	531	PRES					
2764	HACKBERRY	8	201	PRES		NON-P			
2765	HACKBERRY	12	462	PRES		NON-P			
2766	POST OAK	7	154	PRES					
2767	POST OAK	10	314	PRES					
2768	HACKBERRY	8	201	PRES		NON-P			
2769	HACKBERRY	10	314	PRES		NON-P			
2770	EASTERN REDCEDAR	7	154	PRES		NON-P			
2771	LOBLOLLY PINE	29	2,642	PRES	HERITAGE				
2772	LOBLOLLY PINE	20	1,257	PRES					
2773	AMERICAN ELM	7	154	PRES					
2774	LOBLOLLY PINE	6	113	PRES					
2775	EASTERN REDCEDAR	9	254	PRES		NON-P			
2776	POST OAK	6	113	PRES					
2777	AMERICAN ELM	17	908	PRES					
2778	EASTERN REDCEDAR	6	113	PRES		NON-P			
2779	AMERICAN ELM	7	154	PRES					
2780	AMERICAN ELM	14	616	PRES					
2781	OSAGE ORANGE	13	531	PRES		NON-P			
2782	OSAGE ORANGE	9	254	PRES		NON-P			
2783	POST OAK	12	452	PRES					
2784	POST OAK	15	707	PRES	HERITAGE				
2785	POST OAK	9	254	PRES					
2786	LOBLOLLY PINE	7	154	PRES					
2787	LOBLOLLY PINE	9	254	PRES					
2788	AMERICAN ELM	8	201	PRES					
2789	LOBLOLLY PINE	8	201	PRES					
2790	EASTERN REDCEDAR	7	154	PRES		NON-P			
2791	POST OAK	8	201	PRES					
2792	EASTERN REDCEDAR	8	201	PRES		NON-P			
2793	EASTERN REDCEDAR	7	154	PRES		NON-P			
2794	EASTERN REDCEDAR	6	113	PRES		NON-P			
2795	POST OAK	11	380	PRES					
2796	AMERICAN ELM	10	314	PRES					
2797	EASTERN REDCEDAR	12	452	PRES		NON-P			
2798	POST OAK	9	254	PRES					
2799	POST OAK	16	804	PRES	HERITAGE				
2800	POST OAK	11	380	PRES					
2801	EASTERN REDCEDAR	12	452	PRES		NON-P			
2802	EASTERN REDCEDAR	11	380	REM		NON-P			
2803	POST OAK	8	201	REM					
2804	HACKBERRY	6	113	REM		NON-P			
2805	POST OAK	8	201	REM					
2806	POST OAK	6	113	REM					
2807	POST OAK	8	201	REM					
2808	POST OAK	8	201	REM					
2809	HACKBERRY	10	314	REM		NON-P			
2810	POST OAK	17	908	REM	HERITAGE		MITIGATE		
2811	HACKBERRY	12	452	REM		NON-P			
2812	POST OAK	19	1,134	PRES	HERITAGE				
2814	EASTERN REDCEDAR	6	113	REM		NON-P			
2815	EASTERN REDCEDAR	17	908	PRES					
2816	POST OAK	6	113	REM					
2817	POST OAK	8	201	REM					
2818	LOBLOLLY PINE	24	1,810	REM					
2819	LOBLOLLY PINE	19	1,134	REM					
2820	LOBLOLLY PINE	12	452	REM					
2821	LOBLOLLY PINE	16	804	REM					
2822	LOBLOLLY PINE	17	908	REM					
2823	LOBLOLLY PINE	12	452	REM					

Tree #	Common name or species	*DBH (in)	Canopy Area (ft²)	Preservation Status	Heritage Tree	Exclusions Exempt	Tree Mitigation	Penalty / Violation	Comments
2950	EASTERN REDCEDAR	7	154	PRES		NON-P			
2951	LOBLOLLY PINE	14	616	PRES					
2952	POST OAK	19	1,134	PRES	HERITAGE				
2953	POST OAK	6	113	REM					
2954	LOBLOLLY PINE	18	1,018	REM					
2955	LOBLOLLY PINE	15	707	REM					
2956	LOBLOLLY PINE	24	1,810	PRES					
2957	POST OAK	7	154	PRES					
2958	LOBLOLLY PINE	22	1,521	PRES					
2959	POST OAK	11	380	REM					
2960	POST OAK	9	254	PRES					
2961	LOBLOLLY PINE	13	531	PRES					
2962	LOBLOLLY PINE	10	314	PRES					
2963	LOBLOLLY PINE	9	254	PRES					
2964	POST OAK	17	908	PRES	HERITAGE		MITIGATE		
2965	EASTERN REDCEDAR	8	201	PRES		NON-P			
2966	LOBLOLLY PINE	20	1,257	PRES					
2967	LOBLOLLY PINE	16	804	PRES					
2968	LOBLOLLY PINE	16	804	PRES					
2969	EASTERN REDCEDAR	11	380	PRES		NON-P			
2970	LOBLOLLY PINE	21	1,385	PRES					
2971	LOBLOLLY PINE	21	1,385	PRES					
2972	LOBLOLLY PINE	21	1,385	PRES					
2973	LOBLOLLY PINE	17	908	PRES					
2974	LOBLOLLY PINE	16	804	PRES					
2975	LOBLOLLY PINE	14	616	PRES					
2976	EASTERN REDCEDAR	7	154	PRES		NON-P			
2977	LOBLOLLY PINE	15	707	PRES					
2978	LOBLOLLY PINE	20	1,257	PRES					
2979	EASTERN REDCEDAR	6	113	PRES		NON-P			
2980	LOBLOLLY PINE	24	1,810	PRES					
2981	PLUM	6	113	PRES					
2982	LOBLOLLY PINE	27	2,290	REM	HERITAGE		MITIGATE		
2983	LOBLOLLY PINE	7	154	PRES					
2984	AMERICAN ELM	7	154	PRES					
2985	POST OAK	10	314	PRES					
2986	POST OAK	11	380	PRES					
2987	AMERICAN ELM	7	154	PRES					
2988	LOBLOLLY PINE	30	2,827	PRES	HERITAGE		MITIGATE		
2989	LOBLOLLY PINE	12	452	PRES					
2990	POST OAK	6	113	PRES					
2991	LOBLOLLY PINE	19	1,134	REM					
2993	LOBLOLLY PINE	24	1,810	REM					
2994	LOBLOLLY PINE	16	804	PRES					
2995	POST OAK	13	531	PRES					
2996	EASTERN REDCEDAR	8	201	PRES		NON-P			
2997	POST OAK	26	2,124	REM	HERITAGE				
2998	POST OAK	21	1,385	REM	HERITAGE		MITIGATE		
2999	EASTERN REDCEDAR	6	113	PRES		NON-P			
3000	EASTERN REDCEDAR	7	154	PRES		NON-P			
8001	POST OAK	17	908	PRES	HERITAGE				
8002	POST OAK	16	804	PRES	HERITAGE				
8003	HACKBERRY	6	113	PRES		NON-P			
8004	HACKBERRY	9	254	PRES		NON-P			
8005	POST OAK	16	804	REM	HERITAGE		MITIGATE		
8006	AMERICAN ELM	9	254	REM					
8007	POST OAK	13	531	REM					
8008	POST OAK	16	804	REM	HERITAGE		MITIGATE		
8009	AMERICAN ELM	6	113	REM					
8010	AMERICAN ELM	8	201	PRES					
8011	POST OAK	11	380	PRES					
8012	HACKBERRY	8	201	PRES		NON-P			
8013	EASTERN REDCEDAR	10	314	REM		NON-P			
8014	POST OAK	20	1,257	REM	HERITAGE				
8015	EASTERN REDCEDAR	11	380	REM		NON-P			
8016	POST OAK	24	1,810	REM	HERITAGE				
8017	EASTERN REDCEDAR	8	201	PRES		NON-P			
8018	LOBLOLLY PINE	24	1,810	PRES					
8019	LOBLOLLY PINE	20	1,257	PRES					
8020	POST OAK	9	254	PRES					
8022	LOBLOLLY PINE	25	1,963	PRES	HERITAGE		MITIGATE		
8023	LOBLOLLY PINE	14	616	PRES					
8024	LOBLOLLY PINE	22	1,521	PRES					
8025	LOBLOLLY PINE	7	154	PRES					
8026	POST OAK	20	1,257	PRES	HERITAGE				
8027	AMERICAN ELM	12	452	PRES					
8028	LOBLOLLY PINE	16	804	PRES					
8029	LOBLOLLY PINE	18	1,018	PRES					
8030	POST OAK	7	154	PRES					
8031	LOBLOLLY PINE	23	1,662	PRES					
8032	POST OAK	7	154	REM					
8033	EASTERN REDCEDAR	9	254	REM		NON-P			
8034	EASTERN REDCEDAR	8	201	REM		NON-P			
8035	POST OAK	20	1,257	REM	HERITAGE				
8036	POST OAK	18	1,018	REM	HERITAGE				
8037	HACKBERRY	7	154	REM		NON-P			
8038	POST OAK	18	1,018	REM	HERITAGE				
8039	POST OAK	13	531	REM					
8040	POST OAK	14	616	REM					
8041	POST OAK	10	314	PRES					
8042	POST OAK	8	201	PRES					
8043	POST OAK	11	380	PRES					
8044	POST OAK	15	707	PRES	HERITAGE		MITIGATE		
8045	POST OAK	8	201	PRES					
8046	POST OAK	15	707	PRES	HERITAGE		MITIGATE		
8047	POST OAK	9	254	PRES					
8048	POST OAK	11	380	PRES					
8049	POST OAK	8	201	PRES					
8050	POST OAK	13	531	PRES					
8051	POST OAK	9	254	PRES					
8052	POST OAK	17	908	PRES					
8053	POST OAK	14	616	PRES					
8054	POST OAK	16	804	PRES	HERITAGE		MITIGATE		
8055	POST OAK	14	616	PRES					
8056	POST OAK	14	616	PRES					
8057	POST OAK	14	616	PRES					
8058	POST OAK	8	201	PRES					
8059	POST OAK	17	908	PRES	HERITAGE		MITIGATE		
8060	POST OAK	15	707	PRES	HERITAGE		MITIGATE		
8061	EASTERN REDCEDAR	7	154	PRES		NON-P			
8062	POST OAK	15	707	PRES	HERITAGE		MITIGATE		
8063	HACKBERRY	6	113	PRES		NON-P			
8064	POST OAK	6	113	PRES					
8065	POST OAK	20	1,257	PRES	HERITAGE		MITIGATE		
8066	EASTERN REDCEDAR	7	154	PRES		NON-P			
8067	EASTERN REDCEDAR	8	201	PRES		NON-P			
8068	POST OAK	21	1,385	PRES	HERITAGE		MITIGATE		
8069	HACKBERRY	8	201	PRES		NON-P			
8070	POST OAK	7	154	PRES					
8071	LOBLOLLY PINE	23	1,662	PRES					
8072	EASTERN REDCEDAR	12	452	PRES		NON-P			
8073	POST OAK	7	154	PRES					
8074	LOBLOLLY PINE	22	1,521	PRES					

Tree #	Common name or species	*DBH (in)	Canopy Area (ft²)	Preservation Status	Heritage Tree	Exclusions Exempt	Tree Mitigation	Penalty / Violation	Comments
8075	POST OAK	7	154	PRES					
8077	POST OAK	17	908	PRES	HERITAGE				
8078	POST OAK	10	314	PRES					
8079	EASTERN REDCEDAR	9	254	PRES		NON-P			
8080	LOBLOLLY PINE	18	1,018	PRES					
8081	POST OAK	8	201	PRES					
8082	POST OAK	20	1,257	PRES	HERITAGE				
8083	EASTERN REDCEDAR	6	113	PRES		NON-P			
8084	EASTERN REDCEDAR	13	531	PRES					
8085	EASTERN REDCEDAR	6	113	PRES		NON-P			
8086	EASTERN REDCEDAR	13	531	PRES					
8087	EASTERN REDCEDAR	11	380	PRES		NON-P			
8088	POST OAK	15	707	PRES	HERITAGE				
8089	EASTERN REDCEDAR	6	113	PRES		NON-P			
8090	POST OAK	15	707	PRES	HERITAGE		MITIGATE		
8091	AMERICAN ELM	6	113	PRES					
8092	EASTERN REDCEDAR	7	154	PRES		NON-P			
8093	POST OAK	24	1,810	PRES	HERITAGE				
8094	LOBLOLLY PINE	15	707	PRES					
8095	LOBLOLLY PINE	14	616	PRES					
8096	LOBLOLLY PINE	24	1,810	PRES					
8097	POST OAK	23	1,662	PRES	HERITAGE				
8098	EASTERN REDCEDAR	8	201	PRES		NON-P			
8099	EASTERN REDCEDAR	7	154	PRES		NON-P			
8100	POST OAK	20	1,257	PRES	HERITAGE				
8101	AMERICAN ELM	13	531	PRES					
8201	POST OAK	6	113	PRES					
8202	EASTERN REDCEDAR	10	314	PRES		NON-P			
8203	LOBLOLLY PINE	8	201	PRES					
8204	LOBLOLLY PINE	9	254	PRES					
8205	AMERICAN ELM	10	314	PRES					
8206	AMERICAN ELM	12	452	PRES					
8207	POST OAK	10	314	PRES					
8208	AMERICAN ELM	15	707	PRES					
8209	EASTERN REDCEDAR	6	113	PRES		NON-P			
8210	EASTERN REDCEDAR	10	314	PRES		NON-P			
8211	AMERICAN ELM	6	113	PRES					
8212	AMERICAN ELM	6	113	PRES					
8213	AMERICAN ELM	15	707	PRES					
8214	POST OAK	6	113	PRES					
8215	POST OAK	6	113	PRES					
8216	POST OAK	6	113	PRES					
8217	POST OAK	10	314	PRES					
8218	POST OAK	10	314	PRES					
8219	POST OAK	9	254	PRES					
8220	POST OAK	9	254	PRES					
8221	AMERICAN ELM	7	154	PRES					
8223	POST OAK	6	113	PRES					
8224	POST OAK	6	113	PRES					
8225	POST OAK	18	1,018	PRES	HERITAGE				
8226	POST OAK	6	113	PRES					
8227	AMERICAN ELM	6	113	PRES					
8228	POST OAK	12	452	PRES					
8229	AMERICAN ELM	6	113	PRES					
8230	AMERICAN ELM	6	113	PRES					
8231	POST OAK	6	113	PRES					
8232	POST OAK	7	154	PRES					
8233	POST OAK	12	452	PRES					
8234	POST OAK	6	113	PRES					
8235	POST OAK	9	254	REM					
8236	HACKBERRY	8	201	REM		NON-P			
8237	POST OAK	7	154	REM					
8238	POST OAK	6	113	REM					
8239	POST OAK	7	154	REM					
8240	POST OAK	6	113	REM					
8241	EASTERN REDCEDAR	10	314	REM		NON-P			
8242	POST OAK	13	531	REM					
8243	POST OAK	22	1,521	REM	HERITAGE		MITIGATE		
8244	POST OAK	7	154	REM					
8245	HACKBERRY	7	154	REM		NON-P			
8246	POST OAK	11	380	REM					
8247	POST OAK	10	314	REM					
8248	POST OAK	12	452	REM					
8249	POST OAK	7	154	REM					
8250	POST OAK	10	314	REM					
8251	POST OAK	21	1,385	REM	HERITAGE		MITIGATE		
8252	POST OAK	15	707	REM	HERITAGE		MITIGATE		
8253	POST OAK	28	2,463	REM	HERITAGE		MITIGATE		
8254	POST OAK	8	201	REM					
8255	POST OAK	17	908	REM	HERITAGE		MITIGATE		
8256	POST OAK	6	113	REM					
8257	POST OAK	20	1,257	REM	HERITAGE		MITIGATE		
8258	EASTERN REDCEDAR	7	154	REM		NON-P			
8259	POST OAK	7	154	REM					
8260	POST OAK	16	804	REM	HERITAGE		MITIGATE		
8261	POST OAK	19	1,134	REM	HERITAGE		MITIGATE		
8262	POST OAK	12	452	REM					
8263	POST OAK	19	1,134	REM	HERITAGE		MITIGATE		
8264	AMERICAN ELM	6	113	REM					
8265	POST OAK	19	1,134	PRES	HERITAGE		MITIGATE		
8266	POST OAK	13	531	PRES					
8267	POST OAK	16	804	PRES	HERITAGE		MITIGATE		
8268	POST OAK	10	314	PRES					
8269	POST OAK	13	531	PRES					
8270	POST OAK	7	154	PRES					
8271	POST OAK	15	707	PRES	HERITAGE		MITIGATE		
8272	AMERICAN ELM	8	201	PRES					
8273	AMERICAN ELM	8	201	PRES					
8274	POST OAK	20	1,257	PRES	HERITAGE				
8275	POST OAK	16	804	PRES	HERITAGE				
8276	POST OAK	20	1,257	PRES	HERITAGE				
8277	POST OAK	16	804	PRES	HERITAGE		MITIGATE		
8278	POST OAK	22	1,521	PRES	HERITAGE		MITIGATE		
8279	POST OAK	16	804	REM	HERITAGE		MITIGATE		
8280	POST OAK	18	1,018	REM	HERITAGE		MITIGATE		
8281	POST OAK	17	908	REM	HERITAGE		MITIGATE		
8282	POST OAK	12	452	REM					
8283	POST OAK	13	531	REM					
8284	POST OAK	11	380	REM					
8285	POST OAK	11	380	REM					
8286	POST OAK	15	707	REM	HERITAGE		MITIGATE		
8287	POST OAK	12	452	REM					
8288	POST OAK	14	616	REM					
8289	POST OAK	13	531	REM					
8290	POST OAK	14	616	REM					
8291	POST OAK	8	201	REM					
8292	POST OAK	9	254	REM					
8293	POST OAK	20	1,257	REM	HERITAGE				
8294	POST OAK	10	314	REM					
8295	POST OAK	13	531	REM					
8296	POST OAK	11	380	REM					
8297	POST OAK	15	707	REM	HERITAGE		MITIGATE		

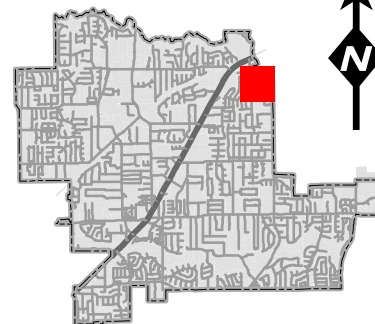
Notification Map



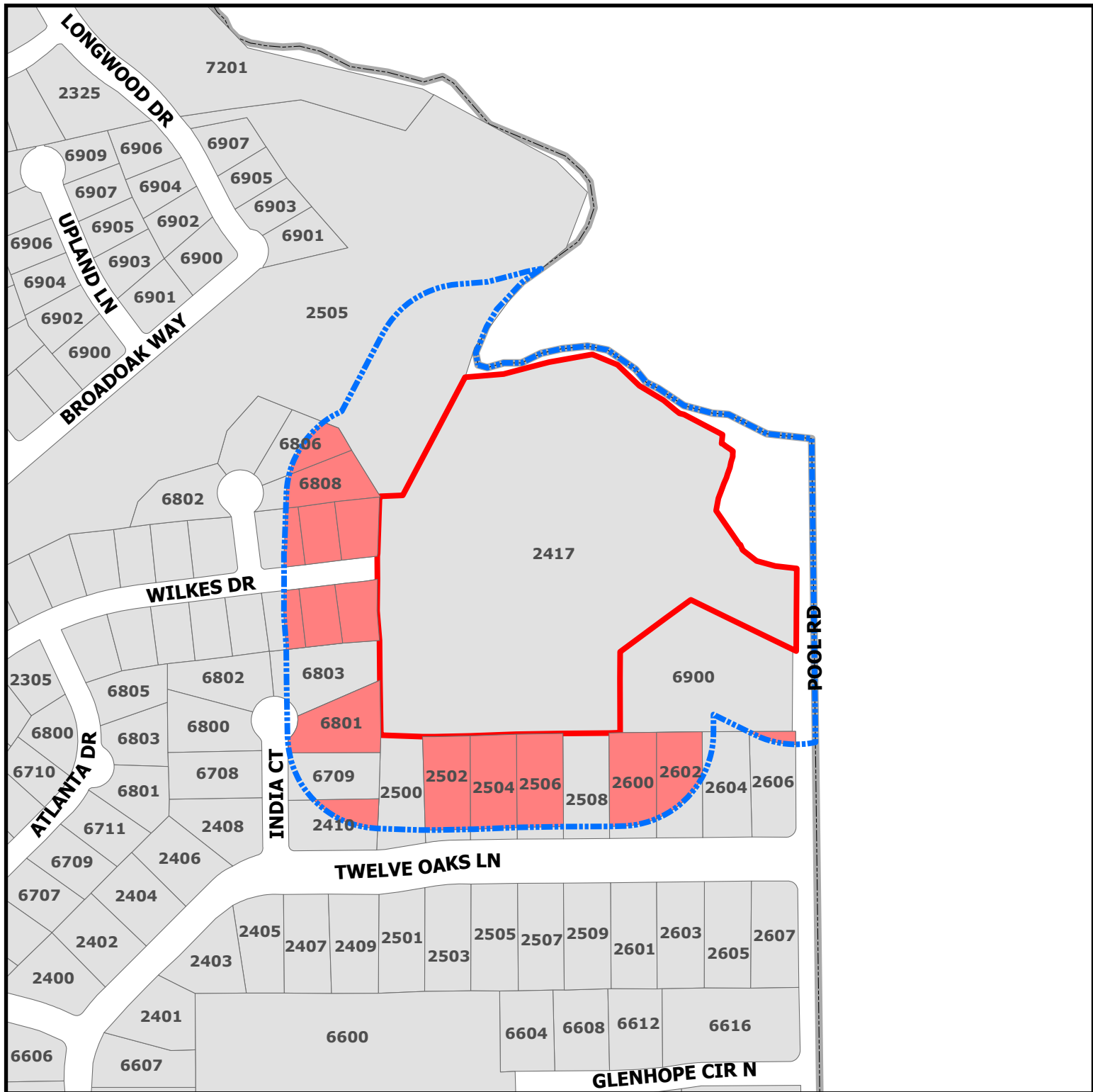
ZC23-009
2417 Wilkes Drive

DISCLAIMER:
This map and information contained in it were developed exclusively for use by the City of Colleyville. Any use or reliance on this map by anyone else is at that party's risk and without liability to the City of Colleyville, its officials or employees for any discrepancies, errors, or variances which may exist.

-  Subject Property
-  500ft Buffer
-  Properties within 500ft



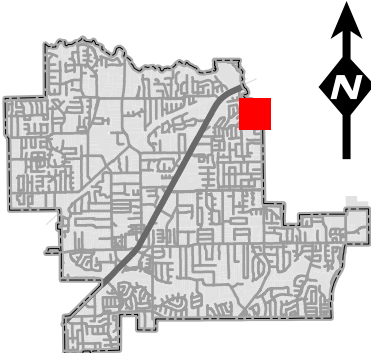
Opposition Map



ZC23-009
2417 Wilkes Drive

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- Subject Property
- Opposing
- Buffer_Protest



List of Opposing Properties

Address	Owner's Name	Percentage
6801 INDIA CT	GASKA, ANDREW PETER	3.98%
2600 TWELVE OAKS LN	COWGILL, JARED	3.68%
2506 TWELVE OAKS LN	PORTER, WILLIAM G	3.68%
2502 TWELVE OAKS LN	STEWART, BRIAN	3.67%
2504 TWELVE OAKS LN	FARRELL, MICHAEL T	3.67%
6808 ROCKBROOK CT	WATERWORTH FAMILY REVOCABLE TRU	2.86%
2602 TWELVE OAKS LN	NORRIS, MICHAEL	2.73%
2414 WILKES DR	ANDERSON, CHARLES	2.02%
2415 WILKES DR	ROBERTSON, BARRY E	1.99%
2412 WILKES DR	VANZANT, JEFFERY	1.83%
2413 WILKES DR	WASSON, STEVEN W	1.83%
6806 ROCKBROOK CT	REED, CLAY P	1.34%
2410 TWELVE OAKS LN	EGAN FAMILY TRUST	1.09%
2411 WILKES DR	COOK, PAUL	0.89%
2410 WILKES DR	CAMPBELL, CYNTHIA KAY	0.84%
2606 TWELVE OAKS LN	ABSHIRE, RICHARD	0.34%
Address Count : 16		Total Percentage: 36.45%



NOTICE OF PUBLIC HEARING

«Owner Name»

«Owner Address»

«Owner City» «Owner Zip»

The City of Colleyville has scheduled public hearings concerning the below referenced request on the following dates and location:

Planning and Zoning Commission Meeting: Monday, April 10, 2023 at 7:00 p.m.
City Council Meetings: Tuesday, May 2, 2023 & Tuesday, May 16, 2023 at 7:00 p.m.
3rd floor of City Hall, 100 Main Street, Colleyville, Texas

Request: Consideration of a zoning change from the AG Agricultural district to the R-30 Single Family Residential district. The request is to rezone the property to allow for a new 11 lot subdivision, The Bluffs at Colleyville. It proposes lot sizes ranging from approximately 30,500 sq.ft. up to 56,000 sq.ft., the average being approximately 42,000 sq. ft.

Zoning Case: ZC23-009

Applicant: Curtis Young

Owner: Mark Goodwin

Location: 2417 Wilkes Drive

Property Description: Tract 1B1, 1C1, 1B2, and 1B3, Abstract 294, Robert Chowning Survey

Present Zoning: AG Agricultural

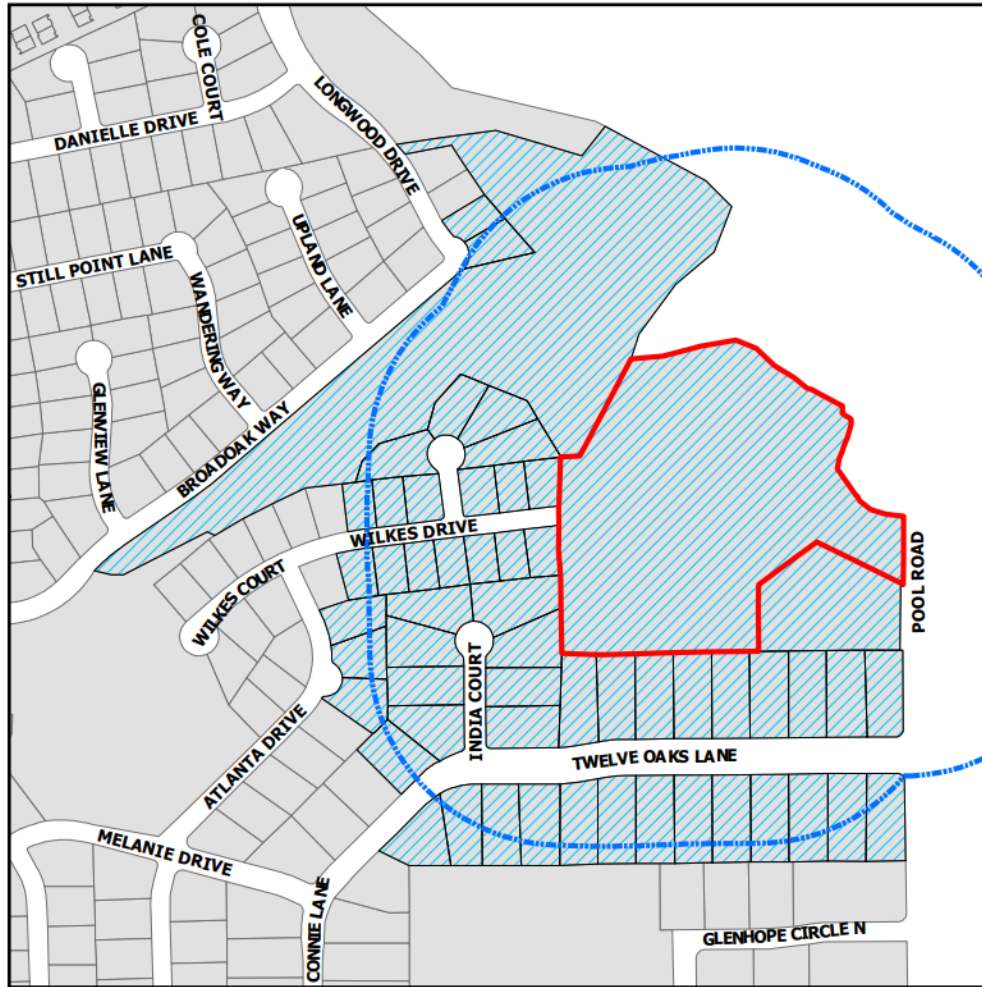
This notice has been sent to all owners of real property within 500 feet of the request as such ownership appears on the last approved tax roll and all homeowners associations within 1000 feet. Approval by the Planning and Zoning Commission serves as a recommendation to the City Council and is not a final action on the request. Denial of the proposal by the Commission is final, unless the applicant submits a written notice of appeal within 10 days from the date of action by the Commission. If appealed, the request will be placed on the next available City Council agenda as listed above. Rezoning requests, zoning amendments and conditions recommended by the Commission for approval by the City Council may be more restrictive than those described in this notice.

All interested persons are encouraged to attend the public hearing and express their opinions on the zoning change request. If you are unable to attend, but wish to have your opinions made a part of the public record, please submit written comments prior to the public hearing, to the address below:

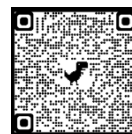
Community Development Department
City of Colleyville
100 Main Street
Colleyville, TX 76034

If the property owners of 20% or more of the land within the 200 foot notification area file a written protest prior to the public hearing, State law provides that the approval of the zoning change request shall require the approval of a super majority vote by City Council.

NOTICE OF PUBLIC HEARING



The application is on file for public examination in the Community Development Department at 100 Main Street, Colleyville, Texas 76034. A brief project description can be found online on the Agenda Packet and Active Development Case map (please use your phone's camera to scan QR code below):



For additional information, please contact the Community Development Department at 817.503.1056. Please reference the zoning case number when requesting information.

Jacquelyn Reyff
Planning Manager
jreyff@colleyville.com

Owner Name	Owner Address	Owner City
ABSHIRE, RICHARD	2606 TWELVE OAKS LN	COLLEYVILLE, TX
ACTKINSON, K TRS	2500 TWELVE OAKS LN	COLLEYVILLE, TX
AGUIRRE, JASON	2402 WILKES DR	COLLEYVILLE, TX
ALVARADO, ALEX	2407 TWELVE OAKS LN	COLLEYVILLE, TX
ANDERSON, CHARLES	2414 WILKES DR	COLLEYVILLE, TX
BLAXTON, MATHEW	6903 LONGWOOD DR	COLLEYVILLE, TX
BRADY, MICHAEL	2406 TWELVE OAKS LN	COLLEYVILLE, TX
BURKE, MICHELLE E	2406 WILKES DR	COLLEYVILLE, TX
CAMPBELL, CYNTHIA KAY	2410 WILKES DR	COLLEYVILLE, TX
CARROLL, ANTHONY L	2605 TWELVE OAKS LN	COLLEYVILLE, TX
CHAWNER, JOHN	2601 TWELVE OAKS LN	COLLEYVILLE, TX
COOK, PAUL	2411 WILKES DR	COLLEYVILLE, TX
COSAND, JEFFREY W	2604 TWELVE OAKS LN	COLLEYVILLE, TX
COWGILL, JARED	2600 TWELVE OAKS LN	COLLEYVILLE, TX
DAULERIO FAMILY REVOC TRUST	2603 TWELVE OAKS LN	COLLEYVILLE, TX
DELUCA, SALVATORE	2404 WILKES DR	COLLEYVILLE, TX
DRIES ERIK	2503 TWELVE OAKS LN	COLLEYVILLE, TX
EGAN, ROBERT ELLIOTT	2410 TWELVE OAKS LN	COLLEYVILLE, TX
FARRELL, MICHAEL T	2504 TWELVE OAKS LN	COLLEYVILLE, TX
GASKA, ANDREW PETER	6801 INDIA CT	COLLEYVILLE, TX
GRAPEVINE COLLEYVILLE ISD	3051 IRA E WOODS AVE	GRAPEVINE, TX
HEARN, ELIZABETH	2409 WILKES DR	COLLEYVILLE, TX
HEMINGER, VICTORIA	6804 ROCKBROOK CT	COLLEYVILLE, TX
HOWARD FAMILY REVOC LIVING TR	2509 TWELVE OAKS LN	COLLEYVILLE, TX
JOHANNESSEN, CAROL J	2507 TWELVE OAKS LN	COLLEYVILLE, TX
JORDAN, HENRY	2505 TWELVE OAKS LN	COLLEYVILLE, TX
KIRKPATRICK, D A	2403 WILKES DR	COLLEYVILLE, TX
LAVAS, TIMOTHY J	2405 WILKES DR	COLLEYVILLE, TX
MARTINEZ, STEFANIE	2508 TWELVE OAKS LN	COLLEYVILLE, TX
MCKENNEY, ROSS S	2607 TWELVE OAKS LN	COLLEYVILLE, TX
MILLER, ROBERT	2407 WILKES DR	COLLEYVILLE, TX
MOHAWK LIVING TRUST	6800 INDIA CT	COLLEYVILLE, TX
MOORE, ERIC M	6805 ATLANTA DR	COLLEYVILLE, TX
NEAL, RONALD	2501 TWELVE OAKS LN	COLLEYVILLE, TX
NORRIS, MICHAEL	2602 TWELVE OAKS LN	COLLEYVILLE, TX
ORLER, JOHN J	2408 TWELVE OAKS LN	COLLEYVILLE, TX
PADILLA, MARCO A	6901 LONGWOOD DR	COLLEYVILLE, TX
PORTER, WILLIAM G	2506 TWELVE OAKS LN	COLLEYVILLE, TX
REED, CLAY P	6806 ROCKBROOK CT	COLLEYVILLE, TX
RICHARD, RANDALL M	6709 INDIA CT	COLLEYVILLE, TX
ROBERT & RITA MARIE ZEBIAN RLT	6708 INDIA CT	COLLEYVILLE, TX
ROBERTSON, BARRY E	2415 WILKES DR	COLLEYVILLE, TX
ROBINSON, DANIEL	6802 INDIA CT	COLLEYVILLE, TX
ROSS DOWNS ESTATES	4113 GATEWAY DR STE 100	COLLEYVILLE, TX
SCHAEFER, JOHN W	6803 ATLANTA DR	COLLEYVILLE, TX
STEWART, BRIAN	2502 TWELVE OAKS LN	COLLEYVILLE, TX
STONE, BRYCE	6802 ROCKBROOK CT	COLLEYVILLE, TX
TAYLOR, STACEY	4501 SHADYCREEK LN	COLLEYVILLE, TX
THOMPSON, TERESEA	2409 TWELVE OAKS LN	COLLEYVILLE, TX
TICHACEK, PAUL V	2403 TWELVE OAKS LN	COLLEYVILLE, TX
TRIMBLE, DENNIS	6803 INDIA CT	COLLEYVILLE, TX
UNIQUE FORTUNE LLC	400 N CARROLL AVE	SOUTHLAKE, TX
VANZANT, JEFFERY	2412 WILKES DR	COLLEYVILLE, TX
WARD, SALLY	6801 ATLANTA DR	COLLEYVILLE, TX

WASSON, STEVEN W	2413 WILKES DR	COLLEYVILLE, TX
WATERWORTH FAMILY REVOC TRUST	6808 ROCKBROOK CT	COLLEYVILLE, TX
WEIR, RICKY G	2405 TWELVE OAKS LN	COLLEYVILLE, TX
YOUNG, CURTIS	1130 N CARROLL AVE STE 200	SOUTHLAKE, TX

Michael & Brenda Farrell
2504 Twelve Oaks Lane
Colleyville, TX 76034

March 27, 2023

Community Development
City of Colleyville
100 Main St.
Colleyville, TX 76034
bbryner@colleyville.com

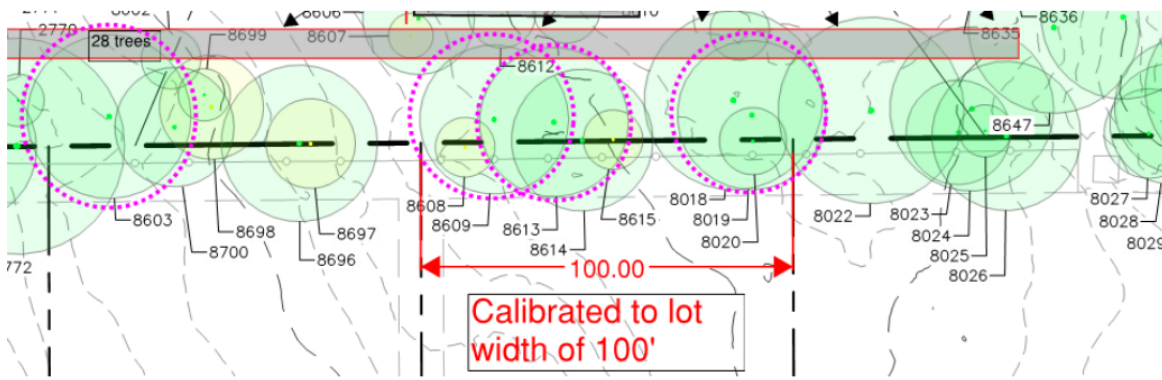
**Re: Zoning Case ZC23-009: Letter of Opposition – Wrong Plan for this Land
Request to Rezone 2417 Wilkes Drive From AG to R-30**

Dear Madam or Sir:

I am writing to express my opposition to the request to rezone the land located at 2417 Wilkes Drive, Colleyville, Texas 76034 from Agricultural (AG) to R-30 Single Family Residential for the following reasons:

1. A similar proposal was correctly denied by Colleyville's P&Z Commission on November 14, 2022 and the City Council on February 21, 2023. I believe this proposal, if approved and the land developed as proposed, will result in the same negative outcomes identified by the P&Z Commission & City Council as the basis for prior denials. Therefore I oppose this proposed zoning change.

The P&Z Commission & City Council diligently considered the prior proposal, seeing through to the reality of its final outcome. This proposal with slightly larger lots and still too many homes carries the same deep flaws. Sage, the planner was required to provide a tree survey with their original application but didn't do so for months. The planner said the only issue was Wilkes vs Pool Road access but withheld the tree survey and falsely claimed access as the only issue claim to meet neighbors demands while holding the tree survey. The developer never answered the question of how many total trees would be cut down. I created a drawing, separate attachment, and detailed out the number of trees per lot based on realistic house and hardscapes (driveway, pool, & deck) at 385 in addition to 383 from roads, leaving 143 from 911 protected trees. A short week after city council denial on February 15th the developer began cutting trees and tree 8019 among others were cut down.



Clearly the trees below are green and healthy, listed on tree survey as protected, yet cut down

These are taken at 11:12 & 11:13 AM as the worker limbed the tree, chain saw in 3rd pic lower left. I assumed he was trimming out dead branches and had to go back inside to a conf call.

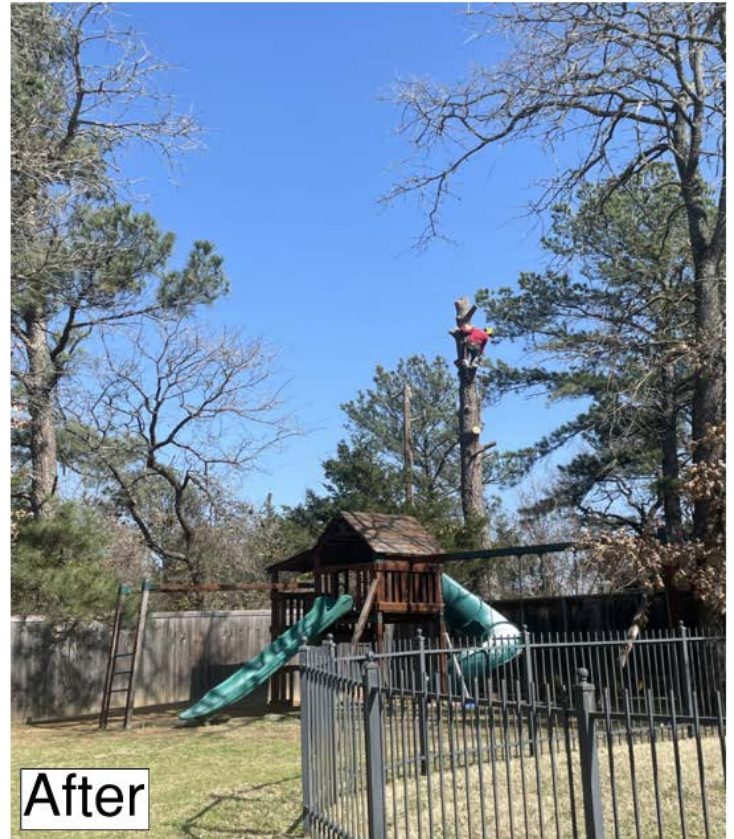


60 minutes later, 60 years of mature tree was eradicated.

Before



At 12:16 I returned and was shocked to find a 60 year old tree was killed



The planner hasn't been forthright about the whole tree issue from the onset.

I believe City Council members should vote to leave this land zoned AG until someone comes up with a plan and zoning conducive with its poor soil conditions, steep gradients and need to preserve protected trees. Obviously, that is not this proposal, which would replace the ridge and trees with tall retaining walls, de-nuded forest areas, soil stability and foundation issues.

Also, this proposal reverts to proposing an entrance for an 11 house development at the end of Wilkes Drive. Previously this was rejected as a safety hazard as it would result in a very long and deep cul de sac through streets often lined with cars and congestion. The single point of entry is at the intersection of Melanie Drive & Atlanta Drive where Kimzey Park sits. Every neighbor knows the frequent congestion caused by the convergence of cars, foot and bike traffic, many of which are young children at this intersection. Such a plan is unsafe and unwise and for this reason alone this proposal should be immediately denied with prejudice.

2. The proposed rezoning and development of this land conflicts with Colleyville's Land Development Code (LDC). The unique and defining characteristics of this land clearly fall within the purpose and intent of Ag zoning. Therefore, this property is presently zoned correctly. It should remain AG.
 - a. LDC Section 3.8 AG –Agricultural District explicitly states its purpose and intent for AG zoning to include: *"open space for the protection and enhancement of scenic areas, vistas..."* This land features the second-highest elevation in Colleyville, making the tops of its towering trees visible from great distances around the city. In addition, this forest sits exactly at the Pool Road "Gateway" into Colleyville greeting residents and visitors with a scenic area that exemplifies the "Country Charm", green spaces & mature trees described in the city's master plan as Colleyville's defining characteristics and which distinguish it from neighboring communities.
 - b. LDC Section 3.8 AG –Agricultural District also explicitly states its purpose and intent for AG zoning to include: *"where unusual or problematic soils, topographic conditions, or sensitive ecological features are present that would normally not be conducive or appropriate to more intensive forms and patterns of urbanization."* This description describes this land quite well!
 - c. The North slope of this land grades down quickly from a peak of 620 to a low of 580 feet at the Big Bear Creek flood plain. This grade change occurs over a distance of fewer than 200 feet. (Slope estimate $(40/200) \times 100 = 20\%$) A 20% slope qualifies as a severe slope for home construction which creates the need for additional foundation work, use of fill, cutting, and adding retainer walls. The drainage, erosion & sewage challenges created by such slopes are significant and would be detrimental to trees designated for preservation, compound drainage issues, and result in run-off, contaminated by urbanization, directly into the Big Bear Creek. Today the forest absorbs, slows, and filters runoff, and its root systems and understory keeps the surface of the slope in place.
 - d. The soil in this area has a high clay content which does not drain or bear loads well. Clay also expands potentially damaging foundations.
 - e. The problematic soils and topographic conditions demand proper attention to drainage for both surface and subsurface water. The taking of trees from this slope, either from intentional clearing or from the inevitable collateral decline and loss from development activities will rob the slopes of the trees and root systems making for problematic erosion and the occurrence of mudslides much more likely. During prior hearings, soil and environmental studies were requested but not presented by the developer.
 - f. These problematic topographic conditions, the nature of the soil, and the development activities are all detrimental to the trees planned for preservation. Unfortunately, Post Oaks, the dominant tree in this forest, are very sensitive ecological features to this type of urban development.
 - g. Section 5.1 of Colleyville's LDCs clearly states the Urban Forestry Chapter's purpose as *"to promote, conserve, and enhance the City's Urban Forest by: Recognizing the historical and cultural importance of the Eastern Cross Timbers and its impact on Colleyville."* Approximately, several hundred trees currently exist on this land. These trees make up an Eastern Cross Timbers forest.
 - h. The historical and cultural importance of these Cross Timbers is significant. On this land lives several hundred Oaks many of the largest Post Oaks are estimated to be well over 200 years old. These trees go back over six

generations and were standing on this land many years before Colleyville was incorporated, prior to Texas's statehood, and even predating the Alamo.

