

August 1, 2016

Williamson County Commissioner's Court
710 Main Street, Suite 101
Georgetown, TX 78626

To whom it may concern:

We are the owners of a lot at 108 Berry Cove, known as Lot 4A Creek Side II Subdivision Sec 1, in Williamson County, in the ETJ of the City of Georgetown. There is a 10' Utility easement that runs across the lot where a previous lot boundary and a now abandoned road used to lie. We are asking the County to please approve our request to vacate that easement.

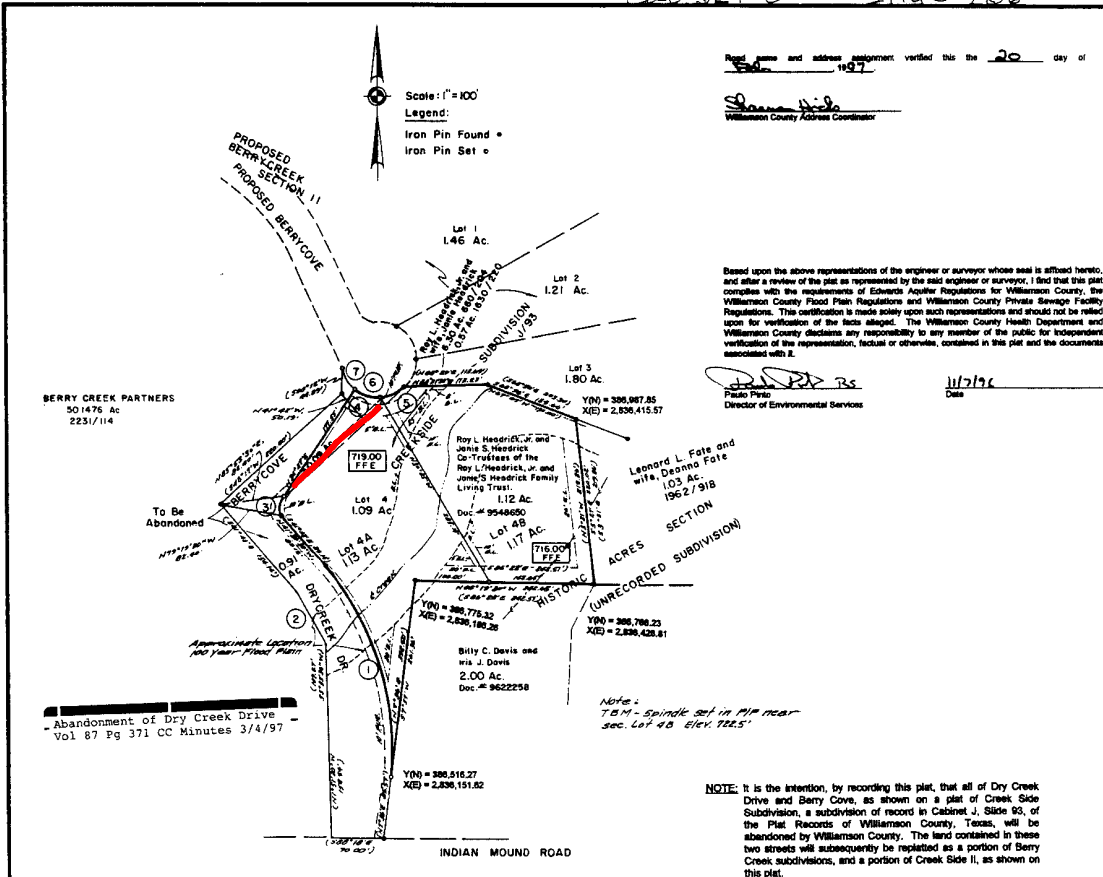
Electric service to the lot is provided by Pedernales. Phone, cable and internet service is provided by Suddenlink and water and sewer are provided by the City of Georgetown. Each of the service providers has agreed to release the easement in question. I've attached the plat map with the easement marked, and letters of release from each of the service providers.

We appreciate your consideration in this matter.

