

PLANNING \& ZONING COMMISSION<br>MEETING \& WORKSHOP<br>HARKER HEIGHTS CITY HALL<br>WEDNESDAY, JULY 27, 2022

Notice is hereby given that beginning at 5:30 P.M., on Wednesday, July 27, 2022, and continuing from day to day thereafter, if necessary, the Planning and Zoning Commission (P\&Z) of the City of Harker Heights will conduct a regular meeting, to be followed by a workshop. The meeting and workshop will be held in the Kitty Young Council Chambers of the Harker Heights City Hall, located at 305 Miller's Crossing, Harker Heights, Texas, 76548. The subjects to be discussed are listed in the following Agenda:

## MEETING AGENDA

I. CALL TO ORDER - Convene Regular Meeting of the Planning and Zoning Commission and establish a quorum.

## II. INVOCATION

## III. PLEDGE OF ALLEGIANCE

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible, with liberty and justice for all.

Honor the Texas flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible.

## IV. APPROVAL OF AGENDA

1. Consider approval of the agenda for the regular meeting of the Planning and Zoning Commission for July 27, 2022.

## V. CONSENT AGENDA

1. Consider approval of Minutes from the Regular Planning and Zoning Meeting held on June 29, 2022.
VI. Report on planning \& development related items from the City Council's meetings and workshops between June 28, 2022 and July 26, 2022.
VII. Recognition of Affidavits for Conflict of Interest.

## VIII. PUBLIC COMMENTS

1. At this time, comments will be taken from the audience on non-agenda related topics, for a length of time not to exceed three minutes per person. To address the Planning and Zoning Commission, please clearly state your name and address for the Planning \& Development Administrative Assistant prior to making a comment. No action may be taken by the Planning and Zoning Commission during Public Comments.

## IX. NEW BUSINESS

1. P22-18 Discuss and consider a request for Preliminary Plat review for Evergreen Subdivision Phase XI, on property described as 113.917 Acres, situated in the James Williamson Survey, Abstract No. 1003, the M. D. O'Dell Survey, Abstract no. 994, the E. Dawson Survey, Abstract No., 258 and the T.L. O'dell Survey, Abstract No. 1043, Bell County Texas, being a portion of a called 277.369 tract of land conveyed to Heights Evergreen Developers, LTD in Volume 5940, Page 885, Official Public Records of Real Property, Bell County, Texas
2. P22-19 Discuss and consider a request for Final Plat review for Cedar Trails, on property described as being a tract of land in Bell County, Texas, lying and situated in the URIAH HUNT SURVEY, ABSTRACT NO. 401 and the land herein described being a portion of the remainder tract, of an overall called 390 acre tract (comprising of what was formerly four tracts of land, of 80 acres, 80 acres, 100 acres, and 130 acres) conveyed to Susan K. Wilson and Gary L. Moore by Affidavit of Heirship recorded in Document No. 2017-00025863, Official Public Records of Bell County, Texas (OPRBCT)

## X. REPORTS FROM COMMISSIONERS

## XI. STAFF COMMENTS

## XII. ADJOURNMENT OF PLANNING \& ZONING COMMISSION MEETING

## MEETING WORKSHOP

I. Convene Workshop immediately following the Planning and Zoning Commission (P\&Z) Meeting
II. Presentations by Staff:

1. Receive and discuss proposed updates to the Mobility 2030 plan.
2. Receive and discuss a presentation regarding Planning \& Zoning Commission activities and historical case load.
3. Receive and discuss a presentation regarding technology training.

I, the undersigned authority, do hereby certify that pursuant to the Texas Open Meetings Act, the above Notice of Meeting of the Planning and Zoning Commission of the City of Harker Heights, Texas, was posted at the Harker Heights Municipal Building and the City of Harker Heights website which is readily accessible to the public at all times, by 3:00 P.M. on Friday, July 22, 2022. Please contact the Planning and Development Department at (254) 953-5648 for further information.

## Yvonne K. Spell

Yvonne K. Spell, City Planner

This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary's office at 254-953-5600, or FAX 254-953-5605, or email planning@harkerheights.gov for further information.

Minutes of the Harker Heights Planning \& Zoning Commission Meeting June 29, 2022

## Present:

Commission

| Larry Robison | Chairman |
| :--- | :--- |
| Robert Robinson III | Vice Chairman |
| Michael Stegmeyer | Secretary |
| Natalie Austin | Commissioner |
| Bary Heidtbrink | Commissioner |
| Rodney Shine | Commissioner |
| Jerry Bess | Commissioner |

Staff
Kristina Ramirez Planning and Development Director
Yvonne K. Spell City Planner
Michael Beard Building Official
Brad Alley
Johnny Caraway
Fire Marshal
Courtney Fye
Deputy Fire Marshal
Raelin Fiscus
Building Official Secretary
Planning \& Development Administrative Assistant

## Absent:

Joshua McCann Commissioner
Stephen Watford Commissioner
Daniel Phillips GIS Analyst/ Planner

## Meeting Agenda:

Agenda Item I: A quorum was established, and the regular meeting for the Planning and Zoning Commission was called to order at 6:18 P.M.

Agenda Item II: Invocation (conducted at Building and Standards Commission meeting)
Agenda Item III: Pledge of Allegiance (conducted at Building and Standards Commission meeting)

Agenda Item IV: The next agenda item was approval of the agenda from the regular Planning and Zoning Meeting for June 29, 2022. Commissioner Austin made a motion to approve the agenda, and Secretary Stegmeyer seconded the motion. The motion was approved (7-0).

Agenda Item V: The next agenda item was approval of the meeting minutes from the regular Planning and Zoning Meeting held on May 25, 2022. Commissioner Austin made a motion to approve the meeting minutes, and Commissioner Bess seconded the motion. The motion was approved (7-0).

Agenda Item VI: Mrs. Spell provided a summary of the City Council results from meetings and workshops between May 25, 2022 and June 26, 2022.

Agenda Item VII: Recognition of Affidavits for Conflict of Interest.
Agenda Item VIII: Public Comments: There was no one present who wished to address the Planning \& Zoning Commission at this time.

## Agenda Item IX: Public Hearing:

1. Z22-18 Conduct a public hearing to discuss and consider a change in zoning designation from R-1 (One-Family Dwelling District) to R-3 (Multi-Family Dwelling District) on property described as Kern Acres 2nd Extension \& Revision, Block 012, Lot 0016, (TOD Deed), generally located at 132 E. Ruby Road, Harker Heights, Bell County, Texas.

Mrs. Spell explained the applicants request to change zoning designation from R-1 to R-3.
Mr. Eddie Bass of 106 Concho Court, Harker Heights, Texas, was present to represent the request.

Melvina Hart of 121 E. Ruby Road, Harker Heights, Texas 76548 spoke in opposition of this request.

Secretary Stegmeyer made a motion to recommend denial of an ordinance to change zoning designation from R-1 (One-Family Dwelling District) to R-3 (Multi-Family Dwelling District) on property described as Kern Acres 2nd Extension \& Revision, Block 012, Lot 0016, (TOD Deed), generally located at 132 E. Ruby Road, Harker Heights, Bell County, Texas, based proposed zoning request not being compatible with existing uses in the neighborhood. Commissioner Heidtbrink seconded the motion. The motion to recommend disapproval passed (7-0).

## 2. Z22-18-F Conduct a public hearing to discuss and consider a change in land use designation from Low Density Residential to High Density Residential on property described as Kern Acres 2nd Extension \& Revision, Block 012, Lot 0016, (TOD Deed), generally located at 132 E. Ruby Road, Harker Heights, Bell County, Texas.

Mrs. Spell explained the applicants request for a change in land use designation from Low Density Residential to High Density Residential

Mr. Eddie Bass of 106 Concho Court, Harker Heights, Texas, was present to represent the request.

Commissioner Bess made a motion to recommend denial of an ordinance to change land use designation from Low Density Residential to High Density Residential on property described as Kern Acres 2nd Extension \& Revision, Block 012, Lot 0016, (TOD Deed), generally located at 132 E. Ruby Road, Harker Heights, Bell County, Texas, based on the lack of compliance with the current Comprehensive Plan and the Land Use Plan. Commissioner Shine seconded the motion. The motion to recommend disapproval passed (7-0).
3. Z22-14-F Conduct a public hearing to discuss and consider a change in land use designation from Low Density Residential to Medium Density Residential on properties described as Meadow Acres, Block 005, Lot PT 2, (E 1/2 of 2), generally located at 214 W. Bob White Lane, Harker Heights, Bell County, Texas, and Meadow Acres, Block 005, Lot PT 2 (W 1/2 of 2), generally located at 216 W. Bob White Lane, Harker Heights, Bell County, Texas.

Mrs. Spell explained the applicants request for a change in land use designation from Low Density Residential to Medium Density Residential.

Staff represented this case on behalf of the applicant because the case was not concurrently advertised as a public hearing case when the zoning case was considered due to a staff error.

Commissioner Austin made a motion to recommend approval of an ordinance to change the land use designation from Low Density Residential to Medium Density Residential on properties described as Meadow Acres, Block 005, Lot PT 2, (E $1 / 2$ of 2), generally located at 214 W . Bob White Lane, Harker Heights, Bell County, Texas, and Meadow Acres, Block 005, Lot PT 2 (W $1 / 2$ of 2), generally located at 216 W. Bob White Lane, Harker Heights, Bell County, Texas. Secretary Stegmeyer seconded the motion. The motion to recommend approval passed (7-0).
4. Z22-15 Conduct a public hearing to discuss and consider a request for a Conditional Use Permit (CUP) to allow for an Accessory Dwelling Unit (ADU) on property described as Lakeside Hills Section One, Lot Tract 15, Acres 5.3 generally located at 4001 High Oak Drive, Harker Heights, Bell County, Texas and locally known as 4001 High Oak Drive, Belton, Bell County, Texas.
Mrs. Spell explained the applicants request for a Conditional Use Permit (CUP) to allow for an Accessory Dwelling Unit (ADU).

Amy Mason of 4001 High Oak Drive was present to represent this case.
Commissioner Shine made a motion to recommend approval of an ordinance for a Conditional Use Permit (CUP) to allow for an Accessory Dwelling Unit (ADU) on property described as Lakeside Hills Section One, Lot Tract 15, Acres 5.3 generally located at 4001 High Oak Drive, Harker Heights, Bell County, Texas and locally known as 4001 High Oak Drive, Belton, Bell County, Texas, with the following conditions:

1. The accessory dwelling unit shall be used as a living space for a relative (not for rent).
2. The accessory dwelling unit will be located behind the front façade of the primary structure.
3. The accessory dwelling unit will gain access from the existing private driveway.
4. The accessory dwelling unit will have a maximum dwelling area footprint of 1,700 square feet.

Commissioner Heidtbrink seconded the motion. The motion to recommend approval passed (7-0).
5. Z22-15-F Conduct a public hearing to discuss and consider a change in land use designation from Medium Density Residential and Residential Estate to Residential Estate on property described as Lakeside Hills Section One, Lot Tract 15, Acres 5.3 generally located at 4001 High Oak Drive, Harker Heights, Bell County, Texas and locally known as 4001 High Oak Drive, Belton, Bell County, Texas.

Mrs. Spell explained the request to change land use designation from Medium Density Residential and Residential Estate to Residential Estate.

Amy Mason of 4001 High Oak Drive was present to represent this case.

Secretary Stegmeyer made a motion to recommend approval of an ordinance to change land use designation from Medium Density Residential and Residential Estate to Residential Estate on property described as Lakeside Hills Section One, Lot Tract 15, Acres 5.3 generally located at 4001 High Oak Drive, Harker Heights, Bell County, Texas and locally known as 4001 High Oak Drive, Belton, Bell County, Texas. Commissioner Heidtbrink seconded the motion. The motion to recommend approval passed (7-0).
6. Z22-16 Conduct a public hearing to discuss and consider a change in zoning designation from R1-M (One-Family Manufactured Home Dwelling District) to R-2 (Two-Family Dwelling District) on property described as A0288BC VL Evans, Acres .78, Property ID \#77900, generally located northwest of the intersection of N. Mary Jo Drive and W. Valley Road, Harker Heights, Bell County, Texas.

Mrs. Spell explained the request to change zoning designation from R1-M (One-Family Manufactured Home Dwelling District) to R-2 (Two-Family Dwelling District).

Andrea Thompson of 3310 E. Central Texas Expressway, Killeen, TX 76543 was present to represent the request.

Commissioner Heidtbrink made a motion to recommend approval of an ordinance to change zoning designation from R1-M (One-Family Manufactured Home Dwelling District) to R-2 (Two-Family Dwelling District) on property described as A0288BC VL Evans, Acres .78, Property ID \#77900, generally located northwest of the intersection of N. Mary Jo Drive and W. Valley Road, Harker Heights, Bell County, Texas. Commissioner Bess seconded the motion. The motion to recommend approval passed (7-0).
7. Z22-16-F Conduct a public hearing to discuss and consider a change in land use designation from Regional Commercial Center to Medium Density Residential on property described as A0288BC VL Evans, Acres .78, Property ID \#77900, generally located northwest of the intersection of N. Mary Jo Drive and W. Valley Road, Harker Heights, Bell County, Texas.

Mrs. Spell explained the request to change land use designation from Regional Commercial Center to Medium Density Residential.

Andrea Thompson of 3310 E. Central Texas Expressway, Killeen, TX 76543 was present to represent the request.