- i. Several hundred of these trees are "protected" species of trees, including pine, post oak, blackjack oak, elm, and cedar. A "protected" tree is defined as having a diameter of 6 inches or more and a height of at least 15 feet.
 - j. Approximately 200 trees on the property are "Heritage" trees. A heritage tree is a tree of the earlier residents of Colleyville or a tree that pre-dates the city's establishment. All post oaks and blackjack oaks of at least 15 inches in diameter, and all protected trees of at least 25 inches in diameter are "Heritage" trees.
 - k. This forest serves many important environmental functions such as filtering water and preventing water runoff and erosion. It dampens noise, captures carbon, and emits oxygen.
 - l. This forest also provides habitat and food for a native North Texas ecosystem that includes plants, bugs, reptiles, birds, and mammals.
 - m. Development of this property to build homes, as the developer has proposed, will result in a loss of a majority of these trees and therefore the entire loss of this Eastern Cross Timbers forest.
3. The developer purchased this land in December 2021. Prior to purchase the developer had the opportunity to do due diligence on the City's code relative to the unique and defining characteristics of this land. The developer is not entitled to a zoning change and upon purchase accepted the risk he may not get the zoning he desired. The City's process is fair and its first obligation is to do what is best for the community and its citizens.
4. Additionally, the developer and city have been contacted by a group to assist in buying the land at a FAIR price and turn it over to the city to protect the land as a park and natural space. This should be the path taken. It would net the owner a profit over the bargain he purchased the land for and without the 1M + expense to install streets, sewer, water, and power. I dare say he might do better without the headaches and little effort.

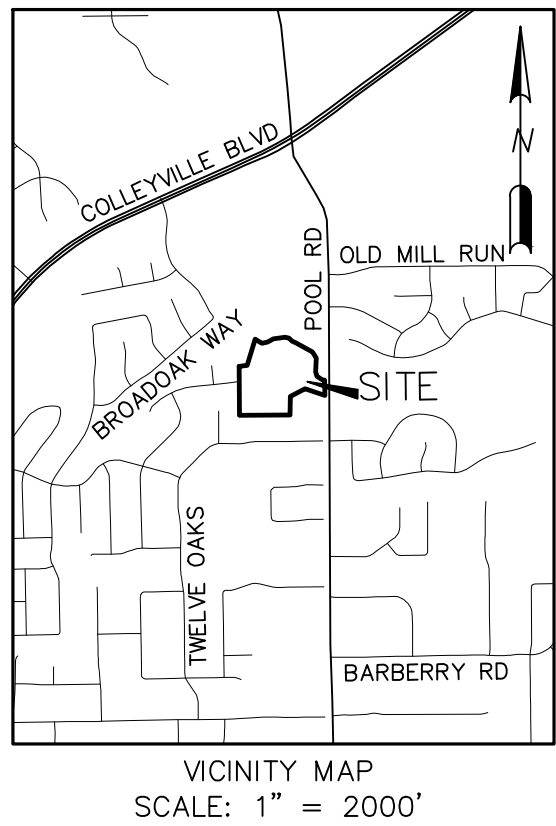
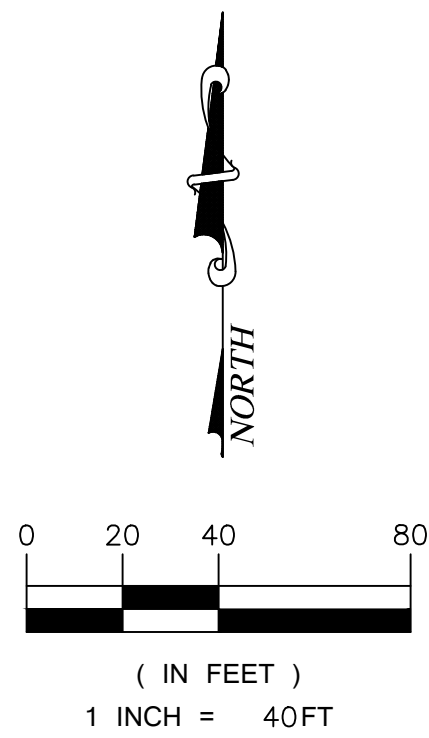
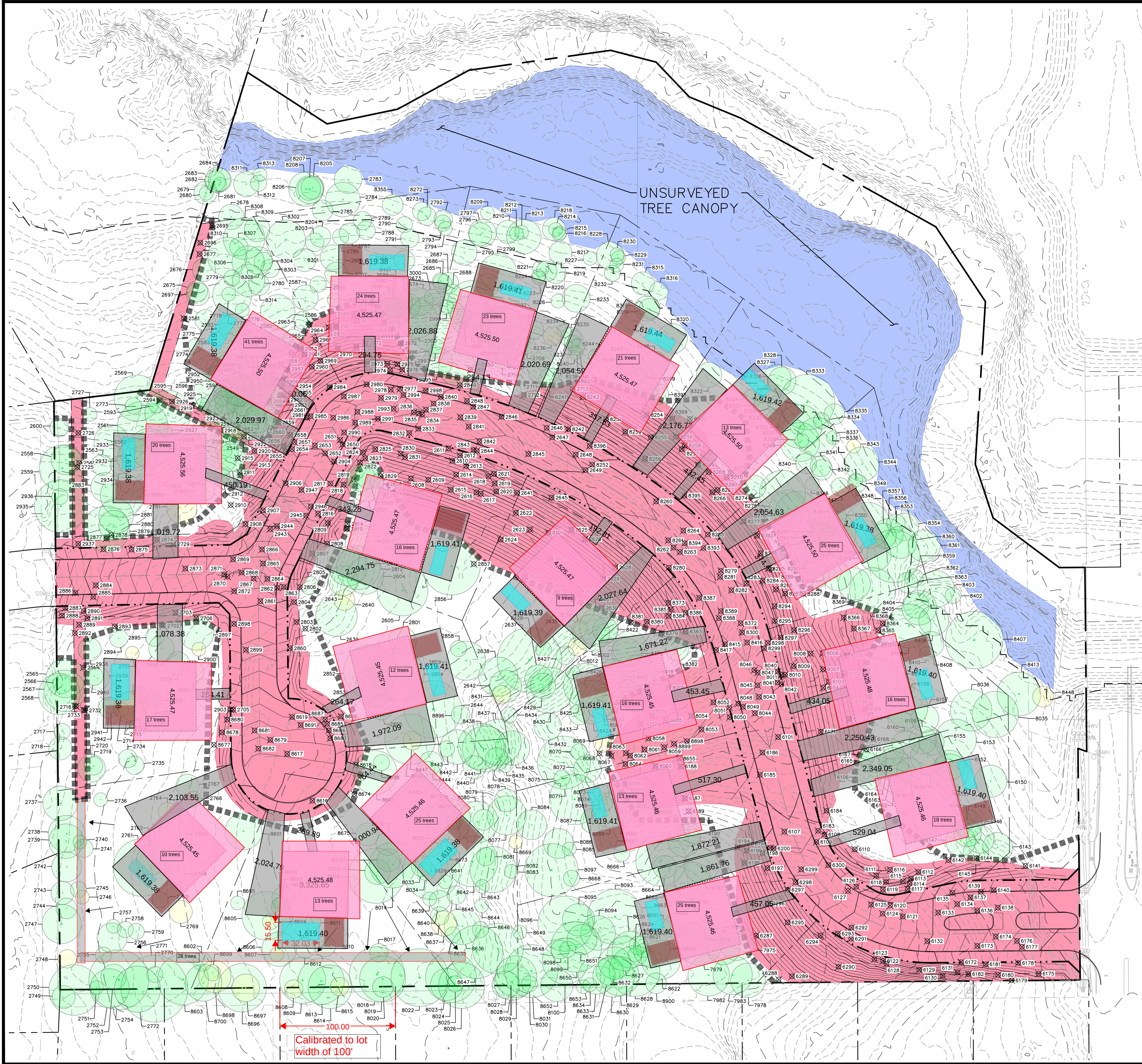
The bottom line is this is not the plan that should be approved, and any zoning proposal other than AG should be a well-thought-out site plan that addresses community safety requirements, tree and slope preservation that keeps the integrity of the forest and hill. The city does not have to give the developer an alternative, just a yes or no.

Thank you for your consideration and service.

For each of the reasons stated above, I oppose the rezoning of 2417 Wilkes Drive from AG to R-30. Colleyville's P&Z Commission and City Council should vote "No, with prejudice" to the rezoning of this land to allow purchase discussed above.

Sincerely,

*Micheal Farrell &
Brenda Farrell*



LEGEND

- PROTECTED TREE TO REMAIN
- NON PROTECTED TREE TO REMAIN
- ⊗ TREE TO BE REMOVED
- UNSURVEYED CANOPY AREA PER AERIAL PHOTOGRAPHY
- AREA TO BE DISTURBED
- ▬ TREE PROTECTION FENCE

Tree Preservation Summary (excludes building envelopes)			
	%	ft ²	Acres
Total Tree Canopy		537,463	12.338
Required Preservation of Tree Canopy	50%	268,732	6.169
Provided Credit for Preservation of Tree Canopy	54%	292,296	6.710
Surplus Preservation of Tree Canopy		23,565	0.541

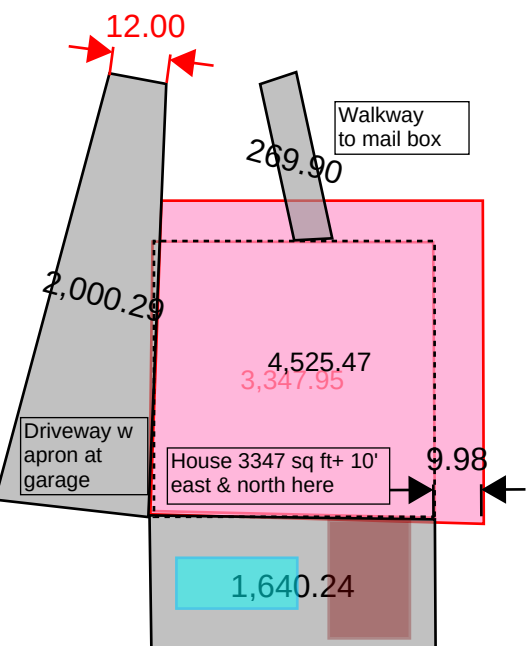
Site Canopy Summary			
	%	ft ²	Acres
Project/Lot(s) Area		605,426	13.899
Building Envelope Area (primary structures only)		0	0
Required Site Canopy (excludes building envelope)	50%	302,713	0
Provided Credit for Tree Preservation		292,296	0
Provided Credit for Tree Mitigation		0	0
Additional Tree Planting Required (site canopy ONLY)		10,417	0

UNSURVEYED CANOPY AREA: 83,505 SF (1.917 AC)
*THIS AREA HAS NOT BEEN INCLUDED IN THE CHARTS ABOVE

Tree Species Summary		Trees (Qty)		Tree Canopy (ft ²)		Canopy to Preserve (ft ²)		Canopy to Remove (ft ²)		Heritage		Mitigation	
Common name or species		Preserve	Remove	Preserve	Remove	Preserve	Remove	Preserve	Remove	Tree (Qty)	Tree (Qty)	Tree (Qty)	Tree (Qty)
BRADYBIRD PEAR		4	3	1	27	20	7	575	421	154	0	0	0
CEDAR		123	88	35	1,171	825	346	38,933	26,570	12,363	0	0	0
CEDAR SHAW		4	2	2	44	24	20	1,596	911	685	0	0	0
ELM		78	49	29	737	468	269	25,341	15,949	9,392	0	0	0
HICKORY		3	2	1	66	46	20	4,738	3,481	1,257	0	0	0
LIVE OAK		1	0	1	9	0	9	254	0	254	0	0	0
OAK		441	258	188	5,612	3,231	2,381	267,099	152,631	114,468	15	0	0
PINE		149	93	56	2,398	1,363	1,035	137,749	72,525	65,224	8	0	0
PLUM		2	0	2	32	0	32	226	0	226	0	0	0
POST OAK		209	23	73	1,692	448	1,244	13,852	13,852	13,852	34	0	0
Total		911	528	383	31,478	6,425	5,093	537,463	292,296	245,167	58	0	0
								(0.24 acres)	(0.71 acres)	(0.56 acres)			
								15.7%	84.3%				

All calculations include 0.5% error, interpreted as 0.5% error, due to rounding and/or to the use of rounded data.
Tree Preservation Summary is provided for informational purposes only and does not constitute a guarantee.
Tree Species Summary does not include trees in the building envelope.

Calibrated to lot width of 100'



Average 3350 sq ft house has 8435 sq ft of hard space

OWNER:
UNIQUE FORTUNE, LLC
400 CARROLL AVENUE
SOUTHLAKE, TEXAS 76092
PHONE: (817) 366-8666
CONTACT: MARK GOODWIN

DEVELOPER:
WILLOWTREE DEVELOPMENT, LLC
680 N. CARROLL AVENUE, SUITE 100
SOUTHLAKE, TEXAS 76092
PHONE: (817) 617-9105
CONTACT: TRAVIS FRANKS

SCALED AT 24"x36" PAGE SIZE

REDINGER GROUP, LLC



URBAN FORESTRY PLAN
THE BLUFFS AT COLLEYVILLE
COLLEYVILLE, TEXAS

BENCHMARKS:

COLLEYVILLE BM-29
2" BRASS DISC IN CL
INLET IN N. ROW OF
TWELVE OAKS 128' W
OF POOL ROAD & 25.4'
OF A FIRE HYDRANT
ELEV = 583.70'

COLLEYVILLE BM-92
2" BRASS DISC IN N
END OF INLET 16.4' W
OF CL OF BROADOAK ST.
55' S OF CL OF
LONGWOOD ST & 41' SE
OF A FIRE HYDRANT
ELEV = 577.13'

PRELIMINARY
FOR REVIEW ONLY
Not for Construction or Permit Purposes

Engineer: CLAYTON T. REDINGER
P.E. No. 87487 Date: 11/10/2022

Drawn By: DSM
Reviewed By: CTR
Project: 1013-01

SHEET
1

REDINGER GROUP PROJECT No. 1013-01 - URBAN FORESTRY PLAN FOR THE BLUFFS AT COLLEYVILLE - COLLEYVILLE, TEXAS

Tim + Leisa Waterworth (Name)

3/27/2023 (Date)

6808 Rockbrook Ct. (Street Address)

Colleyville, TX 76034 (City, State, Zip)

Community Development
City of Colleyville
100 Main St.
Colleyville, TX 76034
bbryner@colleyville.com

**Re: Zoning Case ZC23-009: Letter of Opposition – Wrong Plan for this Land
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Also, this proposal reverts to proposing an entrance for an 11 house development at the end of Wilkes Drive. Previously this was rejected as a safety hazard as it would result in a very long and deep cul de sac through streets often lined with cars and congestion. The single point of entry is at the intersection of Melanie Drive & Atlanta Drive where Kimzey Park sits. Every neighbor knows the frequent congestion caused by the convergence of cars, foot and bike traffic, many of which are young children at this intersection. Such a plan is unsafe and unwise and for this reason alone this proposal should be immediately denied with prejudice.

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Clay & Val Reed (Name)
6806 Rockbrook St (Street Address)
Colleyville, TX 76034 (City, State, Zip)

March 27, 2023 (Date)

Community Development
City of Colleyville
100 Main St.
Colleyville, TX 76034
bbryner@colleyville.com

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Robert E. Egan
2410 Twelve Oaks Lane
Colleyville, TX 76034

March 29, 2023

Community Development
City of Colleyville
100 Main St.
Colleyville, TX 76034
bbryner@colleyville.com

Re: Zoning Cases ZC23-009 & ZC23-010: Letter of Opposition – Wrong Plan for this Land

Dear Madam or Sir:

This is a letter of opposition to the two proposals for Colleyville zoning cases ZC23-009 & ZC23-010.

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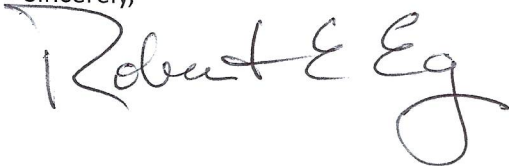
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These proposed developments would be detrimental to the land's natural resources and ecological features, and I request that the city of Colleyville leave this land zoned AG until a plan and zoning conducive with its poor soil conditions, steep gradients, and need to preserve protected trees is developed.

For the reasons stated above, I oppose the rezoning of 2417 Wilkes Drive and 6900 Pool Road from AG. I request that the Colleyville P&Z Commission & City Council **deny the rezoning of this land with prejudice.**

Thank you for your consideration and service.

Sincerely,

A handwritten signature in black ink that reads "Robert E. Egan". The signature is written in a cursive, flowing style with a large, prominent "R" and a long, sweeping underline.

Robert Zebian
Rita Zebian
6708 India Court
Colleyville TX, 76034

3/31/2023

Community Development
City of Colleyville
100 Main St.
Colleyville, TX 76034
bbryner@colleyville.com

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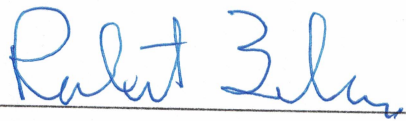
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Also, we feel that the developer has not been honest with Colleyville citizens and government regarding this development. They have continually downplayed the loss of tree canopy and the need for large retaining walls on the slope.

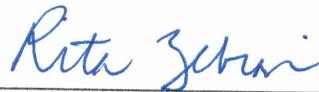
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Sincerely,

A handwritten signature in blue ink, appearing to read "Robert Zilber", written over a horizontal line.

Signature

A handwritten signature in blue ink, appearing to read "Rita Zilber", written over a horizontal line.

Signature

Barry Robertson and Sandra Session-Robertson(Name)

3/29/23 (Date)

2415 Wilkes Drive (Street Address)

Colleyville, TX 76034 (City, State, Zip)

Community Development

City of Colleyville

100 Main St.

Colleyville, TX 76034

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Sincerely,

Barry Robertson

Signature

Sandra Session-Robertson

Signature

Letters of Opposition List - Case ZC23-009 and ZC-010

[All letters may be reviewed by clicking HERE](#)

				Within the opposition map	
Abshire	Sue	2606 Twelve Oaks	1	*	1
Abshire	Richard	2602 Twelve Oaks	1	*	1
Aguirre	Jason	2402 Wilkes Drive	1		
Alvarado	Robin	2407 Twelve Oaks Lane	1		
Anderson	Charles	2414 Wilkes Drive	1	*	1
Anderson	Teresa	1601 Heathermore	1		
Anthony	Samatha, Katherine, Paige, Brenda	2503 Heather Glenn Court	4		
Arnoldt	Frederick	2312 Still Point Lane	1		
Bailey	Shirley	6305 Connie Lane	1		
Barton	Kristin	2107 Ballantrae Drive	1		
Baugus	Sharon	401 Briarcliff Court	1		
Bealmear	Christina	300 Stonington Lane	1		
Bean	Timothy	3708 Greenbriar Court	1		
Bennett	Melinda	5016 Strathmore Terr.	1		
Blanton	Gary	4107 Steeplechase Drive	1		
Boatman	Beth	5805 Bryton Court	1		
Bodine	Lance	103 Van Buren Court	1		
Boswell	Kara Rae	2306 Wilkes Drive	1		
Bottger	Robert & Carolyn	6800 Atlanta Drive	2		
Bowen	Sandra	508 Wagonwheel Court	1		
Bowman	Kirk & Nancy	2301 Still Point Lane	2		
Boyer	Kimberly	204 Oak Valley Drive	1		
Bristol	Tracy	501 Beverly Drive	1		
Britten	Lacy	2501 Whitehaven Street N.	1		
Bromley	Nancy	Grapevine	1		
Brundage	Diane	6508 Westcoat Drive	1		
Buker	Judy	2304 Danbury Drive	1		
Bullard	Maxwell	Hurst	1		
Burdette	Donna	77 Veranda Lane	1		
Burek	Sheryl	608 Green Meadow N	1		
Burleson	Patricia	7304 Windswept Trail	1		
Campbell	Cindy Kay	2410 Wilkes Drive	1	*	1
Campbell	Clifford	3601 San Bar Lane	1		
Capello	Melissa	7023 Rosebrook	1		
Capelo	Roderick, Renee	2406 N. Whitehaven Drive	2		
Carroll	Jessica	2205 Tarleton Drive	1		
Casilio	JoEllen	1705 Avalon Drive	1		
Castillo	Roger	7011 Rosebrook	1		
Chapman	Tessa	103 Williamsburg Court	1		
Choate	John	4112 Steeplechase Drive	1		
Cisek	Kim	211 Polo Trail	1		
Clark	Matthew	6207 Kenshire Drive	1		
Clemens	Kyle	1712 Crestedge Court	1		
Collum	Amy	6400 Meade	1		

Conan	Pierre & Vedrana	2317 Danielle Drive	2		
Connor	Colleen	3901 Allendale Street	1		
Conover	Cody, Stephen	404 Vintage Court	2		
Cook	Krysti	6710 Carriage Lane	1		
Cook	Paul	2411 Wilkes Drive	1	*	1
Cooper	Rachel	2309 Danbury Drive	1		
Corey	Michael	7409 Braemar Terr.	1		
Cowgill	Angie	2600 Twelve Oaks Lane	1	*	1
Cowley	Chad, Jody, Chris , Norma	4606 Behrens Road	4		
Cox	Shirley	4600 Shadywood Lane	1		
Cywinski	Laura	5409 Miramar Lane	1		
Daugherty	Karen	4705 Lakeshore Court	1		
Day-Alexander	Carmen	4808 Bill Simmons Road	1		
DeLuca	Salvatore & Sharon	2404 Wilkes Drive	2		
DeSarno	Rodger	302 Del Mar Court	1		
Dielman	Karen	3201 Wilton Woods Court	1		
Dodds	Jean	4805 Mill Brook Drive	1		
Drautz	Sue	7006 Primrose Lane	1		
Dyson	Anne	909 Dogwood Court	1		
Dzura	Patricia	2704 Highgrove Court	1		
Edington	Ron	505 Sagebrush Street	1		
Edwards	Tracy	2401 Unknown	1		
Egan	Robert	2410 Twelve Oaks Drive	1	*	1
Erickson	Cassandra	5508 Coventry Court	1		
Evans	Kay	7002 Primrose Lane	1		
Farinella	Dominick, Heidi	6602 Beddo Court	2		
Farrell	Mike & Brenda	2504 Twelve Oaks Drive	2	*	1
Fazio	Ginger	2204 Broadoak Way	1		
Fisher	Joyce	6605 Carriage Drive	1		
Flamm	Lisa	6805 Carriage Lane	1		
Foster	Bonnie	1508 Douglas Avenue	1		
Fox	William	Southlake	1		
Fread	Ryan	4705 Lakeshore Court	1		
Fred	Groover	3006 Edgewood Lane	1		
Galloway	Gregg	5904 Highland Hills Lane	1		
Gardner/Summers	Justin/Shara	1005 Dogwood Court	2		
Gaska	Andrew	6801 India Court	1	*	1
Gerhardt	Heidi	3609 Briarbook Court	1		
Geronimo	Javier	6812 Curtis Road	1		
Gettig	Philip & Pamela	5907 Lansford Lane	2		
Gilchrist	William	214 W. Greenbriar Lane	1		
Ginevich	Rost	3207 Eaton Circle	1		
Golden	Jo Lynn	3700 Sweetbriar Lane	1		
Gordon	Susan, Alexandra Fitzmond	6808 Herbert	3		
Greene	Taylor	1701 Crestedge Court	1		
Grieco	Russ	201 Hancock Court	1		
Griffin	Jon	3057 Creekview Drive	1		
Guthrie	Monty & Lori	3405 Crossgate Circle N.	2		
Hackbarth	Julie	5706 Bent Tree Court	1		

Hammill	Joyce	6307 Edinburgh Drive	1		
Harrison	Alex	3913 Allendale Street	1		
Harvey	Carol	217 Oak Valley	1		
Hays	Michelle	6208 Connie Lane	1		
Hearn	Marc & Tracy	6008 Colts Neck Drive	2		
Hearn	Sam	2409 Wilkes Drive	1	*	1
Heller	Kathleen	4003 Woodstock	1		
Heminger	Victoria	6804 Rockbrook Court	1		
Hennessee	Shelley	2400 Wilkes Drive	1		
Hershon/Shur	Desiree/Michael	7300 Jo Will Street	2		
Hicks	Ed & Jinky	4104 Mockingbird Lane	2		
Hill	Susan	5706 Grand Oak Court	1		
Hougland	Ross	6200 Westcoat	1		
Hubnik	Melody	3302 Langley Hill Lane	1		
Hudda	Samina	1901 Thames	1		
Jacobi	Nancy	6301 Ponderosa Lane	1		
Jahner	Lori	5901 W. Whithaven Drive	1		
Jaynes	Jill	201 Compton Court	1		
Jeanes	Fredric	7200 Belle Meade Drive	1		
Johnson	Parker	1409 Tennison Pkwy	1		
Johnstone	Nina	3709 Briahaven Lane	1		
Jones	Canice	6201 High Gate Court	1		
Jones	MaryAnn	4110 Paddington Drive	1		
Kane	Marietta	1705 Heathermore	1		
Kaviani	Pari	6801 Kennedy Drive	1		
Kelley	Ann	400 Briar Cliff Court	1		
Kelly	Ian	2301 Ballantrae Drive	1		
Kendall	Janeen	5302 Huntington Court	1		
Kenney	Connor	2902 Highgrove Court	1		
Khalil	Manal	P.O. Box 1767	1		
Khalil	Samir	1809 Thames Trail	1		
Kinard	Lucas	1209 Garry Lynne Drive	1		
Kinnebrew	Samatha	6505 Connie Lane	1		
Kitowski	Isabelle	7413 Braemar Terrace	1		
Klamte	Lynn	312 Briarcliff Court	1		
Klingelhofer	Nicole	4305 Hidden Valley Court	1		
Koester	Allision	113 Timberline Drive N	1		
Kozloski	Joan, Sarah	5409 Coventry Court	2		
Krackenberger	Marjorie	609 Green Meadow Street N.	1		
Kurtz	Bonnie	4202 Shadow Ridge Drive	1		
Lacey Jr.	Edward	208 Briarcliff Court	1		
Lambeth	Jeff	3200 Bridle Lane	1		
Lankford	Lisa & Charles	7001 Primrose Lane	1		
Larson	Thomas	7308 JoWill Street	1		
Lavas	Tim & Debbie	2405 Wilkes Drive	2		
Ledbetter	Harold	6700 Pleasant Run Road	1		
Lee	Mark	6809 Curtis Road	1		
Leeman	Laura	512 Bridlewood N.	1		
Lenhart	Janet	412 Woodbriar Court	1		

Lewis	Erin	2500 Ballantrae	1		
Little	Misti	Stagecoach, TX	1		
Lively	Mark	7209 Jo Will Street	1		
Logan	Debbie	Unknown	1		
Long	Wendy	4905 Jim Mitchell Trail W.	1		
Love	Ken	7200 Cedar Court	1		
Maglio	Carol	6602 Charleston Drive	1		
Maiser	Analisa	5311 Maple Lane	1		
Marino	Tracey	2103 Woodstock Drive	1		
Martens	Ann	7031 Rosebrook Drive	1		
Matschulat	Joseph	Grapevine	1		
Mavis	Beverly	4301 Greenmeadow Street E.	1		
McAnderson	Marvin	6000 Yorkshire Drive	1		
McClure	Mindy	800 Beverly Drive	1		
McCollough	Patricia	4007 Martin Pkwy	1		
McCully	Savannah	4205 York Drive	1		
McCurry	Meredith	5401 Coventry Place	1		
McCurry	Tom, Polly	6104 Brazos Court	2		
McLaughlin	Krisitn	5002 Summerbrook Drive	1		
Miller	Mark	7408 JoWill Street	1		
Miller	Michelle & Rob	2407 Wilkes Drive	2		
Miller	Zaira	Grapevine	1		
Mills	Lisa	4801 Staffing Drive	1		
Montano	Maryna	4711 Shadywood Lane	1		
Moore	Bridget	4500 Shadycreek Lane	1		
Morin	Pamela	4003 Buckingham Place	1		
Nasrallah	Christie	4512 Cresthaven Drive	1		
Neuman	Liane	6909 Wandering Way	1		
O'Quinn	Pam	5905 Yorkshire Drive	1		
Osborne	Jill	5013 Strathmore Ter.	1		
Parham	Renae	5013 Auburndale Avenue	1		
Paul	Ralph & Carole	4002 Mockingbird Lane	2		
Pearson	Celestine	2500 Kings Court	1		
Phoenix	Geri	1830 Maplewood Trail	1		
Pligliese	Pamela	5107 Old Oak Lane	1		
Porter	William	2506 Twelve Oaks Drive	1	*	1
Powell	Jill	6905 DaVinci	1		
Pratt	Kristen	1603 Kingswood Lane	1		
Presson	Eric	3717 Mouton Avenue	1		
Prince	Rebecca	5303 Huntington Court	1		
Przano	Dawan	2509 Ballantrae Drive	1		
Reardon	Sandra	109 Oak Crest Hill Drive	1		
Reed	Aaron	216 Mill Crossing W.	1		
Reed	Clay & Val	6806 Rockbrook Street	2	*	1
Reed	Thomas	6600 Armstrong Court	1		
Reising	Kelli	6416 Cimmaron Trail	1		
Repass	Angela	2307 Still Point Lane	1		
Reynolds	Susan, Doug	6417 Kingston	2		
Richardson	Bobanne	6409 Ponderosa Lane	1		

Riddle	Nathan, Lindsay	6907 Glenview Lane	2		
Rippe	Mary Alice	5305 Maple Lane	1		
Roberts	Joan	5105 Overhill Drive	1		
Robertson	Barry and Sandra Session	2415 Wilkes Drive	2	*	1
Rodriguez	Karen	North Richland Hills	1		
Rogers	Kim	7005 Coleman Court	1		
Rozman	Bob	6604 Connie Lane	1		
Russell	Mary	4617 Green Oaks Drive	1		
Rutledge	Michelle	6310 Edinburgh Drive	1		
Samaniego	Priscilla	304 Chestnut Bend	1		
Sangermano	Damita	Grapevine	1		
Sansone	Gay	3500 Driftwood Drive	1		
Sargent	Stephen & Amy	4516 Lakeside Drive	2		
Schaefer		6803 Atlanta Drive	1		
Schofield	Debra	4305 Brookhollow Drive	1		
Schofield	Lyle M.	5805 Highland Hills Lane	1		
Scott	Paula	420 Live Oak Drive	1		
Sharkey	Angelica	2503 Ballantrae Drive	1		
Shelton	Scott	6504 Glenhope Circle S.	1		
Simmons	Sharon	Grapevine	1		
Simpler	Jennifer	6205 Westcoat Drive	1		
Smith	Kerrie	Grapevine	1		
Smith	Patricia	6902 Glenview Lane	1		
Staley	Jessica	104 Timberline Drive N	1		
Stauley	LeeAnn	6104 Lansford Lane	1		
Stephens	Barbara	3411 Brentwood Drive	1		
Steve	Kouzes	1713 Heathermore	1	*	1
Stewart	Brian & Wendy	2502 Twelve Oaks Lane	2		
Strong & Parisi	Gary & Valerie	1120 Nueces Court	2		
Swindell	Edie	308 Timberline Drive N.	1		
Szilagyi	Darin	2310 Still Point Lane	1		
Tanner	Sean	7000 Rosebrook	1		
Tennery	Patti	1701 Heathermore	1		
Theus	Gregg & Dorothea	4104 Oxford Court	2		
Torres	Brendon	Grapevine	1		
Tran	Kevin	6703 Curtis Road	1		
Trimble	Sarah	908 Dogwood Court	1		
Ussery	Velina	Bedford	1	*	1
Vanbant	Michel	2412 Wilkes Drive	1		
Walker/Nicholson	Ashley/MaryAnn	2101 High Gate Drive	2		
Wallace	Kenneth and Jennifer	6606 Connie Lane	2		
Walton	Kim	6320 Westcoat Drive	1		
Wanger	Diane	3920 Jackson Road	1	*	1
Wasson	Steve	2413 Wilkes Drive	1	*	1
Waterworth	Tim & Leisa, John	6808 Rockbrook Court	3		
Wedemeyer	Elizabeth	2010 Frances Drive	1		
Weiler	Eric, Diana	2011 Frances Drive	2		
Weitzer	Amber	2605 Highland Meadow Drive	1		
West	Donna	3404 San Bar Lane	1		

Williamson	Lauren	7602 Jefferson Circle	1	
Wilson	Karen	100 Timberline Drive S.	1	
Winter	Lori	3708 Oakbriar Lane	1	
Wollin	Carol	4600 Dartmoore Lane	1	
Wollitz	Mike, Dell	2902 Red Oak Court E.	1	
Yeargin	Barbara	7015 Rosebrook	1	
Zebiann	Robert & Rita	6708 India Court	2	
			288	17

ORDINANCE O-23-2243

AMENDING THE ZONING ORDINANCE AND THE OFFICIAL ZONING MAP OF THE CITY OF COLLEYVILLE, TEXAS, BY CHANGING THE ZONING ON 11.94 ACRES BEING TRACT 1B1, 1C1, 1B2, AND 1B3, ABSTRACT 294, ROBERT CHOWNING SURVEY, LOCATED AT 2417 WILKES DRIVE FROM THE AG AGRICULTURAL DISTRICT TO THE R-30 SINGLE FAMILY RESIDENTIAL ZONING DISTRICT; PROVIDING A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00) AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Colleyville has received an application for a rezoning under Case No. ZC23-009; and

WHEREAS, the City of Colleyville deems it necessary, for the purpose of promoting the health, safety, morals, or general welfare of the City to amend the City's zoning ordinance; and

WHEREAS, the Planning and Zoning Commission, has given reasonable consideration to, among other things, the character of the City's zoning districts and their peculiar suitability for particular uses, with a view to conserving the value of buildings and encouraging the most appropriate use of land throughout the City; and

WHEREAS, the City Council is of the opinion that the change in zoning provided for herein should be made, in compliance with the City Charter, and state law with reference to changes to zoning classifications under the City's zoning ordinance and zoning map, having given the requisite notices required by law and having held public hearings affording all interested persons and property owners a full and fair opportunity to be heard.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLLEYVILLE, TEXAS:

- Sec. 1. THAT the Comprehensive Zoning Ordinance of the City of Colleyville, Texas, be, and the same is hereby amended by authorizing a change in the zoning from AG Agricultural district to R-30 Single Family Residential district on 11.94 acres, being Tract 1B1, 1C1, 1B2, and 1B3, Abstract 294, Robert Chowning Survey, located at 2417 Wilkes Drive as depicted on the attached as Exhibit "A".

- Sec. 2. THAT the above described tract of land shall be used only in the manner and for the purposes provided by the Comprehensive Zoning Ordinance of the City of Colleyville as heretofore amended, and as amended herein.
- Sec. 3. THAT the above described tract of land shall be subject to the following conditions:
1. As depicted in the attached Exhibit "A" and Exhibit "B".
- Sec. 4. THAT any person, firm or corporation violating any of the provisions or terms of this ordinance shall be subject to the same penalty as provided for in the Comprehensive Zoning Ordinance of the City of Colleyville, and upon conviction shall be punishable by a fine not to exceed the sum of Two Thousand Dollars (\$2,000.00) for each offense.
- Sec. 5. THAT if any section, paragraph, subdivision, clause, phrase or provision of this ordinance shall be judged invalid or unconstitutional, the same shall not affect the validity of this ordinance as a whole or any portion thereof other than that portion so decided to be invalid or unconstitutional.
- Sec. 6. THAT in addition to and accumulative of all other penalties, the City shall have the right to seek injunctive relief for any and all violations of this ordinance.
- Sec. 7. THAT this ordinance shall take effect immediately from and after its passage subject to the publication of the caption, as the law or charter in such cases may provide.

AND IT IS SO ORDERED.

The first reading and public hearing being conducted on the 6th day of June 2023.

The second reading and public hearing being conducted on the 20th day of June 2023.

PASSED AND APPROVED BY A VOTE OF ____ AYES, ____ NAYS, ON THIS THE
20TH DAY OF JUNE 2023.

Mayor Bobby Lindamood
Brandi Elder, Place 1
Scotty Richardson, Place 3
Chuck Kelley, Place 5

Mayor Pro Tem Callie Rigney
George Bond, Place 2
Ben Graves, Place 4

ATTEST:

CITY OF COLLEYVILLE

Christine Loven, TRMC
City Secretary

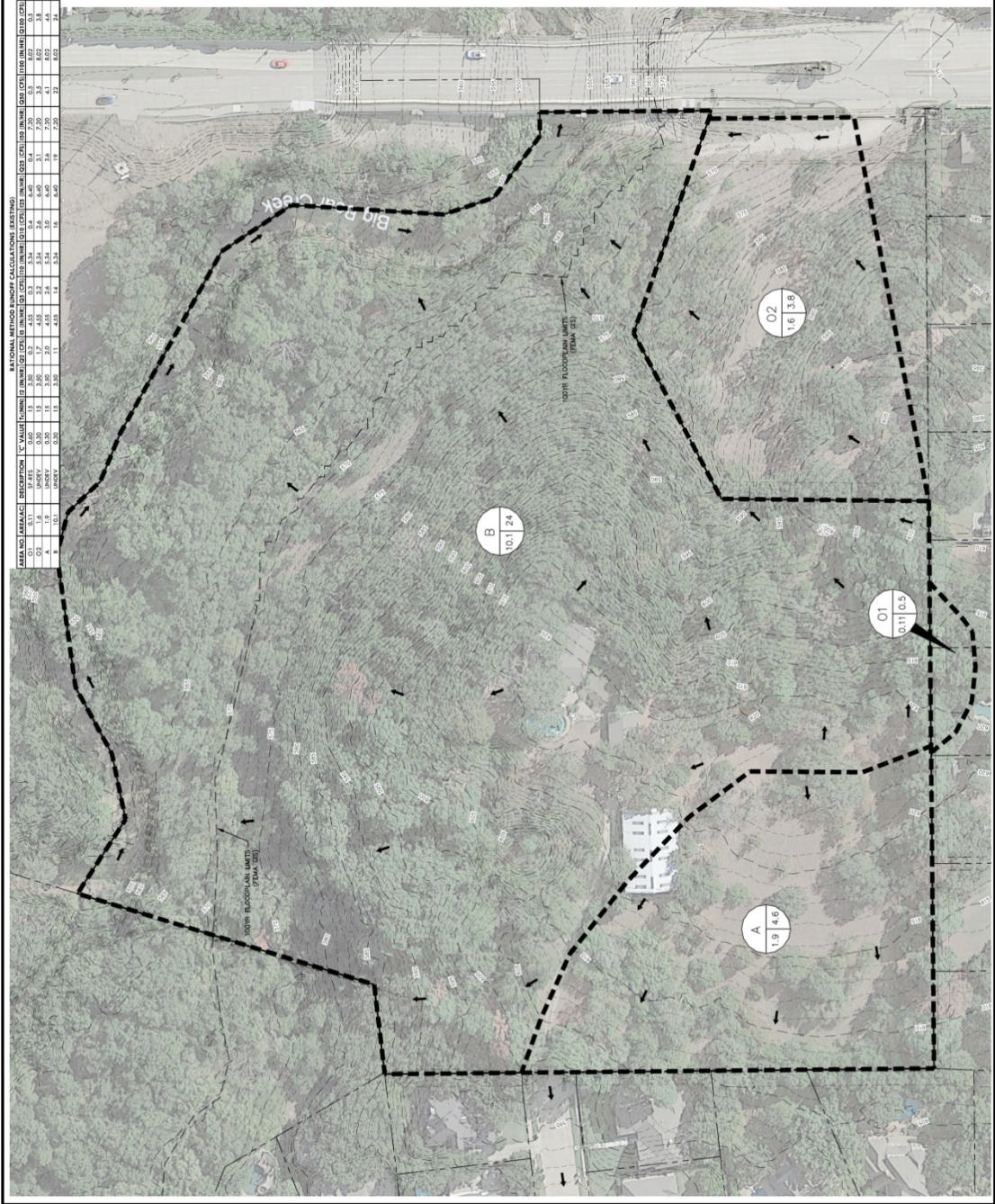
Bobby Lindamood
Mayor

APPROVED AS TO FORM:

Whitt Wyatt
City Attorney

Exhibit "A" – Location and Zoning Map





NATIONAL METHOD RAINFALL CALCULATIONS (RATINGS)									
AREA NO.	AREA AC.	DESCRIPTION	1" C. VALUE	1" C. VALUE	1" C. VALUE	1" C. VALUE	1" C. VALUE	1" C. VALUE	1" C. VALUE
01	1.9	1.9	0.00	0.00	0.00	0.00	0.00	0.00	0.00
02	1.6	1.6	0.00	0.00	0.00	0.00	0.00	0.00	0.00
03	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
04	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
05	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
06	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
07	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
08	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
09	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
10	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
11	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
12	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
13	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
14	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
15	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
16	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
17	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
18	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
19	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
20	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
21	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
22	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
23	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
24	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
25	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
26	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
27	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
28	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
29	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
30	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
31	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
32	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
33	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
34	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
35	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
36	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
37	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
38	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
39	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
40	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
41	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
42	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
43	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
44	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
45	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
46	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
47	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
48	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
49	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
50	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
51	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
52	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
53	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
54	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
55	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
56	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
57	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
58	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
59	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
60	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
61	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
62	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
63	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
64	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
65	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
66	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
67	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
68	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
69	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
70	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
71	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
72	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
73	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
74	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
75	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
76	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
77	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
78	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
79	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
80	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
81	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
82	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
83	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
84	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
85	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
86	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
87	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
88	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
89	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
90	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
91	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
92	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
93	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
94	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
95	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
96	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
97	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
98	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
99	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00
100	1.0	1.0	0.00	0.00	0.00	0.00	0.00	0.00	0.00

THE BLUFFS AT COLLEYVILLE
12 ACRE R-30
COLLEYVILLE, TEXAS

EXISTING DRAINAGE PLAN

REVISIONS

NO.	REVISION	DATE
1	ISSUED FOR PERMIT	01/11/2023

LEGEND

- DRAINAGE AREA LABEL
- FLOW ARROWS (POST-PROJECT)
- EXISTING CONTOUR MAJOR
- EXISTING CONTOUR MINOR
- DESIGN POINT

NOTES

1. CRITERIA BASED ON CITY OF COLLEYVILLE ENGINEERING DESIGN STANDARDS.
2. SEE BEAS CREEK SPECIAL FLOOD HAZARD AREA MAP FOR FLOOD HAZARD INFORMATION. THIS MAP IS REFERENCED TO THE TEXAS STATE PLAN FOR THE BEAS CREEK SPECIAL FLOOD HAZARD AREA. THE BEAS CREEK SPECIAL FLOOD HAZARD AREA IS LOCATED IN THE CITY OF COLLEYVILLE, TEXAS. THE BEAS CREEK SPECIAL FLOOD HAZARD AREA IS LOCATED IN THE CITY OF COLLEYVILLE, TEXAS. THE BEAS CREEK SPECIAL FLOOD HAZARD AREA IS LOCATED IN THE CITY OF COLLEYVILLE, TEXAS.