Sincerely,
Kenneth & Kelly Glass
832-338-8777
kellymglass@gmail.com

Cabinet 0 Slide 206

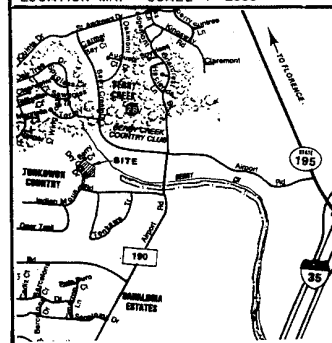
DOCN 9720956



GENERAL NOTES:

- Total Acres: 2.30
- Number of lots: 2
- Number of blocks: 1
- Area of parcel 1st: 1.13
- Proposed use: Single Family Residential
- In order to promote drainage away from a structure, the slab elevation should be built at least one foot above the surrounding ground, and the ground should be graded away from the structure at a slope of 1/2" per foot for a distance of a least 10 feet.
- Water and wastewater service will be provided by City of Georgetown.
- This tract is located in the Edwards Aquifer Recharge Zone. An approved Water Pollution Abatement Plan is required by the Texas Natural Resource Conservation Commission prior to construction.
- No structure or land on this plat shall hereafter be located or altered without first obtaining a CERTIFICATE OF COMPLIANCE Application Form to the Williamson County Flood Plain Administrator.
- All dwellings, trailers, or mobile homes placed on subdivisions lots or tracts must be connected to public sewer or approved facilities meeting the specifications and conditions of the state Department of Health and the private sewage facility regulations applicable to Williamson County as of the date of application.
- Maintenance of drainage easements shall be the responsibility of the property owner.
- Prior to grading, any type of earth moving, construction of, or on or under the land in this subdivision, a drainage plan designed by a registered professional engineer shall be submitted for the proposed development, and modifications thereof to the Commissioner's Court of Williamson County for a review and approval.
- The developer, builder, seller, or agent shall inform, in writing, each prospective buyer of subdivision lots or property located within flood hazard areas that such property is in an identified flood hazard area and that a Flood Plain Development Permit will be required before a structure can be placed on the property. The written notice shall be filed for record in the Deed Records of Williamson County. A copy of the written notice shall be provided when application is made for development permits.
- Prior to any channel alterations, bridge construction, fill, dredging, grading, channel improvement, storage of materials or any other change of the 100 year flood plain located within this plat an application for Flood Plain Development Permit with a description of the action to which the volume or natural drainage will be altered or relocated as a result of the proposed development must be submitted to and approved by the Williamson County Flood Plain Administrator. All specifications and details necessary for complete review must be provided.
- Prior to any channel alteration or bridge construction which will change existing flood patterns or elevations, a letter of map amendment must be submitted to and approved by the Federal Emergency Management Agency.
- The owner understands that it is the responsibility of the owner, not the County, to ensure compliance with the provisions of all applicable state, federal and local laws and regulations relating to the environment, including, but not limited to the Endangered Species Act, State Aquifer Regulations, and National Wetlands Ordinances.
- There shall be no negative easement over the subdivision which:
 - grants for the use and benefit of the public a continuing easement and right of right for the passage of aircraft in the air space above the surface of the land over which this easement is obtained, together with the right to cause in said air space such noise as may be inherent in the operation of aircraft, now known or hereafter used for navigation or of right in the air space using said air space for landing, taking off from or operating on the Georgetown Airport as indicated on the plat.
 - will limit the height of any structure to no more than the approach slope of the transition slope elevation of the Georgetown Airport as indicated on the plat.
 - The maximum height of any structure shall be the difference between the ground elevation and the aviation elevation for any particular location.
 - This subdivision is located beneath the horizontal control elevation of 539 feet.
 - The maximum height of any structure located in the easement is 228 feet, subject to Georgetown Municipal Code.
- This subdivision is in the ETJ of the City of Georgetown.
- This subdivision is subject to all general rules and restrictions appearing on the plat of Creek Side, Lot 4, recorded in Cabinet J, Slide 95 of the Plat Records of Williamson County, Texas.
- The property is designated Intensity Level 2 by the Century Plan - Development Plan. The provisions of the Century Plan shall also govern this project.
- Electric service will be provided by Pedernales Electric Cooperative, Inc.

