

RESOLUTION
SUPPORTING LEGISLATION GRANTING MONTGOMERY COUNTY
LIMITED AUTHORITY TO ADOPT AND ENFORCE LOCAL
ORDINANCES TO RESPONSIBLY ADDRESS GROWTH, PROTECT
PUBLIC SAFETY AND INFRASTRUCTURE.

THE STATE OF TEXAS §

COUNTY OF MONTGOMERY §

On this the 8th day of October, 2026, at a duly posted and called Regular Session meeting of the Commissioners Court of Montgomery County, Texas (“Commissioners Court”), there came on for consideration and approval a motion to support efforts to seek legislation from our Montgomery County Delegation of the Texas Legislature to adopt new laws that would enable Montgomery County Commissioners Court to adopt reasonable ordinances that could address rapid growth in a limited way, public safety and public infrastructure.

WHEREAS, Montgomery County is experiencing rapid growth that is placing increasing demands on roads, utilities, public safety services, drainage and other public infrastructure; and

WHEREAS, approximately 78 percent of Montgomery County is unincorporated, leaving a substantial portion of the county without the local regulatory tools that are currently available to municipalities within Montgomery County which allow municipalities to plan and address the effects of development; and

WHEREAS, the current pace and scale of growth are outstripping the county’s ability to provide and expand Infrastructure and public services; and

WHEREAS, some forms of and/or locations of development may create significant impacts on public safety, infrastructure capacity and natural resources. Additionally, developments may affect the established character and quality of life within Montgomery County affecting existing neighboring landowners; and

WHEREAS, the Commissioners Court believes responsible growth should be accompanied by clear, fair, and locally informed standards that protect the public while respecting private property rights and supporting economic development opportunities equally; and

WHEREAS, counties in Texas have only the regulatory authority granted to them by the Legislature, and current county authority does not provide Montgomery County with the full range of tools necessary to address the unique and increasing challenges created by growth across its unincorporated areas; and

WHEREAS, Montgomery County seeks limited authority tailored to the county's needs, with appropriate safeguards, public input, transparency and does not seek unrestricted or unlimited regulatory power;

NOW, THEREFORE, BE IT RESOLVED by the Commissioners Court of Montgomery County, Texas, that:

1. The Commissioners Court supports legislation granting Montgomery County limited authority to adopt and enforce local ordinances addressing development and land uses in unincorporated areas when reasonably necessary to protect public health and safety, infrastructure and utility capacity, natural resources, neighboring property, and the county's established quality of life.
2. Any such authority should be clearly defined and appropriately limited, with safeguards for private property rights, fair notice, public participation, due process, and consistent application. It should preserve municipal authority within incorporated areas and encourage coordination between the county and municipalities.
3. The Commissioners Court urges the Texas Legislature to work with Montgomery County and other affected stakeholders to develop and enact legislation providing these tools so that growth can be managed responsibly and public services and infrastructure can better keep pace.
4. This resolution expresses the Commissioners Court's legislative position and does not itself adopt or enforce any land-use regulation or ordinance.

A motion was made by Commissioner _____ and seconded by Commissioner _____ to approve the aforementioned motion. Said motion being put to vote, it carried by a vote of _____ "aye" vote to _____ "nay" votes as follows:

	<i>Yes</i>	<i>No</i>	<i>Abstain</i>	<i>Absent</i>
Judge Mark J. Keough	☐	☐	☐	☐
Comm. Robert C. Walker	☐	☐	☐	☐
Comm. Charlie Riley	☐	☐	☐	☐
Comm. M. Ritchey Wheeler	☐	☐	☐	☐
Comm. Matt Gray	☐	☐	☐	☐

THEREFORE, IT IS HEREBY RESOLVED, Montgomery County Commissioners Court supports the Montgomery County Delegation to the Texas Legislature seeking legislations that would grant Montgomery County Commissioners Court limited ordinance making authority to regulate growth, public safety and infrastructure within the unincorporated areas of the county.

PASSED AND APPROVED this ____ day of _____ 2026.

MONTGOMERY COUNTY, TEXAS

Mark J. Keough,
County Judge

Robert C. Walker,
Commissioner, Precinct 1

Charlie Riley,
Commissioner, Precinct 2

M. Ritchey Wheeler,
Commissioner, Precinct 3

Matt Gray,
Commissioner, Precinct 4

ATTEST

L. Brandon Steinmann,
County Clerk