PRELIMINARY
FOR REVIEW ONLY

Drawn By: DMM
Reviewed By: CTR
Project: 1013-01

REVISIONS

NO.	REVISION	DATE
1	ISSUED FOR PERMIT	01/11/2023

THE BLUFFS AT COLLEYVILLE
12 ACRE R-30
COLLEYVILLE, TEXAS

EXISTING DRAINAGE PLAN

REVISIONS

NO.	REVISION	DATE
1	ISSUED FOR PERMIT	01/11/2023

LEGEND

- DRAINAGE AREA LABEL
- FLOW ARROWS (POST-PROJECT)
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PRELIMINARY
FOR REVIEW ONLY

Drawn By: DMM
Reviewed By: CTR
Project: 1013-01

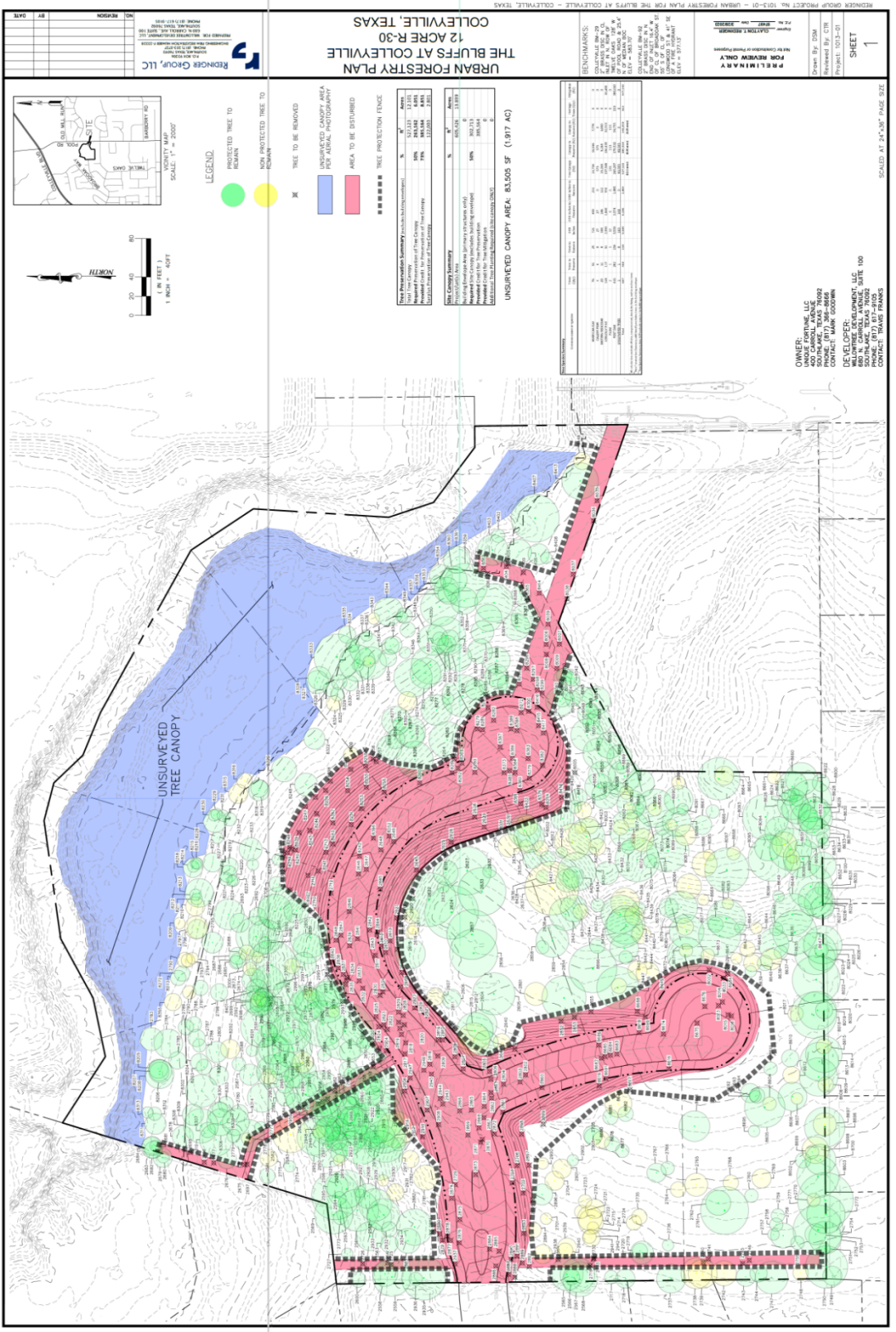
REVISIONS

NO.	REVISION	DATE
1	ISSUED FOR PERMIT	01/11/2023

CITY CASE NO. 2023-009

NEIGHBORHOOD MAP
SCALE: 1" = 200'





RENDER GROUP PROJECT NO. 1013-01 - URBAN FORESTRY PLAN FOR THE BLUFFS AT COLLEYVILLE - COLLEYVILLE, TEXAS

DATE: 01/11/2017

REVISION: 01/11/2017

BY: [Signature]

DATE: 01/11/2017

UNURVED CANOPY AREA: 83,505 SF (1.917 AC)

UNURVED CANOPY AREA: 83,505 SF (1.917 AC)

Tree Preservation Summary (Excludes All Other Trees)	%	Area
Required Preservation of Tree Canopy	50%	41,752.5 SF
Required Preservation of Tree Canopy	50%	41,752.5 SF
Required Preservation of Tree Canopy	50%	41,752.5 SF

UNURVED CANOPY AREA: 83,505 SF (1.917 AC)

UNURVED CANOPY AREA: 83,505 SF (1.917 AC)

OWNER: BOSS FORTWORTH, LLC
1000 FORTWORTH, TX 76102
CONTACT: BOSS FORTWORTH, LLC

DEVELOPER: BOSS FORTWORTH, LLC
1000 FORTWORTH, TX 76102
CONTACT: BOSS FORTWORTH, LLC

RENDER GROUP PROJECT NO. 1013-01 - URBAN FORESTRY PLAN FOR THE BLUFFS AT COLLEYVILLE - COLLEYVILLE, TEXAS

DATE: 01/11/2017

REVISION: 01/11/2017

BY: [Signature]

DATE: 01/11/2017

UNURVED CANOPY AREA: 83,505 SF (1.917 AC)

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CITY OF COLLEYVILLE CITY COUNCIL BRIEFING

Agenda Number 6d

Agenda Date 6/6/2023

Number Ordinance O-23-2244

Type Ordinance

Department Community Development

Title

Consideration of a zoning change from AG Agricultural and RE Single Family 'Estate' Residential PUD-R to Planned Unit Development - Residential zoning district for Tract 1B1, 1C1, 1B2, and 1B3, Abstract 294, Robert Chowning Survey and Lot 1, Block 1, Cero Addition, located at 2417 Wilkes Drive and 6900 Pool Road, Case ZC23-010

Explanation

First Reading and Public Hearing

Curtis Young, the applicant, has submitted a request to rezone the 13.89 acre property located at 2417 Wilkes Drive and 6900 Pool Road from AG Agricultural and RE Single Family 'Estate' Residential zoning to a PUD-R Planned Unit Development-Residential district. The purpose is to rezone in order to allow for the development of a new 14 lot single-family residential subdivision.

No change of zoning where exists a protest against such change, signed by the owners of twenty (20) percent or more of either the area of lots or land included in such proposed change, or lots or land immediately adjoining same and extending two hundred (200) feet therefrom, filed with the City Secretary, shall be passed except by a favorable vote of three-fourths (3/4) of all members of the City Council. The opposition is calculated to be approximately 36%.

Existing Conditions/Background: The subject property is currently an unplatted lot and a platted lot. A home currently exists which is being proposed to be removed.

Proposed Zoning Change: Request – The request is to rezone from the AG Agricultural and RE Single Family 'Estate' Residential to the PUD-R Planned Unit Development - Residential district. The request is to construct a new 14 lot detached single-family subdivision to be known as The Bluffs at Colleyville.

Purpose - The purpose of a Planned Unit Development (PUD) is to provide for greater flexibility and discretion in the approval of residential, non-residential and mixed use developments by encouraging creative, efficient and aesthetically desirable residential and commercial projects that are superior to what could be accomplished in other zoning districts. This may be through the use of increased open spaces and greenbelts or by providing enhanced amenities or features within the development that will be of special benefit to the property owners or to the community.

Analysis – Per the PUD proposed, this project is requesting to create a new detached single-family subdivision of 14 lots. There is a proposed street connection along Pool Road serving as the entrance and exit to the subdivision. The lots range from 26,118 s.f. to 30,448 s.f. The average lot size is 28,858 s.f. The minimum home size will be 3,500 s.f. Along the northern border is a proposed nature trail which connects to Pool Road.

According to the Land Development Code, Chapter 3, Section 3.23: “The Maximum Residential Density permitted in the PUD-R district shall not exceed 1.8 dwelling units per net acre. For the purpose of this calculation, the density calculation shall include all residential areas of the project. This calculation shall exclude all proposed non-residential acreage and street rights-of-way from the net acreage.”

The open space required for a PUD-R is 20% and this subdivision proposes 20.01%. “Residential areas: For all residential uses, common open space land, comprising not less than twenty (20%) of the gross residential project area, shall be provided for the primary use of occupants of the residential units.”

Plat Status: The subject property is unplatted as Tracts 1B1, 1C1, 1B2, and 1B3, Abstract 294, Robert Chowning Survey and a platted lot being Lot 1, Block 1, Cerro Addition.

DRC Review: This request was reviewed during the March 20, 2023 DRC meeting and determined the application may be scheduled for the next available Planning and Zoning Commission meeting. The DRC provided the following comments: Provide Drainage and Grading Plans, Landscaping Plan, and an Urban Forestry Plan. Dimension the lot widths. The applicant updated their exhibits as requested by the staff and were received on March 27, 2023.

Drainage: An Integrated Stormwater Management analysis, although a standard engineering practice, is not a method currently allowed by the Land Development Code.

Surrounding Development: Property to the north and east is located in the City of Grapevine. Property to the south has R-20 Single Family Residential zoning and has developed with single-family homes. The property to the west has Planned Unit Development – Residential zoning located in the Ross Downs subdivision and has developed with single-family homes.

Comprehensive Plan: The City’s Comprehensive Plan, Destination Colleyville, designates the subject property and the property near this location along Wilkes Drive as planned for residential use. The proposed rezoning request does comply with the residential land use designation stated in the comprehensive plan. One of the goals for this area, as outlined in Destination Colleyville, is to protect the character and integrity of existing neighborhoods by promoting future development that is compatible with the surrounding development patterns and development character.

Fees: Impact Fees are required per Chapter 13 (Impact Fees) of the Land Development Code and are due prior to the issuance of a Building Permit, if applicable.

Tree Preservation: The development must comply with Chapter 5 (Urban Forestry) of the Land Development Code. Where any tree is slated for removal, no site grading, dirt disturbance or new construction may occur on the property until a Tree Removal Permit has been issued that is associated with an approved Tree Preservation Plan. In addition to the requirements for submittal of a Tree Removal Permit and Tree Preservation Plan, future development on the site must maintain the minimum existing protected tree canopy coverage as required in Chapter 5.

Public Notification: Staff mailed notices to all property owners within 500 feet as well as any Homeowners Associations and Independent School Districts within 1,000 feet of the subject property. Notice was published in the *Fort Worth Star-Telegram* as required by State law and the Land Development Code.

Staff Recommendation: Staff is neutral on this request.

Planning and Zoning Commission Recommendation: The Planning and Zoning Commission recommended approval of the request at their April 10, 2023 meeting by a vote of 6-0. One commissioner abstained from voting.

Recommendation

None

Attachments

1. Aerial Map
2. Zoning Map
3. Future Land Use Map
4. Concept Plan
5. Grading and Drainage Plans
6. Urban Forestry Plan
7. Notification Map
8. Opposition Map
9. Opposition Report
10. Notification Letter
11. Notify List
12. Letters of Opposition
13. Alphabetical Listing of Opposition for ZC23-009 ZC23-010 as of 06.02.23
14. Ordinance O-23-2244

Aerial Map



ZC23-010

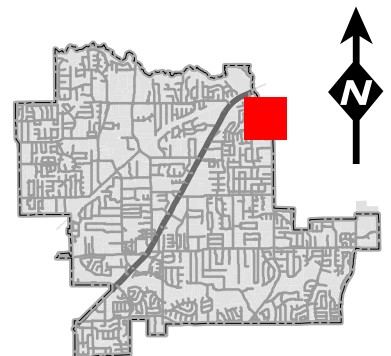
2417 Wilkes Drive & 6900 Pool Road

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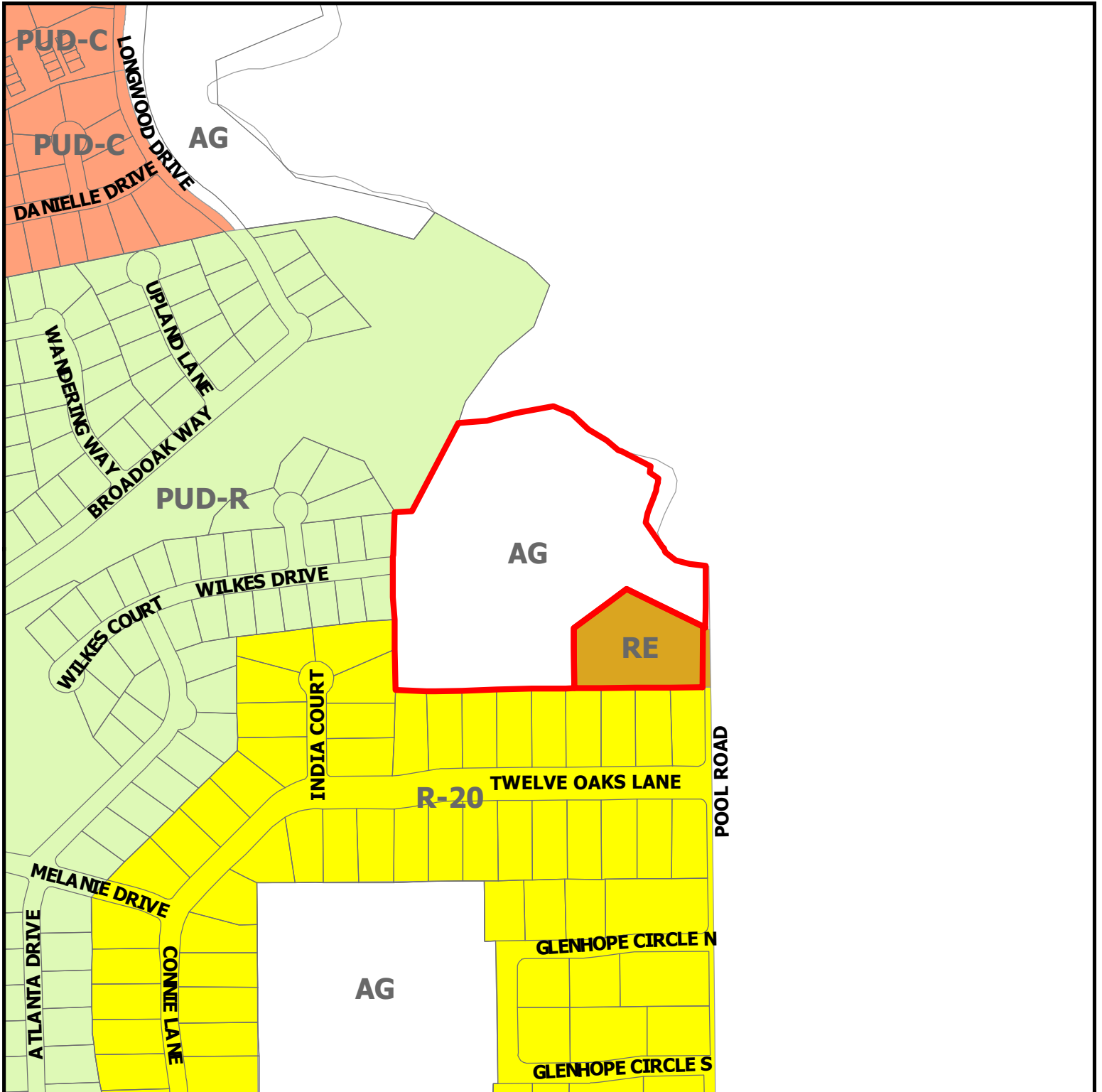
This map and information contained in it were developed exclusively for use by the City of Colleyville. Any use or reliance on this map by anyone else is at that party's risk and without liability to the City of Colleyville, its officials or employees for any discrepancies, errors, or variances which may exist.



Subject Property



Zoning Map



ZC23-010

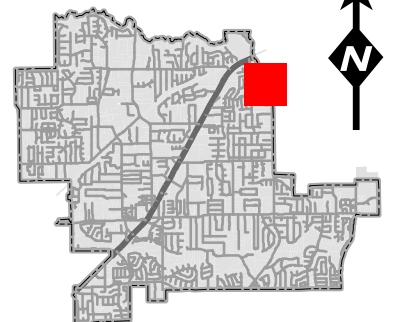
2417 Wilkes Drive & 6900 Pool Road

DISCLAIMER:

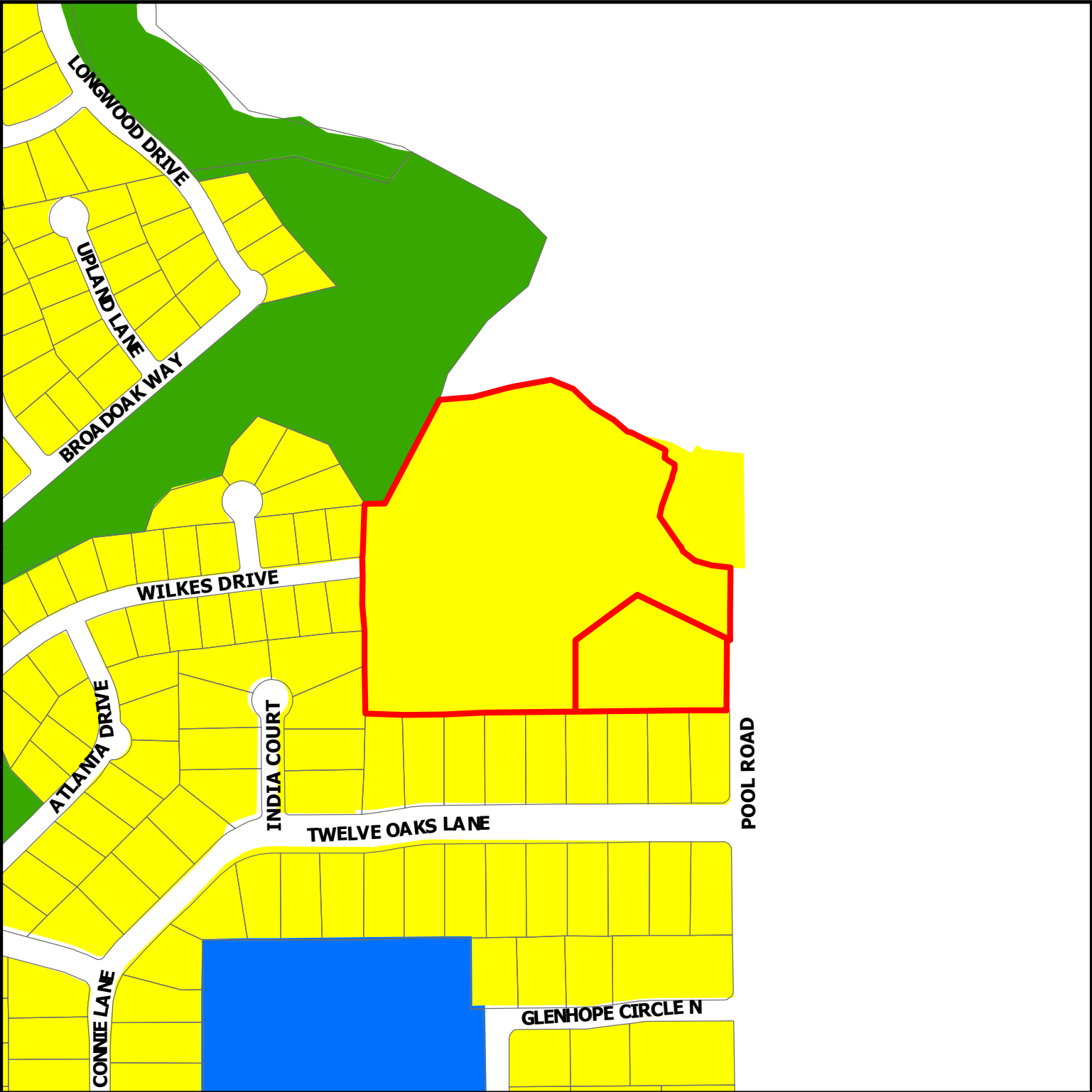
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Subject Property



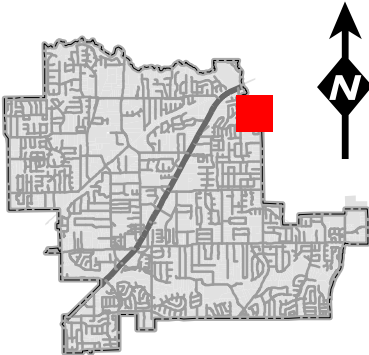
Future Land Use Map



ZC23-010

2417 Wilkes Drive & 6900 Pool Road

-  Subject Property
-  Residential
-  Institutional
-  Open Space; Parks



DISCLAIMER:
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Site Data Summary Chart

Single Family Residential Lots	14	
Common Areas	2	
Residential Lots	66.96%	9.30 ac.
Open Space	20.01%	2.78 ac.
R.O.W.	13.03%	1.81 ac.
Res. Gross Acreage	100.00%	13.89 ac.

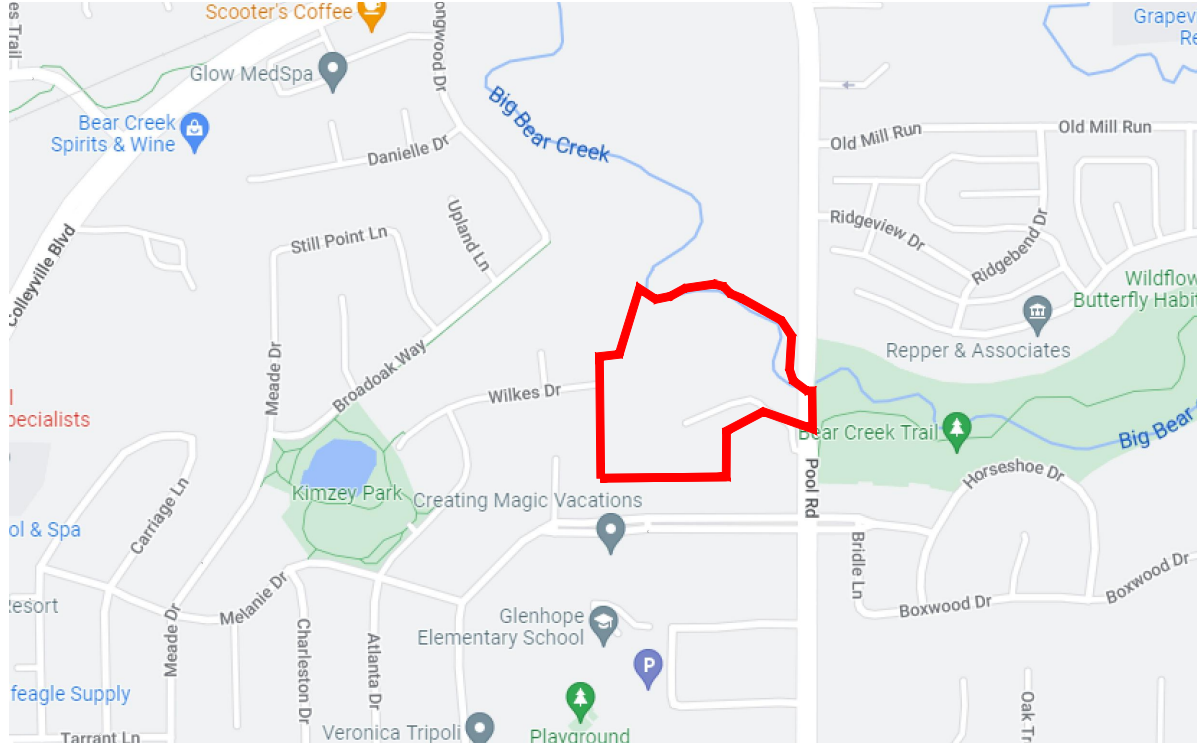
Site Data

Gross Acreage	13.89 ac.
Gross Density (lots / acre)	1.00 lots/AC

Existing Zoning:	AG
Proposed Zoning:	PUD-R
Existing Use:	Residential / AG
Proposed Use:	S.F. Residential

Lot Summary

Residential Lots	14
Minimum Lot Area	26,165 s.f.
Average Lot Area	28,858 s.f.
Common Areas	2



LOCATION MAP

Legend

Nature Trail	
5' Sidewalk	
Flood Plain	

Developer:

WillowTree Development, LLC
680 N. Carroll Avenue, Suite 100
Southlake, Texas 76092
817-617-9105
Attn: Travis Franks

Engineer:

Redinger Group, LLC
P.O. Box 93206
Southlake, Texas 76092
817-253-5727
Attn: Clayton Redinger, P.E.

Owner:

Unique Fortune, LLC
400 Carroll Avenue
Southlake, TX 76092
Tel: 817-366-8666
Contact: Mark Goodwin

Applicant:

Sage Group, Inc.
1130 N. Carroll Avenue, Suite 200
Southlake, TX 76092
817-424-2626
Contact: Curtis Young, AIA

Planner:

SAGE GROUP, INC.
Master Planning
Urban Design
Architecture
Landscape Architecture
1130 N. Carroll Ave., Ste. 200
Southlake, Texas 76092
TEL. 817-424-2626

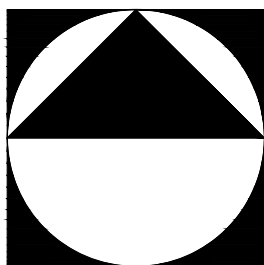
Fence Legend

6' Wood Fence	
5' Ornamental Iron Fence	
6' Masory Wall	

Notes:

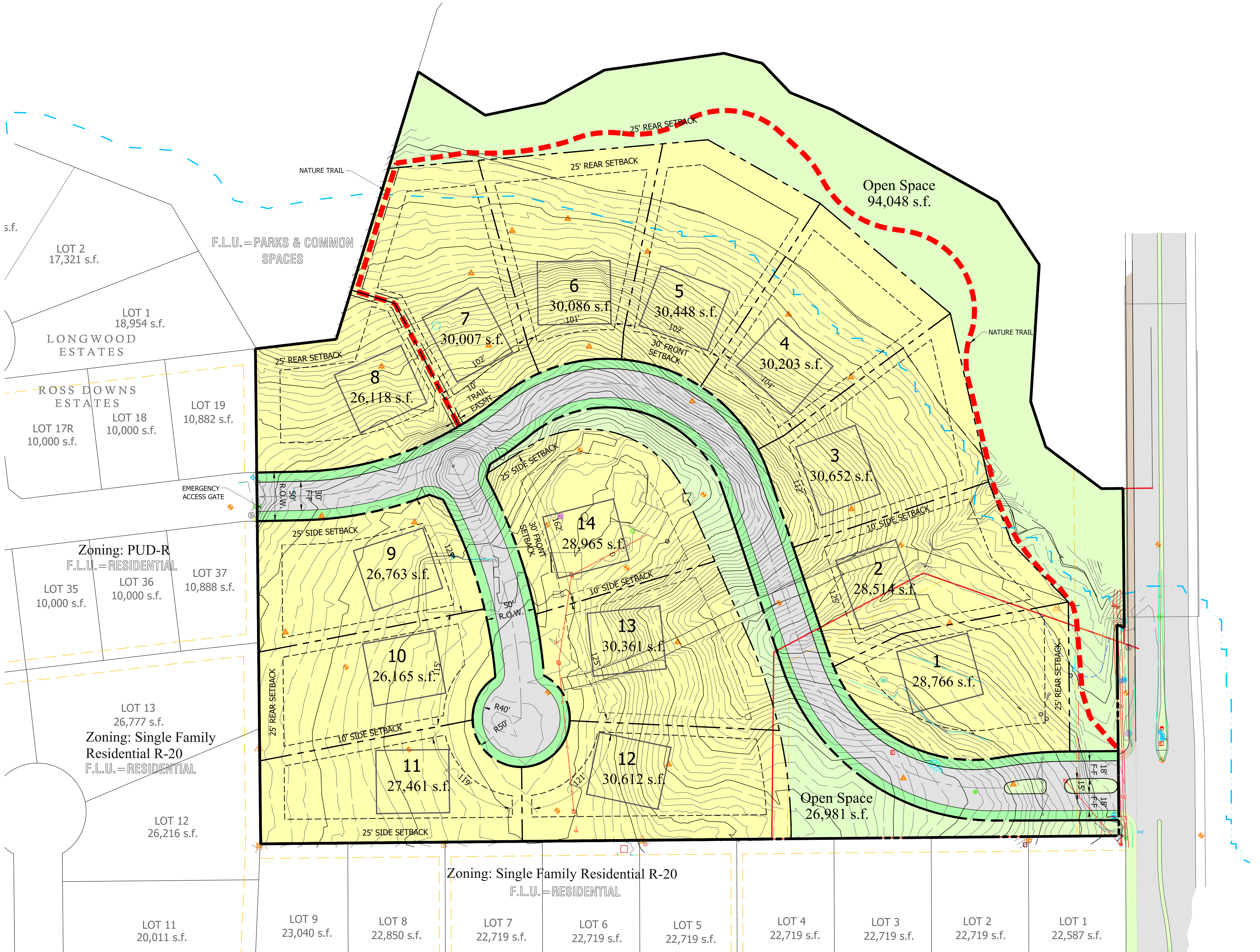
- Front Setbacks are 30' Typical, except where noted.
- Rear Setbacks are 25' Typical
- Side Setbacks are 10' Typical, 25' street side setback on corner lot

27 MAR 23



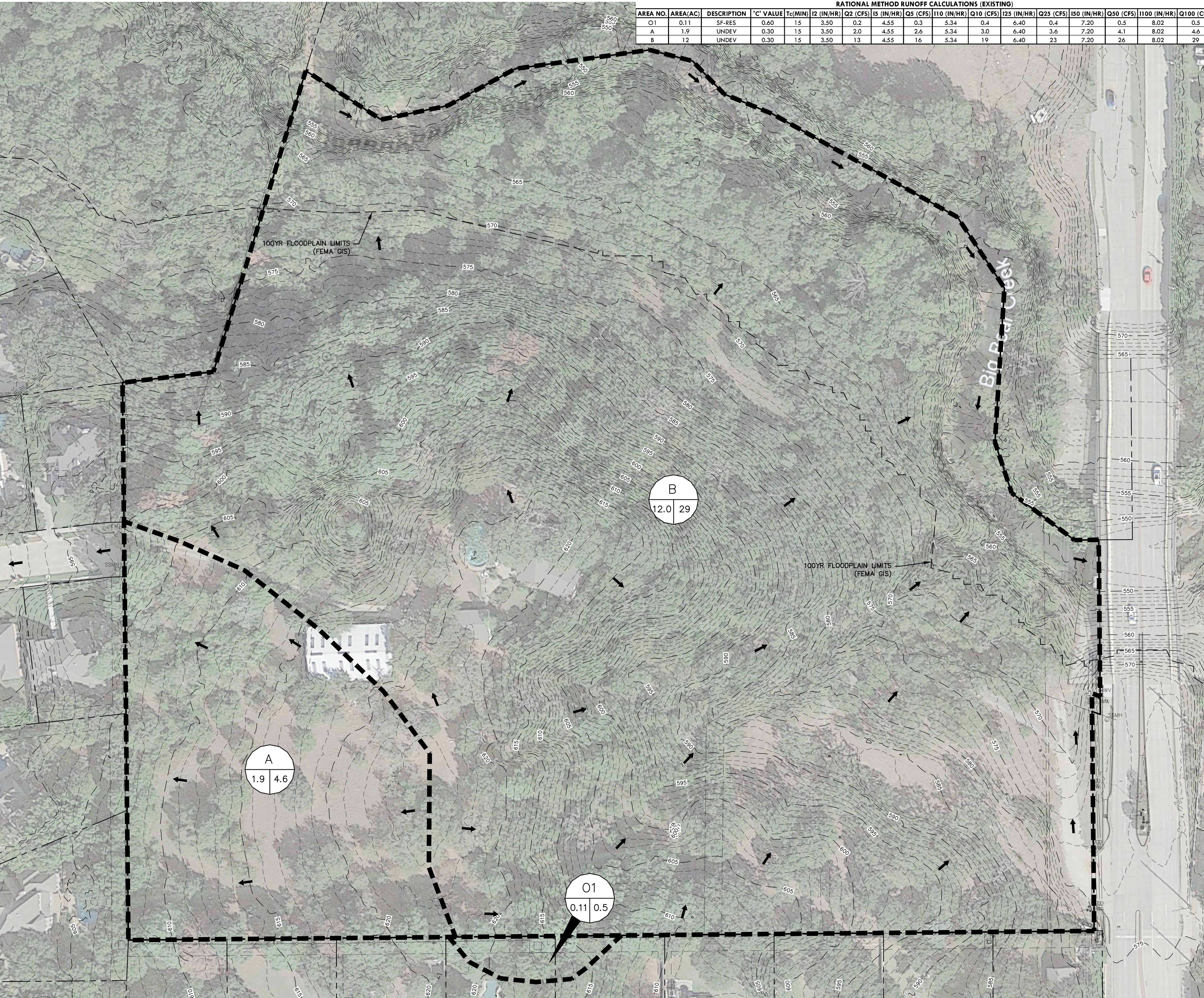
1" = 50'
0 50' 100' 200'

Concept Plan

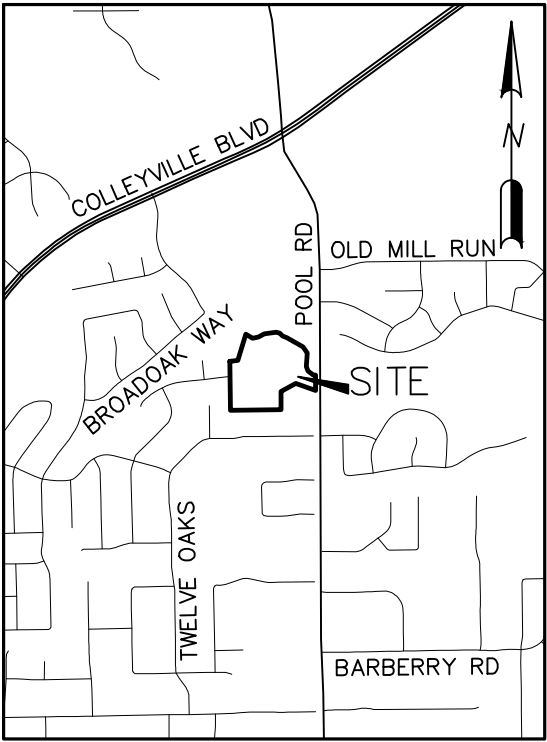


The Bluffs at Colleyville

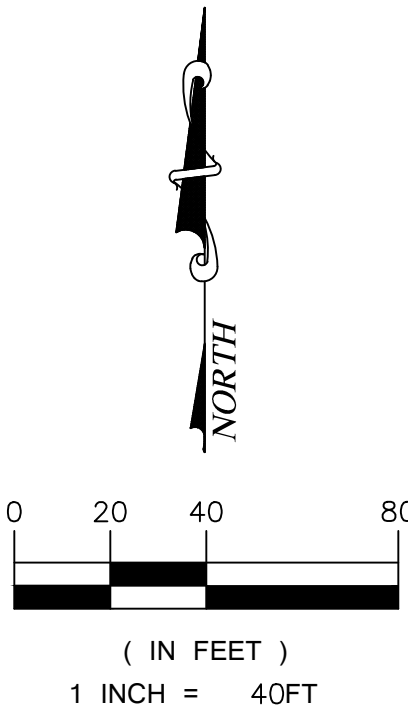
Colleyville, Tarrant County, Texas



RATIONAL METHOD RUNOFF CALCULATIONS (EXISTING)																	
AREA NO.	AREA (AC)	DESCRIPTION	'C' VALUE	Tc (MIN)	I2 (IN/HR)	Q2 (CFS)	I5 (IN/HR)	Q5 (CFS)	I10 (IN/HR)	Q10 (CFS)	I25 (IN/HR)	Q25 (CFS)	I50 (IN/HR)	Q50 (CFS)	I100 (IN/HR)	Q100 (CFS)	
01	0.11	SF-RES	0.60	15	3.50	0.2	4.55	0.3	5.34	0.4	6.40	0.4	7.20	0.5	8.02	0.5	
A	1.9	UNDEV	0.30	15	3.50	2.0	4.55	2.6	5.34	3.0	6.40	3.6	7.20	4.1	8.02	4.6	
B	12	UNDEV	0.30	15	3.50	13	4.55	16	5.34	19	6.40	23	7.20	26	8.02	29	



VICINITY MAP
SCALE: 1" = 2000'



- LEGEND
- DRAINAGE AREA LABEL
 - FLOW ARROW (POST-PROJECT)
 - DRAINAGE DIVIDE
 - EXISTING CONTOUR MINOR
 - EXISTING CONTOUR MAJOR
 - DESIGN POINT

1. CRITERIA BASED ON CITY OF COLLEYVILLE ENGINEERING DESIGN STANDARDS.
2. BIG BEAR CREEK SPECIAL FLOOD HAZARD AREA OBTAINED THROUGH TARRANT COUNTY GIS, REFERENCED TO NAD83 TEXAS STATE PLAN COORDINATES, NORTH CENTRAL ZONE, US FEET.

REDINGER GROUP, LLC
P.O. BOX 92006
DALLAS, TEXAS 75292
PHONE (817) 233-2727
FAX (817) 233-2728
ENGINEERING REGISTRATION NUMBER E-23299
PREPARED FOR: WILLOWTREE DEVELOPMENT, LLC
14145 BARBERRY RD., SUITE 100
COLLEYVILLE, TEXAS 76032
PHONE (817) 617-9105

EXISTING DRAINAGE PLAN
THE BLUFFS AT COLLEYVILLE
14 ACRE PUD-R
COLLEYVILLE, TEXAS

BENCHMARKS:

COLLEYVILLE BM-29
2" BRASS DISC IN CL
INLET IN N. ROW OF
TWELVE OAKS 128' W
OF POOL ROAD & 25.4'
N OF MEDIAN BOC
ELEV = 583.70'

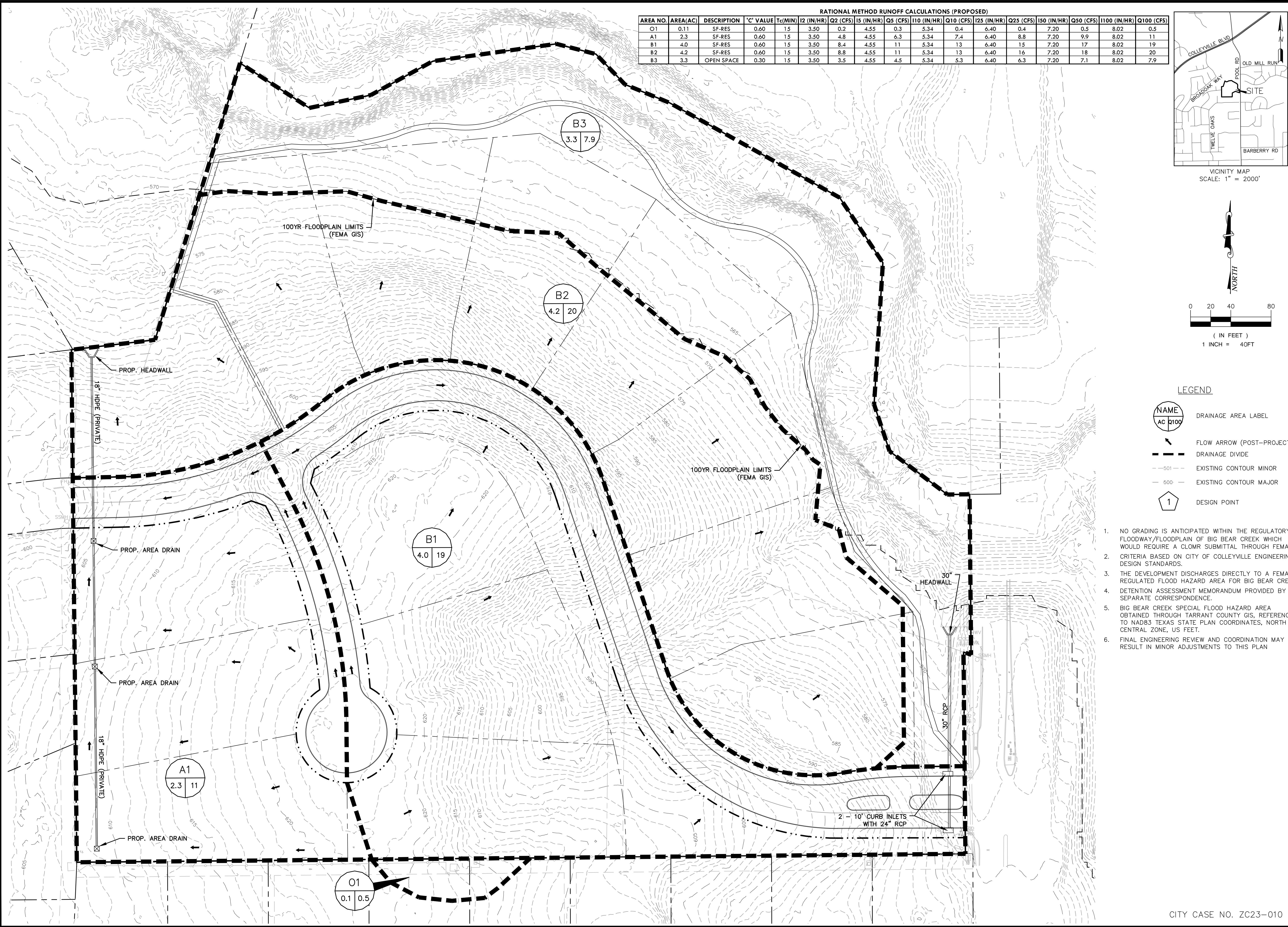
COLLEYVILLE BM-92
2" BRASS DISC IN N
END OF INLET 16.4' W
OF CL OF BROAD OAK ST.
55' S OF CL OF
LONGWOOD ST & 41' SE
OF A FIRE HYDRANT
ELEV = 577.13'

PRELIMINARY
FOR REVIEW ONLY
Not for Construction or Permit Purposes

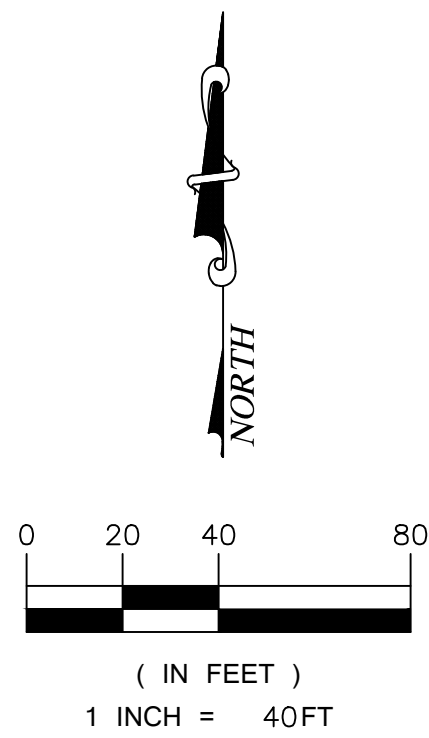
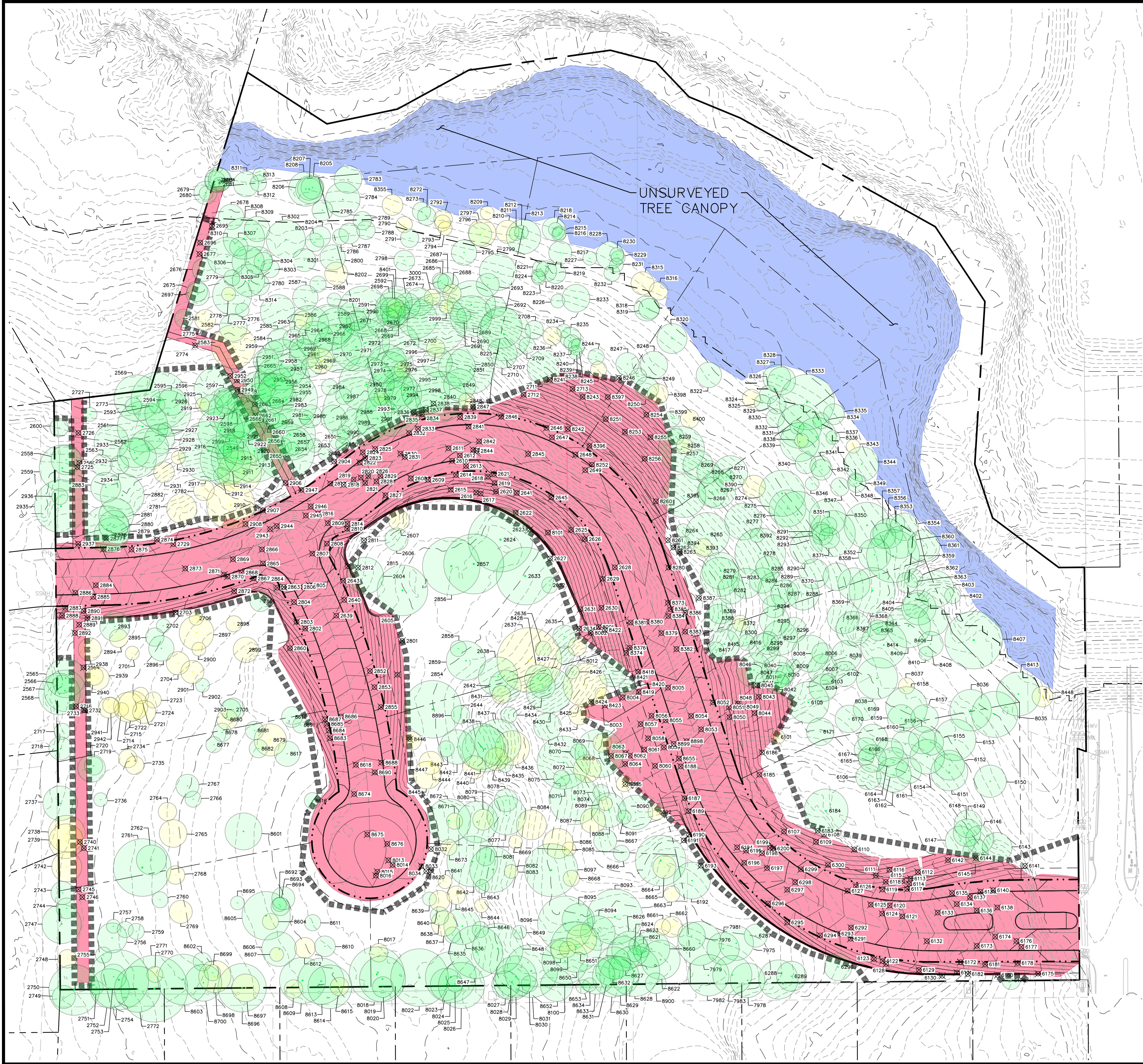
Engineer: CLAYTON T. REDINGER
P.E. No. 97487 Date: 3/26/2023

Drawn By: DSM
Reviewed By: CTR
Project: 1013-01

SHEET
1







LEGEND

- PROTECTED TREE TO REMAIN
- NON PROTECTED TREE TO REMAIN
- ⊗ TREE TO BE REMOVED
- UNSURVEYED CANOPY AREA PER AERIAL PHOTOGRAPHY
- AREA TO BE DISTURBED
- ▬▬▬▬ TREE PROTECTION FENCE

Tree Preservation Summary (excludes building envelopes)			
Total Tree Canopy	%	ft ²	Acres
Required Preservation of Tree Canopy	50%	296,548	6.808
Provided Credit for Preservation of Tree Canopy	72%	428,432	9.835
Surplus Preservation of Tree Canopy		131,884	3.028

Site Canopy Summary			
Project/Lot(s) Area	%	ft ²	Acres
Building Envelope Area (primary structures only)		0	0
Required Site Canopy (excludes building envelope)	50%	302,713	0
Provided Credit for Tree Preservation		428,432	0
Additional Tree Planting Required (site canopy ONLY)		0	0

UNSURVEYED CANOPY AREA: 83,505 SF (1.917 AC)

Tree Species Summary											
Common name or species	Tree (CQ)	Tree to Preserve	Tree to Remove	DIB Inches	DIB Inches to Preserve	DIB Inches to Remove	Tree Canopy (CQ)	Canopy to Preserve (ft ²)	Canopy to Remove (ft ²)	Heritage Tree (CQ)	Mitigation (ft ²)
AMERICAN ELM	78	58	20	737	533	204	25,541	17,478	7,663	0	0
CAVEY PEAR	4	4	0	27	27	0	575	275	0	0	0
CEDAR ELM	4	3	1	44	31	13	1,596	1,065	531	0	0
EASTERN RED CEDAR	21	11	8	321	205	116	15,799	10,452	5,347	0	0
LIVE OAK	1	0	1	9	0	9	254	0	254	0	0
LONGLEAF PINE	149	124	25	2,898	1,982	416	137,749	133,534	24,215	0	6,640
PLUM	2	2	0	12	12	0	226	226	0	0	0
POST OAK	547	356	191	7,034	4,415	2,599	328,213	203,597	124,616	0	387
UNSURVEYED TREES	1	1	0	469	169	0	83,505	83,505	0	0	0
Total	807	561	246	10,725	7,368	3,357	593,096	428,432	164,664	396	549,385

All calculations include 40% discount for trees less than 10 inches DBH, and for trees less than 10 feet high.
Tree Preservation Summary additionally excludes trees in the building envelope.
Tree Species Summary does not include trees in the building envelope.

