

PLANNING & ZONING COMMISSION WORKSHOP AND MEETING AGENDA HARKER HEIGHTS CITY HALL WEDNESDAY, SEPTEMBER 25, 2019 – 6:00 P.M.

Notice is hereby given that the Planning and Zoning Commission (P&Z) of the City of Harker Heights will hold a regular meeting beginning at 6:00 P.M. on September 25, 2019, and continuing from day to day thereafter if necessary. The Planning and Zoning Commission (P&Z) of the City of Harker Heights, Texas will hold their Meeting in the Kitty Young Council Chambers of the Harker Heights City Hall located at 305 Millers 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. CONSENT AGENDA

- 1. Approval of Minutes from the Special Planning and Zoning Meeting held on September 11, 2019.
- V. Report on City Council results from September 10, 2019 meeting.
- VI. Recognition of Affidavits for Conflict of Interest.
- VII. Report on Development Activity.

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 submit a Citizen's Comment Form to the Planning & Development Administrative Assistant prior to the start of the meeting. No action may be taken by the Planning and Zoning Commission during Public Comments.

IX. NEW BUSINESS:

- CP19-03 Discuss and consider a request by Jerome and Rachel Gomer for concept plan approval on property described as 1.442 acres of land, more or less, described in a General Warranty Deed recorded under Instrument Number 2019-00021233 in the Real Property Records of Bell County, Texas, generally located at 1808 Ponca Trace, Harker Heights, Bell County, Texas.
- 2. P19-11 Discuss and consider a request by Jerome and Rachel Gomer for preliminary plat approval for the proposed Sapiah Plains Phase Two, on 3.397 acres being part of the H.B. Littlefield Survey, Abstract No. 511, being part of a called 5.44 acre tract of record in Volume 1380, Page 255, Deed Records of Bell County, Texas, generally located at the corner of Ute Trail and Warriors Path, Harker Heights, Bell County, Texas.

X. REPORTS FROM COMMISSIONERS

XI. STAFF COMMENTS

XII. ADJOURNMENT

I, the undersigned authority, do hereby certify that 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, which is readily accessible to the public at all times, by 10:00 A.M. on Friday, September 20, 2019.

Tiffany Dake

Tiffany Dake Planning and Development Administrative Assistant



Minutes of the Special Meeting of the Harker Heights Planning & Zoning Commission held at the City Hall Building, September 11, 2019

Present:

Larry Robison Chairman
Robert Robinson III Vice Chair
Kay Carey Commissioner
Darrel Charlton Commissioner
Noel Webster Commissioner
Stephen Watford Commissioner

Absent:

Joshua McCann Commissioner Adam Parker Commissioner Jan Anderson Commissioner

Rodney Shine Alternate Commissioner
Dustin Hallmark Alternate Commissioner
Nuala Taylor Alternate Commissioner
Kendall Cox Alternate Commissioner

Staff:

Joseph Molis Director Planning&Development
Courtney Pate Senior Planner/GIS Coordinator

Dan Phillips GIS Analyst/Planner

Tiffany Dake Planning Admin. Assistant

Absent:

Mark Hyde Director Public Works

Brad Alley Fire Marshal

A quorum was established and the meeting was called to order at 5:30 P.M.

The first item on the agenda was to recognize affidavits for Conflict-of-Interest. Mr. Molis stated that there were no conflicts of interest.

Next was the report on City Council actions regarding recommendations resulting from the August 28, 2019 Planning and Zoning meeting.

Next was citizens to be heard. There was no one present to speak.

Next under Public Hearings, Mr. Molis presented **Z19-19** Conduct a public hearing to discuss and consider recommending an ordinance to amend conditions of the PD-B (Planned Development Business) zoning district to allow additional parking arrangements on the property located at 107 Mountain Lion Road, described as 2.930 acres (previously called 2.925 acres) out of the R.W. Tom Survey, Abstract No. 838, being the same tract conveyed to Armed Services YMCA of the USA, Killeen, recorded in Instrument No. 2014-00021525, Real Property Records of Bell County, Texas.

Commissioner Charlton asked who was responsible for maintaining the parking lot at 107 Mountain Lion Rd. Mr. Molis said it is owned and maintained by ASYMCA. Commissioner Webster asked how many vehicles will be with the church and what about trash or lines fading in the parking lot. Mr. Molis stated it would be ASYMCA responsibility to maintain the parking lot and enforce the lease agreement with the church to hold them accountable if need be. Chairman Robison asked Mr. Molis if there is a parking issue and Mr. Molis stated there was on Saturdays. Commissioner Webster asked if they were redoing and rebuilding at 111 Mountain Lion Rd. Mr. Molis said the church at 111 Mountain Lion Rd. will be making modifications to the house with a possible building to house 150 members. With that number they will only need 50 parking spaces from the parking lot at 107 Mountain Lion Rd. The church would park at the back half of the parking lot. Commissioner Webster commented that he wanted a more concrete end time for the church's use of the parking lot.

Mr. Steven Watson of 4811 Creekside Dr., Killeen, TX 76543 was present to speak about the amendment to the ordinance to allow parking arrangements on the property at 107 Mountain Lion Rd. Mr. Watson is the assistant pastor at Grace Bible Church in Killeen and they are expanding their church to Harker Heights. They currently have about 50-60 adults and 30-40 children. He stated that the church wants to be a blessing to the city and volunteer in programs the city already has going on, such as coaching at the ASYMCA. Commissioner Charlton asked if there was an intent for a childcare facility. Mr. Watson said there is no intent for a childcare facility. Commissioner Webster asked who owned the property at 111 Mountain Lion Rd. Mr. Watson said someone else in the church owns the property. Commissioner Carey was concerned about having a cut off time for the church to use the parking lot. Mr. Watson said they would take more time if made available to them but they will comply with requirements set by the zoning. Commissioner Watford asked if they will expand. Mr. Watson said they can add additional services if needed and plant another church in Nolanville or North/West Killeen for additional growth.