Commissioner Shine made a motion to recommend approval of an ordinance to change land use designation from Regional Commercial Center to Medium Density Residential on property described as A0288BC VL Evans, Acres .78, Property ID \#77900, generally located northwest of the intersection of N. Mary Jo Drive and W. Valley Road, Harker Heights, Bell County, Texas. Vice-Chairman Robinson seconded the motion. The motion to recommend approval passed (7-0).
8. $\mathbf{Z 2 2 - 1 7}$ Conduct a public hearing to discuss and consider a change in zoning designation from B-4 (Secondary and Highway Business District), R-1 (One-Family Dwelling District), and R1-M (One-Family Manufactured Home Dwelling District) to R-3 (Multi-Family Dwelling District) on properties described as all land located within Mobile Manor Estates Section One, generally located at the northeast corner of the intersection of Indian Oaks Drive and S. Amy Lane, Harker Heights, Bell County, Texas.

Mrs. Spell explained the request to change zoning designation from B-4 (Secondary and Highway Business District), R-1 (One-Family Dwelling District) and R1-M (One-Family Manufactured Home Dwelling District) to R-3 (Multi-Family Dwelling District).

Mr. Prudhvi Chowdary Chekuri was present to represent the request.

Commissioner Heidtbrink made a motion to recommend disapproval of an ordinance to change zoning designation from B-4 (Secondary and Highway Business District), R-1 (One-Family Dwelling District), and R1-M (One-Family Manufactured Home Dwelling District) to R-3 (Multi-Family Dwelling District) on properties described as all land located within Mobile Manor Estates Section One, generally located at the northeast corner of the intersection of Indian Oaks Drive and S. Amy Lane, Harker Heights, Bell County, Texas, based on the unsuitability of this zoning district for the present location. Secretary Stegmeyer seconded the motion. The motion to recommend disapproval passed (7-0).

## Agenda Item XI: New Business:

1. P22-17 Discuss and consider a request for a Final Plat review for The Enclave at Indian Trail, on property described as being all that certain 16.55 acre tract of land situated in the W.E. Hall Survey, Abstract No. 1086, and the J. M. Roberts Survey, Abstract No. 723, and being all of the called 2.980 acre tract of land described in a deed to Terra Azul Developments, LLC, recorded in Instrument No. 201300048431, Deed Records of Bell County, Texas, all of the called 7.971 acre tract of land described in a deed to Terra Azul Developments, LLC, recorded in Instrument No. 201300048422, Deed Records of Bell County, Texas, all of the "Parcel 1" called 3.003 acre tract of land described in a deed to Terra Azul Developments, LLC, recorded in Instrument No. 201300048429, Deed Records of Bell County, Texas, all of the "Parcel 2" called 2.649 acre tract of land described in a deed to Terra Azul Developments, LLC, recorded in Instrument No. 201300048429, Deed Records of Bell County, Texas.

Mrs. Spell explained the applicant's request for a Final Plat referred to as The Enclave at Indian Trail

Gorge Meza of Quintero Engineering, 1501 W. Stan Schlueter loop, Killeen, TX, was present to represent this case.

Secretary Stegmeyer made a motion to recommend approval with conditions as presented of a Final Plat referred to as The Enclave at Indian Trail, on property described as being all that certain 16.55 acre tract of land situated in the W.E. Hall Survey, Abstract No. 1086, and the J. M. Roberts Survey, Abstract No. 723, and being all of the called 2.980 acre tract of land described in a deed to Terra Azul Developments, LLC, recorded in Instrument No. 201300048431, Deed Records of Bell County, Texas, all of the called 7.971 acre tract of land described in a deed to Terra Azul Developments, LLC, recorded in Instrument No. 201300048422, Deed Records of Bell County, Texas, all of the "Parcel 1" called 3.003 acre tract of land described in a deed to Terra Azul Developments, LLC, recorded in Instrument No. 201300048429, Deed Records of Bell County, Texas, all of the "Parcel 2" called 2.649 acre tract of land described in a deed to Terra Azul Developments, LLC, recorded in Instrument No. 201300048429, Deed Records of Bell County, Texas. Commissioner Bess seconded the motion. The motion to recommend approval with conditions passed (7-0). The conditions are as follows:

1. The applicant will provide a performance bond in an amount equal to the estimated costs of completion of required improvements verified by the City Engineer, prior to the plat being filed for record with Bell County.
2. The applicant will provide a maintenance bond for all public infrastructure improvements within the subdivision, with the exception of Enclave Blvd, prior to the plat being filed for record with Bell County.
3. Address outstanding comments regarding linework of drainage easement and required signature blocks on face of plat prior to the plat being filed for record with Bell County.

Agenda Item XI: Reports from commissioners
Agenda Item XII: Staff comments
Agenda Item XIII: Adjournment of P\&Z Meeting. Chairman Robison then adjourned the meeting of the Planning and Zoning Commission at 7:59 P.M.

Larry Robison, Chairman

DATE:

Michael Stegmeyer, Secretary
DATE:

AGENDA ITEM IX-1 PLANNING AND ZONING COMMISSION

FROM: THE OFFICE OF THE PLANNING AND DEVELOPMENT DIRECTOR
DATE: JULY 27, 2022
DISCUSS AND CONSIDER A REQUEST FOR A PRELIMINARY PLAT REFERRED TO AS EVERGREEN SUBDIVISION PHASE VI, ON PROPERTY DESCRIBED AS 113.917 ACRES, SITUATED IN THE JAMES WILLIAMSON SURVEY, ABSTRACT NO. 1003, THE M. D. O'DELL SURVEY, ABSTRACT NO. 994, THE E. DAWSON SURVEY, ABSTRACT NO., 258 AND THE T.L. O'DELL SURVEY, ABSTRACT NO. 1043, BELL COUNTY TEXAS, BEING A PORTION OF A CALLED 277.369 TRACT OF LAND CONVEYED TO HEIGHTS EVERGREEN DEVELOPERS, LTD IN VOLUME 5940, PAGE 885, OFFICIAL PUBLIC RECORDS OF REAL PROPERTY, BELL COUNTY, TEXAS

## PROJECT DESCRIPTION:

The applicant submitted an application for preliminary plat approval for 113.917 acres for land located between Jubilation Drive and Comanche Gap Road. This plat would begin the $6^{\text {th }}$ phase of this development. The 2021 Land Use Plan designates this area for Low Density Residential use.

The purpose of the concept plan is to demonstrate compatibility of the proposed development with applicable city ordinances, and the coordination of improvements within and among phases of a development and the surrounding properties prior to the consideration of a preliminary plat. The concept plan is an opportunity to detect and correct design challenges before the developer prepares detailed engineering documents. A concept plan for this subdivision area was submitted to the city in 2004. However, the approved Evergreens Conceptual Plan called for undeveloped land in a portion of this phase of the subdivision. Additionally, the approved concept plan called for a roadway connection to Oakridge Boulevard.

## STAFF RECOMMENDATION \& FINDINGS:

Since May 2021, staff has met with the developer on six separate occasions to discuss this phase of development. Staff received the preliminary plat application on June 29, 2022. Staff reviewed the submitted preliminary plat plans and made comments to address safety and other pertinent requirements to ensure that all developmental regulations stipulated in the City of Harker Heights Code of Ordinances will be adhered to. On July 8, 2022, staff sent the combined comments to the applicant. Staff met with the applicant and the applicant's engineer on July 15,2022 . As of July 21, 2022, revisions based on the combined comments had not been received by staff.

Staff has had regular correspondence with the applicant's representative regarding outstanding comments. Particular attention, during the review of preliminary plats, is given to the arrangement, location and width of streets, their relation to the topography of the land, lot sizes and arrangement, water and sewer lines, drainage, the further development of adjoining lands and the requirements of city ordinances, policies and plans. Due to outstanding comments and significant changes from the Concept Plan regarding connectivity between this subdivision and Oakridge Boulevard, staff recommends disapproval of this preliminary plat. The recommendation for disapproval is based on outstanding concerns with the following sections of the City's code of ordinances:

1. Per $\S 154.21(\mathrm{C})(1)(\mathrm{g})$, all right-of-way lines and easements shall be clearly displayed on the plat. The plat shall clearly display the location, size and purpose of all existing and proposed easements on or adjoining the property.
2. Per $\S 154.21(\mathrm{C})(1)(\mathrm{i})$, any areas reserved or dedicated for public uses shall be identified.
3. Per $\S 154.21(\mathrm{C})(1)(\mathrm{j}), \S 154.37$ and $\S 154.42$, provide easements and street stub-outs necessary to serve adjacent properties.
4. Per $\S 154.21(\mathrm{C})(2)(\mathrm{d})$, provide a street and sidewalk layout plan view.
5. Per $\S 154.21(\mathrm{D})(2)$, the preliminary plat submission shall conform with the city's plans, thoroughfare plan, utility master plan, engineering standards and specifications, city ordinances and other applicable city standards.
6. Per TAC $\S 290.44$ (d) (6), the system shall be designed to afford effective circulation of water with a minimum of dead ends. All dead-end mains shall be provided with acceptable flush valves and discharge piping. Where dead ends are necessary as a stage in the growth of the system, they shall be located and arranged to ultimately connect the ends to provide circulation.

## ACTION BY THE PLANNING AND ZONING COMMISSION:

1. Motion to approve, approve with conditions, or disapprove with explanation a request for a Preliminary Plat referred to as Evergreen Subdivision Phase VI, on property described as 113.917 Acres, situated in the James Williamson Survey, Abstract No. 1003, the M. D. O'dell Survey, Abstract No. 994, the E. Dawson Survey, Abstract No., 258 and the T.L. O'dell Survey, Abstract No. 1043, Bell County Texas, being a portion of a called 277.369 tract of land conveyed to Heights Evergreen Developers, LTD in Volume 5940, Page 885, Official Public Records of Real Property, Bell County, Texas, based on staff's recommendations and findings.
2. Any other action desired.

## ATTACHMENTS:

1. Application
2. Location Map
3. Field notes
4. Dedication
5. Existing Ordinances
6. Evergreens Conceptual Plan
7. Evergreen Phase VI - Preliminary Plat \& Plans
8. Staff Comments

City of Harker Heights
Planning \& Development 305 Millers Crossing Harker Heights, TX 76548
Phone: (254) 953-5600
Email:

## Preliminary Plat Application

* Requirements - APPLICATION MUST BE FULLY COMPLETED OR WILL NOT BE ACCEPTED*

This application must be completed and returred to the Planning and Development Department of the City of Harker Heights, Texas along with the following:
planning@harkerheights.gov

## Rroperty information:

Plat Name: Evergreen Subdivision PH VIII
Date Submitted: 6/29/2022
Existing Lot Count: $0 \quad$ Proposed Lot Count: $127 \quad$ Proposed Units: $127 \quad$ Acreage: 113.92
Existing Land Use: R-1
Proposed Land Use: R-1
Site Address or General Location: East of Gold Splash Trl (2022 BellCAD PropID 4952)
Public Infrastructure Proposed with Subdivision:
 Wastewater Streets (including Private) Stormwater

## Owner Information \& Authorization:

Property Owner: Heights Evergreen Developers LTD
Address: C/O Bluffview Real Estate P.O. Box 1183, Killeen TX 76540
Phone: 254-699-3497
E-Mail: bluffviewrealestate@gmail.com
Developer: Heights Evergreen Developers LTD
Address: C/O Bluffview Real Estate P.O. Box 1183, Killeen TX 76540
Phone: 254-699-3497
E-Mail: bluffviewrealestate@gmail.com
Engineer/Surveyor: Garrett Nordyke, P.E. with TCG Engineering Inc.
Address: 16 E Ave. A, Ste 203A, Temple, TX 76501
Phone: 254-228-9767
E-Mail: garrett.nordyke@thecivilgroup.com

## CHECK ONE OF THE FOLLOWING:

$\square$ I will represent the application myself.
I hereby designate TCG Engineering (name of project representative) to act in the capacity as my agent for submittal, processing, representation, and/or presentation of this development application.

The property owner and/or their authorized representative must be present at all Planning and Zoning Commission Meetings and City
Council Meetings at which their plan or plat is on the agenda for discussion or action. Failure of the developer or their authorized representative toappear during a meeting may be deemed a withdrawal of the plat or plan.


Signature of Owner


SWORN AND SUBSCRIBED BEFORE ME ON THIS $28^{\text {th }}$ DAY OF June 2022.