OWNER:
UNIQUE FORTUNE, LLC
400 CARROLL AVENUE
SOUTHLAKE, TEXAS 76092
PHONE: (817) 366-8666
CONTACT: MARK GOODWIN

DEVELOPER:
WILLOWTREE DEVELOPMENT, LLC
680 N. CARROLL AVENUE, SUITE 100
SOUTHLAKE, TEXAS 76092
PHONE: (817) 617-9105
CONTACT: TRAVIS FRANKS

SCALED AT 24"x36" PAGE SIZE

REDINGER GROUP, LLC



URBAN FORESTRY PLAN
THE BLUFFS AT COLLEYVILLE
14 ACRE PUD-R
COLLEYVILLE, TEXAS

BENCHMARKS:

COLLEYVILLE BM-29
2" BRASS DISC IN CL
INLET IN N. ROW OF
TWELVE OAKS 128' W
OF CL OF BROADOAK ST.
55' S OF CL OF
LONGWOOD ST & 41' SE
OF A FIRE HYDRANT
ELEV = 583.70'

COLLEYVILLE BM-92
2" BRASS DISC IN N
END OF INLET 16.4' W
OF CL OF BROADOAK ST.
55' S OF CL OF
LONGWOOD ST & 41' SE
OF A FIRE HYDRANT
ELEV = 577.13'

PRELIMINARY
FOR REVIEW ONLY
Not for Construction or Permit Purposes

Engineer
CLAYTON T. REDINGER
P.E. No. 97487 Date: 3/29/2023

Drawn By: DSM

Reviewed By: CTR

Project: 1013-01

SHEET

1

REDINGER GROUP PROJECT No. 1013-01 - URBAN FORESTRY PLAN FOR THE BLUFFS AT COLLEYVILLE - COLLEYVILLE, TEXAS

NO.

REVISION

BY

DATE

Tree #	Common name or species	*DBH (in)	Canopy Area (ft²)	Preservation Status	Heritage Tree	Exclusions Exempt	Tree Mitigation	Penalty / Violation	Comments
2549	LOBLOLLY PINE	23	1,662	PRES					
2558	POST OAK	13	531	PRES					
2559	POST OAK	20	1,257	PRES	HERITAGE				
2560	POST OAK	6	113	REM					
2561	POST OAK	22	1,521	PRES	HERITAGE				
2562	POST OAK	15	707	PRES	HERITAGE				
2563	POST OAK	9	254	PRES					
2564	POST OAK	17	908	REM	HERITAGE		MITIGATE		
2565	POST OAK	17	908	PRES	HERITAGE				
2566	LOBLOLLY PINE	8	201	PRES					
2567	LOBLOLLY PINE	18	1,018	PRES					
2568	LOBLOLLY PINE	18	1,018	PRES					
2569	POST OAK	20	1,257	PRES	HERITAGE				
2581	POST OAK	8	201	PRES					
2582	POST OAK	12	452	PRES					
2583	EASTERN REDCEDAR	19	1,134	PRES					
2584	LOBLOLLY PINE	8	201	PRES					
2585	AMERICAN ELM	10	314	PRES					
2586	POST OAK	15	707	PRES	HERITAGE				
2587	POST OAK	11	804	PRES					
2588	LOBLOLLY PINE	7	154	PRES					
2589	LOBLOLLY PINE	13	531	PRES					
2590	LOBLOLLY PINE	22	1,521	PRES					
2591	POST OAK	11	380	PRES					
2592	POST OAK	11	380	PRES					
2593	POST OAK	7	154	PRES					
2594	POST OAK	25	1,963	PRES	HERITAGE		MITIGATE		
2595	POST OAK	20	1,257	PRES	HERITAGE				
2596	LOBLOLLY PINE	22	1,521	PRES					
2597	LOBLOLLY PINE	8	201	PRES					
2598	LOBLOLLY PINE	7	154	PRES					
2599	LOBLOLLY PINE	22	1,521	PRES					
2600	POST OAK	8	201	PRES					
2604	POST OAK	16	804	PRES	HERITAGE				
2605	POST OAK	22	1,521	PRES	HERITAGE				
2606	AMERICAN ELM	10	314	PRES					
2607	EASTERN REDCEDAR	9	254	PRES		NON-P			
2608	POST OAK	19	1,134	REM	HERITAGE		MITIGATE		
2609	EASTERN REDCEDAR	9	254	REM		NON-P			
2610	POST OAK	17	908	REM	HERITAGE		MITIGATE		
2611	POST OAK	19	1,134	REM	HERITAGE		MITIGATE		
2612	AMERICAN ELM	6	113	REM					
2613	POST OAK	14	616	REM					
2614	POST OAK	17	908	REM	HERITAGE		MITIGATE		
2615	AMERICAN ELM	16	804	REM					
2616	EASTERN REDCEDAR	7	154	REM		NON-P			
2617	EASTERN REDCEDAR	6	113	REM		NON-P			
2618	POST OAK	21	1,385	REM	HERITAGE		MITIGATE		
2619	POST OAK	16	804	REM	HERITAGE		MITIGATE		
2620	EASTERN REDCEDAR	8	201	REM		NON-P			
2621	AMERICAN ELM	6	113	REM					
2622	POST OAK	28	2,463	REM	HERITAGE		MITIGATE		
2623	POST OAK	6	113	REM					
2624	POST OAK	28	2,463	PRES	HERITAGE		MITIGATE		
2625	POST OAK	24	1,810	REM	HERITAGE		MITIGATE		
2626	AMERICAN ELM	6	113	REM					
2627	POST OAK	25	1,963	REM	HERITAGE		MITIGATE		
2628	POST OAK	27	2,290	REM	HERITAGE		MITIGATE		
2629	POST OAK	21	1,385	REM	HERITAGE		MITIGATE		
2630	HACKBERRY	7	154	REM		NON-P			
2631	HACKBERRY	12	452	REM		NON-P			
2632	GALLERY PEAR	7	154	PRES					
2633	POST OAK	25	1,963	PRES	HERITAGE		MITIGATE		
2634	HACKBERRY	7	154	REM		NON-P			
2635	POST OAK	10	314	PRES					
2636	POST OAK	7	154	PRES					
2637	HACKBERRY	28	2,463	PRES		NON-P			
2638	POST OAK	17	908	PRES	HERITAGE				
2639	HACKBERRY	18	1,018	REM		NON-P			
2640	HACKBERRY	9	254	REM		NON-P			
2641	POST OAK	22	1,521	REM	HERITAGE		MITIGATE		
2642	AMERICAN ELM	14	616	PRES					
2643	POST OAK	13	531	REM					
2644	POST OAK	25	1,963	PRES	HERITAGE				
2645	POST OAK	6	113	REM					
2646	EASTERN REDCEDAR	13	531	REM					
2647	POST OAK	16	804	REM	HERITAGE		MITIGATE		
2648	POST OAK	25	1,963	REM	HERITAGE		MITIGATE		
2649	POST OAK	18	1,018	REM	HERITAGE		MITIGATE		
2650	POST OAK	6	113	PRES					
2651	POST OAK	9	254	PRES					
2652	POST OAK	6	113	PRES					
2653	POST OAK	6	113	PRES					
2654	LOBLOLLY PINE	6	113	PRES					
2655	LOBLOLLY PINE	25	1,963	PRES	HERITAGE		MITIGATE		
2656	POST OAK	7	154	PRES					
2657	LOBLOLLY PINE	11	380	PRES					
2658	LOBLOLLY PINE	22	1,521	PRES					
2659	LOBLOLLY PINE	8	201	PRES					
2660	POST OAK	7	154	PRES					
2661	LOBLOLLY PINE	15	707	REM					
2662	LOBLOLLY PINE	8	201	REM					
2663	LOBLOLLY PINE	25	1,963	REM	HERITAGE				
2664	LOBLOLLY PINE	24	1,810	PRES					
2665	LOBLOLLY PINE	10	314	PRES					
2666	LOBLOLLY PINE	8	201	PRES					
2668	POST OAK	10	314	PRES					
2669	POST OAK	10	314	PRES					
2670	POST OAK	14	616	PRES					
2671	LOBLOLLY PINE	9	254	PRES					
2672	POST OAK	16	804	PRES	HERITAGE				
2673	POST OAK	11	380	PRES					
2674	POST OAK	12	452	PRES					
2675	AMERICAN ELM	9	254	PRES					
2676	LOBLOLLY PINE	10	314	PRES					
2677	AMERICAN ELM	7	154	REM					
2678	LOBLOLLY PINE	11	380	PRES					
2679	POST OAK	10	314	PRES					
2680	POST OAK	6	113	PRES					
2681	POST OAK	6	113	PRES					
2682	POST OAK	9	254	PRES					
2683	POST OAK	11	380	PRES					
2684	POST OAK	10	314	PRES					
2685	POST OAK	7	154	PRES					
2686	POST OAK	8	201	PRES					
2687	POST OAK	9	254	PRES					
2688	EASTERN REDCEDAR	8	201	PRES		NON-P			
2689	POST OAK	21	1,385	PRES	HERITAGE				
2690	POST OAK	18	1,018	PRES	HERITAGE				
2691	AMERICAN ELM	6	113	PRES					
2692	AMERICAN ELM	9	254	PRES					
2693	POST OAK	10	314	PRES					
2695	EASTERN REDCEDAR	16	804	REM					

Tree #	Common name or species	*DBH (in)	Canopy Area (ft ²)	Preservation Status	Heritage Tree	Exclusions Exempt	Tree Mitigation	Penalty / Violation	Comments
2696	EASTERN REDCEDAR	8	201	REM		NON-P			
2697	AMERICAN ELM	10	314	PRES					
2698	POST OAK	15	707	PRES	HERITAGE				
2699	EASTERN REDCEDAR	8	201	PRES		NON-P			
2700	POST OAK	17	908	PRES	HERITAGE				
2701	HACKBERRY	6	113	PRES		NON-P			
2702	PLUM	6	113	PRES					
2703	OSAGE ORANGE	8	201	REM		NON-P			
2704	EASTERN REDCEDAR	10	314	PRES		NON-P			
2705	POST OAK	10	314	PRES					
2706	HACKBERRY	6	113	PRES		NON-P			
2707	POST OAK	23	1,662	PRES	HERITAGE				
2708	POST OAK	8	201	PRES					
2709	POST OAK	7	154	PRES					
2710	POST OAK	13	531	PRES					
2711	POST OAK	15	707	PRES	HERITAGE				
2712	POST OAK	7	154	REM					
2713	POST OAK	19	1,134	REM	HERITAGE		MITIGATE		
2714	OSAGE ORANGE	6	113	PRES		NON-P			
2715	OSAGE ORANGE	13	531	PRES		NON-P			
2716	OSAGE ORANGE	6	113	REM		NON-P			
2717	POST OAK	7	154	PRES					
2718	POST OAK	10	314	PRES					
2719	POST OAK	8	201	PRES					
2720	POST OAK	12	452	PRES					
2721	EASTERN REDCEDAR	7	154	PRES		NON-P			
2722	OSAGE ORANGE	13	531	PRES		NON-P			
2723	EASTERN REDCEDAR	7	154	PRES		NON-P			
2724	OSAGE ORANGE	10	314	PRES		NON-P			
2725	POST OAK	8	201	REM					
2726	POST OAK	20	1,257	REM	HERITAGE		MITIGATE		
2727	POST OAK	6	113	PRES					
2729	POST OAK	7	154	REM					
2732	OSAGE ORANGE	6	113	REM		NON-P			
2733	OSAGE ORANGE	6	113	REM		NON-P			
2734	EASTERN REDCEDAR	8	201	PRES		NON-P			
2735	EASTERN REDCEDAR	8	201	PRES		NON-P			
2736	POST OAK	6	113	PRES					
2737	POST OAK	15	707	PRES					
2738	EASTERN REDCEDAR	16	804	PRES					
2739	EASTERN REDCEDAR	15	707	PRES					
2740	POST OAK	6	113	REM	HERITAGE				
2741	POST OAK	8	201	REM					
2742	EASTERN REDCEDAR	13	531	PRES					
2743	POST OAK	10	314	PRES					
2744	POST OAK	9	254	PRES					
2745	POST OAK	7	154	REM					
2746	HACKBERRY	6	113	REM		NON-P			
2747	AMERICAN ELM	17	908	PRES					
2748	HACKBERRY	8	201	PRES		NON-P			
2749	AMERICAN ELM	10	314	PRES					
2750	AMERICAN ELM	22	1,521	PRES					
2751	POST OAK	6	113	PRES					
2752	POST OAK	17	908	PRES	HERITAGE				
2753	LOBLOLLY PINE	11	380	PRES					
2754	LOBLOLLY PINE	26	2,124	PRES	HERITAGE				
2755	POST OAK	7	154	PRES					
2756	POST OAK	13	531	PRES					
2757	POST OAK	6	113	PRES					
2758	POST OAK	7	154	PRES					
2759	POST OAK	7	154	PRES					
2760	POST OAK	7	154	PRES					
2761	POST OAK	25	1,963	PRES	HERITAGE				
2762	POST OAK	13	531	PRES					
2764	HACKBERRY	8	201	PRES		NON-P			
2765	HACKBERRY	12	462	PRES		NON-P			
2766	POST OAK	7	154	PRES					
2767	POST OAK	10	314	PRES					
2768	HACKBERRY	8	201	PRES		NON-P			
2769	HACKBERRY	10	314	PRES		NON-P			
2770	EASTERN REDCEDAR	7	154	PRES		NON-P			
2771	LOBLOLLY PINE	29	2,642	PRES	HERITAGE				
2772	LOBLOLLY PINE	20	1,257	PRES					
2773	AMERICAN ELM	7	154	PRES					
2774	LOBLOLLY PINE	6	113	REM					
2775	EASTERN REDCEDAR	9	254	PRES		NON-P			
2776	POST OAK	6	113	PRES					
2777	AMERICAN ELM	17	908	PRES					
2778	EASTERN REDCEDAR	6	113	PRES		NON-P			
2779	AMERICAN ELM	7	154	PRES					
2780	AMERICAN ELM	14	616	PRES					
2781	OSAGE ORANGE	13	531	PRES		NON-P			
2782	OSAGE ORANGE	9	254	PRES		NON-P			
2783	POST OAK	12	452	PRES					
2784	POST OAK	15	707	PRES	HERITAGE				
2785	POST OAK	9	254	PRES					
2786	LOBLOLLY PINE	7	154	PRES					
2787	LOBLOLLY PINE	9	254	PRES					
2788	AMERICAN ELM	8	201	PRES					
2789	LOBLOLLY PINE	8	201	PRES					
2790	EASTERN REDCEDAR	7	154	PRES		NON-P			
2791	POST OAK	8	201	PRES					
2792	EASTERN REDCEDAR	8	201	PRES		NON-P			
2793	EASTERN REDCEDAR	7	154	PRES		NON-P			
2794	EASTERN REDCEDAR	6	113	PRES		NON-P			
2795	POST OAK	11	380	PRES					
2796	AMERICAN ELM	10	314	PRES					
2797	EASTERN REDCEDAR	12	452	PRES		NON-P			
2798	POST OAK	9	254	PRES					
2799	POST OAK	16	804	PRES	HERITAGE				
2800	POST OAK	11	380	PRES					
2801	EASTERN REDCEDAR	12	452	REM		NON-P			
2802	EASTERN REDCEDAR	11	380	REM		NON-P			
2803	POST OAK	8	201	REM					
2804	HACKBERRY	6	113	REM		NON-P			
2805	POST OAK	8	201	REM					
2806	POST OAK	6	113	REM					
2807	POST OAK	8	201	REM					
2808	POST OAK	8	201	REM					
2809	HACKBERRY	10	314	REM		NON-P			
2810	POST OAK	17	908	REM	HERITAGE		MITIGATE		
2811	HACKBERRY	12	452	REM		NON-P			
2812	POST OAK	19	1,134	REM	HERITAGE				
2814	EASTERN REDCEDAR	6	113	REM		NON-P			
2815	EASTERN REDCEDAR	17	908	REM					
2816	POST OAK	6	113	REM					
2817	POST OAK	8	201	REM					
2818	LOBLOLLY PINE	24	1,810	REM					
2819	LOBLOLLY PINE	19	1,134	REM					
2820	LOBLOLLY PINE	12	452	REM					
2821	LOBLOLLY PINE	16	804	REM					
2822	LOBLOLLY PINE	17	908	REM					
2823	LOBLOLLY PINE	12	452	REM					

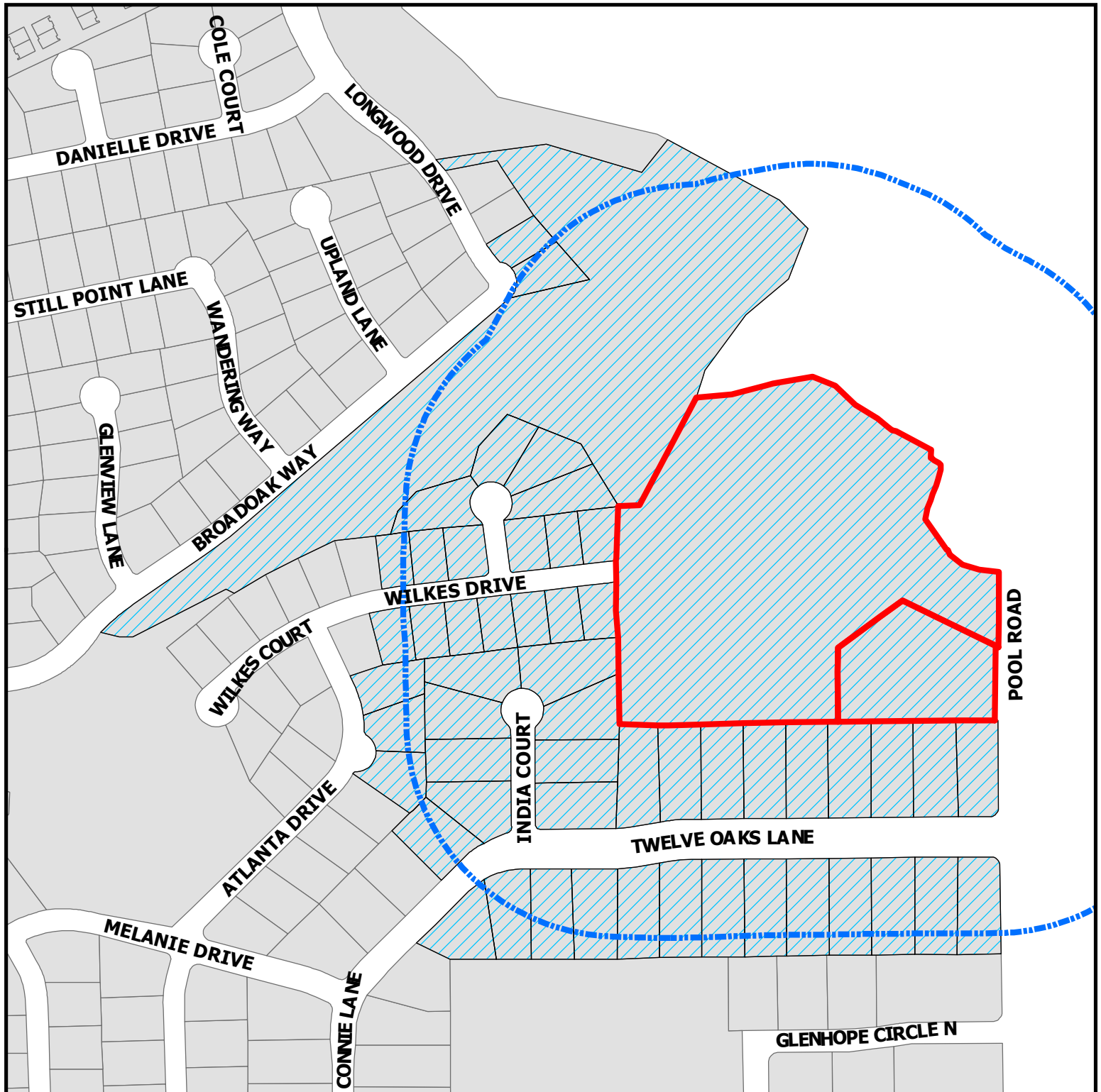
Tree #	Common name or species	*DBH (in)	Canopy Area (ft²)	Preservation Status	Heritage Tree	Exclusions Exempt	Tree Mitigation	Penalty / Violation	Comments
2950	EASTERN REDCEDAR	7	154	REM		NON-P			
2951	LOBLOLLY PINE	14	616	PRES					
2952	POST OAK	19	1,134	REM	HERITAGE				
2953	POST OAK	6	113	PRES					
2954	LOBLOLLY PINE	18	1,018	PRES					
2955	LOBLOLLY PINE	15	707	PRES					
2956	LOBLOLLY PINE	24	1,810	PRES					
2957	POST OAK	7	154	PRES					
2958	LOBLOLLY PINE	22	1,521	PRES					
2959	POST OAK	11	380	PRES					
2960	POST OAK	9	254	PRES					
2961	LOBLOLLY PINE	13	531	PRES					
2962	LOBLOLLY PINE	10	314	PRES					
2963	LOBLOLLY PINE	9	254	PRES					
2964	POST OAK	17	908	PRES	HERITAGE		MITIGATE		
2965	EASTERN REDCEDAR	8	201	PRES		NON-P			
2966	LOBLOLLY PINE	20	1,257	PRES					
2967	LOBLOLLY PINE	16	804	PRES					
2968	LOBLOLLY PINE	16	804	PRES					
2969	EASTERN REDCEDAR	11	380	PRES		NON-P			
2970	LOBLOLLY PINE	21	1,385	PRES					
2971	LOBLOLLY PINE	21	1,385	PRES					
2972	LOBLOLLY PINE	21	1,385	PRES					
2973	LOBLOLLY PINE	17	908	PRES					
2974	LOBLOLLY PINE	16	804	PRES					
2975	LOBLOLLY PINE	14	616	PRES					
2976	EASTERN REDCEDAR	7	154	PRES		NON-P			
2977	LOBLOLLY PINE	15	707	PRES					
2978	LOBLOLLY PINE	20	1,257	PRES					
2979	EASTERN REDCEDAR	6	113	PRES		NON-P			
2980	LOBLOLLY PINE	24	1,810	PRES					
2981	PUM	6	113	PRES					
2982	LOBLOLLY PINE	27	2,290	PRES	HERITAGE		MITIGATE		
2983	LOBLOLLY PINE	7	154	PRES					
2984	AMERICAN ELM	7	154	PRES					
2985	POST OAK	10	314	PRES					
2986	POST OAK	11	380	PRES					
2987	AMERICAN ELM	7	154	PRES					
2988	LOBLOLLY PINE	30	2,827	PRES	HERITAGE		MITIGATE		
2989	LOBLOLLY PINE	12	452	PRES					
2990	POST OAK	6	113	PRES					
2991	LOBLOLLY PINE	19	1,134	PRES					
2993	LOBLOLLY PINE	24	1,810	PRES					
2994	LOBLOLLY PINE	16	804	PRES					
2995	POST OAK	13	531	PRES					
2996	EASTERN REDCEDAR	8	201	PRES		NON-P			
2997	POST OAK	26	2,124	PRES	HERITAGE				
2998	POST OAK	21	1,385	PRES	HERITAGE		MITIGATE		
2999	EASTERN REDCEDAR	6	113	PRES		NON-P			
3000	EASTERN REDCEDAR	7	154	PRES		NON-P			
6101	HACKBERRY	6	113	PRES		NON-P			
6102	POST OAK	11	380	PRES					
6103	CEDAR ELM	7	154	PRES					
6104	POST OAK	12	452	PRES					
6105	POST OAK	18	1,018	PRES	HERITAGE		MITIGATE		
6106	POST OAK	11	380	PRES					
6107	POST OAK	14	616	REM					
6108	POST OAK	16	804	REM	HERITAGE		MITIGATE		
6109	POST OAK	9	254	REM					
6110	POST OAK	18	1,018	REM	HERITAGE		MITIGATE		
6111	POST OAK	8	201	REM					
6112	POST OAK	16	804	REM	HERITAGE		MITIGATE		
6113	POST OAK	8	201	REM					
6114	POST OAK	8	201	REM					
6115	POST OAK	14	616	REM					
6116	POST OAK	13	531	REM					
6117	POST OAK	15	707	REM	HERITAGE		MITIGATE		
6118	POST OAK	12	452	REM					
6119	POST OAK	9	254	REM					
6120	POST OAK	11	380	REM					
6121	POST OAK	11	380	REM					
6122	POST OAK	21	1,385	REM	HERITAGE		MITIGATE		
6123	POST OAK	12	452	REM					
6124	POST OAK	13	531	REM					
6125	POST OAK	9	254	REM					
6126	POST OAK	12	452	REM					
6127	POST OAK	13	531	REM					
6128	POST OAK	13	531	REM					
6129	EASTERN REDCEDAR	13	531	REM					
6130	POST OAK	10	314	REM					
6131	POST OAK	11	380	REM					
6132	POST OAK	15	707	REM	HERITAGE		MITIGATE		
6133	POST OAK	15	707	REM	HERITAGE		MITIGATE		
6134	POST OAK	18	1,018	REM	HERITAGE		MITIGATE		
6135	POST OAK	10	314	REM					
6136	POST OAK	11	380	REM					
6137	POST OAK	10	314	REM					
6138	POST OAK	15	707	REM	HERITAGE		MITIGATE		
6139	POST OAK	12	452	REM					
6140	POST OAK	14	616	REM					
6141	CEDAR ELM	13	531	REM					
6142	POST OAK	15	707	REM	HERITAGE		MITIGATE		
6143	POST OAK	13	531	PRES					
6144	POST OAK	12	452	REM					
6145	POST OAK	11	380	PRES					
6146	POST OAK	12	452	PRES					
6147	POST OAK	13	531	PRES					
6148	POST OAK	12	452	PRES					
6149	POST OAK	12	452	PRES					
6150	POST OAK	14	616	PRES					
6151	POST OAK	16	804	PRES	HERITAGE				
6152	CEDAR ELM	13	531	PRES					
6153	POST OAK	18	1,018	PRES	HERITAGE				
6154	POST OAK	15	707	PRES	HERITAGE				
6155	CEDAR ELM	11	380	PRES					
6156	POST OAK	12	452	PRES					
6157	POST OAK	12	452	PRES					
6158	POST OAK	18	1,018	PRES	HERITAGE				
6159	POST OAK	12	452	PRES					
6160	POST OAK	12	452	PRES					
6161	POST OAK	11	380	PRES					
6162	POST OAK	15	707	PRES	HERITAGE				
6163	POST OAK	13	531	PRES					
6164	POST OAK	12	452	PRES					
6165	POST OAK	12	452	PRES					
6166	POST OAK	10	314	PRES					
6167	POST OAK	7	154	PRES					
6168	POST OAK	13	531	PRES					
6169	AMERICAN ELM	10	314	PRES					
6170	POST OAK	12	452	PRES					
6171	POST OAK	12	452	PRES					
6172	POST OAK	12	452	REM					
6173	POST OAK	14	616	REM					

Tree #	Common name or species	*DBH (in)	Canopy Area (ft²)	Preservation Status	Heritage Tree	Exclusions Exempt	Tree Mitigation	Penalty / Violation	Comments
6174	POST OAK	14	616	REM					
6175	POST OAK	8	201	REM					
6176	POST OAK	16	804	REM	HERITAGE		MITIGATE		
6177	POST OAK	15	707	REM	HERITAGE		MITIGATE		
6178	POST OAK	17	908	REM	HERITAGE		MITIGATE		
6179	LOBLOLLY PINE	8	201	PRES					
6180	POST OAK	10	314	REM					
6181	POST OAK	11	380	REM					
6182	POST OAK	16	804	REM	HERITAGE		MITIGATE		
6183	POST OAK	9	254	REM					
6184	POST OAK	19	1,134	PRES	HERITAGE		MITIGATE		
6185	POST OAK	18	1,018	REM	HERITAGE		MITIGATE		
6186	HACKBERRY	7	154	REM		NON-P			
6187	POST OAK	11	380	REM					
6188	POST OAK	18	1,018	REM	HERITAGE		MITIGATE		
6189	POST OAK	14	616	REM					
6190	POST OAK	10	314	REM					
6191	POST OAK	14	616	REM					
6192	POST OAK	16	804	PRES	HERITAGE				
6193	POST OAK	15	707	REM	HERITAGE				
6194	POST OAK	11	380	REM					
6195	POST OAK	10	314	REM					
6196	LIVE OAK	9	254	REM					
6197	POST OAK	12	452	REM					
6198	POST OAK	13	531	REM					
6199	POST OAK	13	531	REM					
6200	POST OAK	9	254	REM					
6287	POST OAK	10	314	PRES					
6288	POST OAK	17	908	PRES	HERITAGE		MITIGATE		
6289	POST OAK	13	531	PRES					
6290	POST OAK	12	452	PRES					
6291	POST OAK	14	616	REM					
6292	POST OAK	15	707	REM	HERITAGE		MITIGATE		
6293	POST OAK	8	201	REM					
6294	POST OAK	18	1,018	REM	HERITAGE		MITIGATE		
6295	POST OAK	14	616	REM					
6296	POST OAK	19	1,134	REM	HERITAGE		MITIGATE		
6297	POST OAK	13	531	REM					
6298	POST OAK	15	707	REM	HERITAGE		MITIGATE		
6299	POST OAK	8	201	REM					
6300	POST OAK	10	314	REM					
7975	POST OAK	15	707	PRES	HERITAGE				
7976	POST OAK	12	452	PRES					
7978	POST OAK	15	707	PRES					
7979	POST OAK	19	1,134	PRES	HERITAGE				
7981	POST OAK	14	616	PRES					
7982	POST OAK	18	1,018	PRES	HERITAGE				
7983	POST OAK	17	908	PRES	HERITAGE				
8001	POST OAK	17	908	REM	HERITAGE				
8002	POST OAK	16	804	REM	HERITAGE				
8003	HACKBERRY	6	113	PRES		NON-P			
8004	HACKBERRY	9	254	REM		NON-P			
8005	POST OAK	16	804	REM	HERITAGE		MITIGATE		
8006	AMERICAN ELM	9	254	PRES					
8007	POST OAK	13	531	PRES					
8008	POST OAK	16	804	PRES	HERITAGE		MITIGATE		
8009	AMERICAN ELM	6	113	PRES					
8010	AMERICAN ELM	8	201	PRES					
8011	POST OAK	11	380	PRES					
8012	HACKBERRY	8	201	PRES		NON-P			
8013	EASTERN REDCEDAR	10	314	REM		NON-P			
8014	POST OAK	20	1,257	REM	HERITAGE				
8015	EASTERN REDCEDAR	11	380	REM		NON-P			
8016	POST OAK	24	1,810	REM	HERITAGE				
8017	EASTERN REDCEDAR	8	201	PRES		NON-P			
8018	LOBLOLLY PINE	24	1,810	PRES					
8019	LOBLOLLY PINE	20	1,257	PRES					
8020	POST OAK	9	254	PRES					
8022	LOBLOLLY PINE	25	1,963	PRES	HERITAGE		MITIGATE		
8023	LOBLOLLY PINE	14	616	PRES					
8024	LOBLOLLY PINE	22	1,521	PRES					
8025	LOBLOLLY PINE	7	154	PRES					
8026	POST OAK	20	1,257	PRES	HERITAGE				
8027	AMERICAN ELM	12	452	PRES					
8028	LOBLOLLY PINE	16	804	PRES					
8029	LOBLOLLY PINE	18	1,018	PRES					
8030	POST OAK	7	154	PRES					
8031	LOBLOLLY PINE	23	1,662	PRES					
8032	POST OAK	7	154	REM					
8033	EASTERN REDCEDAR	9	254	REM		NON-P			
8034	EASTERN REDCEDAR	8	201	REM		NON-P			
8035	POST OAK	20	1,257	PRES	HERITAGE				
8036	POST OAK	18	1,018	PRES	HERITAGE				
8037	HACKBERRY	7	154	PRES		NON-P			
8038	POST OAK	18	1,018	PRES	HERITAGE				
8039	POST OAK	13	531	PRES					
8040	POST OAK	14	616	PRES					
8041	POST OAK	10	314	PRES					
8042	POST OAK	8	201	PRES					
8043	POST OAK	11	380	PRES					
8044	POST OAK	15	707	REM	HERITAGE		MITIGATE		
8045	POST OAK	8	201	REM					
8046	POST OAK	15	707	PRES	HERITAGE		MITIGATE		
8047	POST OAK	9	254	PRES					
8048	POST OAK	11	380	REM					
8049	POST OAK	8	201	REM					
8050	POST OAK	13	531	REM					
8051	POST OAK	9	254	REM					
8052	POST OAK	17	908	REM					
8053	POST OAK	14	616	REM					
8054	POST OAK	16	804	REM	HERITAGE		MITIGATE		
8055	POST OAK	14	616	REM					
8056	POST OAK	14	616	REM					
8057	POST OAK	14	616	REM					
8058	POST OAK	8	201	REM					
8059	POST OAK	17	908	REM	HERITAGE		MITIGATE		
8060	POST OAK	15	707	REM	HERITAGE		MITIGATE		
8061	EASTERN REDCEDAR	7	154	REM		NON-P			
8062	POST OAK	15	707	REM	HERITAGE		MITIGATE		
8063	HACKBERRY	6	113	REM		NON-P			
8064	POST OAK	6	113	REM					
8065	POST OAK	20	1,257	REM	HERITAGE		MITIGATE		
8066	EASTERN REDCEDAR	7	154	PRES		NON-P			
8067	EASTERN REDCEDAR	8	201	REM		NON-P			
8068	POST OAK	21	1,385	PRES	HERITAGE		MITIGATE		
8069	HACKBERRY	8	201	PRES		NON-P			
8070	POST OAK	7	154	PRES					
8071	LOBLOLLY PINE	23	1,662	PRES					
8072	EASTERN REDCEDAR	12	452	PRES		NON-P			
8073	POST OAK	7	154	PRES					
8074	LOBLOLLY PINE	22	1,521	PRES					
8075	POST OAK	7	154	PRES					

Tree #	Common name or species	*DBH (in)	Canopy Area (ft²)	Preservation Status	Heritage Tree	Exclusions Exempt	Tree Mitigation	Penalty / Violation	Comments
8301	POST OAK	10	314	PRES					
8302	POST OAK	17	908	PRES	HERITAGE				
8303	LOBLOLLY PINE	8	201	PRES					
8304	LOBLOLLY PINE	8	201	PRES					
8305	LOBLOLLY PINE	12	452	PRES					
8306	LOBLOLLY PINE	14	616	PRES					
8307	AMERICAN ELM	8	201	PRES					
8308	LOBLOLLY PINE	18	1,018	PRES					
8309	LOBLOLLY PINE	11	380	PRES					
8310	LOBLOLLY PINE	17	908	PRES					
8311	AMERICAN ELM	11	380	PRES					
8312	AMERICAN ELM	7	154	PRES					
8313	AMERICAN ELM	6	113	PRES					
8314	LOBLOLLY PINE	9	254	PRES					
8315	EASTERN REDCEDAR	10	314	PRES		NON-P			
8316	EASTERN REDCEDAR	8	201	PRES		NON-P			
8318	POST OAK	11	380	PRES					
8319	POST OAK	9	254	PRES					
8320	POST OAK	13	531	PRES					
8322	POST OAK	11	380	PRES					
8324	EASTERN REDCEDAR	8	201	PRES		NON-P			
8325	POST OAK	7	154	PRES					
8326	POST OAK	8	201	PRES					
8327	POST OAK	12	452	PRES					
8328	POST OAK	12	452	PRES					
8329	POST OAK	8	201	PRES					
8330	POST OAK	8	201	PRES					
8331	POST OAK	6	113	PRES					
8332	POST OAK	19	1,134	PRES	HERITAGE				
8333	POST OAK	24	1,810	PRES	HERITAGE				
8334	POST OAK	7	154	PRES					
8335	POST OAK	9	254	PRES					
8336	AMERICAN ELM	6	113	PRES					
8337	POST OAK	17	908	PRES	HERITAGE				
8338	EASTERN REDCEDAR	6	113	PRES		NON-P			
8339	POST OAK	17	908	PRES	HERITAGE				
8340	POST OAK	9	254	PRES					
8341	POST OAK	9	254	PRES					
8342	POST OAK	9	254	PRES					
8343	HACKBERRY	6	113	PRES		NON-P			
8344	POST OAK	15	707	PRES	HERITAGE				
8346	AMERICAN ELM	6	113	PRES					
8347	POST OAK	8	201	PRES					
8348	POST OAK	6	113	PRES					
8349	POST OAK	8	201	PRES					
8350	POST OAK	16	804	PRES	HERITAGE				
8351	POST OAK	7	154	PRES					
8352	POST OAK	20	1,257	PRES	HERITAGE				
8353	POST OAK	8	201	PRES					
8354	POST OAK	12	452	PRES					
8355	EASTERN REDCEDAR	9	254	PRES		NON-P			
8356	POST OAK	13	531	PRES					
8357	POST OAK	11	380	PRES					
8358	POST OAK	14	616	PRES					
8359	POST OAK	23	1,662	PRES	HERITAGE				
8360	POST OAK	14	616	PRES					
8361	POST OAK	14	616	PRES					
8362	AMERICAN ELM	8	201	PRES					
8363	AMERICAN ELM	9	254	PRES					
8364	POST OAK	10	314	PRES					
8365	POST OAK	9	254	PRES					
8366	POST OAK	14	616	PRES					
8367	POST OAK	15	707	PRES	HERITAGE		MITIGATE		
8368	POST OAK	20	1,257	PRES	HERITAGE				
8369	POST OAK	14	616	PRES					
8370	POST OAK	12	452	PRES					
8371	AMERICAN ELM	6	254	PRES					
8372	EASTERN REDCEDAR	7	154	PRES		NON-P			
8373	POST OAK	13	531	REM					
8374	EASTERN REDCEDAR	13	531	REM					
8376	POST OAK	15	707	REM	HERITAGE				
8379	POST OAK	11	380	REM					
8380	POST OAK	13	531	REM					
8381	POST OAK	17	908	REM	HERITAGE		MITIGATE		
8382	EASTERN REDCEDAR	10	314	REM		NON-P			
8383	POST OAK	16	804	REM	HERITAGE		MITIGATE		
8384	POST OAK	8	201	REM					
8385	POST OAK	10	314	REM					
8386	POST OAK	11	380	REM					
8387	POST OAK	14	616	REM					
8388	POST OAK	12	452	PRES					
8389	POST OAK	11	380	PRES					
8390	EASTERN REDCEDAR	10	314	PRES		NON-P			
8392	POST OAK	6	113	PRES					
8393	EASTERN REDCEDAR	8	201	PRES		NON-P			
8394	AMERICAN ELM	6	113	PRES					
8395	POST OAK	19	1,134	PRES	HERITAGE		MITIGATE		
8396	EASTERN REDCEDAR	6	113	REM		NON-P			
8397	POST OAK	6	113	REM					
8398	EASTERN REDCEDAR	9	254	PRES		NON-P			
8399	POST OAK	7	154	PRES					
8400	EASTERN REDCEDAR	8	201	PRES		NON-P			
8401	POST OAK	14	616	PRES					
8402	POST OAK	7	154	PRES					
8403	POST OAK	16	804	PRES	HERITAGE				
8404	POST OAK	11	380	PRES					
8405	POST OAK	15	707	PRES	HERITAGE				
8406	AMERICAN ELM	13	621	PRES					
8407	POST OAK	25	1,963	PRES	HERITAGE				
8408	POST OAK	11	380	PRES					
8409	POST OAK	19	1,134	PRES	HERITAGE				
8410	AMERICAN ELM	6	113	PRES					
8413	POST OAK	19	1,134	PRES	HERITAGE				
8414	POST OAK	20	1,257	PRES	HERITAGE		MITIGATE		
8415	POST OAK	13	531	PRES					
8416	POST OAK	7	154	PRES					
8417	POST OAK	7	154	PRES					
8418	POST OAK	15	707	REM	HERITAGE				
8419	AMERICAN ELM	9	254	REM					
8420	AMERICAN ELM	7	154	PRES					
8421	AMERICAN ELM	12	452	PRES					
8422	EASTERN REDCEDAR	11	380	REM		NON-P			
8423	EASTERN REDCEDAR	9	254	REM		NON-P			
8424	POST OAK	19	1,134	REM	HERITAGE				
8425	EASTERN REDCEDAR	19	1,134	PRES					
8426	POST OAK	6	113	PRES					
8427	POST OAK	8	201	PRES					
8428	POST OAK	12	452	PRES					
8429	POST OAK	11	380	PRES					
8430	POST OAK	20	1,257	PRES	HERITAGE				
8431	HACKBERRY	8	201	PRES		NON-P			
8432	POST OAK	12	452	PRES					
8433	EASTERN REDCEDAR	9	254	PRES		NON-P			