LOCATION MAP: SCALE: 1"=2000'



CURVE DATA

| | | |
|--------------------|-------------|-------------|
| 1 | 2 | 3 |
| 49° 15' 58" | 14° 30' 30" | 90° 00' 00" |
| 359.00' | 300.00' | 15.00' |
| 160.87' | 38.58' | 15.00' |
| 301.28' | 78.73' | 23.56' |
| 292.04' | 78.52' | 21.21' |
| CB N 17° 05' 30" W | N 34° 23' W | N 3° 17' E |
| 4 | 5 | 6 |
| 40° 09' 25" | 40° 09' 25" | 80° 10' 37" |
| 50.00' | 50.00' | 50.00' |
| 18.25' | 18.25' | 42.09' |
| 35.00' | 35.00' | 69.97' |
| 34.29' | 34.29' | 64.40' |
| CB S 71° 25' 30" E | N 66° 20' E | S 88° 27' E |
| 7 | | |
| 49° 09' 30" | | |
| 50.00' | | |
| 22.87' | | |
| 42.90' | | |
| 41.80' | | |
| CB S 40° 25' 30" E | | |

OWNERS:

Roy L. Headrick, Jr. and Janie Headrick
1205 South Austin Avenue
Georgetown, Texas 78626
512-863-2134



Steger & Bizzell Engineering, Inc.
Consulting Engineers

1878 South Austin Avenue
Post Office Box 858
Georgetown, Texas 78627

Date: October, 1996

Telephone: 512-863-4821
Facsimile: 512-863-4822
Georgetown: 512-863-4821
Austin Area: 512-255-5282 512-255-5822

Job No. 18191 Page 1 of 2

RESOLUTION NO. 082316-E

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GEORGETOWN
RELEASING A 10-FOOT PUBLIC UTILITY EASEMENT ALONG THE NORTH
WEST BOUNDARY LINE OF LOT 4 OF HISTORIC ACRES, SECTION I, NOW
KNOWN AS LOT 4A, CREEK SIDE II, SECTION I, A SUBDIVISION
RECORDED IN CABINET O, SLIDE 206 OF THE PLAT RECORDS OF
WILLIAMSON COUNTY, TEXAS (THE "PUE"), AND BEING LOCATED AT
108 BERRY COVE IN WILLIAMSON COUNTY, TEXAS.

WHEREAS, the City of Georgetown has received a request for the release of a portion of the above-described PUE, due to the bisection of Lot 4A, Creek Side II, Section I by the PUE; and

WHEREAS, the City of Georgetown ("City") has received a request from Kenneth and Kelly Glass, the current owners of property encumbered by the above-described easement. The bisection of Lot 4A by the PUE leaves insufficient room for construction of a new home and prevents development of the lot. The easement requested to be released is that 10 foot PUE along the north west boundary line of Lot 4, Historic Acres, Section I, now known as Lot 4A, Creek Side II, Section I, as depicted in the map or plat recorded in Cabinet O, Slide 206 of the Plat Records of Williamson County, Texas (the "Property"); and

WHEREAS, upon considering the request for the release of the subject portions of the PUE and additional information pertaining to the request, the City Council finds that a public need for the areas sought to be released no longer exists and that said portions of the PUE may be released pursuant to City Ordinance No. 2009-47 relating to disposition of City property; and

WHEREAS, nothing herein shall operate to vacate, abandon or release the remainder of said PUE.

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

SECTION 1. The facts and recitations contained in the preamble of this resolution are hereby found and declared to be true and correct, and are incorporated by reference herein and expressly made a part hereof, as if copied verbatim. The City Council hereby finds that the adoption of this resolution is not inconsistent or in conflict with any of the City's 2030 Comprehensive Plan policies.

SECTION 2. The Mayor is hereby authorized to execute a Release of Easement in substantially the same form attached hereto as Exhibit "A" and any other conveyance

Resolution No. 082316-E

Description: Release of a 10' PUE on Lot 4, Historic Acres, Section I,
now known as Lot 4A, Creek Side II, Section I

Date Approved: 8/23/2016

document(s) necessary to complete the release of the portions of the PUE described herein and the City Secretary is authorized to attest thereto on behalf of the City of Georgetown.

SECTION 3. This resolution shall be effective immediately upon adoption.

RESOLVED this 23 day of August, 2016.