## FIELD NOTES PREPARED BY ALL COUNTY SURVEYING, INC.

June 28, 2022
Surveyor's Field Notes for:
113.917 ACRES, situated in the James Williamson Survey, Abstract No. 1003, the M. D. O'dell Survey, Abstract No. 994, the E. Dawson Survey, Abstract No. 258 and the T.L. O'dell Survey, Abstract No. 1043, Bell County, Texas, being a portion of a called 277.369 acre tract of land conveyed to Heights Evergreen Developers, LTD. in Volume 5940, Page 885, Official Public Records of Real Property, Bell County, Texas, and being more particularly described as follows:

BEGINNING at a $1 / 2$ " iron rod with "Quintero" cap found on the west line of Lot 1 , Block 1 , Indey Place, an addition in Harker Heights, Bell County, Texas, of record in Cabinet C., Slide 399-C, Plat Records of Bell County, Texas, being the most easterly, northeast corner of said 277.369 acre tract, same being the most southerly, southeast corner of a called 16.85 acre tract of land conveyed to Ava Lynne Brock in Document No. 2020014105, of said Official Public Records, for the most easterly, northeast corner of this tract of land;

THENCE in a southerly direction, with the east line of said 277.369 acre tract (Deed S. $18^{\circ}$ 21' 24 " W., 89.98 feet), same being the west line of said Lot $1, \mathrm{~S} .16^{\circ} \mathbf{1 3}^{\prime} \mathbf{0 2 "}$ W., 89.87 feet, to a 3/8" iron rod with "M\&ASSOC KILLEEN" cap found, being a corner of said 277.369 acre tract, same being the southwest corner of said Lot 1 and being the northwest corner of Lot 21, Block 1 Comanche Gap Estates, an addition in Bell County, Texas, of record in Cabinet A, Slide 192-D, of said Plat Records, for a corner of this tract of land;

THENCE continuing in a southerly direction, with the east line of said 277.369 acre tract, same being the west line of said Block 1, Comanche Gap Estates, the following six (6) courses and distances:

1) S. $12^{\circ} 59^{\prime} 18^{\prime \prime}$ W., 104.38 feet (Deed S. $13^{\circ} 54^{\prime} 02^{\prime \prime}$ W., 106.60 feet), to an $8^{\prime \prime}$ Oak tree found, for a corner of this tract of land;
2) S. $14^{\circ} 45$ ' $34^{\prime \prime}$ W., 150.53 feet (Deed S. $18^{\circ} 50^{\prime} 07^{\prime \prime}$ W., 150.53 feet), to a $1 \frac{1 / 4 "}{}$ metal pipe found, being a corner of said 277.369 acre tract, same being the southwest corner of said Lot 21, for a corner of this tract of land;
3) S. $10^{\circ} 50^{\prime} 53^{\prime \prime}$ W., 81.91 feet (Deed S. $10^{\circ} 56^{\prime} 11^{\prime \prime}$ W., 84.14 feet), to a $3 / 8^{\prime \prime}$ iron rod found, for a corner of this tract of land;
4) S. $18^{\circ} 41$ ' 59 " W., 97.58 feet (Deed S. $20^{\circ} 34^{\prime} 20^{\prime \prime}$ W., 98.89 feet), to a $5 / 8^{\prime \prime}$ iron rod with "ACS" cap set, for a corner of this tract of land;
5) S. $36^{\circ} 05^{\prime} 02 "$ W., 54.30 feet (Deed S. $38^{\circ} 04^{\prime} 51^{\prime \prime}$ W., 53.89 feet), to a $18^{\prime}$ Oak, for a corner of this tract of land;
6) S. $13^{\circ} 42^{\prime} 12 "$ W., 40.00 feet (Deed W. $15^{\circ} 59^{\prime} 17^{\prime \prime}$ W., 39.88 feet), to a Corp of Engineer's monument stamped "U.S. GOV PROP COR 3-13" found, being a corner of said 277.369 acre tract, same being the southwest corner of Lot 20, Block 1, of said Comanche Gap Estates and being a corner of a tract of land owned by the U . S. Government (Stillhouse Hollow Reservoir), for a corner of this tract of land;

THENCE continuing in a southerly direction, with the east line of said 277.369 acre tract, same being the west line of said U. S. Government tract., the following two (2) courses and distances:

1) S. $16^{\circ} 07^{\prime} 21^{\prime \prime}$ W., 848.80 feet (Deed S. $18^{\circ} 05^{\prime} 52^{\prime \prime}$ W., 848.00 feet), to a $3 / 4$ " metal pipe found, for a corner of this tract of land;
2) S. $16^{\circ} 08^{\prime} \mathbf{2 6 " W}$ W., 216.31 feet (Deed S. $18^{\circ} 09^{\prime} 53^{\prime \prime}$ W., 216.40 feet), to a Corp of Engineer's monument stamped "U.S. GOV PROP COR 3-14" found, being the southeast corner of said 277.369 acre tract, same being an ell corner of said U. S. Government tract, for the southeast corner of this tract of land;

THENCE in a westerly direction, with a south line of said 277.369 acre tract (Deed N. $72^{\circ}$ $12^{\prime} 45^{\prime \prime}$ W., 275.88 feet), same being a north line of said Government tract, N. 74 ${ }^{\circ}$ 23' 18 " W., 276.76 feet, to a Corp of Engineer's monument stamped "U.S. GOV PROP COR 3-15" found, being a corner of said 277.369 acre tract, same being the most northerly, northeast corner of Block 1, Jake's Place, an addition in Harker Heights, Bell County, Texas, of record in Cabinet C, Slide 314-B, Plat Records of Bell County, Texas, for a corner of this tract of land;

THENCE continuing in a westerly, direction, with the south line of said 277.369 acre tract, same being the north line of said Jake's Place, the following four (4) courses and distances:

1) N. $84^{\circ} \mathbf{2 6 ' ~}^{\prime} 17^{\prime \prime}$ W., 48.64 feet (Deed N. $82^{\circ} 31^{\prime} 58^{\prime \prime}$ W., 48.59 feet), to a 60d nail found, for a corner of this tract of land;
2) N. $67^{\circ} 36^{\prime} \mathbf{2 3 \prime \prime}$ W., 71.77 feet (Deed N. $65^{\circ} 41^{\prime} 21^{\prime \prime}$ W., 72.22 feet), to a $5^{\prime \prime}$ round concrete monument found, for a corner of this tract of land;
3) N. $68^{\circ}{ }^{10}{ }^{\prime} 38^{\prime \prime}$ W., 66.06 feet (Deed N. $66^{\circ} 02^{\prime} 06^{\prime \prime}$ W., 65.51 feet), to a 60d nail found, for a corner of this tract of land;
4) N. $72^{\circ} 37^{\prime} 17^{\prime \prime}$ W., 41.57 feet (Deed N. $70^{\circ} 47^{\prime} 06^{\prime \prime}$ W., 41.57 feet), to a $5 / 8^{\prime \prime}$ iron rod with "ACS" cap set, being a corner of said 277.369 acre tract, same being the northwest corner of said Jake's Place and being the northeast corner of a called 0.275 acre tract of land conveyed to Thomas Ross Chapman and Debra Lyn Chapman in Document No. 2022033112, of said Official Public Records, for a corner of this tract of land;

THENCE continuing in a westerly direction, with the south line of said 277.369 acre tract, the following eight (8) courses and distances:

1) N. $73^{\circ} 11^{\prime} 16^{\prime \prime}$ W., 98.87 feet (Deed N. $71^{\circ} 21^{\prime} 00^{\prime \prime}$ W., 99.72 feet), with the north line of said 0.275 acre tract, to a 5 " round concrete monument found, being a corner of said 277.369 acre tract, same being the northwest corner of said 0.275 acre tract and being the northeast corner of another called 0.275 acre tract of land conveyed to Marilee E. Schwertner in Document No. 2011-00022852, of said Official Public Records, for a corner of this tract of land;
2) N. $72^{\circ} \mathbf{2 2}^{\prime} \mathbf{4 2 "}$ W., 100.42 feet (Deed N. $70^{\circ} 36^{\prime} 39^{\prime \prime}$ W., 100.43 feet), with the north line of said Schwerner tract, to a $5^{\prime \prime}$ round concrete monument found, being a corner of said 277.369 acre tract, same being the northwest corner of said Schwertner tract
and being the northeast corner of a called 0.415 acre tract of land conveyed to Scott W. Clark and Mary J. Clark in Volume 3000, Page 670, of said Official Public Records, for a corner of this tract of land;
3) $\mathbf{N} 73^{\circ} 05^{\prime} 36^{\prime \prime}$ W., 175.90 feet (Deed N. $71^{\circ} 02^{\prime} 24^{\prime \prime}$ W., 175.88 feet), with the north line of said 0.415 acre tract, N. $73^{\circ} 05^{\prime} 36^{\prime \prime}$ W., 175.88 feet), to a $5 / 8^{\prime \prime}$ Iron rod with "ACS" cap set, being a corner of said 277.369 acre tract, same being a corner of said 0.415 acre tract, for a corner of this tract of land;
4) N. $30^{\circ} 19^{\prime} 47$ " W., 15.94 feet (Deed N. $28^{\circ} 09^{\prime} 59^{\prime \prime}$ W., 15.87 feet), with the north line of said 0.415 acre tract, to a $1 / 2^{\prime \prime}$ iron rod found, being a corner of said 277.369 acre tract, same being a corner of said 0.415 acre tract, for a corner of this tract of land;
5) S. $84^{\circ} 10^{\prime} 49^{\prime \prime}$ W., 26.78 feet (Deed S. $86^{\circ} 11^{\prime} 32^{\prime \prime}$ W., 26.81 feet), with the north line of said 0.415 acre tract, to a $5 / 8$ " iron rod with "ACS" cap set, being a corner of said 277.369 acre tract, same being a corner of said 0.415 acre tract, for a corner of this tract of land;
6) N. $74^{\circ} 52^{\prime} 03^{\prime \prime}$ W., 111.31 feet (Deed N. $72^{\circ} 52^{\prime} 58^{\prime \prime}$ W., 111.27 feet), with the north line of said 0.415 acre tract, to a $3 / 4$ " metal pipe found on the north line of Oakridge Boulevard, being a corner of said 277.369 acre tract, same being the northwest corner of said 0.415 acre tract, for a corner of this tract of land;
7) N. $74^{\circ} 53^{\prime} 45^{\prime \prime}$ W., 17.32 feet (Deed N. $73^{\circ} 38^{\prime} 21^{\prime \prime}$ W., 17.43 feet), with the north line of Oakridge Boulevard, to a $1 / 2$ " iron rod found, being a corner of said 277.369 acre tract, same being the most easterly, northeast corner of a tract of land conveyed to Leeann Boore and Mark A. Boore in Document No. 2018-00037473, of said Official Public Record, for a corner of this tract of land;
8) N. $73^{\circ} 31^{\prime} \mathbf{2 0 \prime \prime}$ W., 455.31 feet (Deed N. $71^{\circ} 26^{\prime} 04^{\prime \prime}$ W., 454.49 feet), with a north line of said Boore tract, N. $73^{\circ} 31^{\prime} 20^{\prime \prime}$ W., 455.31 feet, to a $1 / 2^{\prime \prime}$ iron rod found, being the most southerly, southwest corner of said 277.369 acre tract, same being an ell corner of said Boore tract, for the most southerly, southwest corner of this tract of land:

THENCE in a northerly direction, with an interior line of said 277.369 acre tract (Deed $N$. $18^{\circ} 09^{\prime} 37$ " E., 615.89 feet), same being an east line of said Boore tract, N. $16^{\circ} \mathbf{1 0}^{\prime} 50^{\prime \prime} \mathrm{E}$., 616.05 feet, to a $1 / 2^{\prime \prime}$ iron rod found, being an ell corner of said 277.369 acre tract, being the most northerly corner of said Boore tract and being the northeast corner of a called 9.212 acre tract of land conveyed to Mark Alan Boore and Leeann Northrup Boore in Document No. 2021061659, of said Official Public Record, for an ell corner of this tract of land;

THENCE in a westerly direction, with a southerly line of said 277.369 acre trat, same being the north line of said 9.212 acre tract, the following five (5) courses and distances:

1) $\mathbf{N} .75^{\circ} 12^{\prime} \mathbf{2 8}^{\prime \prime}$ W., 632.79 feet (Deed N. $73^{\circ} 13^{\prime} 28^{\prime \prime}$ W., 632.68 feet), to a $1 / 2^{\prime \prime}$ iron rod found, for a corner of this tract of land:
2) S. $67^{\circ} 08^{\prime} 05^{\prime \prime}$ W., 129.37 feet (Deed S. $69^{\circ} 09^{\prime} 55^{\prime \prime}$ W., 129.32 feet), to a $1 / 2^{\prime \prime}$ iron rod found, for a corner of this tract of land;
3) N. $74^{\circ} 23^{\prime} 57^{\prime \prime}$ W., 266.30 feet (Deed N. $72^{\circ} 26^{\prime} 13^{\prime \prime}$ W., 266.25 feet), to a 60d nail found, for a corner of this tract of land;
4) N. $63^{\circ} 53^{\prime} 20^{\prime \prime}$ W., 156.48 feet (Deed N. $61^{\circ} 53^{\prime} 18^{\prime \prime}$ W., 156.52 feet), to a $60 d$ nail found, for a corner of this tract of land;
5) N. $52^{\circ} 02^{\prime} 37^{\prime \prime}$ W., 91.08 feet (Deed $N .50^{\circ} 24^{\prime} 34^{\prime \prime}$ W., 90.71 feet), to a Mag nail found, being an ell corner of said 277.369 acre tract, same being ell corner of said 9.212 acre tract, for an ell corner of this tract of land;

THENCE in a southerly direction, with an interior line of said 277.369 acre tract (Deed S. $40^{\circ} 15^{\prime} 15^{\prime \prime}$ W., 126.82 feet), same being a westerly line of said 9.212 acre tract, S. $37^{\circ} 58^{\prime}$ 48" W., 127.28 feet, to a $1 / 2$ " iron rod with "Quick Inc" cap found, being an ell corner of said 277.369 acre tract and an ell corner of said 8.212 acre tract, for an ell corner of this tract of land;

THENCE in a generally westerly direction, with the southwest lines of said 277.369 acre tract, same being a north line of said 9.212 acre tract, the following three (3) courses and distances;

1) N. $50^{\circ} 31^{\prime} 54^{\prime \prime}$ W., 92.35 feet (Deed (N. $48^{\circ} 35^{\prime} 06^{\prime \prime} W$., 91.64 feet), to a $3 / 8^{\prime \prime}$ iron rod found, for a corner of this tract of land;
2) S. $52^{\circ} 57^{\prime} \mathbf{1 6 " O}^{\prime \prime}$ W., 10.44 feet (Deed S. $59^{\circ} 28^{\prime} 19^{\prime \prime}$ W., 10.80 feet), to a $3 / 8^{\prime \prime}$ iron rod found, for a corner of this tract of land;
3) N. $40^{\circ} 12^{\prime} 11^{\prime \prime}$ W., 96.97 feet (Deed N. $38^{\circ} 21^{\prime} 35^{\prime \prime}$ W., 96.58 feet), to a $1 / 2^{\prime \prime}$ iron rod with "Quick Inc" cap found on the east line of a tract of land conveyed to LPJL, LTD in Volume 4002, Page 241, of said Official Public Records, being the most westerly, southwest corner of said 277.369 acre tract, same being the most westerly, northwest corner of said 9.212 acre tract, for the most westerly, southwest corner of this tract of land;