Tree #	Common name or species	*DBH (in)	Canopy Area (ft ²)	Preservation Status	Heritage Tree	Exclusions Exempt	Tree Mitigation	Penalty / Violation	Comments
8434	CALLERY PEAR	7	154	PRES					
8435	POST OAK	7	154	PRES					
8436	EASTERN REDCEDAR	15	707	PRES					
8437	POST OAK	20	1,257	PRES	HERITAGE				
8438	POST OAK	20	1,257	PRES	HERITAGE				
8439	EASTERN REDCEDAR	10	314	PRES		NON-P			
8440	EASTERN REDCEDAR	10	314	PRES		NON-P			
8441	POST OAK	20	1,257	PRES	HERITAGE				
8442	POST OAK	15	707	PRES	HERITAGE				
8443	POST OAK	7	154	PRES					
8444	EASTERN REDCEDAR	10	314	PRES		NON-P			
8445	EASTERN REDCEDAR	12	452	PRES		NON-P			
8446	POST OAK	22	1,521	REM	HERITAGE				
8447	HACKBERRY	8	201	PRES		NON-P			
8448	HACKBERRY	9	254	PRES		NON-P			
8601	POST OAK	16	804	PRES	HERITAGE				
8602	AMERICAN ELM	8	201	PRES					
8603	LOBLOLLY PINE	22	1,521	PRES					
8604	OSSAGE ORANGE	7	154	PRES		NON-P			
8605	POST OAK	21	1,385	PRES	HERITAGE				
8606	POST OAK	15	707	PRES	HERITAGE				
8607	HACKBERRY	6	113	PRES		NON-P			
8608	HACKBERRY	8	201	PRES		NON-P			
8609	LOBLOLLY PINE	20	1,257	PRES					
8610	POST OAK	9	254	PRES					
8611	POST OAK	7	154	PRES					
8612	EASTERN REDCEDAR	9	254	PRES		NON-P			
8613	LOBLOLLY PINE	20	1,257	PRES					
8614	LOBLOLLY PINE	19	1,134	PRES					
8615	HACKBERRY	8	201	PRES		NON-P			
8616	POST OAK	7	154	PRES					
8617	POST OAK	11	380	PRES					
8618	POST OAK	19	1,134	REM	HERITAGE				
8619	POST OAK	9	254	PRES					
8620	POST OAK	25	1,963	REM	HERITAGE				
8621	LOBLOLLY PINE	6	113	PRES					
8622	POST OAK	17	908	PRES	HERITAGE				
8623	LOBLOLLY PINE	8	201	PRES					
8624	LOBLOLLY PINE	6	113	PRES					
8626	LOBLOLLY PINE	16	804	PRES					
8627	LOBLOLLY PINE	15	707	PRES					
8628	POST OAK	22	1,521	PRES	HERITAGE				
8629	LOBLOLLY PINE	17	908	PRES					
8630	LOBLOLLY PINE	18	1,018	PRES					
8631	LOBLOLLY PINE	12	452	PRES					
8632	LOBLOLLY PINE	14	616	PRES					
8633	LOBLOLLY PINE	16	804	PRES					
8634	POST OAK	6	113	PRES					
8635	POST OAK	7	154	PRES					
8636	LOBLOLLY PINE	16	804	PRES					
8637	HERCULES CLUB	11	380	PRES		NON-P			
8638	POST OAK	8	201	PRES					
8639	POST OAK	6	113	PRES					
8640	EASTERN REDCEDAR	9	254	PRES		NON-P			
8641	EASTERN REDCEDAR	6	113	PRES		NON-P			
8642	POST OAK	22	1,521	PRES	HERITAGE				
8643	POST OAK	6	113	PRES					
8644	EASTERN REDCEDAR	6	113	PRES		NON-P			
8645	EASTERN REDCEDAR	8	201	PRES		NON-P			
8646	POST OAK	7	154	PRES					
8647	POST OAK	23	1,662	PRES	HERITAGE				
8648	LOBLOLLY PINE	22	1,521	PRES					
8649	POST OAK	6	113	PRES					
8650	POST OAK	22	1,521	PRES	HERITAGE				
8651	EASTERN REDCEDAR	13	531	PRES					
8652	POST OAK	14	616	PRES					
8653	POST OAK	6	113	PRES					
8655	AMERICAN ELM	6	113	REM					
8660	LOBLOLLY PINE	16	804	PRES					
8661	EASTERN REDCEDAR	7	154	PREFS		NON-P			
8662	EASTERN REDCEDAR	9	254	PRES		NON-P			
8663	HERCULES CLUB	7	154	PRES		NON-P			
8664	POST OAK	22	1,521	PRES	HERITAGE				
8665	EASTERN REDCEDAR	10	314	PRES		NON-P			
8666	CALLERY PEAR	7	154	PRES					
8667	AMERICAN ELM	10	314	PRES					
8668	EASTERN REDCEDAR	7	154	PRES		NON-P			
8669	OSSAGE ORANGE	6	113	PRES		NON-P			
8671	EASTERN REDCEDAR	7	154	PRES		NON-P			
8672	POST OAK	19	1,134	PRES	HERITAGE				
8673	EASTERN REDCEDAR	7	154	PRES		NON-P			
8674	POST OAK	16	804	REM	HERITAGE		MITIGATE		
8675	EASTERN REDCEDAR	10	314	REM		NON-P			
8676	EASTERN REDCEDAR	10	314	REM					
8677	POST OAK	7	154	PRES					
8678	POST OAK	8	201	PRES					
8679	EASTERN REDCEDAR	14	616	PRES					
8680	EASTERN REDCEDAR	9	254	PRES		NON-P			
8681	POST OAK	8	201	PRES					
8682	POST OAK	8	201	PRES					
8683	POST OAK	9	254	REM					
8684	POST OAK	7	154	REM					
8685	POST OAK	7	154	REM					
8686	POST OAK	8	201	REM					
8687	POST OAK	8	201	REM					
8688	EASTERN REDCEDAR	7	154	REM		NON-P			
8690	POST OAK	19	1,134	REM	HERITAGE				
8691	POST OAK	7	154	PRES					
8692	POST OAK	6	113	PRES					
8693	POST OAK	8	201	PRES					
8694	POST OAK	10	314	PRES					
8695	POST OAK	6	113	PREFS					
8696	LOBLOLLY PINE	21	1,385	PRES					
8697	HACKBERRY	12	452	PRES		NON-P			
8698	HACKBERRY	14	616	PRES		NON-P			
8699	POST OAK	7	154	PRES					
8700	POST OAK	16	804	PRES	HERITAGE				
8896	POST OAK	8	201	PRES					
8898	POST OAK	13	531	REM					
8899	AMERICAN ELM	6	113	PRES					
8900	POST OAK	9	254	PRES					

Notification Map

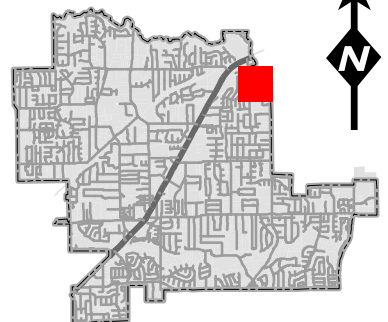


ZC23-010

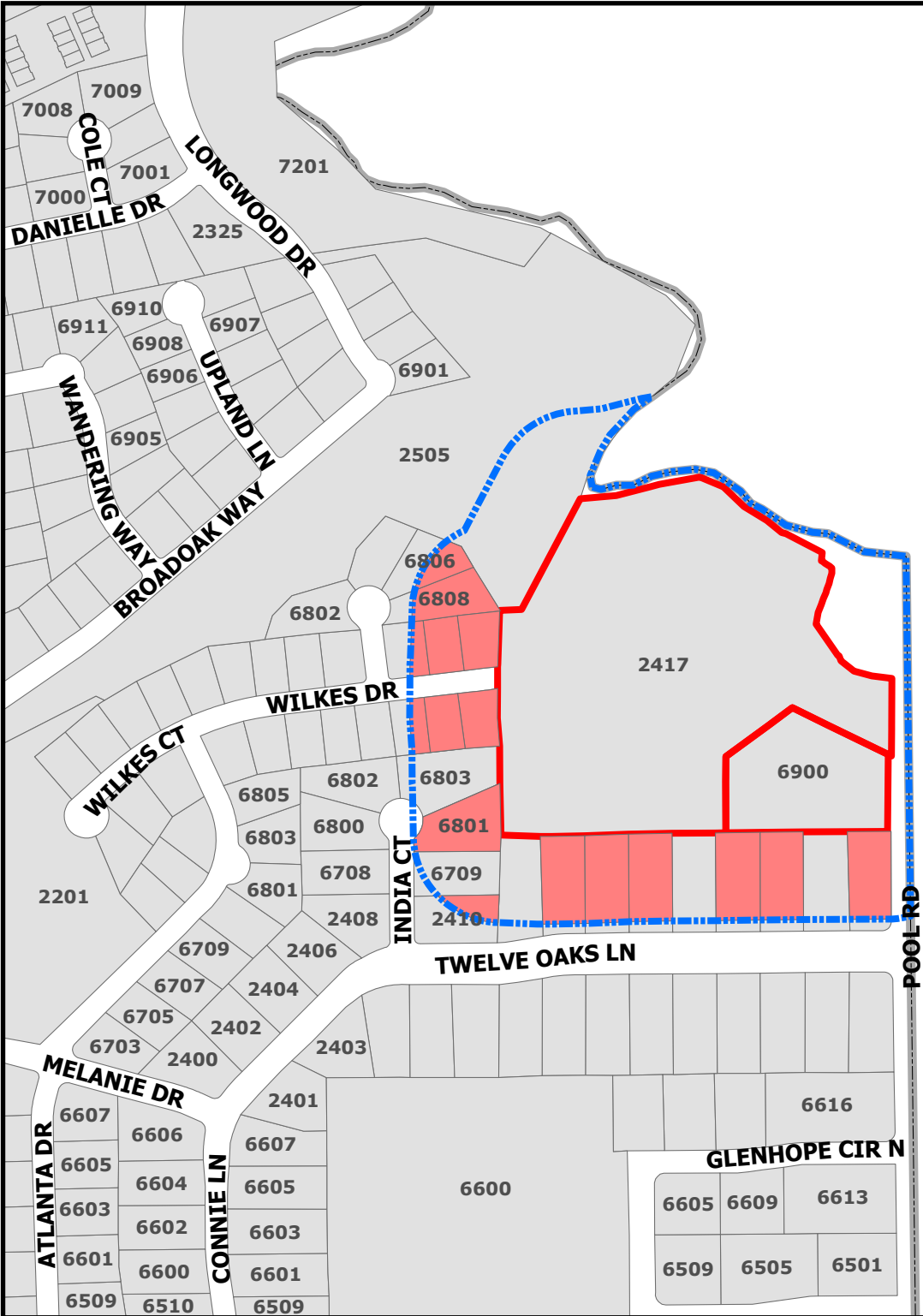
2417 Wilkes Drive & 6900 Pool Road

DISCLAIMER:
This map and information contained in it were developed exclusively for use by the City of Colleyville. Any use or reliance on this map by anyone else is at that party's risk and without liability to the City of Colleyville, its officials or employees for any discrepancies, errors, or variances which may exist.

-  Subject Property
-  500ft Buffer
-  Properties within 500ft



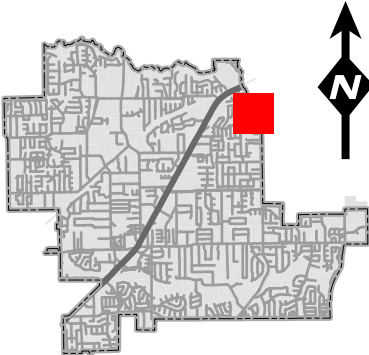
Opposition Map



ZC23-010

2417 Wilkes Drive. 6900

- Subject Property
- Opposing
- Buffer_Protest



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List of Opposing Properties

Address	Owner's Name	Percentage
6801 INDIA CT	GASKA, ANDREW PETER	3.64%
2600 TWELVE OAKS LN	COWGILL, JARED	3.43%
2506 TWELVE OAKS LN	PORTER, WILLIAM G	3.36%
2502 TWELVE OAKS LN	STEWART, BRIAN	3.36%
2504 TWELVE OAKS LN	FARRELL, MICHAEL T	3.36%
2602 TWELVE OAKS LN	NORRIS, MICHAEL	3.32%
2606 TWELVE OAKS LN	ABSHIRE, RICHARD	3.28%
6808 ROCKBROOK CT	WATERWORTH FAMILY REVOCABLE TRU	2.62%
2414 WILKES DR	ANDERSON, CHARLES	1.85%
2415 WILKES DR	ROBERTSON, BARRY E	1.82%
2412 WILKES DR	VANZANT, JEFFERY	1.67%
2413 WILKES DR	WASSON, STEVEN W	1.67%
6806 ROCKBROOK CT	REED, CLAY P	1.22%
2410 TWELVE OAKS LN	EGAN FAMILY TRUST	1%
2411 WILKES DR	COOK, PAUL	0.81%
2410 WILKES DR	CAMPBELL, CYNTHIA KAY	0.77%
Address Count : 16		Total Percentage: 37.18%



NOTICE OF PUBLIC HEARING

«Owner Name»

«Owner Address»

«Owner City» «Owner Zip»

The City of Colleyville has scheduled public hearings concerning the below referenced request on the following dates and location:

Planning and Zoning Commission Meeting: Monday, April 10, 2023 at 7:00 p.m.
City Council Meetings: Tuesday, May 2, 2023 & Tuesday, May 16, 2023 at 7:00 p.m.
3rd floor of City Hall, 100 Main Street, Colleyville, Texas

Request: Consideration of a zoning change from the AG Agricultural and RE Single Family 'Estate' Residential district to the PUD-R Planned Unit Development - Residential district. The request is to rezone the property to allow for a new 14 lot subdivision, The Bluffs at Colleyville. It proposes lot sizes ranging from approximately 26,000 sq.ft. up to 30,500 sq.ft., the average being approximately 29,000 sq. ft.

Zoning Case: ZC23-010

Applicant: Curtis Young

Owner: Mark Goodwin

Location: 2417 Wilkes Drive & 6900 Pool Road

Property Description: Tract 1B1, 1C1, 1B2, and 1B3, Abstract 294, Robert Chowning Survey, and Lot 1, Block 1, Cero Addition

Present Zoning: AG Agricultural and RE Single Family 'Estate' Residential

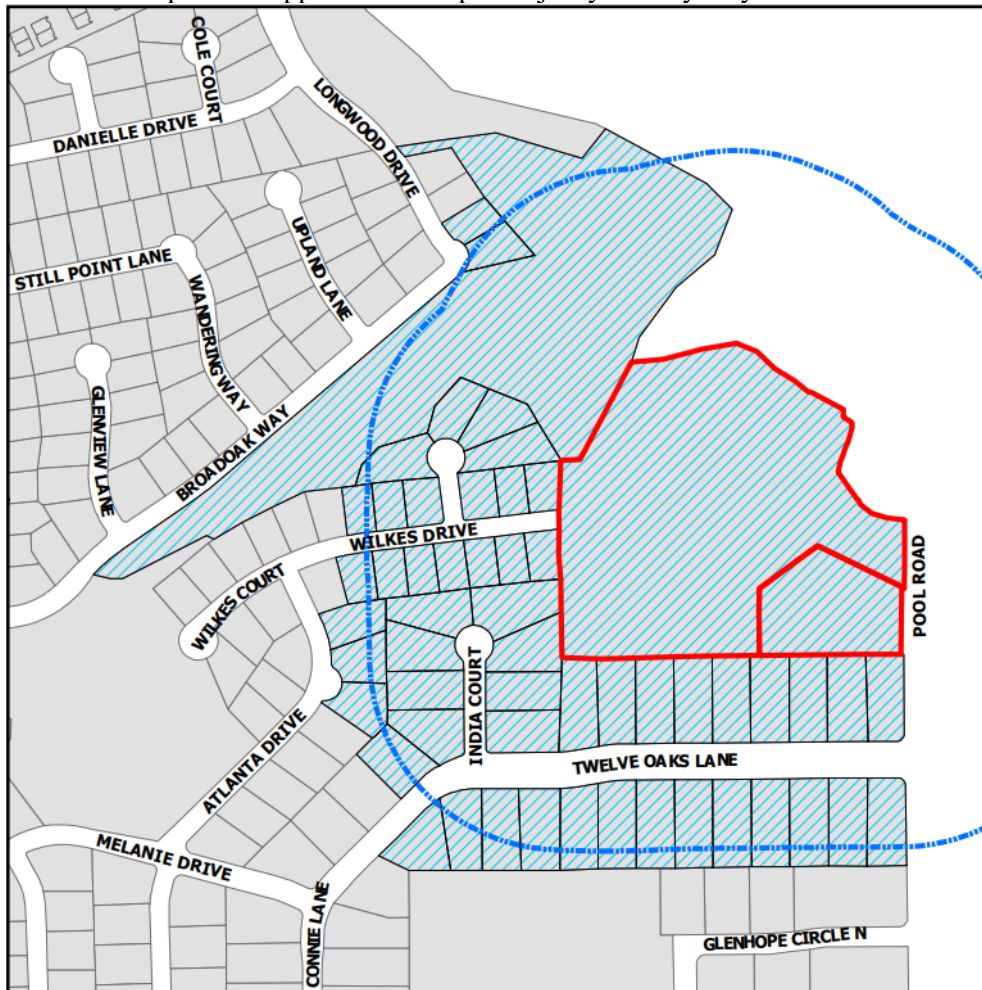
This notice has been sent to all owners of real property within 500 feet of the request as such ownership appears on the last approved tax roll and all homeowners associations within 1000 feet. Approval by the Planning and Zoning Commission serves as a recommendation to the City Council and is not a final action on the request. Denial of the proposal by the Commission is final, unless the applicant submits a written notice of appeal within 10 days from the date of action by the Commission. If appealed, the request will be placed on the next available City Council agenda as listed above. Rezoning requests, zoning amendments and conditions recommended by the Commission for approval by the City Council may be more restrictive than those described in this notice.

All interested persons are encouraged to attend the public hearing and express their opinions on the zoning change request. If you are unable to attend, but wish to have your opinions made a part of the public record, please submit written comments prior to the public hearing, to the address below:

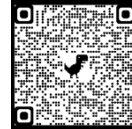
**Community Development Department
City of Colleyville
100 Main Street
Colleyville, TX 76034**

NOTICE OF PUBLIC HEARING

If the property owners of 20% or more of the land within the 200 foot notification area file a written protest prior to the public hearing, State law provides that the approval of the zoning change request shall require the approval of a super majority vote by City Council.



The application is on file for public examination in the Community Development Department at 100 Main Street, Colleyville, Texas 76034. A brief project description can be found online on the Agenda Packet and Active Development Case map (please use your phone's camera to scan QR code below):



For additional information, please contact the Community Development Department at 817.503.1056. Please reference the zoning case number when requesting information.

Jacquelyn Reyff
Planning Manager
jreyff@colleyville.com

Owner Name	Owner Address	Owner City
ABSHIRE, RICHARD	2606 TWELVE OAKS LN	COLLEYVILLE, TX
ACTKINSON, K TRS	2500 TWELVE OAKS LN	COLLEYVILLE, TX
AGUIRRE, JASON	2402 WILKES DR	COLLEYVILLE, TX
ALVARADO, ALEX	2407 TWELVE OAKS LN	COLLEYVILLE, TX
ANDERSON, CHARLES	2414 WILKES DR	COLLEYVILLE, TX
BLAXTON, MATHEW	6903 LONGWOOD DR	COLLEYVILLE, TX
BRADY, MICHAEL	2406 TWELVE OAKS LN	COLLEYVILLE, TX
BURKE, MICHELLE E	2406 WILKES DR	COLLEYVILLE, TX
CAMPBELL, CYNTHIA KAY	2410 WILKES DR	COLLEYVILLE, TX
CARROLL, ANTHONY L	2605 TWELVE OAKS LN	COLLEYVILLE, TX
CHAWNER, JOHN	2601 TWELVE OAKS LN	COLLEYVILLE, TX
COOK, PAUL	2411 WILKES DR	COLLEYVILLE, TX
COSAND, JEFFREY W	2604 TWELVE OAKS LN	COLLEYVILLE, TX
COWGILL, JARED	2600 TWELVE OAKS LN	COLLEYVILLE, TX
DAULERIO FAMILY REVOC TRUST	2603 TWELVE OAKS LN	COLLEYVILLE, TX
DELUCA, SALVATORE	2404 WILKES DR	COLLEYVILLE, TX
DRIES ERIK	2503 TWELVE OAKS LN	COLLEYVILLE, TX
EGAN, ROBERT ELLIOTT	2410 TWELVE OAKS LN	COLLEYVILLE, TX
FARRELL, MICHAEL T	2504 TWELVE OAKS LN	COLLEYVILLE, TX
GASKA, ANDREW PETER	6801 INDIA CT	COLLEYVILLE, TX
GRAPEVINE COLLEYVILLE ISD	3051 IRA E WOODS AVE	GRAPEVINE, TX
HEARN, ELIZABETH	2409 WILKES DR	COLLEYVILLE, TX
HEMINGER, VICTORIA	6804 ROCKBROOK CT	COLLEYVILLE, TX
HOWARD FAMILY REVOC LIVING TR	2509 TWELVE OAKS LN	COLLEYVILLE, TX
JOHANNESSEN, CAROL J	2507 TWELVE OAKS LN	COLLEYVILLE, TX
JORDAN, HENRY	2505 TWELVE OAKS LN	COLLEYVILLE, TX
KIRKPATRICK, D A	2403 WILKES DR	COLLEYVILLE, TX
LAVAS, TIMOTHY J	2405 WILKES DR	COLLEYVILLE, TX
MARTINEZ, STEFANIE	2508 TWELVE OAKS LN	COLLEYVILLE, TX
MCKENNEY, ROSS S	2607 TWELVE OAKS LN	COLLEYVILLE, TX
MILLER, ROBERT	2407 WILKES DR	COLLEYVILLE, TX
MOHAWK LIVING TRUST	6800 INDIA CT	COLLEYVILLE, TX
MOORE, ERIC M	6805 ATLANTA DR	COLLEYVILLE, TX
NEAL, RONALD	2501 TWELVE OAKS LN	COLLEYVILLE, TX
NORRIS, MICHAEL	2602 TWELVE OAKS LN	COLLEYVILLE, TX
ORLER, JOHN J	2408 TWELVE OAKS LN	COLLEYVILLE, TX
PADILLA, MARCO A	6901 LONGWOOD DR	COLLEYVILLE, TX
PORTER, WILLIAM G	2506 TWELVE OAKS LN	COLLEYVILLE, TX
REED, CLAY P	6806 ROCKBROOK CT	COLLEYVILLE, TX
RICHARD, RANDALL M	6709 INDIA CT	COLLEYVILLE, TX
ROBERT & RITA MARIE ZEBIAN RLT	6708 INDIA CT	COLLEYVILLE, TX
ROBERTSON, BARRY E	2415 WILKES DR	COLLEYVILLE, TX
ROBINSON, DANIEL	6802 INDIA CT	COLLEYVILLE, TX
ROSS DOWNS ESTATES	4113 GATEWAY DR STE 100	COLLEYVILLE, TX
SCHAEFER, JOHN W	6803 ATLANTA DR	COLLEYVILLE, TX
STEWART, BRIAN	2502 TWELVE OAKS LN	COLLEYVILLE, TX
STONE, BRYCE	6802 ROCKBROOK CT	COLLEYVILLE, TX
TAYLOR, STACEY	4501 SHADYCREEK LN	COLLEYVILLE, TX
THOMPSON, TERESEA	2409 TWELVE OAKS LN	COLLEYVILLE, TX
TICHACEK, PAUL V	2403 TWELVE OAKS LN	COLLEYVILLE, TX
TRIMBLE, DENNIS	6803 INDIA CT	COLLEYVILLE, TX
UNIQUE FORTUNE LLC	400 N CARROLL AVE	SOUTHLAKE, TX
VANZANT, JEFFERY	2412 WILKES DR	COLLEYVILLE, TX
WARD, SALLY	6801 ATLANTA DR	COLLEYVILLE, TX

WASSON, STEVEN W	2413 WILKES DR	COLLEYVILLE, TX
WATERWORTH FAMILY REVOC TRUST	6808 ROCKBROOK CT	COLLEYVILLE, TX
WEIR, RICKY G	2405 TWELVE OAKS LN	COLLEYVILLE, TX
YOUNG, CURTIS	1130 N CARROLL AVE STE 200	SOUTHLAKE, TX

Michael & Brenda Farrell
2504 Twelve Oaks Lane
Colleyville, TX 76034

March 27, 2023

Community Development
City of Colleyville
100 Main St.
Colleyville, TX 76034
bbryner@colleyville.com

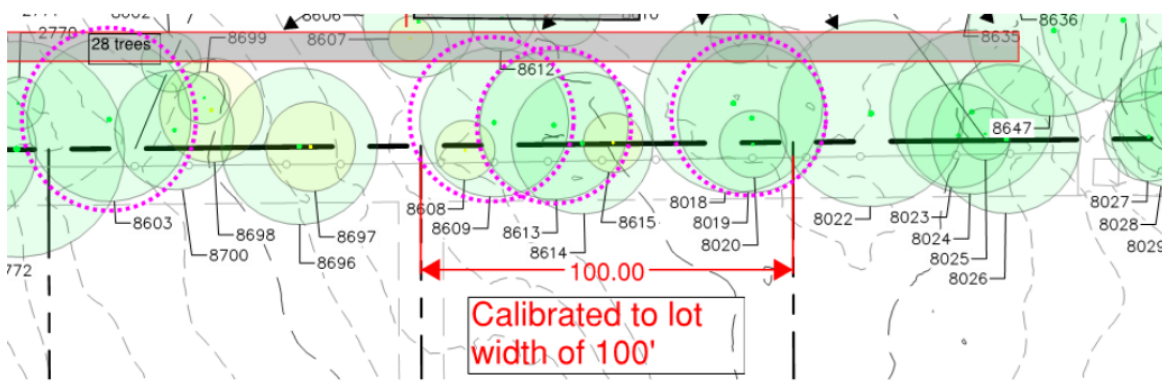
Re: **Zoning Case ZC23-010: Letter of Opposition – Wrong Plan for this Land**
Request to Rezone 2417 Wilkes Drive From AG and 6900 Pool Road from RE to PUD-R

Dear Madam or Sir:

I am writing to express my opposition to the request to rezone the 13.89-acre parcel located at 2417 Wilkes Drive and 6900 Pool Road, Colleyville, Texas 76034, from Agricultural & Residential Estate Zoning to PUD-R for the following reasons:

1. A similar proposal was correctly denied by Colleyville's P&Z Commission on November 14, 2022 and the City Council on February 21, 2023. I believe this proposal, if approved and the land developed as proposed, will result in the same negative outcomes identified by the P&Z Commission & City Council as the basis for prior denials. Therefore I oppose this proposed zoning change.

The P&Z Commission & City Council diligently considered the prior proposal, seeing through to the reality of its final outcome. This proposal with slightly larger lots and still too many homes carries the same deep flaws. Sage, the planner was required to provide a tree survey with their original application but didn't do so for months. The planner said the only issue was Wilkes vs Pool Road access but withheld the tree survey and falsely claimed access as the only issue claim to meet neighbors demands while holding the tree survey. The developer never answered the question of how many total trees would be cut down. I created a drawing, separate attachment, and detailed out the number of trees per lot based on realistic house and hardscapes (driveway, pool, & deck) at 385 in addition to 383 from roads, leaving 143 from 911 protected trees. A short week after city council denial on February 15th the developer began cutting trees and tree 8019 among others were cut down.



First 8603 a 22' pine died in Nov.

Next 8609 & 8613 both 20" pines died in Dec.

8614 a 19" pine is in poor shape.

February 15, 2023, a perfectly good tree 8019, a 20" pine was cut down.

Clearly the trees below are green and healthy, listed on tree survey as protected, yet cut down

These are taken at 11:12 & 11:13 AM as the worker limbed the tree, chain saw in 3rd pic lower left. I assumed he was trimming out dead branches and had to go back inside to a conf call.

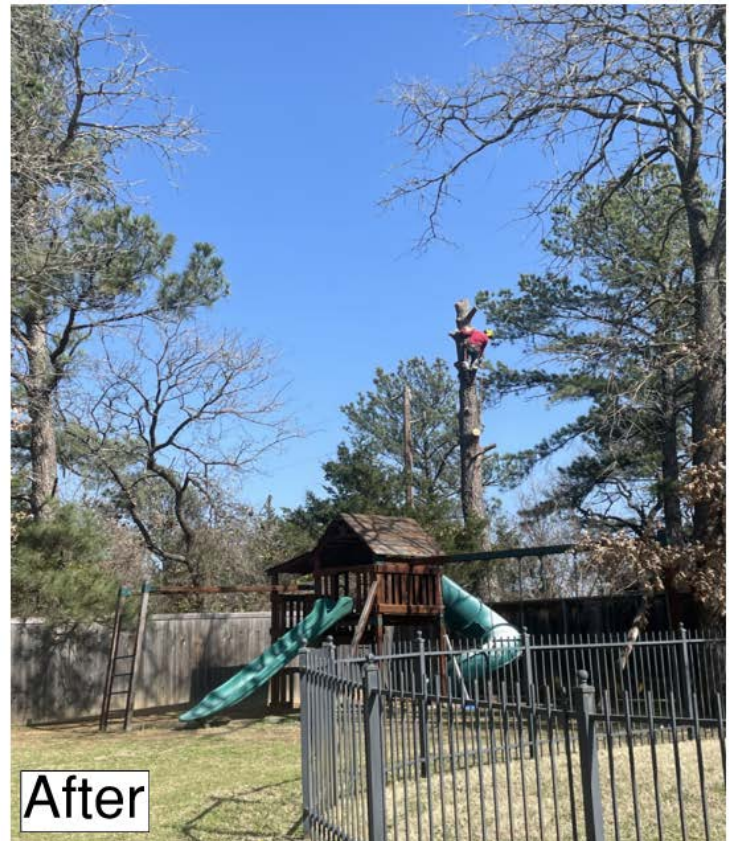


60 minutes later, 60 years of mature tree was eradicated.

Before



At 12:16 I returned and was shocked to find a 60 year old tree was killed



The planner hasn't been forthright about the whole tree issue from the onset.

I believe City Council members should vote to leave this land zoned AG until someone comes up with a plan and zoning conducive with its poor soil conditions, steep gradients and need to preserve protected trees. Obviously, that is not this proposal, which would replace the ridge and trees with tall retaining walls, de-nuded forest areas, soil stability and foundation issues.

2. The proposed rezoning and development of this land conflicts with Colleyville's Land Development Code (LDC). The unique and defining characteristics of this land clearly fall within the purpose and intent of Ag zoning. Therefore, this property is presently zoned correctly. It should remain AG.
 - a. LDC Section 3.8 AG –Agricultural District explicitly states its purpose and intent for AG zoning to include: *"open space for the protection and enhancement of scenic areas, vistas..."* This land features the second-highest elevation in Colleyville, making the tops of its towering trees visible from great distances around the city. In addition, this forest sits exactly at the Pool Road "Gateway" into Colleyville greeting residents and visitors with a scenic area that exemplifies the "Country Charm", green spaces & mature trees described in the city's master plan as Colleyville's defining characteristics and which distinguish it from neighboring communities.
 - b. LDC Section 3.8 AG –Agricultural District also explicitly states its purpose and intent for AG zoning to include: *"where unusual or problematic soils, topographic conditions, or sensitive ecological features are present that would normally not be conducive or appropriate to more intensive forms and patterns of urbanization."*
 - c. The North slope of this land grades down quickly from a peak of 620 to a low of 580 feet at the Big Bear Creek flood plain. This grade change occurs over a distance of fewer than 200 feet. (Slope estimate $(40/200) \times 100 = 20\%$) A 20% slope qualifies as a severe slope for home construction which creates the need for additional foundation work, use of fill, cutting, and adding retainer walls. The drainage, erosion & sewage challenges created by such slopes are significant and would be detrimental to trees designated for preservation, compound drainage issues, and result in run-off, contaminated by urbanization, directly into the Big Bear Creek. Today the forest absorbs, slows, and filters runoff, and its root systems and understory keeps the surface of the slope in place.
 - d. The soil in this area has a high clay content which does not drain or bear loads well. Clay also expands potentially damaging foundations.
 - e. The problematic soils and topographic conditions demand proper attention to drainage for both surface and subsurface water. The taking of trees from this slope, either from intentional clearing or from the inevitable collateral decline and loss from development activities will rob the slopes of the trees and root systems making for problematic erosion and the occurrence of mudslides much more likely. During prior hearings, soil and environmental studies were requested but not presented by the developer.
 - f. These problematic topographic conditions, the nature of the soil, and the development activities are all detrimental to the trees planned for preservation. Unfortunately, Post Oaks, the dominant tree in this forest, are very sensitive ecological features to this type of urban development.
 - g. Section 5.1 of Colleyville's LDCs clearly states the Urban Forestry Chapter's purpose as *"to promote, conserve, and enhance the City's Urban Forest by: Recognizing the historical and cultural importance of the Eastern Cross Timbers and its impact on Colleyville."* 972 trees currently exist on this land. These trees make up an Eastern Cross Timbers forest.
 - h. The historical and cultural importance of these Cross Timbers is significant. On this land lives 549 Oaks of which 28 of the largest Post Oaks are estimated to be well over 200 years old. These trees go back over six generations and were standing on this land many years before Colleyville was incorporated, prior to Texas's statehood, and even predating the Alamo.
 - i. 806 of these trees are "protected" species of trees, including pine, post oak, blackjack oak, elm, and cedar. A "protected" tree is defined as having a diameter of 6 inches or more and a height of at least 15 feet.
 - j. 199 trees on the property are "Heritage" trees. A heritage tree is a tree of the earlier residents of Colleyville or a tree that pre-dates the city's establishment. All post oaks and blackjack oaks of at least 15 inches in diameter, and all protected trees of at least 25 inches in diameter are "Heritage" trees.

- k. This forest serves many important environmental functions such as filtering water, preventing water runoff and erosion. It dampens noise, captures carbon and emits oxygen.
 - l. This forest also provides habitat and food for a native North Texas ecosystem that includes plants, bugs, reptiles, birds, and mammals.
 - m. Development of this property to build homes, as the developer has proposed, will result in a loss of a majority of these trees and therefore the entire loss of this Eastern Cross Timbers forest.
3. The developer purchased this land in December 2021. Prior to purchase the developer had the opportunity to do due diligence on the City's code relative to the unique and defining characteristics of this land. The developer is not entitled to a zoning change and upon purchase accepted the risk he may not get the zoning he desired. The City's process is fair and its first obligation is to do what is best for the community and its citizens.
4. Additionally, the developer and city have been contacted by a group to assist in buying the land at a FAIR price and turn it over to the city to protect the land as a park and natural space. This should be the path taken. It would net the owner a profit over the bargain he purchased the land for and without the 1M + expense to install streets, sewer, water, and power. I dare say he might do better without the headaches and little effort.

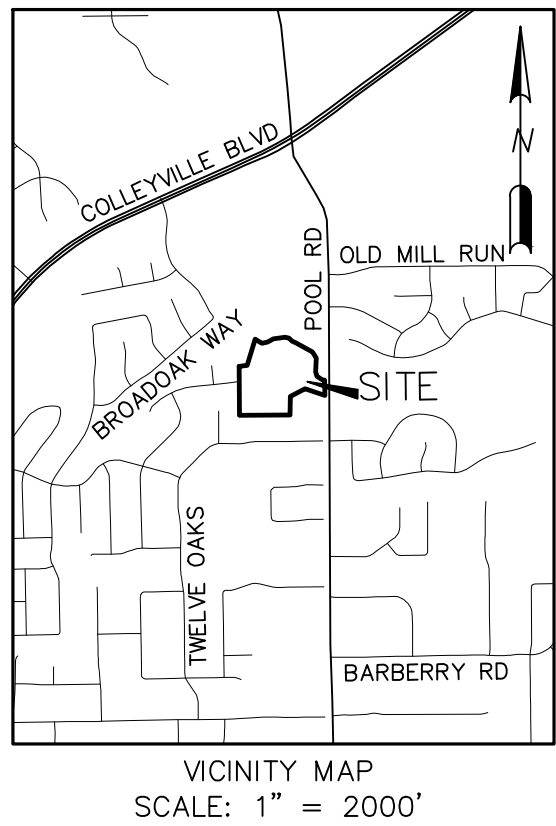
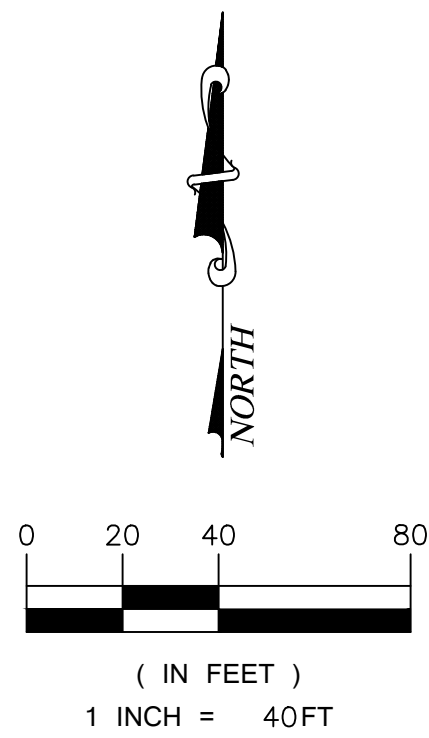
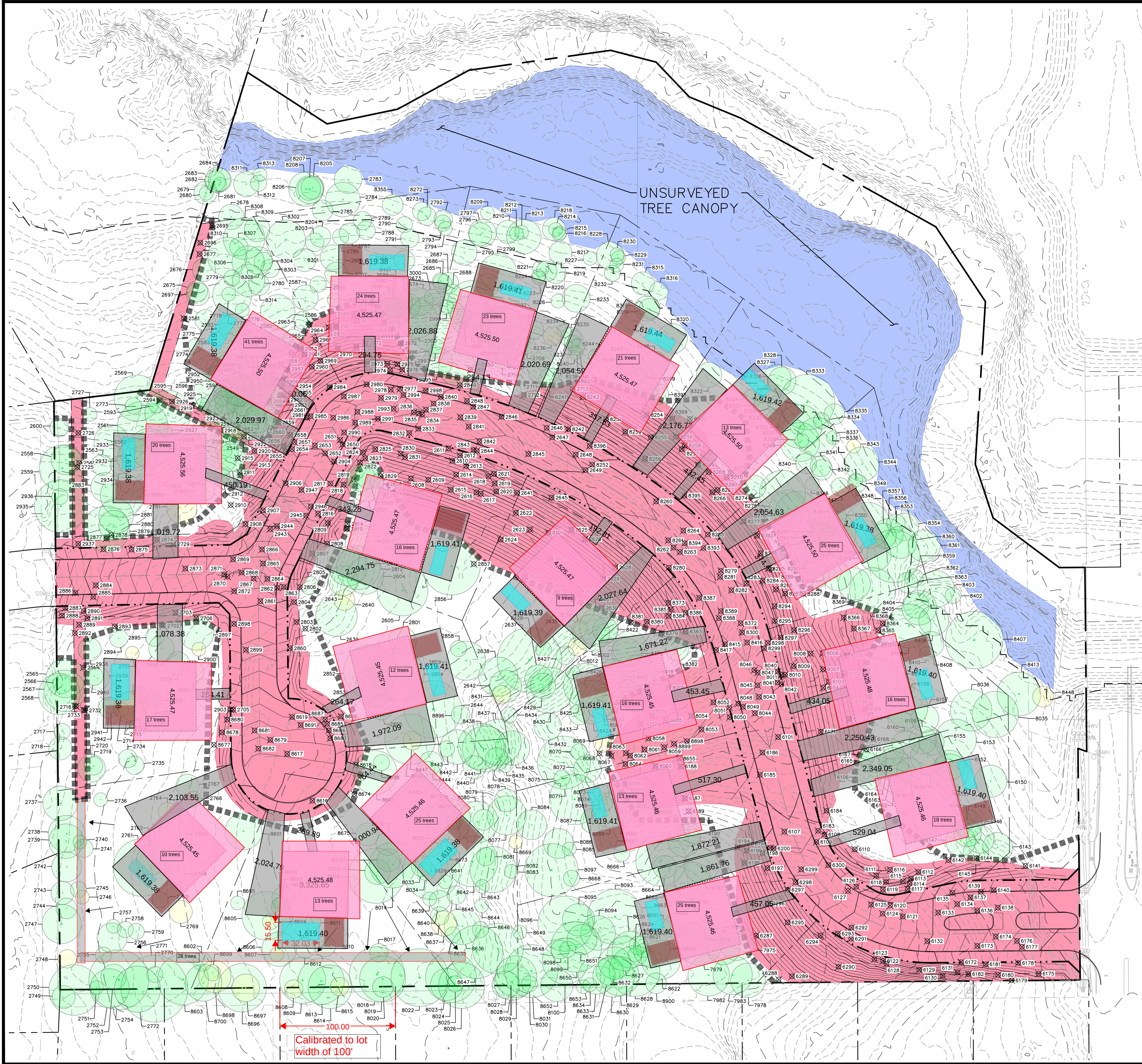
The bottom line is this is not the plan that should be approved, and any zoning proposal other than AG should be a well-thought-out site plan that addresses community safety requirements, tree and slope preservation that keeps the integrity of the forest and hill. The city does not have to give the developer an alternative, just a yes or no.