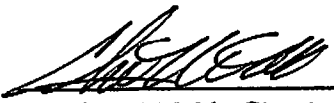
CITY OF GEORGETOWN

ATTEST:

BY: 
Dale Ross, Mayor


Shelley Nowling, City Secretary

APPROVED AS TO FORM:

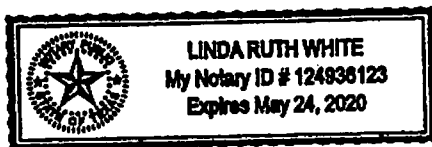

Charlie McNabb, City Attorney

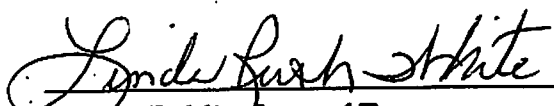
STATE OF TEXAS)
)
COUNTY OF WILLIAMSON)

ACKNOWLEDGMENT

BEFORE ME, the undersigned authority, on this date personally appeared Dale Ross, Mayor of the City of Georgetown, a Texas home-rule municipal 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 for the purposes and consideration therein expressed, as the act and deed of said municipality, and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this 23rd day of August, 2016.




Notary Public, State of Texas

AFTER RECORDING, RETURN TO:
City of Georgetown
P.O. Box 409
Georgetown, Texas 78627

Resolution No. 082316-E
Description: Release of a 10' PUE on Lot 4, Historic Acres, Section I,
now known as Lot 4A, Creek Side II, Section I
Date Approved: 8/23/2016

RELEASE OF EASEMENT

STATE OF TEXAS)(

COUNTY OF WILLIAMSON)(KNOWN ALL MEN BY THESE PRESENTS:

WHEREAS, J.T. Hausenfluck, as previous owner of all lots in Historic Acres, Section I, now known as Creek Side II, Section I, a subdivision in Williamson County, Texas according to the map or plat thereof, heretofore granted certain easements to the City of Georgetown, a Texas home rule municipal corporation, covering property situated within Creek Side II, Section I, said easements being recorded in Cabinet O, Slide 206 of the Plat Records of Williamson County, Texas, and;

WHEREAS, said dedicated easements referred to herein include and are comprised in part by a strip of land 10.0 feet in width along the side lot line of all lots within Historic Acres, Section I, now known as Creek Side II, Section I Subdivision, a subdivision in Williamson County, Texas; and;

WHEREAS, Kenneth and Kelly Glass, as owners of Lot 4A Block 1 in Creek Side II Section I, formally Historic Acres, Section I, desire that the said 10.0 foot public utility easement along the north west boundary line of old Lot 4 of Historic Acres, Section I, now known as Lot 4A in Creek Side II, Section I, be abandoned and released in full; and

WHEREAS, the City of Georgetown provides water and wastewater service to the aforementioned area and will continue to have an adequate access to said property;

NOW, THEREFORE, be it known that the City of Georgetown whose post office address is P.O. Box 409, Georgetown, Texas 78627, for and in consideration of One Dollar (\$1.00) and other good and valuable consideration, does hereby acknowledge and consent and is duly authorized to release the said 10.0 foot public utility easement along the north west boundary line of Lot 4 of Historic Acres, Section I, now known as Lot 4A in Creek Side II, Section I, in Williamson County, Texas, and referred to herein above.

EXECUTED THIS 23 DAY OF August, 2016

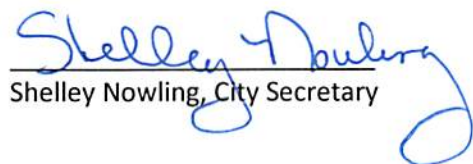
City of Georgetown, Texas, a Texas home rule municipal corporation



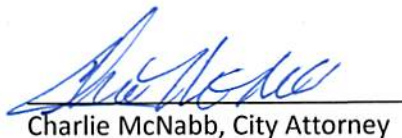
By: Dale Ross, Mayor

ATTEST:

APPROVED AS TO FORM:



Shelley Nowling, City Secretary



Charlie McNabb, City Attorney

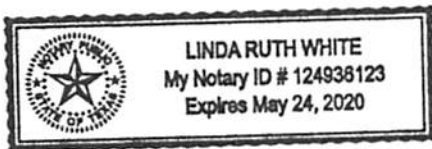
STATE OF TEXAS

COUNTY OF WILLIAMSON

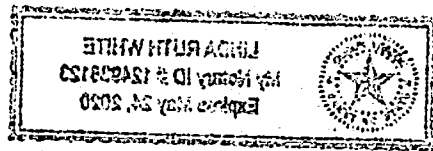
ACKNOWLEDGMENT

BEFORE ME, the undersigned authority, on this date personally appeared Dale Ross, Mayor of the City of Georgetown, a Texas home-rule municipal 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 for the purposes and consideration therein expressed, as the act and deed of said municipality, and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this 23rd day of August, 2016.