THENCE in a northerly direction, with a west line of said 277.369 acre tract (Deed N. $02^{\circ}$ $36^{\prime} 11^{\prime \prime}$ E., 701.78 feet), same being the east line of said LPJL, LTD tract, N. $00^{\circ} 40^{\prime} 54^{\prime \prime}$ E., 701.74 feet, to a 60d nail found on the south line of Lot 1, Block 1, Evergreen Phase Two, Section, Three, an addition in Harker Heights, Bell County, Texas, of record in Cabinet D, Slide 392-B\&C, Plat Records of Bell County, Texas, being an angle corner of said 277.369 acre tract, same being the most northerly, northeast corner of said LPJL, LTD tract, doe an angle corner of this tract of land;

THENCE in a generally easterly direction, with the south line of said Evergreen Phase Two, Section, Three, the following three (3) courses and distances:

1) S. $\mathbf{7 3 ^ { \circ }}{ }^{26} 6^{\prime} \mathbf{2 8 \prime \prime}$ E., 46.90 feet (Plat S. $73^{\circ} 33^{\prime} 56^{\prime \prime}$ E., 121.43 feet), to a $11^{\prime \prime \prime}$ iron rod with "M\&ASSOC" cap found on the west line of Douglas Fir Drive, being the southwest corner of said Lot 1, Block 1, for a corner of this tract of land;
2) $\mathbf{S}, 17^{\circ} 34^{\prime} 05^{\prime \prime}$ W., 30.21 feet (Plat S. $17^{\circ} 01^{\prime} 36^{\prime \prime}$ W., 30.74 feet), with the west line of Douglas Fir Drive, to a $5 / 8$ " iron rod with "ACS" cap set, for a corner of this tract of land;
3) S. $\mathbf{7 2}^{\circ} \mathbf{5 6}^{\prime} \mathbf{0 5 "}$ E., 62.90 feet (Plat S. $72^{\circ} 58^{\prime} 24^{\prime \prime}$ E., 62.90 feet), with the south lien of Douglas Fir Drive, to a $5 / 8^{\prime \prime}$ iron rod with "ACS" cap set at the beginning of a curve to the left, for a corner of this tract of land;

THENCE in an easterly direction, with said curve to the left, continuing with the south line of Douglas Fir Drive (Plat Arc=7.10 feet) and with the south line of Frasier Fir Drive, same being a south line of Evergreen Subdivision, Phase IV, an addition in Harker Heights, Bell County, Texas, of record in Year 2015, Plat No. 89, of said Plat Records (Plat Arc=209.56 feet), 216.66 feet, having a radius of 213.19 feet, a delta angle of $58^{\circ} 13^{\prime} 41^{\prime \prime}$ and a chord which bears N. $77^{\circ} 56^{\prime} 39$ " E., 207.45 feet, to a $5 / 8^{\prime \prime}$ iron rod with "ACS" cap set, being a corner of Lot 26, Block 1, of said Evergreen Subdivision, Phase IV, for an angle corner of this tract of land;

THENCE with the boundary of said Evergreen Subdivision, Phase IV, the following nine (9) courses and distances:

1) S. $00^{\circ} 43^{\prime} \mathbf{2 5 \prime \prime}$ W., 598.54 feet (Plat S. $00^{\circ} 39^{\prime} 48^{\prime \prime}$ W., 598.74 feet), to a $5 / 8^{\prime \prime}$ iron rod with "ACS" cap set, for a corner of this tract of land;
2) S. $39^{\circ} 13^{\prime} 09^{\prime \prime}$ E., 123.76 feet (Plat S. $39^{\circ} 15^{\prime} 11^{\prime \prime}$ E., 123.76 feet), to a $5 / 8^{\prime \prime}$ iron rod with "ACS" cap set, for a corner of this tract of land;
3) N. $84^{\circ} 31^{\prime} 48^{\prime \prime}$ E., 317.49 feet (Plat N. $84^{\circ} 29^{\prime} 46^{\prime \prime}$ E., 317.49 feet), to a cotton spindle found, for a corner of this tract of land;
4) N. $22^{\circ} 39^{\prime} 07^{\prime \prime}$ E., 880.99 feet (Plat N. $22^{\circ} 37^{\prime} 18^{\prime \prime}$ E., 881.20 feet), to a $5 / 8^{\prime \prime}$ iron rod with "ACS" cap found, for a corner of this tract of land;
5) N. 50 ${ }^{\circ} 12^{\prime} \mathbf{2 6 "}$ E., 503.85 feet (Plat N. $50^{\circ} 11^{\prime} 06^{\prime \prime}$ E., 503.59 feet). to a $5 / 8^{\prime \prime}$ iron rod with "ACS" cap found, for a corner of this tract of land;
6) N. $21^{\circ} 34^{\prime} 16^{\prime \prime}$ E., 350.58 feet (Plat N. $21^{\circ} 32^{\prime} 30^{\prime \prime}$ E., 351.05 feet), to a $5 / 8^{\prime \prime}$ iron rod with "ACS" cap found, for a corner of this tract of land;
7) N. $07^{\circ} 05^{\prime} 30^{\prime \prime}$ W., 356.30 feet (Plat N. $07^{\circ} 06^{\prime} 05^{\prime \prime}$ W., 356.21 feet), to a $5 / 8^{\prime \prime}$ iron rod found, for a corner of this tract of land;
8) N. 58 ${ }^{\circ} 04^{\prime} 22^{\prime \prime}$ W., 240.51 feet (Plat N. $58^{\circ} 04^{\prime} 47^{\prime \prime}$ W., 240.81 feet), to a $5 / 8^{\prime \prime}$ iron rod with "ACS" cap found, for a corner of this tract of land;
9) S. $76^{\circ} 43^{\prime} 40^{\prime \prime}$ W., 159.75 feet (Plat S. $76^{\circ} 40^{\prime} 17^{\prime \prime}$ W., 294.12 feet), to a cotton spindle found, being the southeast corner of Lot 12, Block 4, Evergreen Subdivision, Phase V, of record in Year 2015, Plat No. 89, of said Plat Records, for an angle corner of this tract of land;

THENCE in a northerly direction, with an east line of said Evergreen Subdivision, Phase V (Plat N. $16^{\circ} 15^{\prime} 27^{\prime \prime}$ E., 617.48 feet), N. $16^{\circ} 16^{\prime} 53^{\prime \prime}$ E., 617.48 feet, to a $5 / 8^{\prime \prime}$ iron rod with "ACS" cap set on the north line of Gold Splash Trail, being an angle corner of said Evergreen Subdivision, Phase V, for an angle corner of this tract of land;

THENCE in a westerly direction, with the north line of Gold Splash Trail, same being an interior line of said Evergreen Subdivision, Phase V (Plat S. $73^{\circ} 44^{\prime} 33^{\prime \prime}$ E., 20.43 feet), N. $73^{\circ} 43^{\prime} 07$ " W., 20.43 feet, to a $5 / 8^{\prime \prime}$ iron rod with "ACS" cap set, being the southeast corner of Lot 21, Block 3, of said Evergreen Subdivision, Phase V, for an ell corner of this tract of land;

THENCE in a northerly direction, with the east line of said Lot 21 (Plat N. $16^{\circ} 15^{\prime} 27^{\prime \prime}$ E., 130.55 feet), N. $16^{\circ} 16^{\prime} 53^{\prime \prime}$ E., 130.92 feet, to a $5 / 8^{\prime \prime}$ iron rod with "ACS" cap set on a north line of said 277.369 acre tract, same being the south line of Lot 20, Block 1, Replat of Blocks 1 and 2 Fawn Valley, an addition in Harker Heights, Bell County, Texas, of record in Cabinet B, Slide 1-A, of said Plat Records, being the northeast corner of Said Lot 21, for the most northerly, northwest corner of this tract of land;

THENCE in an easterly direction, with a north line of said 277.369 acre tract (Deed S. $71^{\circ}$ $46^{\prime} 30^{\prime \prime}$ E., 1344.48 feet), same being the south line of said lot 20 , the south line of Granite Trail and with the south line of Lot 1, Block 5, Fawn Valley, an addition in Harker Heights, Bell County, Texas, of record in Cabinet A, Slide 35-B, Plat Records of Bell County, Texas, S. $73^{\circ} 48^{\prime} 58^{\prime \prime}$ E., 633.02 feet, to a $3 / 8^{\prime \prime}$ iron rod with "M\&Assoc Killeen" cap found on the west line of Comanche Gap Road, being an angle corner of said 277.369 acre tract, same being the southeast corner of said Lot 1, Block 5, for an angle corner of this tract of land;

THENCE in a generally southerly direction, with a northeast line of said 277.369 acre tract, same being the occupied west line of Comanche Gap Road, the following three (3) courses and distances:

1) S. $49^{\circ} 23^{\prime} 27^{\prime \prime}$ E., 38.41 feet (Deed S. $48^{\circ} 29^{\prime} 59^{\prime \prime}$ E., 39.08 feet), to a 100d nail found in a 24 " Cedar tree, being a corner of said 277.369 acre tract, for a corner of this tract of this tract of land;
2) $\mathbf{2 3 0 . 7 0}$ feet (Deed 230.56 feet), with a curve to the left, having a radius of 616.95 feet, a delta angle of $21^{\circ} 25^{\prime} 31^{\prime \prime}$ and a chord which bears S. $09^{\circ} 24^{\prime} 00^{\prime \prime}$ E., 229.36 feet, to a $3 / 8$ " iron rod with "M\&Assoc Killeen" found at the end of said curve to the left, for a corner of this tract of land;
3) S. $19^{\circ} 56^{\prime} 32^{\prime \prime}$ E., 556.46 feet (Deed S. $17^{\circ} 57^{\prime} 42^{\prime \prime}$ E., 555.28 feet), to a $5 / 8^{\prime \prime}$ iron rod with "ACS" cap set, being an angle corner of said 277.369 acre tract, same being the northwest corner of a called 16.85 acre tract of land conveyed to Ava Lynne Brock in Document No. 2020014105, of said Official Public Records, for an angle corner of this tract of land;

THENCE in a southerly direction, with an interior east line of said 277.369 acre tract (Deed S. $20^{\circ} 37^{\prime} 18^{\prime \prime}$ W., 994.65 feet), same being the west line of said 16.85 acre tract, S. $18^{\circ}$ 39' $15^{\prime \prime}$ W., 994.65 feet, to a $1 / 2$ " iron rod with "Quintero" cap found, being an ell corner of said 277.369 acre tract, same being the southwest corner of said 16.85 acre tract, for an ell corner of this tract of land;

THENCE in an easterly direction, with a north line of said 277.369 acre tract (Deed S. $66^{\circ}$ 42' $16^{\prime \prime}$ WE., 1367.69 feet), same being the south line of said 16.85 acre tract, S. $\mathbf{6 8}^{\circ} \mathbf{4 0}^{\prime}$ 19" E., 1367.66 feet, to the POINT OF BEGINNING and containing 113.917 Acres of Land.

Horizontal datum based upon the Texas State Plane Coordinate System, Central Zone, NAD83, as per GPS observations. scale factor $=1.00015013383770$ scaled about CP 100, $\mathrm{N}: 10,353,277.54 \mathrm{E}: 3,141,360.44$.

This metes and bounds description to accompany a Surveyors Sketch of the herein described 113.917 Acre tract.

This document is not valid for any purpose unless signed and sealed by a Registered Professional Land Surveyor.

Surveyed August 3, 2021

## ALL COUNTY SURVEYING, INC. 1-800-749-PLAT

Tx. Firm Lic. No. 10023600
Server/projects/pro200000/201200/201222/201222.2 Evergreen Phase 7.doc

Charles C. Lucko Registered Professional Land Surveyor Registration No. 4636

# DEDICATION INSTRUMENT FOR <br> EVERGREEN SUBDIVISION PH VIII <br> A SUBDIVISION IN THE CITY OF HARKER HEIGHTS, BELL COUNTY, TEXAS 

STATE OF TEXAS §
COUNTY OF BELL §

That HEIGHTS EVERGREEN DEVELOPERS, LTD., [a Texas limited Partnership], hereinafter being referred to as Grantor, whether one or more, being the sole owner of those tracts of land containing 113.92 acres described in Field Notes prepared by $\qquad$ ., Registered Professional Land Surveyor, dated the a part hereof as fully as if written verbatim, does hereby name and designate said tract(s) as Evergreen Subdivision Ph VIII, a subdivision of the City of Harker Heights, Bell County, Texas, and does hereby adopt the attached map and plat thereof and does hereby agree that all future sales and conveyances of said property shall be by reference to said plat and dedication.

Grantor does hereby give, grant and convey to the City of Harker Heights, Texas, its assignees and franchisees furnishing public utilities in said subdivision, hereinafter collectively referred to as Grantee, the easements as shown on said plat for drainage purposes and for the installation, operation, maintenance, repair, use and replacement of all public utility lines, including electric power, water, sewer, gas and telephone, and reference is hereby made to such plat for the location of such easements.

Grantor does hereby give, grant and convey to the City of Harker Heights, Texas, and to the general public, for public use and for public purposes the streets, avenues and roadways as shown on said plat.

Grantor does hereby give, grant, and convey to the City of Harker Heights, Texas, and to the general public, for public use and for public purposes, in fee simple, 18.086 acres as shown on the plat for public street right-of-way.