Thank you for your consideration and service.

For each of the reasons stated above, I oppose the rezoning of 2417 Wilkes Drive from AG to R-30. Colleyville's P&Z Commission and City Council should vote "No, with prejudice" to the rezoning of this land to allow purchase discussed above.

Sincerely,

*Micheal Farrell &
Brenda Farrell*



LEGEND

- PROTECTED TREE TO REMAIN
- NON PROTECTED TREE TO REMAIN
- ⊗ TREE TO BE REMOVED
- UNSURVEYED CANOPY AREA PER AERIAL PHOTOGRAPHY
- AREA TO BE DISTURBED
- ▬ TREE PROTECTION FENCE

Tree Preservation Summary (excludes building envelopes)			
	%	ft ²	Acres
Total Tree Canopy		537,463	12.338
Required Preservation of Tree Canopy	50%	268,732	6.169
Provided Credit for Preservation of Tree Canopy	54%	292,296	6.710
Surplus Preservation of Tree Canopy		23,565	0.541

Site Canopy Summary			
	%	ft ²	Acres
Project/Lot(s) Area		605,426	13.899
Building Envelope Area (primary structures only)		0	0
Required Site Canopy (excludes building envelope)	50%	302,713	0
Provided Credit for Tree Preservation		292,296	0
Provided Credit for Tree Mitigation		0	0
Additional Tree Planting Required (site canopy ONLY)		10,417	0

UNSURVEYED CANOPY AREA: 83,505 SF (1.917 AC)
*THIS AREA HAS NOT BEEN INCLUDED IN THE CHARTS ABOVE

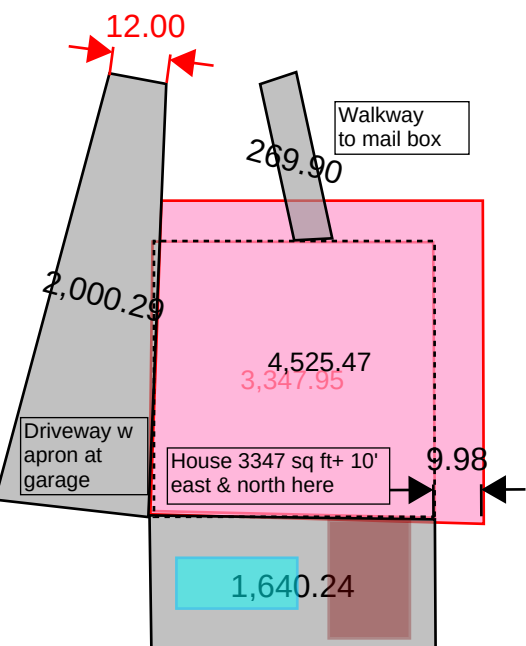
Tree Species Summary													
Common name of species	Trees (Qty)	Trees to Preserve	Trees to Remove	DIBH Inches to Preserve	DIBH Inches to Remove	Tree Canopy (ft ²)	Canopy to Preserve (ft ²)	Canopy to Remove (ft ²)	Heritage Trees (Qty)	Mitigation (ft ²)			
BROADLEAF PEAR	4	3	1	27	20	7	575	421	154	0	0	0	0
CELANO	123	88	35	1,171	825	346	38,933	26,570	12,363	0	0	0	0
CELANO BUD	4	2	2	44	24	20	1,596	911	685	0	0	0	0
ELM	78	49	29	737	488	269	25,341	15,949	9,392	0	0	0	0
HACKBERRY	3	2	1	66	46	20	4,738	3,481	1,257	0	0	0	0
LIVE OAK	1	0	1	9	0	9	254	0	254	0	0	0	0
ONE	441	258	183	5,612	3,231	2,381	267,099	152,633	114,466	15	0	0	0
PINE	149	93	56	1,398	1,363	1,035	137,749	72,525	65,224	8	0	0	0
PLUM	2	0	2	32	0	32	226	0	226	0	0	0	0
POST OAK	209	123	86	1,692	448	644	53,452	33,908	19,544	34	0	0	0
Total	911	528	383	31,478	6,425	5,093	537,463	292,296	245,167	58	0	0	0
		-383	+385				(0.24 acres)	(0.71 acres)	(0.63 acres)				
		15.7%	84.3%										

All calculations include 0.5% error, interpreted as 0.5% of the total. The 0.5% error is based on the total area of the site. The 0.5% error is based on the total area of the site. The 0.5% error is based on the total area of the site.

*Tree Preservation Summary additionally excludes trees in the building envelopes.

**Tree Species Summary does NOT include trees in the building envelopes.

Calibrated to lot width of 100'



Average 3350 sq ft house has 8435 sq ft of hard space

OWNER:
UNIQUE FORTUNE, LLC
400 CARROLL AVENUE
SOUTHLAKE, TEXAS 76092
PHONE: (817) 366-8666
CONTACT: MARK GOODWIN

DEVELOPER:
WILLOWTREE DEVELOPMENT, LLC
680 N. CARROLL AVENUE, SUITE 100
SOUTHLAKE, TEXAS 76092
PHONE: (817) 617-9105
CONTACT: TRAVIS FRANKS

SCALED AT 24"x36" PAGE SIZE

REDINGER GROUP, LLC



URBAN FORESTRY PLAN
THE BLUFFS AT COLLEYVILLE
COLLEYVILLE, TEXAS

BENCHMARKS:

COLLEYVILLE BM-29
2" BRASS DISC IN CL
INLET IN N. ROW OF
TWELVE OAKS 128' W
OF POOL ROAD & 25.4'
N. OF MEDIAN BOC
ELEV = 583.70'

COLLEYVILLE BM-92
2" BRASS DISC IN N
END OF INLET 16.4' W
OF CL OF BROADOAK ST.
55' S OF CL OF
LONGWOOD ST & 41' SE
OF A FIRE HYDRANT
ELEV = 577.13'

PRELIMINARY
FOR REVIEW ONLY
Not for Construction or Permit Purposes
Engineer: CLAYTON T. REDINGER
P.E. No. 87487 Date: 11/10/2022

Drawn By: DSM
Reviewed By: CTR
Project: 1013-01

SHEET
1

Tim+Leis Waterworth (Name)

3/27/2023 (Date)

6808 Rockbrook Ct. (Street Address)

Colleyville TX 76034 (City, State, Zip)

Community Development
City of Colleyville
100 Main St.
Colleyville, TX 76034
bbryner@colleyville.com

**Re: Zoning Case ZC23-010: Letter of Opposition – Wrong Plan for this Land
Request to Rezone 2417 Wilkes Drive From AG and 6900 Pool Road from RE to PUD-R**

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Clay & Val Reed (Name)
6806 Rockbrook Ct. (Street Address)
Colleyville, TX 76034 (City, State, Zip)

March 27, 2023 (Date)

Community Development
City of Colleyville
100 Main St.
Colleyville, TX 76034
bbryner@colleyville.com

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Robert E. Egan
2410 Twelve Oaks Lane
Colleyville, TX 76034

March 29, 2023

Community Development
City of Colleyville
100 Main St.
Colleyville, TX 76034
bbryner@colleyville.com

Re: Zoning Cases ZC23-009 & ZC23-010: Letter of Opposition – Wrong Plan for this Land

Dear Madam or Sir:

This is a letter of opposition to the two proposals for Colleyville zoning cases ZC23-009 & ZC23-010.

First, a similar proposal was denied by the City Council and the Planning and Zoning Commission due to negative outcomes, and the current proposal carries the same deep flaws. The proposed development would replace a forested area with tall retaining walls, de-nuded forest areas, soil stability, and foundation issues.

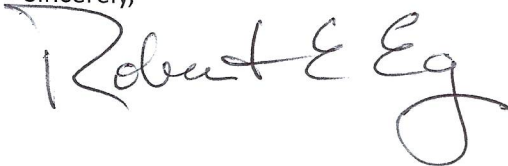
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These proposed developments would be detrimental to the land's natural resources and ecological features, and I request that the city of Colleyville leave this land zoned AG until a plan and zoning conducive with its poor soil conditions, steep gradients, and need to preserve protected trees is developed.

For the reasons stated above, I oppose the rezoning of 2417 Wilkes Drive and 6900 Pool Road from AG. I request that the Colleyville P&Z Commission & City Council **deny the rezoning of this land with prejudice.**

Thank you for your consideration and service.

Sincerely,

A handwritten signature in black ink that reads "Robert E. Egan". The signature is written in a cursive style with a large, stylized "R" and "E".

Robert Zebian
Rita Zebian
6708 India Court
Colleyville TX, 76034

3/31/2023

Community Development
City of Colleyville
100 Main St.
Colleyville, TX 76034
bbryner@colleyville.com

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First, a similar proposal was denied by the City Council and the Planning and Zoning Commission due to negative outcomes, and the current proposal carries the same deep flaws. The proposed development would replace a forested area with tall retaining walls, de-nuded forest areas, soil stability, and foundation issues.

Second, the proposed rezoning and development of this land conflicts with Colleyville's Land Development Code as the unique and defining characteristics of this land fall within the purpose and intent of Ag zoning. The land features the second-highest elevation in Colleyville, making it a scenic area. In addition, in its current state this land exemplifies the "Country Charm" described in the city's master plan. The land also has unusual or problematic soils, topographic conditions, and sensitive ecological features that make it unsuitable for urbanization. There are 972 trees on the land, and 806 of them are protected species of trees, including pine, post oak, blackjack oak, elm, and cedar. There are also 199 "Heritage" trees, some of which are over 200 years old.

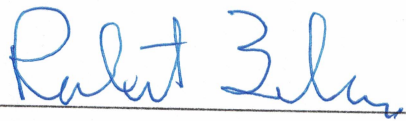
These proposed developments would be detrimental to the land's natural resources and ecological features, and we request that the city of Colleyville leave this land zoned AG until a plan and zoning conducive with its poor soil conditions, steep gradients, and need to preserve protected trees is developed.

Also, we feel that the developer has not been honest with Colleyville citizens and government regarding this development. They have continually downplayed the loss of tree canopy and the need for large retaining walls on the slope.

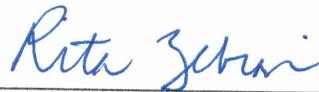
For the reasons stated above, we oppose the rezoning of 2417 Wilkes Drive and 6900 Pool Road from AG. We request that the Colleyville P&Z Commission & City Council **deny the rezoning of this land with prejudice.**

Thank you for your consideration and service.

Sincerely,



Signature



Signature

Barry Robertson and Sandra Session-Robertson(Name)

3/29/23 (Date)

2415 Wilkes Drive (Street Address)

Colleyville, TX 76034 (City, State, Zip)

Community Development

City of Colleyville

100 Main St.

Colleyville, TX 76034

bbryner@colleyville.com

Re: Zoning Cases ZC23-009 & ZC23-010: Letter of Opposition – Wrong Plan for this Land

Dear Madam or Sir:

This is a letter of opposition to the two proposals for Colleyville zoning cases ZC23-009 & ZC23-010.

First, a similar proposal was denied by the City Council and the Planning and Zoning Commission due to negative outcomes, and the current proposal carries the same deep flaws. The proposed development would replace a forested area with tall retaining walls, de-nuded forest areas, soil stability, and foundation issues.

Second, the proposed rezoning and development of this land conflicts with Colleyville's Land Development Code as the unique and defining characteristics of this land fall within the purpose and intent of Ag zoning. The land features the second-highest elevation in Colleyville, making it a scenic area. In addition, in its current state this land exemplifies the "Country Charm" described in the city's master plan. The land also has unusual or problematic soils, topographic conditions, and sensitive ecological features that make it unsuitable for urbanization. There are 972 trees on the land, and 806 of them are protected species of trees, including pine, post oak, blackjack oak, elm, and cedar. There are also 199 "Heritage" trees, some of which are over 200 years old.

These proposed developments would be detrimental to the land's natural resources and ecological features and I request that the city of Colleyville leave this land zoned AG until a plan and zoning conducive with its poor soil conditions, steep gradients, and need to preserve protected trees is developed.

For the reasons stated above, I oppose the rezoning of 2417 Wilkes Drive and 6900 Pool Road from AG. I request that the Colleyville P&Z Commission & City Council **deny the rezoning of this land with prejudice.**

Thank you for your consideration and service.

Sincerely,

Barry Robertson

Signature

Sandra Session-Robertson

Signature

Letters of Opposition List - Case ZC23-009 and ZC-010

[All letters may be reviewed by clicking HERE](#)

				Within the opposition map	
Abshire	Sue	2606 Twelve Oaks	1	*	1
Abshire	Richard	2602 Twelve Oaks	1	*	1
Aguirre	Jason	2402 Wilkes Drive	1		
Alvarado	Robin	2407 Twelve Oaks Lane	1		
Anderson	Charles	2414 Wilkes Drive	1	*	1
Anderson	Teresa	1601 Heathermore	1		
Anthony	Samatha, Katherine, Paige, Brenda	2503 Heather Glenn Court	4		
Arnoldt	Frederick	2312 Still Point Lane	1		
Bailey	Shirley	6305 Connie Lane	1		
Barton	Kristin	2107 Ballantrae Drive	1		
Baugus	Sharon	401 Briarcliff Court	1		
Bealmear	Christina	300 Stonington Lane	1		
Bean	Timothy	3708 Greenbriar Court	1		
Bennett	Melinda	5016 Strathmore Terr.	1		
Blanton	Gary	4107 Steeplechase Drive	1		
Boatman	Beth	5805 Bryton Court	1		
Bodine	Lance	103 Van Buren Court	1		
Boswell	Kara Rae	2306 Wilkes Drive	1		
Bottger	Robert & Carolyn	6800 Atlanta Drive	2		
Bowen	Sandra	508 Wagonwheel Court	1		
Bowman	Kirk & Nancy	2301 Still Point Lane	2		
Boyer	Kimberly	204 Oak Valley Drive	1		
Bristol	Tracy	501 Beverly Drive	1		
Britten	Lacy	2501 Whitehaven Street N.	1		
Bromley	Nancy	Grapevine	1		
Brundage	Diane	6508 Westcoat Drive	1		
Buker	Judy	2304 Danbury Drive	1		
Bullard	Maxwell	Hurst	1		
Burdette	Donna	77 Veranda Lane	1		
Burek	Sheryl	608 Green Meadow N	1		
Burleson	Patricia	7304 Windswept Trail	1		
Campbell	Cindy Kay	2410 Wilkes Drive	1	*	1
Campbell	Clifford	3601 San Bar Lane	1		
Capello	Melissa	7023 Rosebrook	1		
Capelo	Roderick, Renee	2406 N. Whitehaven Drive	2		
Carroll	Jessica	2205 Tarleton Drive	1		
Casilio	JoEllen	1705 Avalon Drive	1		
Castillo	Roger	7011 Rosebrook	1		
Chapman	Tessa	103 Williamsburg Court	1		
Choate	John	4112 Steeplechase Drive	1		
Cisek	Kim	211 Polo Trail	1		
Clark	Matthew	6207 Kenshire Drive	1		
Clemens	Kyle	1712 Crestedge Court	1		
Collum	Amy	6400 Meade	1		

Conan	Pierre & Vedrana	2317 Danielle Drive	2		
Connor	Colleen	3901 Allendale Street	1		
Conover	Cody, Stephen	404 Vintage Court	2		
Cook	Krysti	6710 Carriage Lane	1		
Cook	Paul	2411 Wilkes Drive	1	*	1
Cooper	Rachel	2309 Danbury Drive	1		
Corey	Michael	7409 Braemar Terr.	1		
Cowgill	Angie	2600 Twelve Oaks Lane	1	*	1
Cowley	Chad, Jody, Chris , Norma	4606 Behrens Road	4		
Cox	Shirley	4600 Shadywood Lane	1		
Cywinski	Laura	5409 Miramar Lane	1		
Daugherty	Karen	4705 Lakeshore Court	1		
Day-Alexander	Carmen	4808 Bill Simmons Road	1		
DeLuca	Salvatore & Sharon	2404 Wilkes Drive	2		
DeSarno	Rodger	302 Del Mar Court	1		
Dielman	Karen	3201 Wilton Woods Court	1		
Dodds	Jean	4805 Mill Brook Drive	1		
Drautz	Sue	7006 Primrose Lane	1		
Dyson	Anne	909 Dogwood Court	1		
Dzura	Patricia	2704 Highgrove Court	1		
Edington	Ron	505 Sagebrush Street	1		
Edwards	Tracy	2401 Unknown	1		
Egan	Robert	2410 Twelve Oaks Drive	1	*	1
Erickson	Cassandra	5508 Coventry Court	1		
Evans	Kay	7002 Primrose Lane	1		
Farinella	Dominick, Heidi	6602 Beddo Court	2		
Farrell	Mike & Brenda	2504 Twelve Oaks Drive	2	*	1
Fazio	Ginger	2204 Broadoak Way	1		
Fisher	Joyce	6605 Carriage Drive	1		
Flamm	Lisa	6805 Carriage Lane	1		
Foster	Bonnie	1508 Douglas Avenue	1		
Fox	William	Southlake	1		
Fread	Ryan	4705 Lakeshore Court	1		
Fred	Groover	3006 Edgewood Lane	1		
Galloway	Gregg	5904 Highland Hills Lane	1		
Gardner/Summers	Justin/Shara	1005 Dogwood Court	2		
Gaska	Andrew	6801 India Court	1	*	1
Gerhardt	Heidi	3609 Briarbook Court	1		
Geronimo	Javier	6812 Curtis Road	1		
Gettig	Philip & Pamela	5907 Lansford Lane	2		
Gilchrist	William	214 W. Greenbriar Lane	1		
Ginevich	Rost	3207 Eaton Circle	1		
Golden	Jo Lynn	3700 Sweetbriar Lane	1		
Gordon	Susan, Alexandra Fitzmond	6808 Herbert	3		
Greene	Taylor	1701 Crestedge Court	1		
Grieco	Russ	201 Hancock Court	1		
Griffin	Jon	3057 Creekview Drive	1		
Guthrie	Monty & Lori	3405 Crossgate Circle N.	2		
Hackbarth	Julie	5706 Bent Tree Court	1		

Hammill	Joyce	6307 Edinburgh Drive	1		
Harrison	Alex	3913 Allendale Street	1		
Harvey	Carol	217 Oak Valley	1		
Hays	Michelle	6208 Connie Lane	1		
Hearn	Marc & Tracy	6008 Colts Neck Drive	2		
Hearn	Sam	2409 Wilkes Drive	1	*	1
Heller	Kathleen	4003 Woodstock	1		
Heminger	Victoria	6804 Rockbrook Court	1		
Hennessee	Shelley	2400 Wilkes Drive	1		
Hershon/Shur	Desiree/Michael	7300 Jo Will Street	2		
Hicks	Ed & Jinky	4104 Mockingbird Lane	2		
Hill	Susan	5706 Grand Oak Court	1		
Hougland	Ross	6200 Westcoat	1		
Hubnik	Melody	3302 Langley Hill Lane	1		
Hudda	Samina	1901 Thames	1		
Jacobi	Nancy	6301 Ponderosa Lane	1		
Jahner	Lori	5901 W. Whithaven Drive	1		
Jaynes	Jill	201 Compton Court	1		
Jeanes	Fredric	7200 Belle Meade Drive	1		
Johnson	Parker	1409 Tennison Pkwy	1		
Johnstone	Nina	3709 Briahaven Lane	1		
Jones	Canice	6201 High Gate Court	1		
Jones	MaryAnn	4110 Paddington Drive	1		
Kane	Marietta	1705 Heathermore	1		
Kaviani	Pari	6801 Kennedy Drive	1		
Kelley	Ann	400 Briar Cliff Court	1		
Kelly	Ian	2301 Ballantrae Drive	1		
Kendall	Janeen	5302 Huntington Court	1		
Kenney	Connor	2902 Highgrove Court	1		
Khalil	Manal	P.O. Box 1767	1		
Khalil	Samir	1809 Thames Trail	1		
Kinard	Lucas	1209 Garry Lynne Drive	1		
Kinnebrew	Samatha	6505 Connie Lane	1		
Kitowski	Isabelle	7413 Braemar Terrace	1		
Klamte	Lynn	312 Briarcliff Court	1		
Klingelhofer	Nicole	4305 Hidden Valley Court	1		
Koester	Allision	113 Timberline Drive N	1		
Kozloski	Joan, Sarah	5409 Coventry Court	2		
Krackenberger	Marjorie	609 Green Meadow Street N.	1		
Kurtz	Bonnie	4202 Shadow Ridge Drive	1		
Lacey Jr.	Edward	208 Briarcliff Court	1		
Lambeth	Jeff	3200 Bridle Lane	1		
Lankford	Lisa & Charles	7001 Primrose Lane	1		
Larson	Thomas	7308 JoWill Street	1		
Lavas	Tim & Debbie	2405 Wilkes Drive	2		
Ledbetter	Harold	6700 Pleasant Run Road	1		
Lee	Mark	6809 Curtis Road	1		
Leeman	Laura	512 Bridlewood N.	1		
Lenhart	Janet	412 Woodbriar Court	1		

Lewis	Erin	2500 Ballantrae	1		
Little	Misti	Stagecoach, TX	1		
Lively	Mark	7209 Jo Will Street	1		
Logan	Debbie	Unknown	1		
Long	Wendy	4905 Jim Mitchell Trail W.	1		
Love	Ken	7200 Cedar Court	1		
Maglio	Carol	6602 Charleston Drive	1		
Maiser	Analisa	5311 Maple Lane	1		
Marino	Tracey	2103 Woodstock Drive	1		
Martens	Ann	7031 Rosebrook Drive	1		
Matschulat	Joseph	Grapevine	1		
Mavis	Beverly	4301 Greenmeadow Street E.	1		
McAnderson	Marvin	6000 Yorkshire Drive	1		
McClure	Mindy	800 Beverly Drive	1		
McCollough	Patricia	4007 Martin Pkwy	1		
McCully	Savannah	4205 York Drive	1		
McCurry	Meredith	5401 Coventry Place	1		
McCurry	Tom, Polly	6104 Brazos Court	2		
McLaughlin	Krisitn	5002 Summerbrook Drive	1		
Miller	Mark	7408 JoWill Street	1		
Miller	Michelle & Rob	2407 Wilkes Drive	2		
Miller	Zaira	Grapevine	1		
Mills	Lisa	4801 Staffing Drive	1		
Montano	Maryna	4711 Shadywood Lane	1		
Moore	Bridget	4500 Shadycreek Lane	1		
Morin	Pamela	4003 Buckingham Place	1		
Nasrallah	Christie	4512 Cresthaven Drive	1		
Neuman	Liane	6909 Wandering Way	1		
O'Quinn	Pam	5905 Yorkshire Drive	1		
Osborne	Jill	5013 Strathmore Ter.	1		
Parham	Renae	5013 Auburndale Avenue	1		
Paul	Ralph & Carole	4002 Mockingbird Lane	2		
Pearson	Celestine	2500 Kings Court	1		
Phoenix	Geri	1830 Maplewood Trail	1		
Pligliese	Pamela	5107 Old Oak Lane	1		
Porter	William	2506 Twelve Oaks Drive	1	*	1
Powell	Jill	6905 DaVinci	1		
Pratt	Kristen	1603 Kingswood Lane	1		
Presson	Eric	3717 Mouton Avenue	1		
Prince	Rebecca	5303 Huntington Court	1		
Przano	Dawan	2509 Ballantrae Drive	1		
Reardon	Sandra	109 Oak Crest Hill Drive	1		
Reed	Aaron	216 Mill Crossing W.	1		
Reed	Clay & Val	6806 Rockbrook Street	2	*	1
Reed	Thomas	6600 Armstrong Court	1		
Reising	Kelli	6416 Cimmaron Trail	1		
Repass	Angela	2307 Still Point Lane	1		
Reynolds	Susan, Doug	6417 Kingston	2		
Richardson	Bobanne	6409 Ponderosa Lane	1		

Riddle	Nathan, Lindsay	6907 Glenview Lane	2		
Rippe	Mary Alice	5305 Maple Lane	1		
Roberts	Joan	5105 Overhill Drive	1		
Robertson	Barry and Sandra Session	2415 Wilkes Drive	2	*	1
Rodriguez	Karen	North Richland Hills	1		
Rogers	Kim	7005 Coleman Court	1		
Rozman	Bob	6604 Connie Lane	1		
Russell	Mary	4617 Green Oaks Drive	1		
Rutledge	Michelle	6310 Edinburgh Drive	1		
Samaniego	Priscilla	304 Chestnut Bend	1		
Sangermano	Damita	Grapevine	1		
Sansone	Gay	3500 Driftwood Drive	1		
Sargent	Stephen & Amy	4516 Lakeside Drive	2		
Schaefer		6803 Atlanta Drive	1		
Schofield	Debra	4305 Brookhollow Drive	1		
Schofield	Lyle M.	5805 Highland Hills Lane	1		
Scott	Paula	420 Live Oak Drive	1		
Sharkey	Angelica	2503 Ballantrae Drive	1		
Shelton	Scott	6504 Glenhope Circle S.	1		
Simmons	Sharon	Grapevine	1		
Simpler	Jennifer	6205 Westcoat Drive	1		
Smith	Kerrie	Grapevine	1		
Smith	Patricia	6902 Glenview Lane	1		
Staley	Jessica	104 Timberline Drive N	1		
Stauley	LeeAnn	6104 Lansford Lane	1		
Stephens	Barbara	3411 Brentwood Drive	1		
Steve	Kouzes	1713 Heathermore	1	*	1
Stewart	Brian & Wendy	2502 Twelve Oaks Lane	2		
Strong & Parisi	Gary & Valerie	1120 Nueces Court	2		
Swindell	Edie	308 Timberline Drive N.	1		
Szilagyi	Darin	2310 Still Point Lane	1		
Tanner	Sean	7000 Rosebrook	1		
Tennery	Patti	1701 Heathermore	1		
Theus	Gregg & Dorothea	4104 Oxford Court	2		
Torres	Brendon	Grapevine	1		
Tran	Kevin	6703 Curtis Road	1		
Trimble	Sarah	908 Dogwood Court	1		
Ussery	Velina	Bedford	1	*	1
Vanbant	Michel	2412 Wilkes Drive	1		
Walker/Nicholson	Ashley/MaryAnn	2101 High Gate Drive	2		
Wallace	Kenneth and Jennifer	6606 Connie Lane	2		
Walton	Kim	6320 Westcoat Drive	1		
Wanger	Diane	3920 Jackson Road	1	*	1
Wasson	Steve	2413 Wilkes Drive	1	*	1
Waterworth	Tim & Leisa, John	6808 Rockbrook Court	3		
Wedemeyer	Elizabeth	2010 Frances Drive	1		
Weiler	Eric, Diana	2011 Frances Drive	2		
Weitzer	Amber	2605 Highland Meadow Drive	1		
West	Donna	3404 San Bar Lane	1		

Williamson	Lauren	7602 Jefferson Circle	1	
Wilson	Karen	100 Timberline Drive S.	1	
Winter	Lori	3708 Oakbriar Lane	1	
Wollin	Carol	4600 Dartmoore Lane	1	
Wollitz	Mike, Dell	2902 Red Oak Court E.	1	
Yeargin	Barbara	7015 Rosebrook	1	
Zebiann	Robert & Rita	6708 India Court	2	
			288	17

ORDINANCE O-23-2244

AMENDING THE ZONING ORDINANCE AND THE OFFICIAL ZONING MAP OF THE CITY OF COLLEYVILLE, TEXAS, BY CHANGING THE ZONING ON 13.89 ACRES BEING TRACT 1B1, 1C1, 1B2, AND 1B3, ABSTRACT 294, ROBERT CHOWNING SURVEY, AND LOT 1, BLOCK 1, CERO ADDITION, LOCATED AT 2417 WILKES DRIVE AND 6900 POOL ROAD FROM THE AG AGRICULTURAL DISTRICT AND RE SINGLE FAMILY 'ESTATE' RESIDENTIAL DISTRICT TO THE PUD-R PLANNED UNIT DEVELOPMENT – RESIDENTIAL ZONING DISTRICT; PROVIDING A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00) AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Colleyville has received an application for a rezoning under Case No. ZC23-010; and

WHEREAS, the City of Colleyville deems it necessary, for the purpose of promoting the health, safety, morals, or general welfare of the City to amend the City's zoning ordinance; and

WHEREAS, the Planning and Zoning Commission, has given reasonable consideration to, among other things, the character of the City's zoning districts and their peculiar suitability for particular uses, with a view to conserving the value of buildings and encouraging the most appropriate use of land throughout the City; and

WHEREAS, the City Council is of the opinion that the change in zoning provided for herein should be made, in compliance with the City Charter, and state law with reference to changes to zoning classifications under the City's zoning ordinance and zoning map, having given the requisite notices required by law and having held public hearings affording all interested persons and property owners a full and fair opportunity to be heard.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLLEYVILLE, TEXAS:

- Sec. 1. THAT all the foregoing premises and findings are found to be true and correct and are incorporated into the body of this ordinance as if copied in their entirety.
- Sec. 2. THAT the Comprehensive Zoning Ordinance of the City of Colleyville, Texas, be, and the same is hereby amended by changing the zoning on 13.89 acres, being Tract 1B1, 1C1, 1B2, and 1B3, Abstract 294, Robert Chowning Survey, and Lot 1, Block 1, Cero Addition, located at 2417 Wilkes Drive and 6900

Pool Road from the AG Agricultural district and RE Single Family 'Estate' district to the PUD-R Planned Unit Development – Residential zoning district, as depicted in the attached Exhibit "A" and Exhibit "B".

Sec. 3. THAT the Official Zoning Map of the City of Colleyville be amended to incorporate the zoning change approved herein.

Sec. 4. THAT the above described tract of land shall be subject to the following conditions:

1. GENERAL

- a. The purpose of this PUD-R is to allow for a single-family residential development of detached dwelling units.
- b. The property is subject to all the regulations contained in the Colleyville Land Development Code, except where amended by this Ordinance.

2. CONCEPTUAL PLAN AND PLATTING

- a. The street layout and arrangement of lots of the subdivision shall be generally consistent with the Conceptual Site Plan, labeled as Exhibit "B", which shall not be considered the preliminary plat. The actual street and lot arrangement may differ from that shown on Exhibit "B" to accommodate topographic, drainage, engineering design limitations or other conditions.
- b. The developer shall submit and receive approval from the City a Preliminary and Final Plat in accordance with the requirements of the Land Development Code prior to development of this PUD-R.

3. PERMITTED USES

- a. Single-family residences, detached; limited to no more than 14 lots as shown on the attached Development Plan.
- b. Common open space areas

4. RESIDENTIAL LOT REQUIREMENTS AND SETBACKS

Single-family detached residential lot requirements and setbacks shall comply with the following R-20 zoning district and subject to the following provisions:

- | | |
|--------------------------------|--|
| a. Minimum Lot Size | 26,165 s.f. |
| b. Minimum Lot Width | 80 feet measured at the building setback line, except pie-shaped cul-de-sac lots, in which case the minimum shall be 75 feet, as shown on the Development Plan |
| c. Front Building Line | 30 feet back of property line |
| d. Side Building Line | 10 feet |
| e. Rear Building Line | 25 feet |
| f. Maximum Lot Coverage | 30% |
| g. Maximum Impervious Coverage | 60% |
| h. Street-facing Side Yard | Side yard setbacks on the street side of a corner lot, fronting on another street, shall all be 30' |
| i. Minimum House Size | 3,500 square feet |

5. Open Space

- a. This development shall provide not less than 20.66% common open space, which shall generally be configured as shown on Exhibit "C". All open space areas shall be landscaped and maintained by the Homeowner's Association.
- b. All amenities within the open space areas shall be maintained by the Homeowner's Association.
- c. All Common Open Space along the internal streets shall be fully landscaped and irrigated with a combination of trees and shrubbery pursuant to an approved landscape plan. The Common Open Space shall be owned, operated and maintained by The Bluffs at Colleyville Homeowners Association which shall have a mandatory membership of all homeowners and shall collect dues in amounts satisfactory to maintain the

Common Open Space. The Association shall have fine and lien rights as permitted by law to enforce compliance with the rules of the association.

6. SCREENING

- a. Perimeter fencing and screening shall be in compliance with the Wall/Fence Diagram included and shown on the Development Plan, labeled as Exhibit "C".
- b. Wood fencing will only be permitted between lots. All front elevation fences, from the front of the house to the side property line, shall be open style fencing of decorative metal, and/or masonry. All lots adjacent to a Common Open Space shall be open style fencing of decorative metal, and/or Masonry.
- c. Where lots back to existing residential lots with fences, the existing fence shall be kept, maintained or improved in coordination with each owner, as shown in the diagram on the Development Plan and associated detailed diagrams. Where open space lots border adjacent properties, either the existing fence will be maintained or improved, or a decorative masonry or metal fence will be installed, all in cooperation with the adjacent property owner, according to the detailed plans submitted with zoning.

7. ARCHITECTURAL FEATURES

- a. The dominant exterior vertical wall area of each structure, exclusive of doors and windows, shall be masonry (brick, stone, or stucco) or other material solely determined by the Committee. No more than 20% of the exterior vertical wall to be authentic lath and stucco application over wood framing. Dryvit systems or Styrofoam products are not acceptable. The exterior of chimney flues shall be of masonry material acceptable to the Committee. Installation of all types of exterior items and surfaces such as address numbers or external ornamentation, lights, mail chutes, mailboxes, roofing materials and exterior paint or stain, shall be subject to the approval of the Committee as to size, design, materials color, manufacturer and location. Garage Standard – Minimum of a three-car garage with wood-like, architecturally enhanced doors.

- b. Windows – No aluminum windows allowed in the subdivision, only windows of higher quality and every efficiency will be allowed. All windows will be insulated glass with a “low-e” specification.

8. OTHER

- a. Minimum of two (2) three-inch (3”) caliper trees per front yard, unless quality existing trees are present and saved. Fully landscaped and sprinklered front and rear yard within sixty days of completing a house.
- b. Street Design Standards:
 - Right-Of-Way: Fifty feet (50’) (Undivided)
 - Travel Lane Width: Thirty-one feet (31’), back of curb to back of curb
 - Turning Radii: Fifteen feet (15’)

- Sec. 5. THAT the above described tract of land shall be used only in the manner and for the purposes provided by the Comprehensive Zoning Ordinance of the City of Colleyville as heretofore amended, and as amended herein.
- Sec. 6. THAT any person, firm or corporation violating any of the provisions or terms of this ordinance shall be subject to the same penalty as provided for in the Comprehensive Zoning Ordinance of the City of Colleyville, and upon conviction shall be punishable by a fine not to exceed the sum of Two Thousand Dollars (\$2,000.00) for each offense.
- Sec. 7. THAT if any section, paragraph, subdivision, clause, phrase or provision of this ordinance shall be judged invalid or unconstitutional, the same shall not affect the validity of this ordinance as a whole or any portion thereof other than that portion so decided to be invalid or unconstitutional.
- Sec. 8. THAT in addition to and accumulative of all other penalties, the City shall have the right to seek injunctive relief for any and all violations of this ordinance.
- Sec. 9. THAT it has been found that there has been a change in conditions in the above described property, it is now necessary that it be given the above zoning classification in order to permit

its proper development and in order to protect the public interest, comfort and general welfare, and requires that this ordinance shall take effect immediately from and after its passage.

AND IT IS SO ORDERED.

The first reading and public hearing being conducted on the 6th day of June 2023.

The second reading and public hearing being conducted on the 20th day of June 2023.

PASSED AND APPROVED BY A VOTE OF ____ AYES, ____ NAYS, ON THIS THE 20TH DAY OF JUNE 2023.

Mayor Bobby Lindamood	_____	Mayor Pro Tem Callie Rigney	_____
Brandi Elder, Place 1	_____	George Bond, Place 2	_____
Scotty Richardson, Place 3	_____	Ben Graves, Place 4	_____
Chuck Kelley, Place 5	_____		

ATTEST:

CITY OF COLLEYVILLE

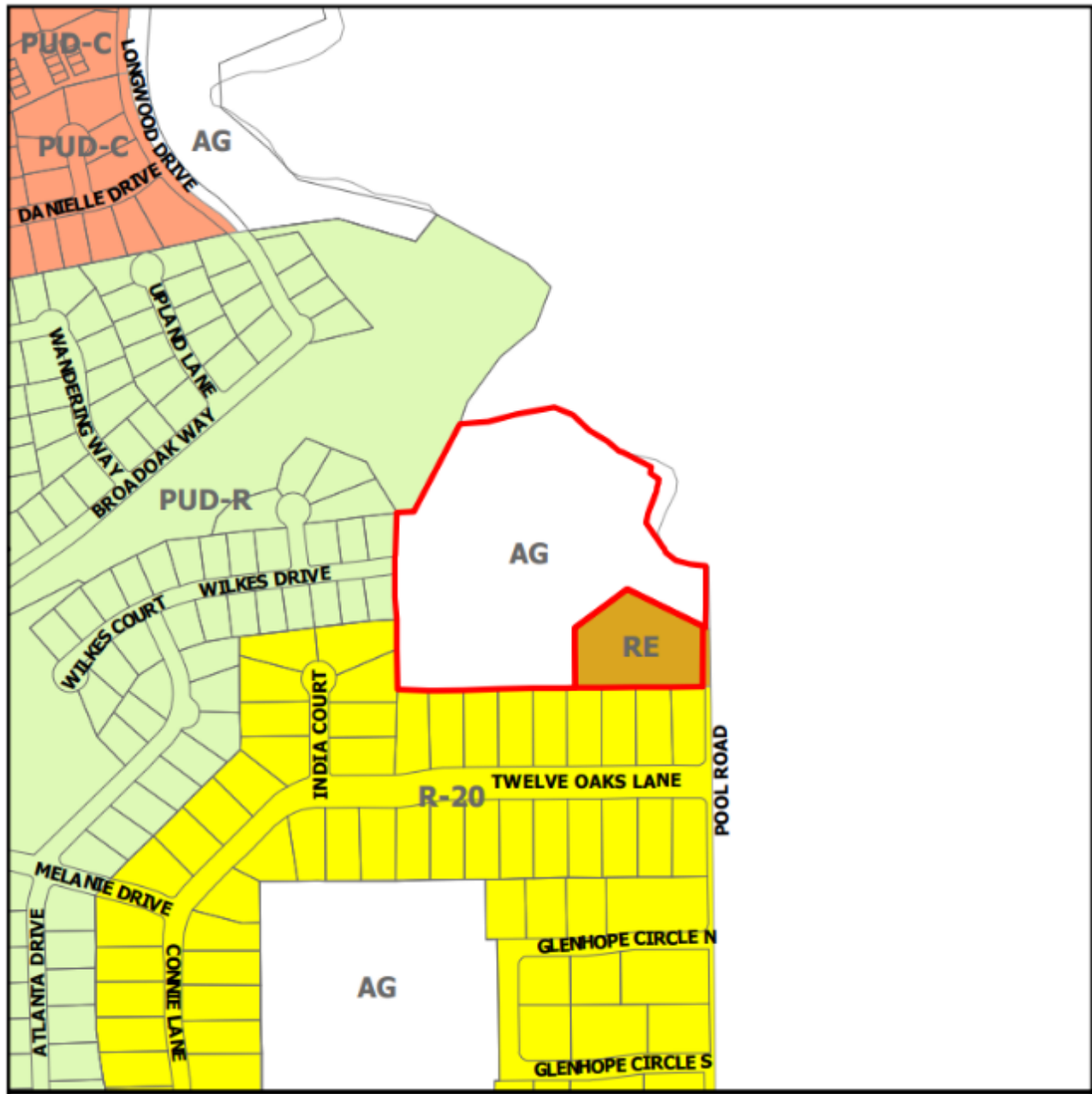
Christine Loven, TRMC
City Secretary

Bobby Lindamood
Mayor

APPROVED AS TO FORM:

Whitt Wyatt
City Attorney

Exhibit "A" – Location and Zoning Map



[illegible]



CITY OF COLLEYVILLE CITY COUNCIL BRIEFING

Agenda Number 7a

Agenda Date 6/6/2023

Number Resolution R-23-4848

Type Resolution

Department Public Works

Title

Approving an Advanced Funding Agreement with Texas Department of Transportation for Green Ribbon Funding for SH26 at Longwood Drive landscaping; providing for local funding from the Tax Increment Financing (TIF) District fund, and authorizing the City Manager to execute the agreement

Explanation

Reading and Public Hearing

Pending the approval of the subject Advanced Funding Agreement (AFA), the Texas Department of Transportation (TxDOT) has approved \$148,189 in Green Ribbon funding reimbursement for eligible expenses related to the beautification of the intersection at SH26 at Longwood. Project details and plans are currently being finalized and reviewed by TxDOT, with an anticipated bid opening date (project letting) of August 2023.

Description	Total Estimated Cost	Federal Participation		State Participation		Local Participation	
		%	Cost	%	Cost	%	Cost
Environmental (by Local Government)	\$4,400	0%	\$0	0%	\$0	100%	\$4,400
Engineering (by Local Government)	\$25,800	0%	\$0	0%	\$0	100%	\$25,800
Construction (by Local Government)	\$130,000	80%	\$104,000	20%	\$26,000	0%	\$0
Subtotal	\$160,200		\$104,000		\$26,000		\$30,200
Environmental Direct State Costs	\$220	0%	\$0	100%	\$220	0%	\$0
Right of Way Direct State Costs	\$1	0%	\$0	100%	\$1	0%	\$0

Engineering Direct State Costs	\$1,290	0%	\$0	100%	\$1,290	0%	\$0
Utility Direct State Costs	\$1	0%	\$0	100%	\$1	0%	\$0
Construction Direct State	\$9,100	0%	\$0	100%	\$9,100	0%	\$0
Indirect State Costs	\$7,577	0%	\$0	100%	\$7,577	0%	\$0
TOTAL	\$178,389		\$104,000		\$44,189		\$30,200

Financial Impact

The City is responsible for all design costs and environmental studies associated with the project, estimated to be \$30,200. The City is responsible for overruns in excess of the above budgeted amount. Funding is available from the Tax Increment Financing (TIF) fund.

Recommendation

Approve

Attachments

1. Advanced Funding Agreement
2. Resolution R-23-4848

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Project Name	SH 26; at Longwood Dr			AFA Not Used For Research & Development	

STATE OF TEXAS §

COUNTY OF TRAVIS §

ADVANCE FUNDING AGREEMENT
For
A Green Ribbon Program
On-System

THIS AGREEMENT (Agreement) is made by and between the State of Texas, acting by and through the **Texas Department of Transportation** called the “State”, and the **City of Colleyville**, acting by and through its duly authorized officials, called the “Local Government”. The State and Local Government shall be collectively referred to as “the parties” hereinafter.

WITNESSETH

WHEREAS, federal law establishes federally funded programs for transportation improvements to implement its public purposes, and

WHEREAS, the Texas Transportation Code, Section 201.103 establishes that the State shall design, construct and operate a system of highways in cooperation with local governments, and Section 222.052 authorizes the Texas Transportation Commission to accept contributions from political subdivisions for development and construction of public roads and the state highway system within the political subdivision, and

WHEREAS, federal and state laws require local governments to meet certain contract standards relating to the management and administration of State and federal funds, and

WHEREAS, the Texas Transportation Commission has codified 43 TAC, Rules 15.50-15.56 that describe federal, state, and local responsibilities for cost participation in highway improvement and other transportation projects, and

WHEREAS, the Texas Transportation Commission passed Minute Order Number **116292** authorizing the State to undertake and complete a highway improvement or other transportation project generally described as **Landscape Development**. The portion of the project work covered by this Agreement is identified in the Agreement, Article 3, Scope of Work (Project), and

WHEREAS, the Governing Body of the Local Government has approved entering into this Agreement by resolution, ordinance, or commissioners court order dated _____, which is attached to and made a part of this Agreement as Attachment C, Resolution, Ordinance, or Commissioners Court Order (Attachment C). A map showing the Project location appears in Attachment A, Location Map Showing Project (Attachment A), which is attached to and made a part of this Agreement.