Linda Ruth White
Notary Public, State of Texas



RELEASE OF EASEMENT

STATE OF TEXAS

§

KNOW ALL MEN BY THESE PRESENTS:

§

COUNTY OF WILLIAMSON

§

WHEREAS, J. T. Hausenfluck, as previous owner of all lots in Historic Acres, Section I, now known as Creek Side II, Section I Subdivision, a subdivision in Williamson County Texas according to the map or plat thereof, heretofore granted certain easements to Pedernales Electric Cooperative, Inc., a corporation for public utility purposes covering property situated within Creek Side II, Section I Subdivision, said easement being recorded on a Plat in Cabinet O, Slide 206 of the Plat Records of Williamson County, Texas, and;

WHEREAS, said dedicated easements referred to hereinabove include and are comprised in part by a strip of land 10.0 feet in width along the side lot line of all lots within Historic Acres, Section I, now known as Creek Side II, Section I Subdivision, in Williamson County, Texas; and,

WHEREAS, Kenneth and Kelly Glass, as current owners of lot 4A Block 1 in Creek Side II Section 1 Subdivision, formally Historic Acres, Section I desires that the said 10.0' foot public utility easement along the north west boundary line of old lot 4 of Historic Acres, Section I, now known as lot 4A in Creek Side II, Section I Subdivision, be abandoned and released in full; and

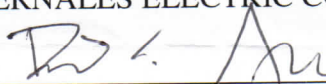
WHEREAS, Pedernales Electric Cooperative, Inc. provides electric service to the aforementioned area and will continue to have an adequate easement to said property;

NOW, THEREFORE, be it known that Pedernales Electric Cooperative, Inc., a corporation whose post office address is Johnson City, Texas, for and in consideration of One Dollar (\$1.00), does hereby release the said 10.0' foot public utility easement along the north west boundary line of lot 4 in Historic Acres, Section I now known as lot 4A in, Creek Side II, Section I Subdivision, in Williamson County, Texas, and referred to herein above.

EXECUTED: July 26, 2016

PEDERNALES ELECTRIC COOPERATIVE, INC.

BY:



Richard Arellano
District Director

THE STATE OF TEXAS

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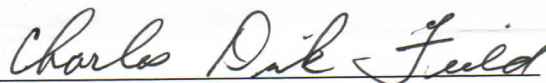
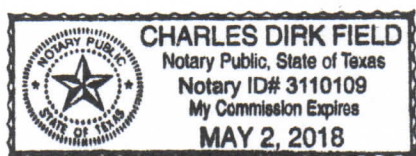
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COUNTY OF WILLIAMSON

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BEFORE ME, the undersigned authority, on this day personally appeared, Richard Arellano District Director of Pedernales Electric Cooperative, Inc., a 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 for the purposes and consideration therein expressed, in the capacity therein stated and as the act and deed of said corporation.

GIVEN UNDER MY HAND AND SEAL OF OFFICE July 26, 2016.



Notary Public in and for
The State of Texas

UTILITY OWNER/PROVIDER
CONSENT TO THE SALE, VACATION OR ABANDONMENT OF
CITY-OWNED LAND, PUBLIC STREETS, ALLEYS, EASEMENTS
OR RIGHT-OF-WAY, OR PORTION THEREOF,
IN THE CITY OF GEORGETOWN, TEXAS

I, THE UNDERSIGNED, on behalf of:

Suddenlink

a utility owner/provider, certify that I have carefully considered the proposed sale, vacation or abandonment of the City-owned land, public street, alley, easement or right-of-way described in the attached **APPLICATION FOR THE SALE, VACATION OR ABANDONMENT OF CITY-OWNED LAND, PUBLIC STREETS, ALLEYS, EASEMENTS OR RIGHT-OF-WAY, OR PORTION THEREOF** from the standpoint of present and future needs of the utility and I have no objection to the requested sale, vacation or abandonment thereof.

Signed: _____

Printed Name: _____

Title: _____

Phone Number: _____

Date: _____

Release of Easement:
108 Berry Cove,
Georgetown, TX



Eric Flores
Construction Manager

111 N. College Street
Georgetown, TX 78626

T 512.931.2960
C 512.566.0210
F 512.869.2962
E Eric.Flores@Suddenlink.com