Grantor does hereby give, grant and convey to the City of Harker Heights, Texas, and to the general public, for public use and for public purposes, in fee simple, the Tracts C; containing 0.409 acres on said plat.

Grantee shall have all other rights and benefits necessary or convenient for the full enjoyment or use of the rights herein granted, included but not limited to, the free right of ingress or egress over and across the roads, streets, easements, and rights of way to construct, reconstruct, remove, and maintain same.

To have and to hold said right-of-way and easements unto said Grantee, and the undersigned hereby binds itself, its heirs, administrators, executors, successors and assigns, to warrant and forever defend all and singular said premises unto the said Grantee against every person whomsoever lawfully claiming or to claim the same or any part thereof.

Heights Evergreen Developers, LTD.
(a Texas limited Liability Company)

## William Hickman

## STATE OF TEXAS §

COUNTY OF BELL §

This instrument was acknowledged before me on the $\qquad$ day of 2022, by William Hickman, of Heights Evergreen Developers, LTD, a Texas Limited Partnership, on behalf of said partnership.

Notary Public, State of Texas

## APPROVED AS TO FORM:

City Attorney's Office

## § 154.21 PRELIMINARY PLAT.

(A) General. The preliminary plat and preliminary engineering drawings shall show all proposed phases of development of an area of land under the same ownership. Approval or conditional approval of the concept plan (if required), the preliminary plat and preliminary engineering drawings is required by the Planning and Zoning Commission and City Council prior to consideration of the final plat and final engineering drawings by the Director of Planning and Development. Preliminary plats and preliminary engineering drawings shall be deemed approved if no action is taken by the Planning and Zoning Commission within 30 days of submittal, and if no action is taken by the City Council within 30 days of Planning and Zoning Commission approval.
(B) Changes to preliminary plat. An approved preliminary plat and/or preliminary engineering drawings is binding and must be complied with; however, it may be amended at the request of the developer, or required by the city per this section. Substantial amendments or changes to an approved preliminary plat or preliminary engineering drawings must be reviewed and approved by the Planning and Zoning Commission as well as by the City Council. Minor amendments may be approved by the Planning and Development Director. Minor amendments are those that:
(1) Increase by $10 \%$ or less the number of lots or potential structures that can be accommodated by the infrastructure;
(2) Reduce the number of lots; and
(3) Any proposed change in infrastructure is considered a major amendment, unless deemed by the Public Works Director as a minor amendment.
(C) Form and content. A complete submission for approval shall contain ten paper copies of the plat and seven paper copies of the engineering drawings. Failure to submit the plat and engineering drawings together in the quantities as stated herein at the time of submission shall be deemed an incomplete submission. The submission shall not be considered complete until all required documents (plat and engineering documents) in their respective quantities as stated herein are submitted.
(1) Preliminary plat. The preliminary plat shall be prepared and sealed by a Texas Licensed Professional Engineer or Texas Registered Professional Land Surveyor and plotted on 22 inch by 34 inch sheets at a scale of one inch to 100 feet or larger. The plat shall conform to the general requirements and minimum standards of design and requirements, and shall include the following elements as applicable:
(a) A cover sheet is required for all plats involving three or more sheets. All plan sheet numbers shall be placed on the cover along with the corresponding plan sheet titles. This cover sheet should include a listing of all plan sheet numbers and plan sheet titles in the engineering drawings as well. A vicinity map should always be included on the cover sheet to show the project location;
(b) Title block including proposed subdivision name, phase, block and lot numbers, current legal description (or reference thereto), acreage, name and address of property owner, name and address of surveyor/engineer, date of survey, date of preparation and page content title. This title block shall be present on each page of the plat;
(c) Index sheet for plats with more than one sheet that shows the entire subdivision drawn to a scale of not less than one inch equals 100 feet;
(d) Legal description, existing boundary, lot lines and right-of-way lines of streets and easements with accurate dimensions, bearings, deflection angles, radii and central angles of all curves;
(e) Phasing plan if subdivision is to be constructed in phases;
(f) Lot lines shall have line dimensions clearly displayed within the lot along with the lot's respective lot number. Groups of lots that are considered within a block shall have the block number clearly displayed;
(g) All right-of-way lines and easements shall be clearly displayed on the plat. The plat shall clearly display the location, size and purpose of all existing and proposed easements on or adjoining the property;
(h) Location of existing and proposed streets, alleys, bikeways and sidewalks on or adjoining the site. Such information shall include name, right-of-way widths, type and width of surfacing. All private streets shall be clearly labeled;
(i) Any areas reserved or dedicated for public uses;
(j) Easements and street stub-outs necessary to serve adjacent properties;
(k) Adjacent property information including present ownership, legal descriptions (recorded volume and page) and property lines within 100 feet;
(I) Primary control points or descriptions and ties to such control points to which all dimensions, angles, bearings and similar data shall be referred. The plat shall be located with respect to a corner of the surveyor tract, or an original corner of the original survey of which it is a part. Temporary benchmarks and NGS datum shall be described on each sheet;
(m) Scale, basis of bearing and benchmarks (datum) and description shall all be clearly displayed on the plat; and
( n ) A north arrow is required on all sheets and should be oriented either upward or to the right. It is the intent of this requirement that all stationing should start from cardinal points of the compass and proceed in the direction of construction.
(2) Preliminary engineering drawings. Preliminary engineering drawings shall be prepared and sealed by a Texas Licensed Professional Engineer and plotted on 22 inch by 34 inch sheets at a scale of one inch to 100 feet or larger. The preliminary engineering drawings shall match the features found on the preliminary plat and they shall conform to the general requirements and minimum standards of design and requirements in accordance with the most current edition of the Standard Specifications for Public Works Construction, North Central Texas adopted by the city, and shall include the following elements as applicable:
(a) Title block including proposed subdivision name, phase(s), block and lot numbers, current legal description (or reference thereto), acreage, name and address of property owner, name and address of surveyor/engineer, date of survey, date of preparation and page content title. This title block shall be present on each page of the preliminary engineering drawings;
(b) Water layout plan view to include rough locations of service connections, pipe diameters, valves, hydrants and flush assemblies;
(c) Sanitary sewer layout plan to include rough locations of service connections, pipe diameters, cleanouts and manholes;
(d) Street and sidewalk layout plan view; and
(e) Storm water drainage layout plan (drainage calculations are only necessary on major drainage structures at this step).

## (D) Processing preliminary plat.

(1) Submission of preliminary plat application along with all items required in $\S 154.20$ (B)(3)(a).
(2) The preliminary plat and preliminary engineering drawings shall be reviewed by the Planning and Development Department for conformity with the city's plans, thoroughfare plan, utility master plan, engineering standards and specifications, city ordinances and other applicable city standards. Upon completion of this review, the preliminary plat and preliminary engineering drawings shall be submitted to the Planning and Zoning Commission.
(3) The Planning and Zoning Commission shall review the preliminary plat, preliminary engineering drawings and all staff's recommendations. Particular attention will be given to the arrangement, location and width of streets, their relation to the topography of the land, lot sizes and arrangement, water and sewer lines, drainage, the further development of adjoining lands and the requirements of city ordinances, policies and plans.
(4) The Planning and Zoning Commission shall act on the preliminary plat and preliminary engineering drawings and may advise the developer of any specific changes or additions they will require in the layout, or comment on the character and extent of improvements and dedications that will be required prior to infrastructure construction and as a prerequisite to the approval of the final plat and final engineering drawings.
(5) The Planning and Zoning Commission shall forward the preliminary plat and preliminary engineering drawings with their approval to the City Council for their consideration. The Planning and Development Director shall inform the developer in writing of the decision of the Planning and Zoning Commission and City Council including any conditions for approval or reasons for disapproval. If disapproved by the Planning and Zoning Commission or the City Council, the applicant may resubmit a preliminary plat and preliminary engineering drawings addressing the concerns of the Planning and Zoning Commission and the City Council for reconsideration.
(6) A preliminary plat and preliminary engineering drawings shall expire 24 months after approval unless:
(a) An extension is applied for and granted by the Director of Planning and Development if the city's regulations and requirements have not changed;
(b) Final plat submittal, on at least one phase, occurs within 24 months following the initial approval; or
(c) Preliminary plats and preliminary engineering drawings will also expire if there is a more than a 24 month period of time between approval and submittal of any phase of the preliminary plat.
(7) Submittal shall be 28 days prior to the scheduled Planning and Zoning Commission meeting. The plat and engineering drawings shall be presented to the Council within 30 days of action being taken by the Planning and Zoning Commission for their consideration. The plat and engineering drawings shall be considered approved if the Council does not act on it within 30 days after the Planning and Zoning Commission has acted on it.
(Ord. 2010-08, passed 3-9-10; Am. Ord. 2012-21, passed 10-9-12; Am. Ord. 2014-25, passed 10-28-14)

# EVERGREENS CONCEPTUAL PLAN HARKER HEIGHTS, BELL COUNTY, TEXAS 



VICINITY MAP
N.T.S.






SHEET W1 OF W4









## PRELIMINARY PLAT of

 EVERGREEN SUBDIVISION PH VIII RESIDENTIAL DEVELOPMENT CITY OF HARKER HEIGHTS, TX BELL COUNTYENGINER: TCG ENGINERRNG
CONTACT: GARRETT NORDYK

SURVEYOR



| GENERAL CONTRACTOR: MCLEAN CONSTRUCTION |
| :--- |
| 4101 |

 contact : STEVE
O. 254.634.4514


JUNE, 2022


ENGINEERING
ENGINEERING

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# EVERGREEN ESTATES, PHASE 8 (PHASE 6 \& 7 COMBINED) 

# P22-18 Preliminary Plat - Evergreen Estates, Phase 8 (Phase 6 \& 7 Combined) 

Plat Distributed to HH Staff: July 01, 2022
Comments Sent to Engineer: July 7, 2022

## Planning \& Development

1. Road section near stub-out at Tract F through the connection with Gold Splash Trail should be referred to as Gold Splash Trail, not Meristem Trail.
2. Tracts A\&B contain a special flood hazard area (SFHA). Therefore, please annotate or provide a table of finished floor elevations for all lots adjacent to Tract A \& Tract B on the face of the plat.
3. Remove statements * \& ** in Tract Summary on page C021. This process is handled via the subdivision process as outlined in the City Code of Ordinances.
4. Provide dedicated ROW on B3 L $17 \&$ B3 L16 as requested in pre-development meetings (to connect with Oakridge Blvd.).
5. This subdivision was not part of the layout provided in the 2004 Concept Plan for Evergreen Estates. Additionally, there is not a recorded Phase 6 or Phase 7 of Evergreen Estates. In keeping with the numerical process for the County and the City, this plat should be Evergreen Estates Phase 6 Preliminary Plat. Staff is awaiting comment from the City Attorney regarding Phases 6 \& 7 being eliminated from plat names. We will advise when a response is provided if you do not propose changes.
6. Per $\S 154.21(\mathrm{C})(2)(\mathrm{d})$, applicant shall provide a sidewalk layout.
7. Per $\S 154.39$, the maximum block length is $1,200 \mathrm{ft}$ unless the lots are one acre or more. In that case the maximum block length is 1,800 feet. The length of Gold Splash between Catalpa Court and the proposed Brickner Trail exceeds 2,300 feet and contains lots less than one acre within the section of Gold Splash in this proposed subdivision. Applicant shall amend the lot acreage to 1 acre or greater along the above-mentioned stretch of Gold Splash. Additionally, applicant shall provide for a knob in the road, relocation of streets, or request an allowance for this length from P\&Z.
8. On the southwest corner of the intersection of Douglas Fir and Fraser Fir there is a parcel of land without a designation that is too small for development. Applicant shall clarify if that area is part of the Public ROW or is physically connected to Tract G.
9. The Called Monte Cristo Drive is a privately owned parcel and not a public ROW. Applicant shall show how access is being provided to the landlocked parcel to the west of this subdivision along Douglas Fir.
10. Applicant shall illustrate and annotate all existing easements that impact this subdivision. Staff knows of at least one drainage easement that is not shown (Block 1 Lot 1) that may impact the buildable area on the lot.
11. Tract $D$ shall be shown as dedicated to the HOA.
12. Due to the change in street names from Gold Splash to Douglas Fir at the roadway stubout just north of Tract F, Tract E shall be divided into two Tracts at that intersection for addressing/911 purposes.
13. Applicant appears to be creating two new point discharges (Tract D ; Block 8, Lot 2; into SFHA in multiple locations). Waivers of liability will be required from the receiving parcels. Additionally, applicant is advised that a detailed drainage analysis showing no adverse impact downstream at all new point discharge locations will need to be provided with the construction plan set.
14. Applicant shall provide drainage easements and address how the existing upstream sheet flow along Block 3 Lots 11-30 will be routed through the proposed subdivision.
15. Applicant is advised that a Geotech report for the roadway design and hillside development will be required to be submitted with the construction plans.
16. Applicant is advised that a copy of the executed HOA documents will be required to be filed with the final plat.
17. Applicant is advised that this submission was reviewed only for compliance with preliminary plat submissions and not all construction plan or final plat level review comments were provided at this time.