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NOW, THEREFORE, in consideration of the premises and of the mutual covenants and agreements of the parties, to be by them respectively kept and performed as set forth in this Agreement, it is agreed as follows:

AGREEMENT

1. Responsible Parties:

For the Project covered by this Agreement, the parties shall be responsible for the following work as stated in the article of the Agreement referenced in the table below:

1.	N/A	Utilities	Article 8
2.	Local Government	Environmental Assessment and Mitigation	Article 9
3.	Local Government	Architectural and Engineering Services	Article 11
4.	Local Government	Construction Responsibilities	Article 12
5.	N/A	Right of Way and Real Property	Article 14

2. Period of the Agreement

This Agreement becomes effective when signed by the last party whose signing makes the Agreement fully executed. This Agreement shall remain in effect until the Project is completed or unless terminated as provided below.

3. Scope of Work

The scope of work for the Project consists engineering, environmental and construction of corridor enhancement and beautification. The location is at the intersection of SH 26 (Colleyville Boulevard) and Longwood Drive. This "T" intersection will allow for enhancements in the southeast and southwest quadrants. The enhancements proposed will be a linear planting area approximately 8 feet wide and 150 feet long within City of Colleyville as shown on Attachment A.

4. Project Sources and Uses of Funds

The total estimated cost of the Project is shown in Attachment B, Project Budget (Attachment B) which is attached to and made a part of this Agreement.

- A. If the Local Government will perform any work under this Agreement for which reimbursement will be provided by or through the State, the Local Government must complete training. If federal funds are being used, the training must be completed before federal spending authority is obligated. Training is complete when at least one individual who is working actively and directly on the Project successfully completes and receives a certificate for the course entitled "Local Government Project Procedures and Qualification for the Texas Department of Transportation" and retains qualification in accordance with applicable TxDOT procedures. Upon request, the Local Government shall provide the certificate of qualification to the State. The individual who receives the training certificate may be an employee of the Local Government or an employee of a firm that has been contracted by the Local Government to perform oversight of the Project. The State in its discretion may deny reimbursement if the Local Government has not

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- continuously designated in writing a qualified individual to work actively on or to directly oversee the Project.
- B. The expected cash contributions from the federal government, the State, the Local Government, or other parties are shown in Attachment B. The State will pay for only those Project costs that have been approved by the Texas Transportation Commission. For projects with federal funds, the State and the federal government will not reimburse the Local Government for any work performed before the federal spending authority is formally obligated to the Project by the Federal Highway Administration (FHWA). After federal funds have been obligated, the State will send to the Local Government a copy of the formal documentation showing the obligation of funds including federal award information. The Local Government is responsible for 100% of the cost of any work performed under its direction or control before the federal spending authority is formally obligated.
 - C. Attachment B shows, by major cost categories, the cost estimates and the party responsible for performing the work for each category. These categories may include but are not limited to: (1) costs of real property; (2) costs of utility work; (3) costs of environmental assessment and remediation; (4) cost of preliminary engineering and design; (5) cost of construction and construction management; and (6) any other local project costs.
 - D. The State will be responsible for securing the federal and State share of the funding required for the development and construction of the local Project. If the Local Government is due funds for expenses incurred, these funds will be reimbursed to the Local Government on a cost basis.
 - E. The Local Government will be responsible for all non-federal or non-State participation costs associated with the Project, unless otherwise provided for in this Agreement or approved otherwise in an amendment to this Agreement. For items of work subject to specified percentage funding, the Local Government shall only in those instances be responsible for all Project costs that are greater than the maximum State and federal participation specified in Attachment B and for overruns in excess of the amount specified in Attachment B to be paid by the Local Government.
 - F. The budget in Attachment B will clearly state all items subject to fixed price funding, specified percentage funding, and the periodic payment schedule, when periodic payments have been approved by the State.
 - G. When the Local Government bears the responsibility for paying cost overruns, the Local Government shall make payment to the State within thirty (30) days from the receipt of the State's written notification of additional funds being due.
 - H. When fixed price funding is used, the Local Government is responsible for the fixed price amount specified in Attachment B. Fixed prices are not subject to adjustment unless (1) differing site conditions are encountered; (2) further definition of the Local Government's requested scope of work identifies greatly differing costs from those estimated; (3) work requested by the Local Government is determined to be ineligible for federal participation; or (4) the adjustment is mutually agreed to by the State and the Local Government.
 - I. Prior to the performance of any engineering review work by the State, the Local Government will pay to the State the amount specified in Attachment B. At a

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- minimum, this amount shall equal the Local Government's funding share for the estimated cost of preliminary engineering performed or reviewed by the State for the Project. At least sixty (60) days prior to the date set for receipt of the construction bids, the Local Government shall remit its remaining financial share for the State's estimated construction oversight and construction cost.
- J. The State will not execute the contract for the construction of the Project until the required funding has been made available by the Local Government in accordance with this Agreement.
 - K. Whenever funds are paid by the Local Government to the State under this Agreement, the Local Government shall remit a check or warrant made payable to the "Texas Department of Transportation" or may use the State's Automated Clearing House (ACH) system for electronic transfer of funds in accordance with instructions provided by TxDOT's Finance Division. The funds shall be deposited and managed by the State and may only be applied by the State to the Project.
 - L. The State will not pay interest on any funds provided by the Local Government.
 - M. If a waiver for the collection of indirect costs for a service project has been granted under 43 TAC §15.56, the State will not charge the Local Government for the indirect costs the State incurs on the Project, unless this Agreement is terminated at the request of the Local Government prior to completion of the Project.
 - N. If the Local Government is an Economically Disadvantaged County (EDC) and if the State has approved adjustments to the standard financing arrangement, this Agreement reflects those adjustments.
 - O. Where the Local Government is authorized to perform services under this Agreement and be reimbursed by the State, the Local Government is authorized to submit requests for reimbursement by submitting the original of an itemized invoice, in a form and containing all items required by the State, no more frequently than monthly and no later than ninety (90) days after costs are incurred. If the Local Government submits invoices more than ninety (90) days after the costs are incurred and if federal funding is reduced as a result, the State shall have no responsibility to reimburse the Local Government for those costs.
 - P. Upon completion of the Project, the State will perform a final accounting of the Project costs for all items of work with specified percentage funding. Any funds due by the Local Government, the State, or the federal government for these work items will be promptly paid by the owing party.
 - Q. The state auditor may conduct an audit or investigation of any entity receiving funds from the State directly under this Agreement or indirectly through a subcontract under this Agreement. Acceptance of funds directly under this Agreement or indirectly through a subcontract under this Agreement acts as acceptance of the authority of the state auditor, under the direction of the legislative audit committee, to conduct an audit or investigation in connection with those funds. An entity that is the subject of an audit or investigation must provide the state auditor with access to any information the state auditor considers relevant to the investigation or audit.
 - R. Payment under this Agreement beyond the end of the current fiscal biennium is subject to availability of appropriated funds. If funds are not appropriated, this Agreement shall be terminated immediately with no liability to either party.

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5. Termination of This Agreement

This Agreement shall remain in effect until the Project is completed and accepted by all parties, unless:

- A. The Agreement is terminated in writing with the mutual consent of the parties;
- B. The Agreement is terminated by one party because of a breach, in which case any costs incurred because of the breach shall be paid by the breaching party;
- C. The Local Government elects not to provide funding after the completion of preliminary engineering, specifications, and estimates (PS&E) and the Project does not proceed because of insufficient funds, in which case the Local Government agrees to reimburse the State for its reasonable actual costs incurred during the Project; or
- D. The Agreement is terminated by the State because the parties are not able to execute a mutually agreeable amendment when the costs for Local Government requested items increase significantly due to differing site conditions, determination that Local government requested work is ineligible for federal or state cost participation, or a more thorough definition of the Local Government's proposed work scope identifies greatly differing costs from those estimated. The State will reimburse Local Government remaining funds to the Local Government within ninety (90) days of termination; or
- E. The Project is inactive for thirty-six (36) consecutive months or longer and no expenditures have been charged against federal funds, in which case the State may in its discretion terminate this Agreement.

6. Amendments

Amendments to this Agreement due to changes in the character of the work, terms of the Agreement, or responsibilities of the parties relating to the Project may be enacted through a mutually agreed upon, written amendment.

7. Remedies

This Agreement shall not be considered as specifying the exclusive remedy for any agreement default, but all remedies existing at law and in equity may be availed of by either party to this Agreement and shall be cumulative.

8. Utilities

The party named in Article 1, Responsible Parties, under AGREEMENT shall be responsible for the adjustment, removal, or relocation of utility facilities in accordance with applicable state laws, regulations, rules, policies, and procedures, including any cost to the State of a delay resulting from the Local Government's failure to ensure that utility facilities are adjusted, removed, or relocated before the scheduled beginning of construction. The Local Government will not be reimbursed with federal or State funds for the cost of required utility work. The Local Government must obtain advance approval for any variance from established procedures. Before a construction contract is let, the Local Government shall provide, at the State's request, a certification stating that the Local Government has completed the adjustment of all utilities that must be adjusted before construction is commenced.

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9. Environmental Assessment and Mitigation

Development of a transportation project must comply with the National Environmental Policy Act and the National Historic Preservation Act of 1966, which require environmental clearance of federal-aid projects. The party named in Article 1, Responsible Parties, under AGREEMENT is responsible for the following:

- A. The identification and assessment of any environmental problems associated with the development of a local project governed by this Agreement.
- B. The cost of any environmental problem's mitigation and remediation.
- C. Providing any public meetings or public hearings required for the environmental assessment process. Public hearings will not be held prior to the approval of the Project schematic.
- D. The preparation of the NEPA documents required for the environmental clearance of this Project.

If the Local Government is responsible for the environmental assessment and mitigation, before the advertisement for bids, the Local Government shall provide to the State written documentation from the appropriate regulatory agency or agencies that all environmental clearances have been obtained.

10. Compliance with Accessibility Standards

All parties to this Agreement shall ensure that the plans for and the construction of all projects subject to this Agreement are in compliance with standards issued or approved by the Texas Department of Licensing and Regulation (TDLR) as meeting or consistent with minimum accessibility requirements of the Americans with Disabilities Act (P.L. 101-336) (ADA).

11. Architectural and Engineering Services

The party named in Article 1, Responsible Parties, under AGREEMENT has responsibility for the performance of architectural and engineering services. The engineering plans shall be developed in accordance with the applicable State's *Standard Specifications for Construction and Maintenance of Highways, Streets and Bridges* and the special specifications and special provisions related to it. For projects on the State highway system, the design shall, at a minimum conform to applicable State manuals. For projects not on the State highway system, the design shall, at a minimum, conform to applicable American Association of State Highway and Transportation Officials (AASHTO) design standards.

In procuring professional services, the parties to this Agreement must comply with federal requirements cited in 23 CFR Part 172 if the Project is federally funded and with Texas Government Code 2254, Subchapter A, in all cases. Professional contracts for federally funded projects must conform to federal requirements, specifically including the provision for participation by Disadvantaged Business Enterprises (DBEs), ADA, and environmental matters. If the Local Government is the responsible party, the Local Government shall submit its procurement selection process for prior approval by the State. All professional services contracts must be reviewed and approved by the State prior to execution by the Local Government.

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12. Construction Responsibilities

The party named in Article 1, Responsible Parties, under AGREEMENT is responsible for the following:

- A. Advertise for construction bids, issue bid proposals, receive and tabulate the bids, and award and administer the contract for construction of the Project. Administration of the contract includes the responsibility for construction engineering and for issuance of any change orders, supplemental agreements, amendments, or additional work orders that may become necessary subsequent to the award of the construction contract. In order to ensure federal funding eligibility, projects must be authorized by the State prior to advertising for construction.
- B. If the State is the responsible party, the State will use its approved contract letting and award procedures to let and award the construction contract.
- C. If the Local Government is the responsible party, the Local Government shall submit its contract letting and award procedures to the State for review and approval prior to letting.
- D. If the Local Government is the responsible party, the State must concur with the low bidder selection before the Local Government can enter into a contract with the vendor.
- E. If the Local Government is the responsible party, the State must review and approve change orders.
- F. Upon completion of the Project, the party responsible for constructing the Project will issue and sign a "Notification of Completion" acknowledging the Project's construction completion and submit certification(s) sealed by a professional engineer(s) licensed in the State of Texas.
- G. For federally funded contracts, the parties to this Agreement will comply with federal construction requirements cited in 23 CFR Part 635 and with requirements cited in 23 CFR Part 633, and shall include the latest version of Form "FHWA-1273" in the contract bidding documents. If force account work will be performed, a finding of cost effectiveness shall be made in compliance with 23 CFR 635, Subpart B.

13. Project Maintenance

The Local Government shall be responsible for maintenance of locally owned roads and locally owned facilities after completion of the work. The State shall be responsible for maintenance of the State highway system after completion of the work if the work was on the State highway system, unless otherwise provided for in existing maintenance agreements with the Local Government.

14. Right of Way and Real Property

The party named in Article 1, Responsible Parties, under AGREEMENT is responsible for the provision and acquisition of any needed right of way or real property.

15. Insurance

If this Agreement authorizes the Local Government or its contractor to perform any work on State right of way, before beginning work, the entity performing the work shall provide

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the State with a fully executed copy of the State's Form 1560 Certificate of Insurance verifying the existence of coverage in the amounts and types specified on the Certificate of Insurance for all persons and entities working on State right of way. This coverage shall be maintained until all work on the State right of way is complete. If coverage is not maintained, all work on State right of way shall cease immediately, and the State may recover damages and all costs of completing the work.

16. Notices

All notices to either party shall be delivered personally or sent by certified or U.S. mail, postage prepaid, addressed to that party at the following address:

Local Government:	State:
City of Colleyville ATTN: City Manager 100 Main Street Colleyville, TX 76034	Texas Department of Transportation ATTN: Director of Contract Services 125 E. 11 th Street Austin, TX 78701

All notices shall be deemed given on the date delivered in person or deposited in the mail, unless otherwise provided by this Agreement. Either party may change the above address by sending written notice of the change to the other party. Either party may request in writing that notices shall be delivered personally or by certified U.S. mail, and that request shall be carried out by the other party.

17. Legal Construction

If one or more of the provisions contained in this Agreement shall for any reason be held invalid, illegal, or unenforceable in any respect, such invalidity, illegality, or unenforceability shall not affect any other provisions and this Agreement shall be construed as if it did not contain the invalid, illegal, or unenforceable provision.

18. Responsibilities of the Parties

The State and the Local Government agree that neither party is an agent, servant, or employee of the other party, and each party agrees it is responsible for its individual acts and deeds as well as the acts and deeds of its contractors, employees, representatives, and agents.

19. Ownership of Documents

Upon completion or termination of this Agreement, all documents prepared by the State shall remain the property of the State. All data and information prepared under this Agreement shall be made available to the State without restriction or limitation on their further use. All documents produced or approved or otherwise created by the Local Government shall be transmitted to the State, in the format directed by the State, on a monthly basis or as required by the State. The originals shall remain the property of the Local Government.

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20. Compliance with Laws

The parties to this Agreement shall comply with all federal, state, and local laws, statutes, ordinances, rules and regulations, and the orders and decrees of any courts or administrative bodies or tribunals in any manner affecting the performance of this Agreement. When required, the Local Government shall furnish the State with satisfactory proof of this compliance.

21. Sole Agreement

This Agreement constitutes the sole and only agreement between the parties and supersedes any prior understandings or written or oral agreements respecting the Agreement's subject matter.

22. Cost Principles

In order to be reimbursed with federal funds, the parties shall comply with the cost principles established in 2 CFR 200 that specify that all reimbursed costs are allowable, reasonable, and allocable to the Project.

23. Procurement and Property Management Standards

The parties to this Agreement shall adhere to the procurement and property management standards established in 2 CFR 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards, and to the Texas Uniform Grant Management Standards. The State must pre-approve the Local Government's procurement procedures for purchases to be eligible for state or federal funds.

24. Inspection of Books and Records

The parties to this Agreement shall maintain all books, documents, papers, accounting records, and other documentation relating to costs incurred under this Agreement and shall make such materials available to the State, the Local Government, and, if federally funded, the FHWA and the U.S. Office of the Inspector General or their duly authorized representatives for review and inspection at its office during the Agreement period and for seven (7) years from the date of final reimbursement by FHWA under this Agreement or until any impending litigation or claims are resolved. Additionally, the State, the Local Government, and the FHWA and their duly authorized representatives shall have access to all the governmental records that are directly applicable to this Agreement for the purpose of making audits, examinations, excerpts, and transcriptions.

25. Civil Rights Compliance

The parties to this Agreement are responsible for the following:

- A. Compliance with Regulations: Both parties will comply with the Acts and the Regulations relative to Nondiscrimination in Federally-assisted programs of the U.S. Department of Transportation (USDOT), the Federal Highway Administration (FHWA), as they may be amended from time to time, which are herein incorporated by reference and made part of this Agreement.
- B. Nondiscrimination: The Local Government, with regard to the work performed by it during the Agreement, will not discriminate on the grounds of race, color, or national origin in the selection and retention of subcontractors, including

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procurement of materials and leases of equipment. The Local Government will not participate directly or indirectly in the discrimination prohibited by the Acts and the Regulations, including employment practices when the Agreement covers any activity, project, or program set forth in Appendix B of 49 CFR Part 21.

- C. Solicitations for Subcontracts, Including Procurement of Materials and Equipment: In all solicitations either by competitive bidding or negotiation made by the Local Government for work to be performed under a subcontract, including procurement of materials or leases of equipment, each potential subcontractor or supplier will be notified by the Local Government of the Local Government's obligations under this Agreement and the Acts and Regulations relative to Nondiscrimination on the grounds of race, color, or national origin.
- D. Information and Reports: The Local Government will provide all information and reports required by the Acts, the Regulations, and directives issued pursuant thereto, and will permit access to its books, records, accounts, other sources of information, and facilities as may be determined by the State or the FHWA to be pertinent to ascertain compliance with such Acts, Regulations or directives. Where any information required of the Local Government is in the exclusive possession of another who fails or refuses to furnish this information, the Local Government will so certify to the State or the FHWA, as appropriate, and will set forth what efforts it has made to obtain the information.
- E. Sanctions for Noncompliance: In the event of the Local Government's noncompliance with the Nondiscrimination provisions of this Agreement, the State will impose such contract sanctions as it or the FHWA may determine to be appropriate, including, but not limited to:
 - 1. withholding of payments to the Local Government under the Agreement until the Local Government complies and/or
 - 2. cancelling, terminating, or suspending of the Agreement, in whole or in part.
- F. Incorporation of Provisions: The Local Government will include the provisions of paragraphs (A) through (F) in every subcontract, including procurement of materials and leases of equipment, unless exempt by the Acts, the Regulations and directives issued pursuant thereto. The Local Government will take such action with respect to any subcontract or procurement as the State or the FHWA may direct as a means of enforcing such provisions including sanctions for noncompliance. Provided, that if the Local Government becomes involved in, or is threatened with, litigation with a subcontractor or supplier because of such direction, the Local Government may request the State to enter into such litigation to protect the interests of the State. In addition, the Local Government may request the United States to enter into such litigation to protect the interests of the United States.

26. Pertinent Non-Discrimination Authorities

During the performance of this Agreement, each party, for itself, its assignees, and successors in interest agree to comply with the following nondiscrimination statutes and authorities; including but not limited to:

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- A. Title VI of the Civil Rights Act of 1964 (42 U.S.C. § 2000d et seq., 78 stat. 252), (prohibits discrimination on the basis of race, color, national origin); and 49 CFR Part 21.
- B. The Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, (42 U.S.C. § 4601), (prohibits unfair treatment of persons displaced or whose property has been acquired because of federal or federal-aid programs and projects).
- C. Federal-Aid Highway Act of 1973, (23 U.S.C. § 324 et seq.), as amended, (prohibits discrimination on the basis of sex).
- D. Section 504 of the Rehabilitation Act of 1973, (29 U.S.C. § 794 et seq.) as amended, (prohibits discrimination on the basis of disability); and 49 CFR Part 27.
- E. The Age Discrimination Act of 1975, as amended, (42 U.S.C. § 6101 et seq.), (prohibits discrimination on the basis of age).
- F. Airport and Airway Improvement Act of 1982, (49 U.S.C. Chapter 471, Section 47123), as amended, (prohibits discrimination based on race, creed, color, national origin, or sex).
- G. The Civil Rights Restoration Act of 1987, (PL 100-209), (Broadened the scope, coverage and applicability of Title VI of the Civil Rights Act of 1964, The Age Discrimination Act of 1975 and Section 504 of the Rehabilitation Act of 1973, by expanding the definition of the terms “programs or activities” to include all of the programs or activities of the federal-aid recipients, subrecipients and contractors, whether such programs or activities are federally funded or not).
- H. Titles II and III of the Americans with Disabilities Act, which prohibits discrimination on the basis of disability in the operation of public entities, public and private transportation systems, places of public accommodation, and certain testing entities (42 U.S.C. §§ 12131-12189) as implemented by Department of Transportation regulations at 49 C.F.R. parts 37 and 38.
- I. The Federal Aviation Administration’s Nondiscrimination statute (49 U.S.C. § 47123) (prohibits discrimination on the basis of race, color, national origin, and sex).
- J. Executive Order 12898, Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations, which ensures nondiscrimination against minority populations by discouraging programs, policies, and activities with disproportionately high and adverse human health or environmental effects on minority and low-income populations.
- K. Executive Order 13166, Improving Access to Services for Persons with Limited English Proficiency, and resulting agency guidance, national origin discrimination includes discrimination because of limited English proficiency (LEP). To ensure compliance with Title VI, the parties must take reasonable steps to ensure that LEP persons have meaningful access to the programs (70 Fed. Reg. at 74087 to 74100).
- L. Title IX of the Education Amendments of 1972, as amended, which prohibits the parties from discriminating because of sex in education programs or activities (20 U.S.C. 1681 et seq.).

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27. Disadvantaged Business Enterprise (DBE) Program Requirements

If federal funds are used:

- A. The parties shall comply with the Disadvantaged Business Enterprise Program requirements established in 49 CFR Part 26.
- B. The Local Government shall adopt, in its totality, the State's federally approved DBE program.
- C. The Local Government shall incorporate into its contracts with subproviders an appropriate DBE goal consistent with the State's DBE guidelines and in consideration of the local market, project size, and nature of the goods or services to be acquired. The Local Government shall submit its proposed scope of services and quantity estimates to the State to allow the State to establish a DBE goal for each Local Government contract with a subprovider. The Local Government shall be responsible for documenting its actions.
- D. The Local Government shall follow all other parts of the State's DBE program referenced in TxDOT Form 2395, Memorandum of Understanding Regarding the Adoption of the Texas Department of Transportation's Federally-Approved Disadvantaged Business Enterprise by Entity, and attachments found at web address http://ftp.dot.state.tx.us/pub/txdot-info/bop/dbe/mou/mou_attachments.pdf.
- E. The Local Government shall not discriminate on the basis of race, color, national origin, or sex in the award and performance of any U.S. Department of Transportation (DOT)-assisted contract or in the administration of its DBE program or the requirements of 49 CFR Part 26. The Local Government shall take all necessary and reasonable steps under 49 CFR Part 26 to ensure non-discrimination in award and administration of DOT-assisted contracts. The State's DBE program, as required by 49 CFR Part 26 and as approved by DOT, is incorporated by reference in this Agreement. Implementation of this program is a legal obligation and failure to carry out its terms shall be treated as a violation of this Agreement. Upon notification to the Local Government of its failure to carry out its approved program, the State may impose sanctions as provided for under 49 CFR Part 26 and may, in appropriate cases, refer the matter for enforcement under 18 U.S.C. 1001 and the Program Fraud Civil Remedies Act of 1986 (31 U.S.C. 3801 et seq.).
- F. Each contract the Local Government signs with a contractor (and each subcontract the prime contractor signs with a sub-contractor) must include the following assurance: *The contractor, sub-recipient, or sub-contractor shall not discriminate on the basis of race, color, national origin, or sex in the performance of this contract. The contractor shall carry out applicable requirements of 49 CFR Part 26 in the award and administration of DOT-assisted contracts. Failure by the contractor to carry out these requirements is a material breach of this Agreement, which may result in the termination of this Agreement or such other remedy as the recipient deems appropriate.*

28. Debarment Certifications

If federal funds are used, the parties are prohibited from making any award at any tier to any party that is debarred or suspended or otherwise excluded from or ineligible for participation in Federal Assistance Programs under Executive Order 12549, "Debarment

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and Suspension.” By executing this Agreement, the Local Government certifies that it and its principals are not currently debarred, suspended, or otherwise excluded from or ineligible for participation in Federal Assistance Programs under Executive Order 12549 and further certifies that it will not do business with any party, to include principals, that is currently debarred, suspended, or otherwise excluded from or ineligible for participation in Federal Assistance Programs under Executive Order 12549. The parties to this Agreement shall require any party to a subcontract or purchase order awarded under this Agreement to certify its eligibility to receive federal funds and, when requested by the State, to furnish a copy of the certification.

If state funds are used, the parties are prohibited from making any award to any party that is debarred under the Texas Administrative Code, Title 34, Part 1, Chapter 20, Subchapter G, Rule §20.585 and the Texas Administrative Code, Title 43, Part 1, Chapter 9, Subchapter G.

29. Lobbying Certification

If federal funds are used, in executing this Agreement, each signatory certifies to the best of that signatory's knowledge and belief, that:

- A. No federal appropriated funds have been paid or will be paid by or on behalf of the parties to any person for influencing or attempting to influence an officer or employee of any federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any federal contract, the making of any federal grant, the making of any federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any federal contract, grant, loan, or cooperative agreement.
- B. If any funds other than federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with federal contracts, grants, loans, or cooperative agreements, the signatory for the Local Government shall complete and submit the Federal Standard Form-LLL, “Disclosure Form to Report Lobbying,” in accordance with its instructions.
- C. The parties shall require that the language of this certification shall be included in the award documents for all sub-awards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and all sub-recipients shall certify and disclose accordingly. Submission of this certification is a prerequisite for making or entering into this transaction imposed by Title 31 U.S.C. §1352. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

30. Federal Funding Accountability and Transparency Act Requirements

If federal funds are used, the following requirements apply:

- A. Any recipient of funds under this Agreement agrees to comply with the Federal Funding Accountability and Transparency Act (FFATA) and implementing regulations at 2 CFR Part 170, including Appendix A. This Agreement is subject

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to the following award terms: <http://www.gpo.gov/fdsys/pkg/FR-2010-09-14/pdf/2010-22705.pdf> and <http://www.gpo.gov/fdsys/pkg/FR-2010-09-14/pdf/2010-22706.pdf>.

- B. The Local Government agrees that it shall:
1. Obtain and provide to the State a System for Award Management (SAM) number (Federal Acquisition Regulation, Part 4, Sub-part 4.11) if this award provides more than \$25,000 in federal funding. The SAM number may be obtained by visiting the SAM website whose address is:
<https://www.sam.gov/portal/public/SAM/>
 2. Obtain and provide to the State a Data Universal Numbering System (DUNS) number, a unique nine-character number that allows federal government to track the distribution of federal money. The DUNS may be requested free of charge for all businesses and entities required to do so by visiting the Dun & Bradstreet (D&B) on-line registration website [http://fedgov.dnb.com/webform](http://fedgov.dnb.com/webform;); and
 3. Report the total compensation and names of its top five executives to the State if:
 - i. More than 80% of annual gross revenues are from the federal government, and those revenues are greater than \$25,000,000; and
 - ii. The compensation information is not already available through reporting to the U.S. Securities and Exchange Commission.

31. Single Audit Report

If federal funds are used:

- A. The parties shall comply with the single audit report requirements stipulated in 2 CFR 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards.
- B. If threshold expenditures of \$750,000 or more are met during the fiscal year, the Local Government must submit a Single Audit Report and Management Letter (if applicable) to TxDOT's Compliance Division, 125 East 11th Street, Austin, TX 78701 or contact TxDOT's Compliance Division by email at singleaudits@txdot.gov.
- C. If expenditures are less than the threshold during the Local Government's fiscal year, the Local Government must submit a statement to TxDOT's Compliance Division as follows: "We did not meet the \$_____ expenditure threshold and therefore, are not required to have a single audit performed for FY _____."
- D. For each year the Project remains open for federal funding expenditures, the Local Government will be responsible for filing a report or statement as described above. The required annual filing shall extend throughout the life of the Agreement, unless otherwise amended or the Project has been formally closed out and no charges have been incurred within the current fiscal year.

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32. Signatory Warranty

Each signatory warrants that the signatory has necessary authority to execute this Agreement on behalf of the entity represented.

Each party is signing this Agreement on the date stated under that party's signature.

THE STATE OF TEXAS

THE LOCAL GOVERNMENT

Signature

Kenneth Stewart
Typed or Printed Name

Director of Contract Services
Typed or Printed Title

Date

Signature

Jerry Ducay
Typed or Printed Name

City Manager
Typed or Printed Title

Date

TxDOT:				Federal Highway Administration:	
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ATTACHMENT A LOCATION MAP SHOWING PROJECT



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ATTACHMENT B PROJECT BUDGET

Costs will be allocated based on 80% Federal funding and 20% State funding until the federal and state funding reaches the maximum obligated amount. The Local Government will then be responsible for 100% cost overruns.

Description	Total Estimated Cost	Federal Participation		State Participation		Local Participation	
		%	Cost	%	Cost	%	Cost
Environmental (by Local Government)	\$4,400	0%	\$0	0%	\$0	100%	\$4,400
Engineering (by Local Government)	\$25,800	0%	\$0	0%	\$0	100%	\$25,800
Construction (by Local Government)	\$130,000	80%	\$104,000	20%	\$26,000	0%	\$0
Subtotal	\$160,200		\$104,000		\$26,000		\$30,200
Environmental Direct State Costs	\$220	0%	\$0	100%	\$220	0%	\$0
Right of Way Direct State Costs	\$1	0%	\$0	100%	\$1	0%	\$0
Engineering Direct State Costs	\$1,290	0%	\$0	100%	\$1,290	0%	\$0
Utility Direct State Costs	\$1	0%	\$0	100%	\$1	0%	\$0
Construction Direct State Costs	\$9,100	0%	\$0	100%	\$9,100	0%	\$0
Indirect State Costs	\$7,577	0%	\$0	100%	\$7,577	0%	\$0
TOTAL	\$178,389		\$104,000		\$44,189		\$30,200

Initial payment by the Local Government to the State: \$0.00

Payment by the Local Government to the State before construction: \$0.00

Estimated total payment by the Local Government to the State \$0.00

This is an estimate. The final amount of Local Government participation will be based on actual costs.

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upload your resolution materials in place of
this document



RESOLUTION R-23-4848

A RESOLUTION APPROVING AN ADVANCED FUNDING AGREEMENT WITH TEXAS DEPARTMENT OF TRANSPORTATION FOR GREEN RIBBON FUNDING FOR SH26 AT LONGWOOD DRIVE LANDSCAPING; PROVIDING FOR LOCAL FUNDING FROM THE CITY'S CAPITAL IMPROVEMENTS PROGRAM FUND; AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT

WHEREAS, the City Council finds it in the best interest of the City and its citizens to utilize public grant programs to maintain and enhance the quality of City streets and public highways; and

WHEREAS, the City of Colleyville, Texas ("City") submitted a request to the Texas Department of Transportation ("TxDOT") for state participation in the form of Green Ribbon funding to pay a portion of the costs for SH26 at Longwood Drive Landscaping (the "Project"); and

WHEREAS, the City Council hereby authorizes the City Manager, or his designee, to execute the Advanced Funding Agreement (the "Agreement") with TxDOT, providing for the state's participation in the Project through Green Ribbon grant funding, as more particularly described in the Agreement; and

WHEREAS, the City will be responsible for cost overruns for the Project as set forth in the Agreement; and

WHEREAS, upon final execution of the Agreement, the City Council authorizes the commitment of local matching funds, to the extent required, to be funded from available funding in the City's Capital Improvements Program.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COLLEYVILLE, TEXAS:

Sec. 1 THAT the City Council authorizes an Advance Funding Agreement with the State of Texas for Green Ribbon funding for SH26 at Longwood Drive Landscaping. The City Manager, or his designee, is authorized to execute all documents necessary to complete this transaction.

Sec. 2 THAT the City's portion of the Project funding required under the Agreement shall come from the City's Capital Improvements Program fund.

Sec. 3 THAT this Resolution shall become effective immediately upon passage.

AND IT IS SO RESOLVED.

APPROVED BY A VOTE OF _ AYES, _ NAYS ON THIS THE 6TH DAY OF JUNE 2023.

Mayor Bobby Lindamood	_____	Mayor Pro Tem Callie Rigney	_____
Brandi Elder, Place 1	_____	George Bond, Place 2	_____
Scotty Richardson, Place 3	_____	Ben Graves, Place 4	_____
Chuck Kelley, Place 5	_____		

ATTEST:

CITY OF COLLEYVILLE

Christine Loven, TRMC
City Secretary

Bobby Lindamood
Mayor



CITY OF COLLEYVILLE CITY COUNCIL BRIEFING

Agenda Number 7b

Agenda Date 6/6/2023

Number Resolution R-23-4849

Type Resolution

Department Public Works

Title

Approving an Advanced Funding Agreement with Texas Department of Transportation for Green Ribbon Funding for FM 3029 at LD Lockett Road landscaping; providing for local funding from the Tax Increment Financing (TIF) District fund, and authorizing the City Manager to execute the agreement

Explanation

First Reading and Public Hearing

Pending the approval of the subject Advanced Funding Agreement (AFA), the Texas Department of Transportation (TxDOT) has approved \$176,122 in Green Ribbon funding reimbursement for eligible expenses related to the beautification of the intersection at FM 3029 and LD Lockett Drive. Project details and plans are currently being finalized and reviewed by TxDOT, with an anticipated bid opening date (project letting) of August 2023.

Description	Total Estimated Cost	Federal Participation		State Participation		Local Participation	
		%	Cost	%	Cost	%	Cost
Environmental (by Local Government)	\$4,400	0%	\$0	0%	\$0	100%	\$4,400
Engineering (by Local Government)	\$25,800	0%	\$0	0%	\$0	100%	\$25,800
Construction (by Local Government)	\$155,000	80%	\$124,000	20%	\$31,000	0%	\$0
Subtotal	\$185,200		\$124,000		\$31,000		\$30,200
Environmental Direct State Costs	\$220	0%	\$0	100%	\$220	0%	\$0
Right of Way Direct State Costs	\$1	0%	\$0	100%	\$1	0%	\$0
Engineering Direct State Costs	\$1,290	0%	\$0	100%	\$1,290	0%	\$0

Utility Direct State Costs	\$1	0%	\$0	100%	\$1	0%	\$0
Construction Direct State	\$10,850	0%	\$0	100%	\$10,850	0%	\$0
Indirect State Costs	\$8,760	0%	\$0	100%	\$8,760	0%	\$0
TOTAL	\$206,322		\$124,000		\$52,122		\$30,200

Financial Impact

The City is responsible for all design costs and environmental studies associated with the project, estimated to be \$30,200. The City is responsible for overruns in excess of the above budgeted amount. The funding source for the project is the Tax Increment Financing (TIF) fund.

Recommendation

Approve

Attachments

1. Advanced Funding Agreement
2. Resolution R-23-4849

TxDOT:				Federal Highway Administration:	
CSJ #	3125-01-023			CFDA No.	20.205
District #	02-FTW	AFA ID	Z00004828	CFDA Title	Highway Planning and Construction
Code Chart 64 #	09100				
Project Name	FM 3029; at LD Lockett RD			AFA Not Used For Research & Development	

STATE OF TEXAS §

COUNTY OF TRAVIS §

ADVANCE FUNDING AGREEMENT
For
A Green Ribbon Program
On-System

THIS AGREEMENT (Agreement) is made by and between the State of Texas, acting by and through the **Texas Department of Transportation** called the “State”, and the **City of Colleyville**, acting by and through its duly authorized officials, called the “Local Government”. The State and Local Government shall be collectively referred to as “the parties” hereinafter.

WITNESSETH

WHEREAS, federal law establishes federally funded programs for transportation improvements to implement its public purposes, and

WHEREAS, the Texas Transportation Code, Section 201.103 establishes that the State shall design, construct and operate a system of highways in cooperation with local governments, and Section 222.052 authorizes the Texas Transportation Commission to accept contributions from political subdivisions for development and construction of public roads and the state highway system within the political subdivision, and

WHEREAS, federal and state laws require local governments to meet certain contract standards relating to the management and administration of State and federal funds, and

WHEREAS, the Texas Transportation Commission has codified 43 TAC, Rules 15.50-15.56 that describe federal, state, and local responsibilities for cost participation in highway improvement and other transportation projects, and

WHEREAS, the Texas Transportation Commission passed Minute Order Number **116292** authorizing the State to undertake and complete a highway improvement or other transportation project generally described as **Landscape Development**. The portion of the project work covered by this Agreement is identified in the Agreement, Article 3, Scope of Work (Project), and

WHEREAS, the Governing Body of the Local Government has approved entering into this Agreement by resolution, ordinance, or commissioners court order dated _____, which is attached to and made a part of this Agreement as Attachment C, Resolution, Ordinance, or Commissioners Court Order (Attachment C). A map showing the Project location appears in Attachment A, Location Map Showing Project (Attachment A), which is attached to and made a part of this Agreement.

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Project Name	FM 3029; at LD Lockett RD			<i>AFA Not Used For Research & Development</i>	

NOW, THEREFORE, in consideration of the premises and of the mutual covenants and agreements of the parties, to be by them respectively kept and performed as set forth in this Agreement, it is agreed as follows:

AGREEMENT

1. Responsible Parties:

For the Project covered by this Agreement, the parties shall be responsible for the following work as stated in the article of the Agreement referenced in the table below:

1.	N/A	Utilities	Article 8
2.	Local Government	Environmental Assessment and Mitigation	Article 9
3.	Local Government	Architectural and Engineering Services	Article 11
4.	Local Government	Construction Responsibilities	Article 12
5.	N/A	Right of Way and Real Property	Article 14

2. Period of the Agreement

This Agreement becomes effective when signed by the last party whose signing makes the Agreement fully executed. This Agreement shall remain in effect until the Project is completed or unless terminated as provided below.

3. Scope of Work

The scope of work for the Project consists of engineering, environmental and construction corridor enhancements and beautification located within the City of Colleyville. The project location is at the intersection of FM 3029 (Precinct Line Road) and W L.D. Lockett Road. This intersection will allow for enhancements at the northeast and southeast quadrants of the signaled intersection. The enhancements proposed will be linear planting areas within the ROW approximately 10 feet wide and 200 feet long as shown on Attachment A.

4. Project Sources and Uses of Funds

The total estimated cost of the Project is shown in Attachment B, Project Budget (Attachment B) which is attached to and made a part of this Agreement.

- A. If the Local Government will perform any work under this Agreement for which reimbursement will be provided by or through the State, the Local Government must complete training. If federal funds are being used, the training must be completed before federal spending authority is obligated. Training is complete when at least one individual who is working actively and directly on the Project successfully completes and receives a certificate for the course entitled "Local Government Project Procedures and Qualification for the Texas Department of Transportation" and retains qualification in accordance with applicable TxDOT procedures. Upon request, the Local Government shall provide the certificate of qualification to the State. The individual who receives the training certificate may be an employee of the Local Government or an employee of a firm that has been contracted by the Local Government to perform oversight of the Project. The

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State in its discretion may deny reimbursement if the Local Government has not continuously designated in writing a qualified individual to work actively on or to directly oversee the Project.

- B. The expected cash contributions from the federal government, the State, the Local Government, or other parties are shown in Attachment B. The State will pay for only those Project costs that have been approved by the Texas Transportation Commission. For projects with federal funds, the State and the federal government will not reimburse the Local Government for any work performed before the federal spending authority is formally obligated to the Project by the Federal Highway Administration (FHWA). After federal funds have been obligated, the State will send to the Local Government a copy of the formal documentation showing the obligation of funds including federal award information. The Local Government is responsible for 100% of the cost of any work performed under its direction or control before the federal spending authority is formally obligated.
- C. Attachment B shows, by major cost categories, the cost estimates and the party responsible for performing the work for each category. These categories may include but are not limited to: (1) costs of real property; (2) costs of utility work; (3) costs of environmental assessment and remediation; (4) cost of preliminary engineering and design; (5) cost of construction and construction management; and (6) any other local project costs.
- D. The State will be responsible for securing the federal and State share of the funding required for the development and construction of the local Project. If the Local Government is due funds for expenses incurred, these funds will be reimbursed to the Local Government on a cost basis.
- E. The Local Government will be responsible for all non-federal or non-State participation costs associated with the Project, unless otherwise provided for in this Agreement or approved otherwise in an amendment to this Agreement. For items of work subject to specified percentage funding, the Local Government shall only in those instances be responsible for all Project costs that are greater than the maximum State and federal participation specified in Attachment B and for overruns in excess of the amount specified in Attachment B to be paid by the Local Government.
- F. The budget in Attachment B will clearly state all items subject to fixed price funding, specified percentage funding, and the periodic payment schedule, when periodic payments have been approved by the State.
- G. When the Local Government bears the responsibility for paying cost overruns, the Local Government shall make payment to the State within thirty (30) days from the receipt of the State's written notification of additional funds being due.
- H. When fixed price funding is used, the Local Government is responsible for the fixed price amount specified in Attachment B. Fixed prices are not subject to adjustment unless (1) differing site conditions are encountered; (2) further definition of the Local Government's requested scope of work identifies greatly differing costs from those estimated; (3) work requested by the Local Government is determined to be ineligible for federal participation; or (4) the adjustment is mutually agreed to by the State and the Local Government.

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- I. Prior to the performance of any engineering review work by the State, the Local Government will pay to the State the amount specified in Attachment B. At a minimum, this amount shall equal the Local Government's funding share for the estimated cost of preliminary engineering performed or reviewed by the State for the Project. At least sixty (60) days prior to the date set for receipt of the construction bids, the Local Government shall remit its remaining financial share for the State's estimated construction oversight and construction cost.
- J. The State will not execute the contract for the construction of the Project until the required funding has been made available by the Local Government in accordance with this Agreement.
- K. Whenever funds are paid by the Local Government to the State under this Agreement, the Local Government shall remit a check or warrant made payable to the "Texas Department of Transportation" or may use the State's Automated Clearing House (ACH) system for electronic transfer of funds in accordance with instructions provided by TxDOT's Finance Division. The funds shall be deposited and managed by the State and may only be applied by the State to the Project.
- L. The State will not pay interest on any funds provided by the Local Government.
- M. If a waiver for the collection of indirect costs for a service project has been granted under 43 TAC §15.56, the State will not charge the Local Government for the indirect costs the State incurs on the Project, unless this Agreement is terminated at the request of the Local Government prior to completion of the Project.
- N. If the Local Government is an Economically Disadvantaged County (EDC) and if the State has approved adjustments to the standard financing arrangement, this Agreement reflects those adjustments.
- O. Where the Local Government is authorized to perform services under this Agreement and be reimbursed by the State, the Local Government is authorized to submit requests for reimbursement by submitting the original of an itemized invoice, in a form and containing all items required by the State, no more frequently than monthly and no later than ninety (90) days after costs are incurred. If the Local Government submits invoices more than ninety (90) days after the costs are incurred and if federal funding is reduced as a result, the State shall have no responsibility to reimburse the Local Government for those costs.
- P. Upon completion of the Project, the State will perform a final accounting of the Project costs for all items of work with specified percentage funding. Any funds due by the Local Government, the State, or the federal government for these work items will be promptly paid by the owing party.
- Q. The state auditor may conduct an audit or investigation of any entity receiving funds from the State directly under this Agreement or indirectly through a subcontract under this Agreement. Acceptance of funds directly under this Agreement or indirectly through a subcontract under this Agreement acts as acceptance of the authority of the state auditor, under the direction of the legislative audit committee, to conduct an audit or investigation in connection with those funds. An entity that is the subject of an audit or investigation must provide the state auditor with access to any information the state auditor considers relevant to the investigation or audit.