## Public Works, Mark Hyde

1. Remove "Released for Permitting" from the engineer's stamp block section at the bottom of the preliminary plat and plan sheets.
2. Relocate the proposed water line shown under the pavement at Douglas Fir Drive. Relocate behind the curb.
3. Relocate the proposed sanitary sewer line shown under the pavement at Gold Splash Trail. Relocate behind the curb.
4. The water valves, hydrants and blowoffs/flush boxes are difficult to see. Enlarge the symbols and provide call outs for size, fittings, valves, hydrants and blowoffs/flush boxes.
5. Loop the dead-end water line on Bellingham Trail to the water line on Meristem Trail.
6. Provide a flush box assembly for the dead-end line in the cul-de-sac off of Meristem Trail.
7. Increase the existing 15 ' public utility easement to $20^{\prime}$ width between Gold Splash Trail and the back of the lots on Jubilation Drive.
8. The storm sewer at the corner of Kingston Trail/Halbrook Trail is shown deflected under the pavement. Storm sewer located under streets must be reinforced concrete pipe (RCP).
9. Provide a $60^{\prime}$ ROW and $36^{\prime}$ BOC-BOC street stub-out from Halbrook Trail to the limits of the property at Oakridge Blvd. The proposed water line is preferred to be located behind the curb in the proposed ROW or within a public utility easement.
10. For the proposed sanitary sewer, provide calculations the existing 12 -inch diameter Evergreen-Fawn Valley Lift Station force main has sufficient capacity to serve this subdivision. The existing 12 -inch diameter gravity main along FM 2410 which accepts the 12-inch force main from the Evergreen-Fawn Valley Lift Station is currently at capacity. The City of Harker Heights is currently installing a 12-inch force main along FM 2410 that could serve the Evergreen, Phase 8 subdivision. Provide calculations the existing City of Harker Heights gravity sanitary sewer system and Trimmier Lift Station has adequate capacity to serve this subdivision.
11. Provide a sidewalk plan.

## City Engineer, Otto Wiederhold

1. Evergreen Subdivision Phase VIII Preliminary Plat - Main concern is the ability of emergency fire and EMS to access emergency calls with the length of access from FM 2410 to the southernmost lots. I don't think Harker Heights has any other subdivisions with this length from a major street or thoroughfare. It's a long and winding route.

Fire Marshal, Brad Alley
No Comments

## Building Official, Mike Beard

No Comments

## ONCOR, Steven Hugghins

As of 7/8/22 no comments have been received and may be forthcoming.

## Century Link, Chris McGuire

No comments. Easement on plats.

## Time Warner Cable/Spectrum, Shaun Whitehead

As of $7 / 8 / 22$ no comments have been received and may be forthcoming.

## ATMOS, Rusty Fischer

No Comments

## Clearwater UWCD, Corey Dawson

Clearwater UWCD (CUWCD) has completed a desktop geodatabase investigation and records review for groundwater wells per your request. The Bell CAD property reviewed was PID \#4952 (116.514 acres), based on the proposed subdivision known as the Evergreen Subdivision, Phase VIII.

1. Item 1: Database review and site visit ( 08 JUL 22) determined no wells exist on the proposed subdivision known as the Evergreen Subdivision, Phase VIII.
2. Item 2: Once the subdivision replat is approved and subdivided as requested, future drilling of a non-exempt permitted well will be possible for beneficial use on Tracts A, B, and E, and Block 1 Lot 19 of the subdivision known as the Evergreen Subdivision, Phase VIII. Non-exempt permitted wells on tracts less than 10 acres and greater than or equal to 2 acres is possible under district rules if the purpose is of the well meets the definition of beneficial use. All other tracts and lots will be ineligible for future groundwater production wells, as they will be smaller than 2 acres.
3. Item 3: The proposed subdivision lies in the City of Harker Heights' CCN \#13079, thus public water supply to the proposed subdivision is solely the responsibility of City of Harker Heights.
4. Item 4: CUWCD is the regulatory authority for groundwater wells in Bell County and hereby certifies that this proposed subdivision has been evaluated for on-site groundwater production wells. In its current condition, the proposed subdivision meets our expectations described by District Policy and affirmed by District Staff, and thus requires no signature block.

FROM: THE OFFICE OF THE PLANNING AND DEVELOPMENT DIRECTOR
DATE: JULY 27, 2022
DISCUSS AND CONSIDER A REQUEST FOR A FINAL PLAT REFERRED TO AS CEDAR TRAILS, ON PROPERTY DESCRIBED AS BEING A TRACT OF LAND IN BELL COUNTY, TEXAS, LYING AND SITUATED IN THE URIAH HUNT SURVEY, ABSTRACT NO. 401 AND THE LAND HEREIN DESCRIBED BEING A PORTION OF THE REMAINDER TRACT, OF AN OVERALL CALLED 390 ACRE TRACT (COMPRISING OF WHAT WAS FORMERLY FOUR TRACTS OF LAND, OF 80 ACRES, 80 ACRES, 100 ACRES, AND 130 ACRES) CONVEYED TO SUSAN K. WILSON AND GARY L. MOORE BY AFFIDAVIT OF HEIRSHIP RECORDED IN DOCUMENT NO. 2017-00025863, OFFICIAL PUBLIC RECORDS OF BELL COUNTY, TEXAS (OPRBCT)

## PROJECT DESCRIPTION:

The applicant submitted an application for final plat approval for 24.383 acres for land located east of Warrior's Path and north of E. Knight's Way/E. FM 2410. The preliminary plat for this case was recommended for approval (6-0) by the Planning \& Zoning Commission on December 8, 2021 and was approved by City Council (4-0) on December 14, 2021. The 2021 Land Use Plan designates this development as Low Density Residential use.

The final plat and final engineering drawings shall be substantially consistent per requirements in § 154.21(B) with the preliminary plat and preliminary engineering drawings for the subject phase of construction.

## STAFF RECOMMENDATION:

Staff received the final plat application on June 29, 2022. Staff reviewed the submitted final plat documents and made comments to address safety and other pertinent requirements to ensure that all developmental regulations stipulated in the City of Harker Heights Code of Ordinances will be adhered to. Staff met with the applicant and the applicant's engineer on July 7, 2022 to seek clarification on the submission. Then on July 8, 2022, staff sent the combined comments to the applicant. Revisions based on the combined comments were received on July 18, 2022. Applicant did provide revisions by the deadline requested by staff, however due to significant differences between preliminary plat submission and final plat submission, staff was still conducting a review of the resubmission at the time the report was published.

Staff has had regular correspondence with the applicant's representative regarding outstanding comments. Particular attention, during the review of final plats, is given to the arrangement, location and width of streets, their relation to the topography of the land, lot sizes and arrangement, water and sewer lines, drainage, the further development of adjoining lands and the requirements of city ordinances, policies and plans. Due to outstanding comments and significant changes from the Preliminary Plat regarding water, sewer, and drainage, staff recommends disapproval of this final plat. The recommendation for disapproval is based on outstanding concerns with the following sections of the City's code of ordinances:

1. Per $\S 154.22$, the final plat and final engineering drawings shall be substantially consistent per requirements in $\S 154.21(\mathrm{~B})$ with the preliminary plat and preliminary engineering drawings for the subject phase of construction.
2. Per $\S 154.22(\mathrm{~B})(2)(\mathrm{c})$, provide a water layout plan, fire flow/water design report, \& details.
3. Per $\S 154.22(\mathrm{~B})(2)(\mathrm{h})$, provide storm water plan and profiles of culverts and channels, a grading plan with two foot contours, a drainage report, an erosion and sedimentation control plan, delineated drainage basins, details for all structures, specifications and a detailed engineering estimate.
4. Per $\S 154.22(\mathrm{~B})(2)(\mathrm{j})$, provide drainage information and calculations required by Chapter 158 , including, but not limited to, drainage channel and detention pond locations and approximate size of facilities. Flow line elevations shall be shown along with direction of flow of all existing or proposed drainage features.
5. Per $\S 154.22(\mathrm{~B})(2)(\mathrm{k})$, provide drainage structures, 100 -year floodplain, floodway, watercourses, railroad, structures and other physical features on or adjacent to the site.
6. Per $\S 154.22(\mathrm{~B})(2)(1)$, provide location and size of all existing and/or proposed city utilities, and all others where known. All city utility lines six inches in diameter or larger within the right-of-way shall be shown on the profile view. All utility lines, regardless of size, should be shown in the plan view, where known.
7. Per $\S 154.22(\mathrm{C})(4)$ and $\S 154.23$, provide the final plat and final engineering drawings shall not be: approved, conditionally approved or filed for record and no permits shall be issued until the applicant posts with the city a letter of credit/performance bond for any infrastructure construction remaining.
8. Per $\S 154.23$, provide the itemized estimated costs of completion of required public improvements verified by the City Engineer.
9. Per TAC $\S 290.44(\mathrm{~d})(6)$, the system shall be designed to afford effective circulation of water with a minimum of dead ends. All dead-end mains shall be provided with acceptable flush valves and discharge piping. Where dead ends are necessary as a stage in the growth of the system, they shall be located and arranged to ultimately connect the ends to provide circulation.

## ACTION BY THE PLANNING AND ZONING COMMISSION:

1. Motion to approve, approve with conditions, or disapprove with explanation a request for a Final Plat referred to as Cedar Trails, on property described as being a tract of land in Bell County, Texas, lying and situated in the URIAH HUNT SURVEY, ABSTRACT NO. 401 and the land herein described being a portion of the remainder tract, of an overall called 390 acre tract (comprising of what was formerly four tracts of land, of 80 acres, 80 acres, 100 acres, and 130 acres) conveyed to Susan K. Wilson and Gary L. Moore by Affidavit of Heirship recorded in Document No. 2017-00025863, Official Public Records of Bell County, Texas (OPRBCT), based on staff's recommendations and findings.
2. Any other action desired.

## ATTACHMENTS:

1. Application
2. Field notes
3. Dedication
4. Existing Ordinances
5. Cedar Trails - Final Plat \& Plans
6. Location Map
7. Staff Comments

## City of Marker Heights

Planning \＆Development 305 Millers Crossing Marker Heights，TX 76548 Phone：（254）953－5647 Fax：（254）953－5666

## Final Plat Application

＊Requirements－APPLICATION MUST BE FULLY COMPLETED OR WILL NOT BE ACCEPTED＊
This application must be completed and returned to the Planning and Development Department of the City of Harker Heights，Texas along with the following：
1．Payment of $\$ 150.00$
2．Signed Original Field Notes and Dedication Pages
3．Paper Plan Submissions：Ten（10）Copies of Plat and Seven（7）sets of Final Engineering Plans
4．Electronic Submissions：Plat and Engineering Plans submitted to tdake＠harkerheights．gov in PDF format．
5．Completed Final Plat Checklist

Property Information：

Plat Name： $\qquad$ Cedar Trails Date Submitted：

Number of Lots： $\qquad$ Number of Units／Suites： $\qquad$ Acreage： 24.383 acres

Site Address or General Location： $\qquad$ 13436 E．Knights Way，Harker Heights，TX
$\not \subset$ Residential O Commercial On Site Detention Proposed with Subdivision：$\not \subset$ Yes $\subset$ No $C$ Other
Date of Preliminary Plat Approval by P\＆Z：December 2021

## Owner Information \＆Authorization：

Property Owner：

## BB HH Holdings UC

Adders： 106 N East．Street，Belton，TX 76513
Phone：254－289－7273
E．Mall：Ichtray＠beltonengincers．am
Developer： CBBHH Holdings UC
Adders：＿Same as above
Phone： $\qquad$ EMail： $\qquad$
Engineer：

## Belton Engineering Inc．

Address： 106 N East Street Belton 仅 76513
Phone： 254 －289－ 7273 $\qquad$ EMail：：Chtayabelronenginears．om
survey：Bryant Technical services
Address： 911 N．Main Street，Taylor，T× 76574
Phone： $512-352-9090 \quad$ E．mill bruce O bryantlechnical

For more information reference Section 154．22 Final Plat of the Harker Heights Code of Ordinances

## I HEREBY UNDERSTAND AND ACKNOWLEDGE:

The final plat must be prepared in accordance with the City's subdivision rules and regulations and shall conform substantially to preliminary plat layout as approved. The subdivider will be required to install at his/her own expense all water lines, streets, sewer lines, drainage facilities, and structures within the subdivision accords to Section 154.36 of the Harker Heights Code of Ordinances.
All required improvements must be completed unless a Bond or Letter of Credit has been posted and attached in sufficient amount to assure I completion.

A maintenance bond/surety instruments has been furnished to assure the quality of materials and workmanship and maintenance of all required i improvements including the City's cost for collecting the guaranteed funds and administering the correction and/or replacement of covered improvements in the even the subdivider defaults.
The maintenance bond or other surety instrument shall be satisfactory to the city as to form, sufficiency and manner of execution. For water and I sewer related improvements, the bond or other instrument shall be in an amount equal to $20 \%$ of the cost of improvements verified by the city Engineer and shall run for a period of one calendar year. Bonds or other instruments for streets and drainage facilities shall be in an amount equal to $40 \%$ of the improvements verified by the city Engineer and shall run for a period of two calendar years.

The applicant or their authorized representative must be present at all Planning and Zoning Commission and City Council Meetings at which their plat is on the agenda for discussion or action. Failure of the applicant or their authorized representative to appear before the Planning and Zoning Commission or City Council during a meeting on which their plat is on the agenda for discussion or action may be deemed a withdrawal of their plat.


SWORN AND SUBSCRIBED BEFORE ME THIS $3 k D$ DAY OF


## EXHIBIT A - 0.079 ACRES

Being a tract of land in Bell County, Texas, lying and situated in URIAH HUNT SURVEY, ABSTRACT No. 401, and the land herein described being a portion of the remainder tract, of an overall called 390 acres tract (comprising of what was formerly four tracts of land, of 80 acres, 80 acres, 100 acres, and 130 acres) conveyed to Susan K. Wilson and Gary L. Moore by Affidavit of Heirship recorded in Document No. 201700025863, Official Public Records of Bell County, Texas (OPRBCT) and being more particularly described by metes and bounds as follows:

BEGINNING at a $1 / 2^{n}$ iron rod found (NORTH=10357486.066, EAST=3146186.122), at an interior point of said Wilson and Moore tract, along the eastern line of a called 24.383 acre tract of land conveyed to CBBHH Holdings, LLC, a Texas limited liability company, by Special Warranty Deed recorded in Document No. 2021023725, OPRBCT;

THENCE, over and across said Wilson and Moore tract, the following six (6) calls:

1) NORTH $32^{\circ} 31^{\prime} 44^{\prime \prime}$ EAST, 188.88 feet to a calculated point;
2) SOUTH $11^{\circ} 02^{\prime} 54^{\prime \prime}$ EAST, 6.18 feet to a calculated point;
3) SOUTH $14^{\circ} 51$ '27" EAST, 14.60 feet to a calculated point;
4) SOUTH $32^{\circ} 31^{\prime} 44^{\prime \prime}$ WEST, 175.02 feet to a calculated point;
5) SOUTH $36^{\circ} 22^{\prime} 30^{\prime \prime}$ WEST, 45.73 feet to a calculated point;
6) NORTH $77^{\circ} 40^{\prime} 35^{\prime \prime}$ WEST, 16.43 feet to a calculated point along a west line of said Wilson and Moore tract and the east line of said 24.383 acre CBBHH tract from which a $1 / 2^{\prime \prime}$ iron rod found bears SOUTH $36^{\circ} 22^{\prime} 30^{\prime \prime}$ WEST, 57.39 feet;

THENCE with the common line of said Wilson and Moore tract (west line) and said 24.383 acre CBBHH tract (east line), NORTH $36^{\circ} 22^{\prime} 30^{\prime \prime}$ EAST, 51.92 feet to the POINT OF BEGINNING and containing 0.079 acres (3458.628 SQ.FT.) of land.

# PERMANENT UTILITY AND ACCESS EASEMENT 

Notice of Confidentiality rights: If you are a Natural Person, you may remove or strike any of the following information from this instrument before it is filed for record in the Public Records: your Social Security Number or your Drivers' License Number.

## THE STATE OF TEXAS

## COUNTY OF BELL

## KNOW ALL PERSONS BY THESE PRESENTS:

That Gary L. Moore and Susan K. Moore, of 2207 Primrose Trail, Temple, Bell County, Texas, 76501, hereinafter referred to as Grantor, whether one or more, for and in consideration of the benefits accruing to Grantor by reason of the dedication of the rights granted in this instrument, the receipt and sufficiency of which is hereby acknowledged and confessed, and for which no lien, expressed or implied, is retained, has this day DEDICATED, GRANTED and CONVEYED, and by these presents does dedicate, grant and convey unto the CITY OF HARKER HEIGHTS, 305 Miller's Crossing, Harker Heights, Bell County, Texas, 76548, hereinafter sometimes referred to as Grantee, an easement ("Utility Easement") for the placement, construction, operation, enlargement, inspection, maintenance, replacement, upgrade, rebuilding, relocation, abandonment in place, repair and removal of water lines, sewer lines, drainage lines, and any and all other public utilities and their associated facilities, equipment and appurtenances, and for making connections therewith, in, upon, along, through and across the following described property, to-wit:

All that certain tract, piece, or parcel of land, lying and being situated in the County of Bell, State of Texas, described in EXHIBIT "A" attached hereto and made a part hereof for all purposes, to which reference is here made for a more particular description of said property.

TO HAVE AND TO HOLD such Utility Easement to the Grantee, and its successors and assigns, TOGETHER WITH the right and privilege of Grantee's employees, agents and contractors at any and all times to enter Grantor's adjoining properties, or any part thereof, for the purpose of pedestrian and vehicular ingress and egress ("Access Easement") in order to accomplish the purposes for which the Utility Easement is granted, but only to the extent that such access is not reasonably available by use of existing rights-of-way, streets, roads, driveways, and parking areas. Grantor shall not make changes in grade, elevation or contour of the servient estate or impound water within any easement granted herein without prior written consent of Grantee.

Notwithstanding any contrary provision herein, Grantee shall have the right and privilege to remove any encroachments upon any easement granted herein, including the right to cut and trim trees or shrubbery that may encroach upon any easement described herein, provided that Grantee shall dispose of all cuttings and trimmings by loading and hauling same away from the property.

Grantor binds itself and its heirs, personal representatives, executors, administrators, successors and assigns to warrant and forever defend all and singular the easements and rights conveyed in this instrument to Grantee and Grantee's successors and assigns, against every person lawfully claiming or to claim all or any part of the interest conveyed herein. Each signatory party agrees to execute and deliver any additional documents and instruments and to perform any additional acts necessary or appropriate to fully give effect to the terms, provisions, and conditions of this instrument.

The easements granted herein shall be in gross, but shall nevertheless pass to Grantee's successors and assigns. The easements, rights, and privileges granted by this conveyance are perpetual, irrevocable, and non-exclusive, and Grantor reserves and retains the right to convey similar rights and easements to such other persons as Grantor may deem proper, provided that such conveyance does not unreasonably interfere with the easements granted herein.

All improvements constructed within an easement granted herein shall be and remain the property of Grantee unless Grantee elects in writing to abandon such improvements.

This instrument may be enforced by restraining orders and injunctions (temporary or permanent) prohibiting interference and commanding compliance. Restraining orders and injunctions will be obtainable on proof of the existence of interference or threatened interference, without the necessity of proof of inadequacy of legal remedies or irreparable harm, and will be obtainable only by the parties to or those benefited by this instrument; provided, however, that the act of obtaining an injunction or restraining order will not be deemed to be an election of remedies or a waiver of any other rights or remedies available at law or in equity.

This instrument constitutes the entire agreement between the parties relating to the rights herein granted and the obligations herein assumed. Any oral representations or modifications concerning this instrument shall be of no force and effect excepting a subsequent modification in writing, signed by the party to be charged.

IN WITNESS WHEREOF, Grantor has caused this instrument to be executed on
 , 2022.


STATE OF $\qquad$ county of williamson

Before me, the undersigned authority, on this day personally appeared Gary L. Moore and Susan K. Moore, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.


Notary Public, State of Tex as Printed Name Of Notary:


My Commission Expires:


## CONSENT AND SUBORDINATION BY LIENHOLDER

Lienholder, as the holder of one or more liens on the servient estate, consents to the foregoing grant of easements, including the terms and conditions of the grant, and Lienholder subordinates its liens) to the rights and interests of holder of the easements, so that a foreclosure of the liens) will not extinguish the easements or the rights and interests of holder thereof.

Lender: $\qquad$

By: $\qquad$
Name: $\qquad$
Title: $\qquad$

## STATE OF

$\qquad$
COUNTY OF $\qquad$
Before me, the undersigned authority, on this day personally appeared ,
$\qquad$ corporation, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same on behalf of the said corporation, and for the purposes and consideration therein expressed.

Given under my hand and seal this $\qquad$ day of December, 2022.

Notary Public, State of Printed Name Of Notary:

My Commission Expires:

After Recording Return To:
City of Harker Heights c/o Mark Hyde
Public Works Director 305 Millers Crossing Harker Heights, TX 76548


# DEDICATION INSTRUMENT for: <br> CEDAR TRAILS A SUBDIVISION IN THE CITY OF HARKER HEIGHTS, BELL COUNTY, TEXAS 

STATE OF TEXAS §<br>COUNTY OF BELL §

WHEREAS, CBBHH HOLDINGS LLC, a Texas limited liability company, hereinafter referred to as Grantor, being the sole owner of those tracts of land containing 24.383 acres described by metes and bounds in a survey prepared by Bryan Technical Services, Inc., Registered Professional Land Surveyor, dated the 24th day of March 2021, which Field Notes are attached hereto as Exhibit A and made a part hereof as fully as if written verbatim, does hereby name and designate said tracts as Cedar Trails, a subdivision in the City of Harker Heights, Bell County, Texas and does hereby adopt the attached map and plat thereof and does hereby agree that all future sales and conveyances of said property shall be by reference to said plat and dedication.

## NOW THEREFORE, KNOW ALL MEN BY THESE PRESENTS:

Grantor does hereby give, grant and convey to the City of Harker Heights, Texas, its assignees and franchisees furnishing public utilities in said subdivision, hereinafter collectively referred to as Grantee, the easements as shown on said plat for drainage purposes and for the installation, operation, maintenance, repair, use and replacement of all public utility lines, including electric power, water, sewer, gas and telephone, and reference is hereby made to such plat for the location of such easements.

Grantor does hereby give, grant and convey to the City of Harker Heights, Texas, and to the general public, for public use and for public purposes the streets, avenues and roadways as shown on said plat.

The Grantee shall have all other rights and benefits necessary or convenient for the full enjoyment or use of the rights herein granted, included but not limited to, the free right of ingress or egress over and across said lands to and from said easements to construct, reconstruct and maintain same.

TO HAVE AND TO HOLD the easements and right-of-ways, together with all and singular the rights and privileges thereto in any manner belonging unto the said Grantee, its successors and assigns forever, and Grantor does hereby bind itself, its successors and assigns, to WARRANT AND FOREVER DEFEND all and singular the said premises unto the said City of Harker Heights, Texas, its successors and assigns, against every person whomsoever lawfully claiming, or to claim the same or any part thereof.
$\qquad$ day of $\qquad$ , 2021

## BY:

Lina Chtay, Registered Agent
CBBHH Holdings, LLC
A Texas limited liability company
STATE OF TEXAS ..... §
COUNTY OF BELL ..... §

BEFORE ME, the undersigned authority, on this day personally appeared Lina Chtay of CBBHH Holdings, LLC, a Texas limited liability company, known to me to be the persons and officer whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein stated.

Given under my hand and seal of office this the $\qquad$ day of $\qquad$ , 2021

Notary Public in and for the State of Texas

## APPROVED AS TO FORM:

City Attorney's Office

## § 154.21 PRELIMINARY PLAT.

(A) General. The preliminary plat and preliminary engineering drawings shall show all proposed phases of development of an area of land under the same ownership. Approval or conditional approval of the concept plan (if required), the preliminary plat and preliminary engineering drawings is required by the Planning and Zoning Commission and City Council prior to consideration of the final plat and final engineering drawings by the Director of Planning and Development. Preliminary plats and preliminary engineering drawings shall be deemed approved if no action is taken by the Planning and Zoning Commission within 30 days of submittal, and if no action is taken by the City Council within 30 days of Planning and Zoning Commission approval.
(B) Changes to preliminary plat. An approved preliminary plat and/or preliminary engineering drawings is binding and must be complied with; however, it may be amended at the request of the developer, or required by the city per this section. Substantial amendments or changes to an approved preliminary plat or preliminary engineering drawings must be reviewed and approved by the Planning and Zoning Commission as well as by the City Council. Minor amendments may be approved by the Planning and Development Director. Minor amendments are those that:
(1) Increase by $10 \%$ or less the number of lots or potential structures that can be accommodated by the infrastructure;
(2) Reduce the number of lots; and
(3) Any proposed change in infrastructure is considered a major amendment, unless deemed by the Public Works Director as a minor amendment.
(C) Form and content. A complete submission for approval shall contain ten paper copies of the plat and seven paper copies of the engineering drawings. Failure to submit the plat and engineering drawings together in the quantities as stated herein at the time of submission shall be deemed an incomplete submission. The submission shall not be considered complete until all required documents (plat and engineering documents) in their respective quantities as stated herein are submitted.
(1) Preliminary plat. The preliminary plat shall be prepared and sealed by a Texas Licensed Professional Engineer or Texas Registered Professional Land Surveyor and plotted on 22 inch by 34 inch sheets at a scale of one inch to 100 feet or larger. The plat shall conform to the general requirements and minimum standards of design and requirements, and shall include the following elements as applicable:
(a) A cover sheet is required for all plats involving three or more sheets. All plan sheet numbers shall be placed on the cover along with the corresponding plan sheet titles. This cover sheet should include a listing of all plan sheet numbers and plan sheet titles in the engineering drawings as well. A vicinity map should always be included on the cover sheet to show the project location;
(b) Title block including proposed subdivision name, phase, block and lot numbers, current legal description (or reference thereto), acreage, name and address of property owner, name and address of surveyor/engineer, date of survey, date of preparation and page content title. This title block shall be present on each page of the plat;
(c) Index sheet for plats with more than one sheet that shows the entire subdivision drawn to a scale of not less than one inch equals 100 feet;
(d) Legal description, existing boundary, lot lines and right-of-way lines of streets and easements with accurate dimensions, bearings, deflection angles, radii and central angles of all curves;
(e) Phasing plan if subdivision is to be constructed in phases;
(f) Lot lines shall have line dimensions clearly displayed within the lot along with the lot's respective lot number. Groups of lots that are considered within a block shall have the block number clearly displayed;
(g) All right-of-way lines and easements shall be clearly displayed on the plat. The plat shall clearly display the location, size and purpose of all existing and proposed easements on or adjoining the property;
(h) Location of existing and proposed streets, alleys, bikeways and sidewalks on or adjoining the site. Such information shall include name, right-of-way widths, type and width of surfacing. All private streets shall be clearly labeled;
(i) Any areas reserved or dedicated for public uses;
(j) Easements and street stub-outs necessary to serve adjacent properties;
(k) Adjacent property information including present ownership, legal descriptions (recorded volume and page) and property lines within 100 feet;
(I) Primary control points or descriptions and ties to such control points to which all dimensions, angles, bearings and similar data shall be referred. The plat shall be located with respect to a corner of the surveyor tract, or an original corner of the original survey of which it is a part. Temporary benchmarks and NGS datum shall be described on each sheet;
(m) Scale, basis of bearing and benchmarks (datum) and description shall all be clearly displayed on the plat; and
( n ) A north arrow is required on all sheets and should be oriented either upward or to the right. It is the intent of this requirement that all stationing should start from cardinal points of the compass and proceed in the direction of construction.
(2) Preliminary engineering drawings. Preliminary engineering drawings shall be prepared and sealed by a Texas Licensed Professional Engineer and plotted on 22 inch by 34 inch sheets at a scale of one inch to 100 feet or larger. The preliminary engineering drawings shall match the features found on the preliminary plat and they shall conform to the general requirements and minimum standards of design and requirements in accordance with the most current edition of the Standard Specifications for Public Works Construction, North Central Texas adopted by the city, and shall include the following elements as applicable:
(a) Title block including proposed subdivision name, phase(s), block and lot numbers, current legal description (or reference thereto), acreage, name and address of property owner, name and address of surveyor/engineer, date of survey, date of preparation and page content title. This title block shall be present on each page of the preliminary engineering drawings;
(b) Water layout plan view to include rough locations of service connections, pipe diameters, valves, hydrants and flush assemblies;
(c) Sanitary sewer layout plan to include rough locations of service connections, pipe diameters, cleanouts and manholes;
(d) Street and sidewalk layout plan view; and
(e) Storm water drainage layout plan (drainage calculations are only necessary on major drainage structures at this step).