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- R. Payment under this Agreement beyond the end of the current fiscal biennium is subject to availability of appropriated funds. If funds are not appropriated, this Agreement shall be terminated immediately with no liability to either party.

5. Termination of This Agreement

This Agreement shall remain in effect until the Project is completed and accepted by all parties, unless:

- A. The Agreement is terminated in writing with the mutual consent of the parties;
- B. The Agreement is terminated by one party because of a breach, in which case any costs incurred because of the breach shall be paid by the breaching party;
- C. The Local Government elects not to provide funding after the completion of preliminary engineering, specifications, and estimates (PS&E) and the Project does not proceed because of insufficient funds, in which case the Local Government agrees to reimburse the State for its reasonable actual costs incurred during the Project; or
- D. The Agreement is terminated by the State because the parties are not able to execute a mutually agreeable amendment when the costs for Local Government requested items increase significantly due to differing site conditions, determination that Local government requested work is ineligible for federal or state cost participation, or a more thorough definition of the Local Government's proposed work scope identifies greatly differing costs from those estimated. The State will reimburse Local Government remaining funds to the Local Government within ninety (90) days of termination; or
- E. The Project is inactive for thirty-six (36) consecutive months or longer and no expenditures have been charged against federal funds, in which case the State may in its discretion terminate this Agreement.

6. Amendments

Amendments to this Agreement due to changes in the character of the work, terms of the Agreement, or responsibilities of the parties relating to the Project may be enacted through a mutually agreed upon, written amendment.

7. Remedies

This Agreement shall not be considered as specifying the exclusive remedy for any agreement default, but all remedies existing at law and in equity may be availed of by either party to this Agreement and shall be cumulative.

8. Utilities

The party named in Article 1, Responsible Parties, under AGREEMENT shall be responsible for the adjustment, removal, or relocation of utility facilities in accordance with applicable state laws, regulations, rules, policies, and procedures, including any cost to the State of a delay resulting from the Local Government's failure to ensure that utility facilities are adjusted, removed, or relocated before the scheduled beginning of construction. The Local Government will not be reimbursed with federal or State funds for the cost of required utility work. The Local Government must obtain advance approval for any variance from established procedures. Before a construction contract is let, the Local Government shall provide, at the State's request, a certification stating that

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the Local Government has completed the adjustment of all utilities that must be adjusted before construction is commenced.

9. Environmental Assessment and Mitigation

Development of a transportation project must comply with the National Environmental Policy Act and the National Historic Preservation Act of 1966, which require environmental clearance of federal-aid projects. The party named in Article 1, Responsible Parties, under AGREEMENT is responsible for the following:

- A. The identification and assessment of any environmental problems associated with the development of a local project governed by this Agreement.
- B. The cost of any environmental problem's mitigation and remediation.
- C. Providing any public meetings or public hearings required for the environmental assessment process. Public hearings will not be held prior to the approval of the Project schematic.
- D. The preparation of the NEPA documents required for the environmental clearance of this Project.

If the Local Government is responsible for the environmental assessment and mitigation, before the advertisement for bids, the Local Government shall provide to the State written documentation from the appropriate regulatory agency or agencies that all environmental clearances have been obtained.

10. Compliance with Accessibility Standards

All parties to this Agreement shall ensure that the plans for and the construction of all projects subject to this Agreement are in compliance with standards issued or approved by the Texas Department of Licensing and Regulation (TDLR) as meeting or consistent with minimum accessibility requirements of the Americans with Disabilities Act (P.L. 101-336) (ADA).

11. Architectural and Engineering Services

The party named in Article 1, Responsible Parties, under AGREEMENT has responsibility for the performance of architectural and engineering services. The engineering plans shall be developed in accordance with the applicable State's *Standard Specifications for Construction and Maintenance of Highways, Streets and Bridges* and the special specifications and special provisions related to it. For projects on the State highway system, the design shall, at a minimum conform to applicable State manuals. For projects not on the State highway system, the design shall, at a minimum, conform to applicable American Association of State Highway and Transportation Officials (AASHTO) design standards.

In procuring professional services, the parties to this Agreement must comply with federal requirements cited in 23 CFR Part 172 if the Project is federally funded and with Texas Government Code 2254, Subchapter A, in all cases. Professional contracts for federally funded projects must conform to federal requirements, specifically including the provision for participation by Disadvantaged Business Enterprises (DBEs), ADA, and environmental matters. If the Local Government is the responsible party, the Local Government shall submit its procurement selection process for prior approval by the

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State. All professional services contracts must be reviewed and approved by the State prior to execution by the Local Government.

12. Construction Responsibilities

The party named in Article 1, Responsible Parties, under AGREEMENT is responsible for the following:

- A. Advertise for construction bids, issue bid proposals, receive and tabulate the bids, and award and administer the contract for construction of the Project. Administration of the contract includes the responsibility for construction engineering and for issuance of any change orders, supplemental agreements, amendments, or additional work orders that may become necessary subsequent to the award of the construction contract. In order to ensure federal funding eligibility, projects must be authorized by the State prior to advertising for construction.
- B. If the State is the responsible party, the State will use its approved contract letting and award procedures to let and award the construction contract.
- C. If the Local Government is the responsible party, the Local Government shall submit its contract letting and award procedures to the State for review and approval prior to letting.
- D. If the Local Government is the responsible party, the State must concur with the low bidder selection before the Local Government can enter into a contract with the vendor.
- E. If the Local Government is the responsible party, the State must review and approve change orders.
- F. Upon completion of the Project, the party responsible for constructing the Project will issue and sign a "Notification of Completion" acknowledging the Project's construction completion and submit certification(s) sealed by a professional engineer(s) licensed in the State of Texas.
- G. For federally funded contracts, the parties to this Agreement will comply with federal construction requirements cited in 23 CFR Part 635 and with requirements cited in 23 CFR Part 633, and shall include the latest version of Form "FHWA-1273" in the contract bidding documents. If force account work will be performed, a finding of cost effectiveness shall be made in compliance with 23 CFR 635, Subpart B.

13. Project Maintenance

The Local Government shall be responsible for maintenance of locally owned roads and locally owned facilities after completion of the work. The State shall be responsible for maintenance of the State highway system after completion of the work if the work was on the State highway system, unless otherwise provided for in existing maintenance agreements with the Local Government.

14. Right of Way and Real Property

The party named in Article 1, Responsible Parties, under AGREEMENT is responsible for the provision and acquisition of any needed right of way or real property.

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15. Insurance

If this Agreement authorizes the Local Government or its contractor to perform any work on State right of way, before beginning work, the entity performing the work shall provide the State with a fully executed copy of the State's Form 1560 Certificate of Insurance verifying the existence of coverage in the amounts and types specified on the Certificate of Insurance for all persons and entities working on State right of way. This coverage shall be maintained until all work on the State right of way is complete. If coverage is not maintained, all work on State right of way shall cease immediately, and the State may recover damages and all costs of completing the work.

16. Notices

All notices to either party shall be delivered personally or sent by certified or U.S. mail, postage prepaid, addressed to that party at the following address:

Local Government:	State:
City of Colleyville ATTN: City Manager 100 Main Street Colleyville, TX 76034	Texas Department of Transportation ATTN: Director of Contract Services 125 E. 11 th Street Austin, TX 78701

All notices shall be deemed given on the date delivered in person or deposited in the mail, unless otherwise provided by this Agreement. Either party may change the above address by sending written notice of the change to the other party. Either party may request in writing that notices shall be delivered personally or by certified U.S. mail, and that request shall be carried out by the other party.

17. Legal Construction

If one or more of the provisions contained in this Agreement shall for any reason be held invalid, illegal, or unenforceable in any respect, such invalidity, illegality, or unenforceability shall not affect any other provisions and this Agreement shall be construed as if it did not contain the invalid, illegal, or unenforceable provision.

18. Responsibilities of the Parties

The State and the Local Government agree that neither party is an agent, servant, or employee of the other party, and each party agrees it is responsible for its individual acts and deeds as well as the acts and deeds of its contractors, employees, representatives, and agents.

19. Ownership of Documents

Upon completion or termination of this Agreement, all documents prepared by the State shall remain the property of the State. All data and information prepared under this Agreement shall be made available to the State without restriction or limitation on their further use. All documents produced or approved or otherwise created by the Local Government shall be transmitted to the State, in the format directed by the State, on a

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monthly basis or as required by the State. The originals shall remain the property of the Local Government. .

20. Compliance with Laws

The parties to this Agreement shall comply with all federal, state, and local laws, statutes, ordinances, rules and regulations, and the orders and decrees of any courts or administrative bodies or tribunals in any manner affecting the performance of this Agreement. When required, the Local Government shall furnish the State with satisfactory proof of this compliance.

21. Sole Agreement

This Agreement constitutes the sole and only agreement between the parties and supersedes any prior understandings or written or oral agreements respecting the Agreement's subject matter.

22. Cost Principles

In order to be reimbursed with federal funds, the parties shall comply with the cost principles established in 2 CFR 200 that specify that all reimbursed costs are allowable, reasonable, and allocable to the Project.

23. Procurement and Property Management Standards

The parties to this Agreement shall adhere to the procurement and property management standards established in 2 CFR 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards, and to the Texas Uniform Grant Management Standards. The State must pre-approve the Local Government's procurement procedures for purchases to be eligible for state or federal funds.

24. Inspection of Books and Records

The parties to this Agreement shall maintain all books, documents, papers, accounting records, and other documentation relating to costs incurred under this Agreement and shall make such materials available to the State, the Local Government, and, if federally funded, the FHWA and the U.S. Office of the Inspector General or their duly authorized representatives for review and inspection at its office during the Agreement period and for seven (7) years from the date of final reimbursement by FHWA under this Agreement or until any impending litigation or claims are resolved. Additionally, the State, the Local Government, and the FHWA and their duly authorized representatives shall have access to all the governmental records that are directly applicable to this Agreement for the purpose of making audits, examinations, excerpts, and transcriptions.

25. Civil Rights Compliance

The parties to this Agreement are responsible for the following:

- A. Compliance with Regulations: Both parties will comply with the Acts and the Regulations relative to Nondiscrimination in Federally-assisted programs of the U.S. Department of Transportation (USDOT), the Federal Highway Administration (FHWA), as they may be amended from time to time, which are herein incorporated by reference and made part of this Agreement.

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- B. Nondiscrimination: The Local Government, with regard to the work performed by it during the Agreement, will not discriminate on the grounds of race, color, or national origin in the selection and retention of subcontractors, including procurement of materials and leases of equipment. The Local Government will not participate directly or indirectly in the discrimination prohibited by the Acts and the Regulations, including employment practices when the Agreement covers any activity, project, or program set forth in Appendix B of 49 CFR Part 21.
- C. Solicitations for Subcontracts, Including Procurement of Materials and Equipment: In all solicitations either by competitive bidding or negotiation made by the Local Government for work to be performed under a subcontract, including procurement of materials or leases of equipment, each potential subcontractor or supplier will be notified by the Local Government of the Local Government's obligations under this Agreement and the Acts and Regulations relative to Nondiscrimination on the grounds of race, color, or national origin.
- D. Information and Reports: The Local Government will provide all information and reports required by the Acts, the Regulations, and directives issued pursuant thereto, and will permit access to its books, records, accounts, other sources of information, and facilities as may be determined by the State or the FHWA to be pertinent to ascertain compliance with such Acts, Regulations or directives. Where any information required of the Local Government is in the exclusive possession of another who fails or refuses to furnish this information, the Local Government will so certify to the State or the FHWA, as appropriate, and will set forth what efforts it has made to obtain the information.
- E. Sanctions for Noncompliance: In the event of the Local Government's noncompliance with the Nondiscrimination provisions of this Agreement, the State will impose such contract sanctions as it or the FHWA may determine to be appropriate, including, but not limited to:
1. withholding of payments to the Local Government under the Agreement until the Local Government complies and/or
 2. cancelling, terminating, or suspending of the Agreement, in whole or in part.
- F. Incorporation of Provisions: The Local Government will include the provisions of paragraphs (A) through (F) in every subcontract, including procurement of materials and leases of equipment, unless exempt by the Acts, the Regulations and directives issued pursuant thereto. The Local Government will take such action with respect to any subcontract or procurement as the State or the FHWA may direct as a means of enforcing such provisions including sanctions for noncompliance. Provided, that if the Local Government becomes involved in, or is threatened with, litigation with a subcontractor or supplier because of such direction, the Local Government may request the State to enter into such litigation to protect the interests of the State. In addition, the Local Government may request the United States to enter into such litigation to protect the interests of the United States.

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26. Pertinent Non-Discrimination Authorities

During the performance of this Agreement, each party, for itself, its assignees, and successors in interest agree to comply with the following nondiscrimination statutes and authorities; including but not limited to:

- A. Title VI of the Civil Rights Act of 1964 (42 U.S.C. § 2000d et seq., 78 stat. 252), (prohibits discrimination on the basis of race, color, national origin); and 49 CFR Part 21.
- B. The Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, (42 U.S.C. § 4601), (prohibits unfair treatment of persons displaced or whose property has been acquired because of federal or federal-aid programs and projects).
- C. Federal-Aid Highway Act of 1973, (23 U.S.C. § 324 et seq.), as amended, (prohibits discrimination on the basis of sex).
- D. Section 504 of the Rehabilitation Act of 1973, (29 U.S.C. § 794 et seq.) as amended, (prohibits discrimination on the basis of disability); and 49 CFR Part 27.
- E. The Age Discrimination Act of 1975, as amended, (42 U.S.C. § 6101 et seq.), (prohibits discrimination on the basis of age).
- F. Airport and Airway Improvement Act of 1982, (49 U.S.C. Chapter 471, Section 47123), as amended, (prohibits discrimination based on race, creed, color, national origin, or sex).
- G. The Civil Rights Restoration Act of 1987, (PL 100-209), (Broadened the scope, coverage and applicability of Title VI of the Civil Rights Act of 1964, The Age Discrimination Act of 1975 and Section 504 of the Rehabilitation Act of 1973, by expanding the definition of the terms “programs or activities” to include all of the programs or activities of the federal-aid recipients, subrecipients and contractors, whether such programs or activities are federally funded or not).
- H. Titles II and III of the Americans with Disabilities Act, which prohibits discrimination on the basis of disability in the operation of public entities, public and private transportation systems, places of public accommodation, and certain testing entities (42 U.S.C. §§ 12131-12189) as implemented by Department of Transportation regulations at 49 C.F.R. parts 37 and 38.
- I. The Federal Aviation Administration's Nondiscrimination statute (49 U.S.C. § 47123) (prohibits discrimination on the basis of race, color, national origin, and sex).
- J. Executive Order 12898, Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations, which ensures nondiscrimination against minority populations by discouraging programs, policies, and activities with disproportionately high and adverse human health or environmental effects on minority and low-income populations.
- K. Executive Order 13166, Improving Access to Services for Persons with Limited English Proficiency, and resulting agency guidance, national origin discrimination includes discrimination because of limited English proficiency (LEP). To ensure compliance with Title VI, the parties must take reasonable steps to ensure that LEP persons have meaningful access to the programs (70 Fed. Reg. at 74087 to 74100).

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- L. Title IX of the Education Amendments of 1972, as amended, which prohibits the parties from discriminating because of sex in education programs or activities (20 U.S.C. 1681 et seq.).

27. Disadvantaged Business Enterprise (DBE) Program Requirements

If federal funds are used:

- A. The parties shall comply with the Disadvantaged Business Enterprise Program requirements established in 49 CFR Part 26.
- B. The Local Government shall adopt, in its totality, the State's federally approved DBE program.
- C. The Local Government shall incorporate into its contracts with subproviders an appropriate DBE goal consistent with the State's DBE guidelines and in consideration of the local market, project size, and nature of the goods or services to be acquired. The Local Government shall submit its proposed scope of services and quantity estimates to the State to allow the State to establish a DBE goal for each Local Government contract with a subprovider. The Local Government shall be responsible for documenting its actions.
- D. The Local Government shall follow all other parts of the State's DBE program referenced in TxDOT Form 2395, Memorandum of Understanding Regarding the Adoption of the Texas Department of Transportation's Federally-Approved Disadvantaged Business Enterprise by Entity, and attachments found at web address http://ftp.dot.state.tx.us/pub/txdot-info/bop/dbe/mou/mou_attachments.pdf.
- E. The Local Government shall not discriminate on the basis of race, color, national origin, or sex in the award and performance of any U.S. Department of Transportation (DOT)-assisted contract or in the administration of its DBE program or the requirements of 49 CFR Part 26. The Local Government shall take all necessary and reasonable steps under 49 CFR Part 26 to ensure non-discrimination in award and administration of DOT-assisted contracts. The State's DBE program, as required by 49 CFR Part 26 and as approved by DOT, is incorporated by reference in this Agreement. Implementation of this program is a legal obligation and failure to carry out its terms shall be treated as a violation of this Agreement. Upon notification to the Local Government of its failure to carry out its approved program, the State may impose sanctions as provided for under 49 CFR Part 26 and may, in appropriate cases, refer the matter for enforcement under 18 U.S.C. 1001 and the Program Fraud Civil Remedies Act of 1986 (31 U.S.C. 3801 et seq.).
- F. Each contract the Local Government signs with a contractor (and each subcontract the prime contractor signs with a sub-contractor) must include the following assurance: *The contractor, sub-recipient, or sub-contractor shall not discriminate on the basis of race, color, national origin, or sex in the performance of this contract. The contractor shall carry out applicable requirements of 49 CFR Part 26 in the award and administration of DOT-assisted contracts. Failure by the contractor to carry out these requirements is a material breach of this Agreement, which may result in the termination of this Agreement or such other remedy as the recipient deems appropriate.*

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28. Debarment Certifications

If federal funds are used, the parties are prohibited from making any award at any tier to any party that is debarred or suspended or otherwise excluded from or ineligible for participation in Federal Assistance Programs under Executive Order 12549, "Debarment and Suspension." By executing this Agreement, the Local Government certifies that it and its principals are not currently debarred, suspended, or otherwise excluded from or ineligible for participation in Federal Assistance Programs under Executive Order 12549 and further certifies that it will not do business with any party, to include principals, that is currently debarred, suspended, or otherwise excluded from or ineligible for participation in Federal Assistance Programs under Executive Order 12549. The parties to this Agreement shall require any party to a subcontract or purchase order awarded under this Agreement to certify its eligibility to receive federal funds and, when requested by the State, to furnish a copy of the certification.

If state funds are used, the parties are prohibited from making any award to any party that is debarred under the Texas Administrative Code, Title 34, Part 1, Chapter 20, Subchapter G, Rule §20.585 and the Texas Administrative Code, Title 43, Part 1, Chapter 9, Subchapter G.

29. Lobbying Certification

If federal funds are used, in executing this Agreement, each signatory certifies to the best of that signatory's knowledge and belief, that:

- A. No federal appropriated funds have been paid or will be paid by or on behalf of the parties to any person for influencing or attempting to influence an officer or employee of any federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any federal contract, the making of any federal grant, the making of any federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any federal contract, grant, loan, or cooperative agreement.
- B. If any funds other than federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with federal contracts, grants, loans, or cooperative agreements, the signatory for the Local Government shall complete and submit the Federal Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.
- C. The parties shall require that the language of this certification shall be included in the award documents for all sub-awards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and all sub-recipients shall certify and disclose accordingly. Submission of this certification is a prerequisite for making or entering into this transaction imposed by Title 31 U.S.C. §1352. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

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30. Federal Funding Accountability and Transparency Act Requirements

If federal funds are used, the following requirements apply:

- A. Any recipient of funds under this Agreement agrees to comply with the Federal Funding Accountability and Transparency Act (FFATA) and implementing regulations at 2 CFR Part 170, including Appendix A. This Agreement is subject to the following award terms: <http://www.gpo.gov/fdsys/pkg/FR-2010-09-14/pdf/2010-22705.pdf> and <http://www.gpo.gov/fdsys/pkg/FR-2010-09-14/pdf/2010-22706.pdf>.
- B. The Local Government agrees that it shall:
 1. Obtain and provide to the State a System for Award Management (SAM) number (Federal Acquisition Regulation, Part 4, Sub-part 4.11) if this award provides more than \$25,000 in federal funding. The SAM number may be obtained by visiting the SAM website whose address is: <https://www.sam.gov/portal/public/SAM/>
 2. Obtain and provide to the State a Data Universal Numbering System (DUNS) number, a unique nine-character number that allows federal government to track the distribution of federal money. The DUNS may be requested free of charge for all businesses and entities required to do so by visiting the Dun & Bradstreet (D&B) on-line registration website <http://fedgov.dnb.com/webform>; and
 3. Report the total compensation and names of its top five executives to the State if:
 - i. More than 80% of annual gross revenues are from the federal government, and those revenues are greater than \$25,000,000; and
 - ii. The compensation information is not already available through reporting to the U.S. Securities and Exchange Commission.

31. Single Audit Report

If federal funds are used:

- A. The parties shall comply with the single audit report requirements stipulated in 2 CFR 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards.
- B. If threshold expenditures of \$750,000 or more are met during the fiscal year, the Local Government must submit a Single Audit Report and Management Letter (if applicable) to TxDOT's Compliance Division, 125 East 11th Street, Austin, TX 78701 or contact TxDOT's Compliance Division by email at singleaudits@txdot.gov.
- C. If expenditures are less than the threshold during the Local Government's fiscal year, the Local Government must submit a statement to TxDOT's Compliance Division as follows: "We did not meet the \$_____ expenditure threshold and therefore, are not required to have a single audit performed for FY _____."
- D. For each year the Project remains open for federal funding expenditures, the Local Government will be responsible for filing a report or statement as described above. The required annual filing shall extend throughout the life of the Agreement, unless otherwise amended or the Project has been formally closed out and no charges have been incurred within the current fiscal year.

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32. Signatory Warranty

Each signatory warrants that the signatory has necessary authority to execute this Agreement on behalf of the entity represented.

Each party is signing this Agreement on the date stated under that party's signature.

THE STATE OF TEXAS

THE LOCAL GOVERNMENT

Signature

Kenneth Stewart
Typed or Printed Name

Director of Contract Services
Typed or Printed Title

Date

Signature

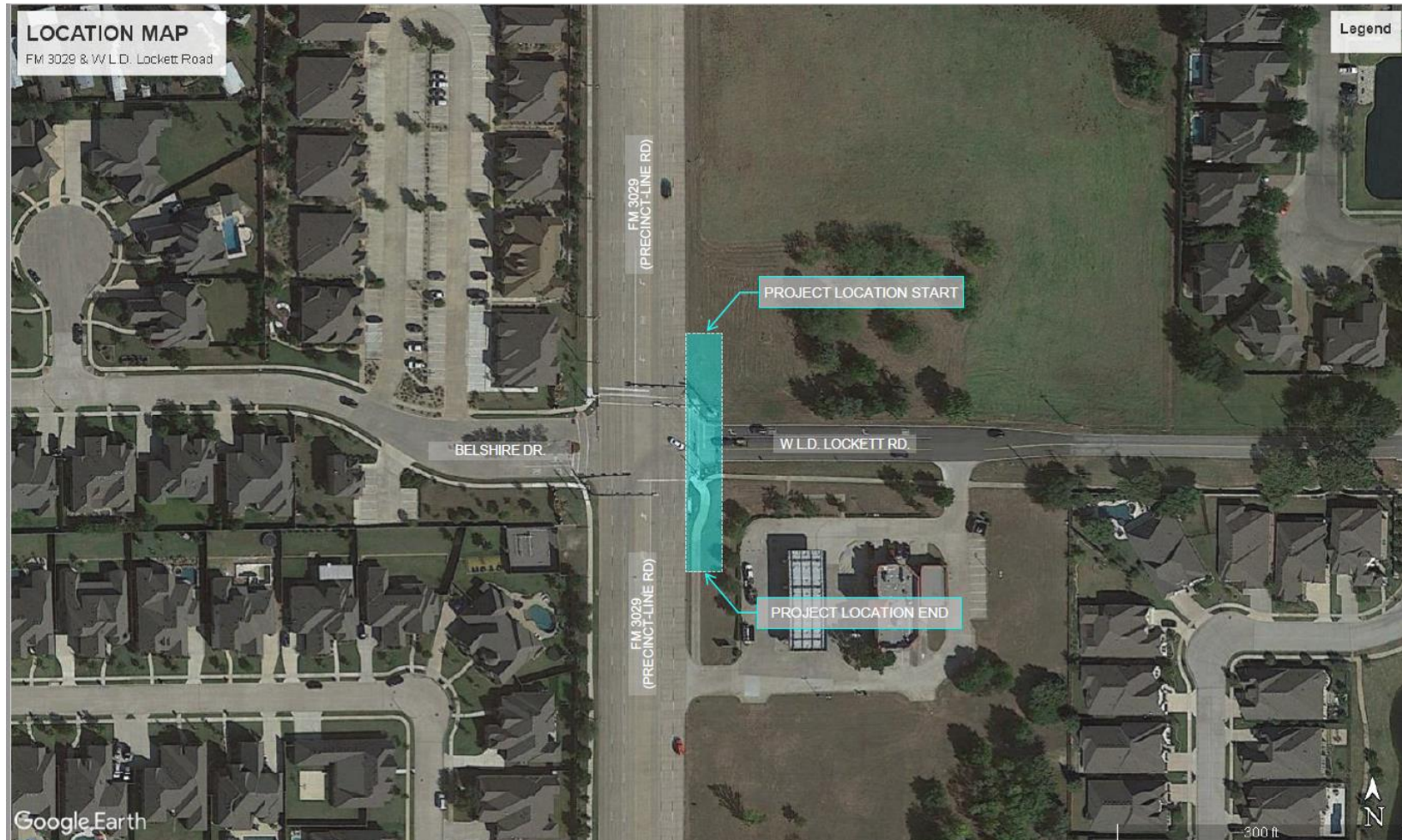
Jerry Ducay
Typed or Printed Name

City Manager
Typed or Printed Title

Date

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ATTACHMENT A LOCATION MAP SHOWING PROJECT



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ATTACHMENT B PROJECT BUDGET

Costs will be allocated based on 80% Federal funding and 20% State funding until the federal and state funding reaches the maximum obligated amount. The Local Government will then be responsible for 100% cost overruns.

Description	Total Estimated Cost	Federal Participation		State Participation		Local Participation	
		%	Cost	%	Cost	%	Cost
Environmental (by Local Government)	\$4,400	0%	\$0	0%	\$0	100%	\$4,400
Engineering (by Local Government)	\$25,800	0%	\$0	0%	\$0	100%	\$25,800
Construction (by Local Government)	\$155,000	80%	\$124,000	20%	\$31,000	0%	\$0
Subtotal	\$185,200		\$124,000		\$31,000		\$30,200
Environmental Direct State Costs	\$220	0%	\$0	100%	\$220	0%	\$0
Right of Way Direct State Costs	\$1	0%	\$0	100%	\$1	0%	\$0
Engineering Direct State Costs	\$1,290	0%	\$0	100%	\$1,290	0%	\$0
Utility Direct State Costs	\$1	0%	\$0	100%	\$1	0%	\$0
Construction Direct State Costs	\$10,850	0%	\$0	100%	\$10,850	0%	\$0
Indirect State Costs	\$8,760	0%	\$0	100%	\$8,760	0%	\$0
TOTAL	\$206,322		\$124,000		\$52,122		\$30,200

Initial payment by the Local Government to the State: \$0.00

Payment by the Local Government to the State before construction: \$0.00

Estimated total payment by the Local Government to the State \$0.00

This is an estimate. The final amount of Local Government participation will be based on actual costs.

This is a placeholder document: please
upload your resolution materials in place of
this document



RESOLUTION 23-4849

APPROVING AN ADVANCED FUNDING AGREEMENT WITH TEXAS DEPARTMENT OF TRANSPORTATION FOR GREEN RIBBON FUNDING FOR FM 3029 AT LD LOCKETT ROAD LANDSCAPING; PROVIDING FOR LOCAL FUNDING FROM THE CITY'S CAPITAL IMPROVEMENTS PROGRAM FUND; AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT

WHEREAS, the City Council finds it in the best interest of the City and its citizens to utilize public grant programs to maintain and enhance quality of the City's streets and public highways; and

WHEREAS, the City of Colleyville, Texas ("City") submitted a request to the Texas Department of Transportation ("TxDOT") for state participation in the form of Green Ribbon funding to pay a portion of the costs for FM 3029 at LD Lockett Road Landscaping (the "Project"); and

WHEREAS, the City Council hereby authorizes the City Manager, or his designee, to execute the Advanced Funding Agreement (the "Agreement") with TxDOT, providing for the state's participation in the Project through Green Ribbon grant funding, as more particularly described in the Agreement; and

WHEREAS, the City will be responsible for cost overruns for the Project as set forth in the Agreement; and

WHEREAS, upon final execution of the Agreement, the City Council authorizes the commitment of local matching funds, to the extent required, to be funded from available funding in the City's Capital Improvements Program.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COLLEYVILLE, TEXAS:

Sec. 1 THAT the City Council authorizes an Advance Funding Agreement with the State of Texas for the Green Ribbon funding for FM 3029 at LD Lockett Road Landscaping. The City Manager, or his designee, is authorized to execute all documents necessary to complete this transaction.

Sec. 2 THAT the City's portion of the Project funding required under the Agreement shall come from the City's Capital Improvements Program fund.

Sec. 3 THAT this Resolution shall become effective immediately upon passage.

AND IT IS SO RESOLVED.

APPROVED BY A VOTE OF _ AYES, _ NAYS ON THIS THE 6TH DAY OF JUNE 2023.

Mayor Bobby Lindamood	_____	Mayor Pro Tem Callie Rigney	_____
Brandi Elder, Place 1	_____	George Bond, Place 2	_____
Scotty Richardson, Place 3	_____	Ben Graves, Place 4	_____
Chuck Kelley, Place 5	_____		

ATTEST:

CITY OF COLLEYVILLE

Christine Loven, TRMC
City Secretary

Bobby Lindamood
Mayor



CITY OF COLLEYVILLE CITY COUNCIL BRIEFING

Agenda Number 7c

Agenda Date 6/6/2023

Number Resolution R-23-4850

Type Resolution

Department Engineering

Title

Approving a Landscape Maintenance Agreement with the Texas Department of Transportation for the purpose of maintaining irrigation and landscape improvements installed for the Green Ribbon Program on SH26 Cheek-Sparger Road to Brown Trail, SH26 at Longwood Drive, and FM 3029 at LD Lockett Road, authorizing the City Manager to execute the agreement

Explanation

Reading and Public Hearing

The City has applied for and received Green Ribbon Program funding for landscape improvements on SH26 from Cheek-Sparger Road to Brown Trail, SH26 at Longwood Drive, and FM 3029 at LD Lockett Road. The state will provide the funding provided the City agrees to be responsible for all required maintenance of the landscape improvements.

Landscape maintenance shall include but not be limited to plant maintenance, plant replacement, mowing and trimming, hardscape element maintenance, and irrigation system operation and maintenance. The City will be responsible for all utility costs associated with maintaining the landscape elements. All landscape elements must be maintained in a functional and aesthetically pleasing condition.

Financial Impact

The City is responsible for all maintenance of the irrigation and landscape improvements and utility costs associated with maintaining the landscape elements installed for the Green Ribbon Program.

Recommendation

Approve

Attachments

1. Landscape Maintenance Agreement
2. Resolution R-23-4850

THE STATE OF TEXAS

THE COUNTY OF TRAVIS

This AGREEMENT made this _____ day of _____, 2023, by and between the Texas Department of Transportation, hereinafter referred to as the "State," and the City of COLLEYVILLE, TARRANT County, Texas, acting by and through its duly authorized officers, hereinafter called the "City".

WITNESSETH

WHEREAS, Chapter 311 of the Transportation Code gives the City exclusive dominion, control, and jurisdiction over and under the public streets within its corporate limits and authorizes the City to enter into agreements with the State to fix responsibilities for maintenance, control, supervision, and regulation of State highways within and through its corporate limits; and

WHEREAS, Section 221.002 of the Transportation Code authorizes the State, at its discretion, to enter into agreements with cities to fix responsibilities for maintenance, control, supervision, and regulation of State highways within and through the corporate limits of such cities; and

WHEREAS, the State and the City have entered into a Municipal Maintenance Agreement dated SEPTEMBER 23RD, 1968, **the provisions of which are incorporated herein by reference**, and wherein the City has agreed to retain all functions and responsibilities for maintenance and operations which are not specifically described as the responsibility of the department; and

WHEREAS, the State has existing and proposed landscape improvements, such as, but not limited to, the installation of tree, shrub, and turf plantings, irrigation systems, and other aesthetic elements for areas within the right of way of state highway routes within the City as shown on Attachment "A"; and

WHEREAS, the State will provide such landscape improvements, provided that the City agrees to be responsible for all required maintenance of the landscape improvements.

AGREEMENT

NOW, THEREFORE, in consideration of the premises and of the mutual covenants and agreements of the parties hereto to be by them respectively kept and performed, it is agreed as follows:

Contract Period

This Agreement becomes effective upon the date of final execution by the State, and shall remain in effect until terminated or modified as hereinafter provided.

Coverage

This agreement prescribes the responsibilities of the State and the City relating to the maintenance of the **GREEN RIBBON** projects in which **CSJS 0363-01-149, 3215-01-023, 0363-01-151** non-controlled access state highway, as defined in the Municipal Maintenance Agreement. The maintenance is further described in Attachment A, along with the location maps for the projects, and limits to the portions along (IHxx, FMxx, SHxx) **SH 26 & FM 3029.**

Amendment

The parties agree that this agreement may be amended. Such amendments, to be effective, must be in writing and signed by both parties.

State's Responsibilities

The State shall install landscape elements including but not limited to trees, shrubs, grasses, sidewalks, irrigation systems, and hardscape features through its employees or duly appointed agents.

City's Responsibilities

The City may install landscape elements including but not limited to trees, shrubs, grasses, sidewalks, irrigation systems, and hardscape features through its employees or duly appointed agents. Any installations shall be performed in accordance with Texas Department of Transportation specifications and standards, and must be approved by the State in writing prior to any work being performed.

The City shall maintain all landscape elements within the limits of the right of way including all median and island areas but excluding paved areas intended for vehicular travel. Landscape maintenance shall include but not be limited to plant maintenance, plant replacement, mowing and trimming, hardscape element maintenance, and irrigation system operation and maintenance. The City will be responsible for all utility costs associated with maintaining landscape elements. All landscape elements must be maintained in a functional and aesthetically pleasing condition.

TERMINATION

It is understood and agreed between the parties hereto that should either party fail to properly fulfill its obligations as herein outlined, the other party may terminate this agreement upon thirty days written notice. Additionally, this agreement may be terminated by mutual agreement and consent of both parties.

Should the City terminate this agreement, as prescribed here above, the City shall, at the option of the State, reimburse any reasonable costs incurred by the State.

IN WITNESS WHEREOF, the parties have hereunto affixed their signatures, the City of **COLLEYVILLE** on the _____ day of _____, year **2023**, and the Texas Department of Transportation, on the _____ day of _____, year **2023**.

ATTEST:

CITY OF _____

By _____
(Title of Signing Official)

THE STATE OF TEXAS

Executed for the Executive Director and approved for the Texas Transportation Commission for the purpose and effect of activating and/or carrying out the orders, and the established policies or work programs heretofore approved and authorized by the Texas Transportation Commission.

By _____
District Engineer

FORT WORTH DISTRICT

District

Attachments

[Contact/Help](#)

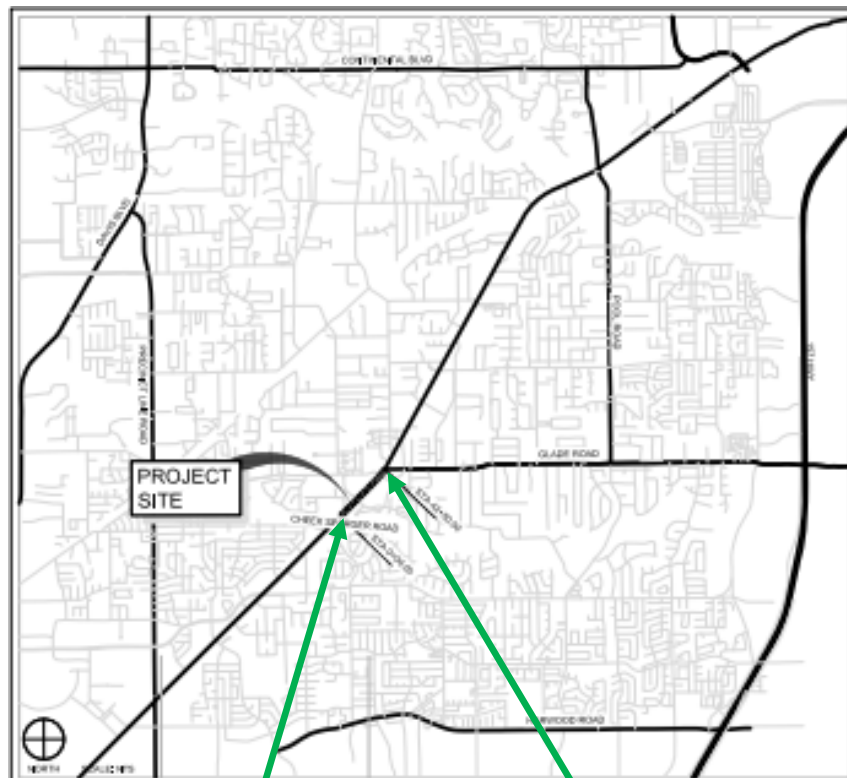
ATTACHMENT “A”

To

Landscape Maintenance Agreement

CSJ: 0363-01-149

Limits for the Project on SH 26 are shown below



BEGIN PROJECT SH 26 @
CHEEK-SPARGER ROAD

END PROJECT SH 26 @
LITTLE BEAR CREEK

Landscape Enhancements Consists of:

- Irrigation
- Plants
- Mulch
- Landscape

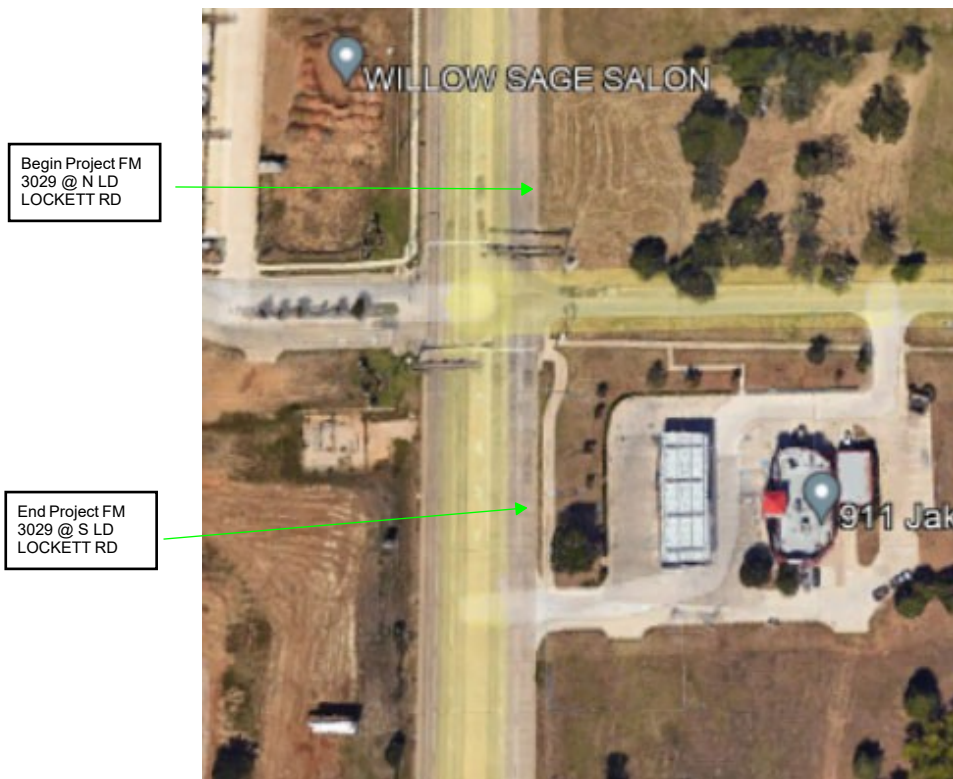
ATTACHMENT "A1"

To

Landscape Maintenance Agreement

CSJ: 3125-01-023

Limits for the Project on FM 3029 are shown below



Landscape Enhancements Consists of:

- Irrigation
- Landscape
- Mulch
- Mow strip
- Ground Cover

ATTACHMENT “A2”

To

Landscape Maintenance Agreement

CSJ: 0363-01-151

The limits for the project on SH 26 are shown below



Landscape Enhancements Consists of:

- Irrigation
- Landscape
- Mulch

RESOLUTION NR-23-4850

A RESOLUTION APPROVING A LANDSCAPE MANAGEMENT AGREEMENT WITH TEXAS DEPARTMENT OF TRANSPORTATION FOR THE CITY OF COLLEYVILLE TO MAINTAIN IRRIGATION AND LANDSCAPE IMPROVEMENTS INSTALLED FOR THE GREEN RIBBON PROGRAM ON SH26 FROM CHEEK-SPARGER ROAD TO BROWN TRAIL, SH26 AT LONGWOOD DRIVE, AND FM 3029 AT LD LOCKETT ROAD, AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT

WHEREAS, the City Council finds it in the best interest of the City and its citizens to utilize public grant programs to maintain and enhance the quality of City streets and public highways; and

WHEREAS, the City of Colleyville submitted a request to the Texas Department of Transportation (TxDOT) for state participation in the form of Green Ribbon funding to pay a portion of the costs for landscaping improvements on SH26 from Cheek-Sparger Road To Brown Trail, SH26 at Longwood Drive, and FM 3029 at LD Lockett Road; and

WHEREAS, TxDOT approved the City's request for the projects, the City Council finds it in the best interest of the City to maintain irrigation and landscape improvements installed in association with the TxDOT Green Ribbon program approvals, attached hereto and incorporated herein by reference as Exhibit "A", under the terms and conditions provided therein.

WHEREAS, the City Council hereby authorizes the City Manager, or his designee, to execute the attached Landscape Maintenance Agreement (the "Agreement") with TxDOT, providing for the City shall provide all required maintenance of the landscape improvements at each location, as more particularly described in the Agreement; and

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COLLEYVILLE, TEXAS:

Sec. 1 THAT the City Council hereby authorizes the City Manager, or his designee, to execute the attached Landscape Maintenance Agreement (the "Agreement") with TxDOT, providing the City shall provide all required maintenance of the landscape

improvements at each location, as more particularly described in the Agreement.

Sec. 2 THAT this Resolution shall become effective immediately upon passage.

AND IT IS SO RESOLVED.

APPROVED BY A VOTE OF _ AYES, _ NAYS, ON THIS THE 6TH DAY OF JUNE 2023.

Mayor Bobby Lindamood	_____	Mayor Pro Tem Callie Rigney	_____
Brandi Elder, Place 1	_____	George Bond, Place 2	_____
Scotty Richardson, Place 3	_____	Ben Graves, Place 4	_____
Chuck Kelley, Place 5	_____		

ATTEST:

CITY OF COLLEYVILLE

Christine Loven, TRMC
City Secretary

Bobby Lindamood
Mayor

RESOLUTION R-23-4851

**A RESOLUTION APPROVING CITY COUNCIL ACTION
UNDER BUSINESS AT THE REGULAR CITY COUNCIL MEETING OF
JUNE 6, 2023**

WHEREAS, City Council has taken action on certain items on the agenda under Business.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE
CITY OF COLLEYVILLE, TEXAS:**

Sec. 1. THAT

AND IT IS SO RESOLVED.

APPROVED BY A VOTE OF _ AYES, _ NAYS ON THIS THE 6TH DAY OF JUNE 2023.

Mayor Bobby Lindamood _____
Brandi Elder, Place 1 _____
Scotty Richardson, Place 3 _____
Chuck Kelley, Place 5 _____

Mayor Pro Tem Callie Rigney _____
George Bond, Place 2 _____
Ben Graves, Place 4 _____

ATTEST:

CITY OF COLLEYVILLE

Christine Loven, TRMC
City Secretary

Bobby Lindamood
Mayor