## (D) Processing preliminary plat.

(1) Submission of preliminary plat application along with all items required in $\S 154.20$ (B)(3)(a).
(2) The preliminary plat and preliminary engineering drawings shall be reviewed by the Planning and Development Department for conformity with the city's plans, thoroughfare plan, utility master plan, engineering standards and specifications, city ordinances and other applicable city standards. Upon completion of this review, the preliminary plat and preliminary engineering drawings shall be submitted to the Planning and Zoning Commission.
(3) The Planning and Zoning Commission shall review the preliminary plat, preliminary engineering drawings and all staff's recommendations. Particular attention will be given to the arrangement, location and width of streets, their relation to the topography of the land, lot sizes and arrangement, water and sewer lines, drainage, the further development of adjoining lands and the requirements of city ordinances, policies and plans.
(4) The Planning and Zoning Commission shall act on the preliminary plat and preliminary engineering drawings and may advise the developer of any specific changes or additions they will require in the layout, or comment on the character and extent of improvements and dedications that will be required prior to infrastructure construction and as a prerequisite to the approval of the final plat and final engineering drawings.
(5) The Planning and Zoning Commission shall forward the preliminary plat and preliminary engineering drawings with their approval to the City Council for their consideration. The Planning and Development Director shall inform the developer in writing of the decision of the Planning and Zoning Commission and City Council including any conditions for approval or reasons for disapproval. If disapproved by the Planning and Zoning Commission or the City Council, the applicant may resubmit a preliminary plat and preliminary engineering drawings addressing the concerns of the Planning and Zoning Commission and the City Council for reconsideration.
(6) A preliminary plat and preliminary engineering drawings shall expire 24 months after approval unless:
(a) An extension is applied for and granted by the Director of Planning and Development if the city's regulations and requirements have not changed;
(b) Final plat submittal, on at least one phase, occurs within 24 months following the initial approval; or
(c) Preliminary plats and preliminary engineering drawings will also expire if there is a more than a 24 month period of time between approval and submittal of any phase of the preliminary plat.
(7) Submittal shall be 28 days prior to the scheduled Planning and Zoning Commission meeting. The plat and engineering drawings shall be presented to the Council within 30 days of action being taken by the Planning and Zoning Commission for their consideration. The plat and engineering drawings shall be considered approved if the Council does not act on it within 30 days after the Planning and Zoning Commission has acted on it.
(Ord. 2010-08, passed 3-9-10; Am. Ord. 2012-21, passed 10-9-12; Am. Ord. 2014-25, passed 10-28-14)

## CEDAR TRAILS

13436 E. Knights Way, Harker Heights, Bell County, Texas


CIVIL
BELTON ENGINEERNG, INC
CONTACT: INA CHTAY, P.E.
106 N. EAST STREET
BELTON, TX 76513
$\begin{gathered}\text { BELTON. TX } \\ \text { chtovebeltonengineers. } \\ \text { In }\end{gathered}$
Ichtoyebeltonengineers.co
OFFICE:
254-731-5600

PROJECT IN:
HARKER HETGHTS
Planning and Development Department 305 Millers Crossing Harker Heights, Texas, 76548


DRAWING INDEX
cover sheet
$\begin{array}{lll}0.01 & \text { GENERAL NOTES } \\ 00 & \text { FINAL PLAT }\end{array}$
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CEDAR TRALL STA. $0-400$
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STORM SEWER DETAILS


## EENERA Construction notes






texas excavation Saferv ssriem

| TEXAS EXCAVATION SAFETY SYSTEM | (100-34.4837 |
| :---: | :---: |
| TIME Warner cable | ${ }^{1.254 .778 .94941}$ |
| centrovsion | ${ }^{1-254-773-1163}$ |
| атет | 1.800-252-1133 |

$\underbrace{}_{\substack{1.800-25-1133 \\ 1.866-328867}}$


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ENeRAL CONSTRUCTION NOTES



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FRRM \# F-13392
ELTON

## ENGI NC.



Engineerin
Design/Build

| Planning |
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3. CONTRACTOR SHALL COMPLY WTH ALL TCEQ RULES FOR UTLITY DESIGN AN
CONSTRUCTON IN ACCORDANCE WTH 30 TAC 290.
4. ALL water mains shall be c-900 pvc pipe unless otherwise noted
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6. UTLITIES HAVE BEEN LOCATED BY RECORD DRAWNGS AND VIBLE
APPUSTENANCES. CONTRACTOR SHALL VERFY ALL UTLITY LOCATINS BEFORE CONSTRUCTON BEGGS.
7. ALL WATER MANS SHALL HAVE A MINMUM OF 42 INCHES OF COVER MATERILL
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NOTED.
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JOB NO.: 20044
C2.00







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FRM \# F-13392









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$\frac{\text { STANDARD CURB \& GUTTER DETALL }}{\text { NS }}$





## Harker : Heights

department of public works






BELTON
ENGINEERING
inc.

 BELTONENGNEERS.COM

- Engineering
- Design/Build
- Planning


DRAWN.:RR

JOB NO.: 20044

| $27 \quad$ of $\quad 29$ |
| :---: | :---: |




## P22-19

Location Map


## CEDAR TRAILS FINAL

## P22-19 Final Plat - Cedar Trails

Plat Distributed to HH Staff: July 01, 2022
Comments Sent to Engineer: July 8, 2022
Comments Sent to Engineer: July 26, 2022

## Planning \& Development

1. Owner listed in dedication statement and on application are not the same. Per BELLCAD, owner is CBBHH Holdings LLC. Provide paperwork for LLC to include those authorized to sign. Comment Met 7/21/2022 Y. Spell
2. At the time of preliminary plat the applicant was advised that a Traffic Impact Analysis for this development must be submitted with the final plat application prior to approval by TXDOT. No TIA has been submitted as of July 8, 2022. Comment Met 7/21/2022 Y. Spell
3. Please clarify the limits of the 1' non-access easement along FM 2410. 7/21/2022 Partially Met. Applicant shall provide annotations or callouts on the face of the plat such that the NAE limits are clear when reproduced.
4. Provide a copy of the approved TXDOT driveway access permit for both proposed roadway connections to FM 2410. Comment Met 7/21/2022 Y. Spell
5. As stated on preliminary plat review and the code, applicant shall dedicate half of remaining ROW meet the City's 120 ' required ROW width for the major arterial FM 2410. Comment Met 7/21/2022 Y. Spell
6. Per the $7 / 7 / 22$ meeting between the applicant and city staff, please clarify if there will be any phasing of the subdivision (i.e. commercial lots, portions of the residential area) which would result in multiple final plats for the subdivision, or if all public infrastructure will be installed in one phase and submitted as one final plat. 7/21/2022 Met.
7. Per $\S 154.21(\mathrm{C})(2)(\mathrm{d})$, applicant shall provide a sidewalk layout. Additionally, said sidewalk shall be in accordance with the City's Mobility 2030 plan. Applicant did provide a layout, however the sidewalk shown is not in compliance with requirements of Mobility 2030. Per Mobility 2030, residential sidewalks shall be 5'-6' in width. Note \#8 included on face of plat states sidewalks will be 4' in width, this does not meet requirements of a residential sidewalk. Amend sidewalk plan to show compliance with Mobility 2030 requirements. Please note per $\S 154.40$ (A), Sidewalks shall be installed by the developer at the time of development, and owners of lots that remain undeveloped must construct sidewalks within two years after the date of approval of the final plat. 7/21/2022 Y. Spell
8. Per the adopted Impact Fee Ordinance, wastewater impact fees are assessed at the time of final plat approval and paid for with building permits. Applicant is advised that all the lots in this subdivision will be assessed at a rate of $\$ 6,133$ per service unit equivalent (SUE). No response received regarding this comment, however this is advisory in nature. Y. Spell
9. Please refer to comment provided on preliminary plat:
a. Regarding sanitary sewer capacity for this development, the City of Harker Heights has conducted an engineering study on the remaining sanitary sewer eapacity of the Evergreen-Fawn Valley Lift Station, the Trimmier Lift Station and
associated lift station force mains and receiving gravity sanitary sewer mains. The sanitary sewer system serving this proposed subdivision is currently at eapacity. Engineering design for the sanitary sewer expansion project is almost completed.
Comment was marked noted on response. 7/21/20222 Y. Spell
10. Applicant shall provide 1-year performance bonds/guarantees of performance for $100 \%$ of the value for all public infrastructure (water, wastewater, stormwater, roadway, sidewalks) that has not been constructed for this subdivision. The applicant must first provide cost estimates for the remaining infrastructure. The cost estimates must be vetted by the City Engineer prior to the bonds being excepted. Applicant is advised to review § 154.23 for deliverable requirements/construction timelines. Comment Not Met 7/21/2022 Y. Spell. Staff has not received performance bonds or an acceptable version of engineers estimate of probable cost for installation of public infrastructure as of July 21, 2022.
11. Applicant shall provide a copy of the recorded offsite easement necessary for this development. If the intent is for the easement to be recorded at the same time the final plat is recorded then the document with original signatures must be provided. 7/21/2022 Partially Met. Staff has received a copy of one recorded offsite easement, from MooreWilson property. However, easement for the two new point discharges (Channel A and Channel B were not part of the preliminary plat).
12. Applicant is advised that if substantial changes to the plat or engineering plans are made then additional comments may be forthcoming. 7/21/2022 Partially Met.
a. Applicant shall provide a Lot and Block Number for the commercial tract between FM 2410 and Cedar Trail.
b. Applicant shall provide a looped waterline along FM 2410 between Cedro Avenue and Cedar Trail and along Cedar Trail to Block 2 Lot 32.
c. Applicant shall provide additional drainage analysis showing no adverse impacts (upstream, downstream and at the two new discharge locations).
d. The proposed Tc paths and drainage basins differ from the preliminary design. Address how flow will be routed through properties, low points and fences to outfalls.
e. Tract B shall be changed to a Lot and Block annotation.
$f$. Amend the engineer's opinion of probable cost to include all public infrastructure changes (sidewalk on Drainage Tract A, roadways, water system, sewer system, stormwater system).
g. Only the waterline along FM 2410 between Cedar Trail and the SFHA is granted the requested waiver.

## Public Works, Mark Hyde

- Applicant is advised that if the changes discussed in the $7 / 7 / 22$ meeting are made then additional comments may be forthcoming.


## City Engineer, Otto Wiederhold

- No further comments


## Fire Marshal, Brad Alley

- No Comments


## Building Official, Mike Beard

- No Comments
- As of $7 / 8 / 22$ no comments have been received and may be forthcoming.


## Century Link, Chris McGuire

- As of $7 / 8 / 22$ no comments have been received and may be forthcoming.


## Time Warner Cable/Spectrum, Shaun Whitehead

- As of $7 / 8 / 22$ no comments have been received and may be forthcoming.


## ATMOS, Rusty Fischer

- No Comments


## Clearwater UWCD, Dirk Aaron

Item 1: Database review determined one registered well exists on PID \#75765. Multiple site visits were unable to locate the precise location of the well; the district has listed it as plugged with not legal documentation. This should present no obstacle to the development of the proposed subdivision known as the Cedar Trails Subdivision.
Item 2: Once the subdivision replat is approved and subdivided as requested, future drilling of a nonexempt permitted well will be possible for beneficial use on Tract C of the subdivision known as Cedar Trails Subdivision. Non-exempt permitted wells on tracts less than 10 acres and greater than or equal to 2 acres is possible under district rules if the purpose is of the well meets the definition of beneficial use. All other tracts will be ineligible for future wells, as they are all smaller than 2 acres. The remainder of PID \#75765 being retained by the landowner (approximately 74 acres) remain eligible for an exempt domestic well.
Item 3: The proposed subdivision lies in the City of Harker Heights' CCN \#13079, thus public water supply to the proposed subdivision is solely the responsibility of the City of Harker Heights.
Item 4: CUWCD is the regulatory authority for groundwater wells in Bell County and hereby certifies that this proposed subdivision has been evaluated for on-site groundwater production wells. In its current condition, the proposed subdivision meets our expectations described by District Policy and affirmed by District Staff, and thus requires no signature block.

## TxDOT, Richard Rangel \& Stephen Kasberg

1. A Traffic Impact Analysis for this development must be submitted with the final plat application prior to approval by TXDOT. 7/21/22 Met.
2. IXDOT requests a 1' non-access easement along the entire frontage of the commerciallots along FM 2410. The commercial lots will have their driveways on the new roadways and not FM 2410. 07/21/22 Met.
3. The roadways for the subdivision entrances shall be located within the proposed ROW such that there is a minimum of 425' between paved surfaces along FM 2410. 07/21/22 Met.

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