Chairman Robison then opened the public hearing and asked if there was anyone to speak in favor or against the agenda item. There was no one present to speak for or against this item.

Chairman Robison then closed the public hearing. A motion was made by Commissioner Carey that they recommended approval of an ordinance to amend conditions of the PD-B zoning to add number thirteen (13) to read the Armed Services YMCA located at 110 Mountain Lion Rd shall allow 111 Mountain Lion Rd to share the use of its parking facilities at 107 Mountain Lion Rd, amending the proposed amendment by eliminating time restrictions. Commissioner Watford seconded the motion. Commissioner Webster wanted to amend the motion to include a written lease between the two parties. There was not a second so it failed. The original motion passed (4-2) with Commissioners Carey, Watford, Robison and Charlton in favor of the motion and Commissioners Robinson and Webster against the motion. Commissioner Robinson clarified his vote by explaining he was in favor of sharing the parking lot but wanted time restrictions.

Chairman Robison then adjourned the meeting of the Planning and Zoning Commission at 6:23 P.M.

Larry Robison, Chairman	DATE:
Adam Parker, Secretary	DATE:



PLANNING AND ZONING COMMISSION MEMORANDUM

CP19-03

AGENDA ITEM IX-1

FROM: THE OFFICE OF THE DIRECTOR OF PLANNING AND DEVELOPMENT

DATE: SEPTEMBER 25, 2019

DISCUSS AND CONSIDER A REQUEST BY JEROME AND RACHEL GOMER FOR CONCEPT PLAN APPROVAL ON PROPERTY DESCRIBED AS 1.442 ACRES OF LAND, MORE OR LESS, DESCRIBED IN A GENERAL WARRANTY DEED RECORDED UNDER INSTRUMENT NUMBER 2019-00021233 IN THE REAL PROPERTY RECORDS OF BELL COUNTY, TEXAS, GENERALLY LOCATED AT 1808 PONCA TRACE, HARKER HEIGHTS, BELL COUNTY, TEXAS

PROJECT DESCRIPTION:

The applicants, Jerome and Rachel Gomer, have submitted an application for concept plan approval for approximately 1.40 acres of land currently zoned R-MU (Mixed Use Residential District) located along Ponca Trace, an unimproved road running perpendicular to Ute Trail and Pontotoc Trace. The concept plan called Sapiah Plains Phase Three outlines a single phase development consisting of six (6) duplex lots with an average of 9,980 square feet per lot.

Staff has reviewed the submitted concept plan, and have made comments to address utility locations, connectivity, and other pertinent requirements to ensure that all developmental regulations stipulated in the City of Harker Heights Code of Ordinances will be adhered to.

RECOMMENDATION

The comments provided by Staff have been addressed or will be resolved during the platting process, and the submitted concept plan meets the standards and ordinances of the City of Harker Heights. Staff recommends approval of the concept plan request by Jerome and Rachel Gomer for Concept Plan approval on property described as 1.442 acres of land, more or less, described in a general warranty deed recorded under instrument number 2019-00021233 in the Real Property Records of Bell County, Texas, generally located at 1808 Ponca Trace, Harker Heights, Bell County, Texas.

ACTION BY THE PLANNING AND ZONING COMMISSION:

- Motion to approve/disapprove a request for Concept Plan approval on property as 1.442 acres of land, more or less, described in a general warranty deed recorded under instrument number 2019-00021233 in the Real Property Records of Bell County, Texas, generally located at 1808 Ponca Trace, Harker Heights, Bell County, Texas.
- 2. Any other action desired.

ATTACHMENTS:

- 1. Application
- 2. Concept Plan
- 3. Staff Comments (comments addressed 9/18/19)
- 4. Location Map

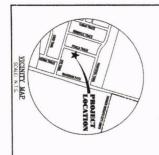


APPLICATION FOR DEVELOPMENT CONCEPT PLAN APPROVAL Application Fee \$ 50.00

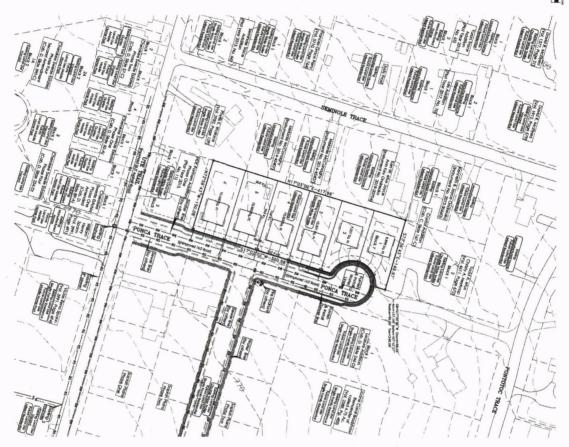
City of Harker Heights Planning & Development 305 Millers Crossing Harker Heights, TX 76548 Phone: 254-953-5600

SUBDIVISION NAME:	E: Sapiah Plains Ph. 3			
NUMBER OF LOTS: (if k	cnown) 6NUMBER OF ACRES 1.4			
PROPERTY OWNER:	Jerome Gomer and Rachel Gomer			
ADDRESS: PHONE:	1524 Indian Trail, Harker Heights, Bell County, Texas 76548			
DEVELOPER:	Jerome Gomer			
ADDRESS: PHONE:	1524 Indian Trail, Harker heights, Bell County, Texas 76548			
SURVEYOR/ENG:	Ace Reneau			
ADDRESS: PHONE:	SS: 102 N. College/ P.O. Box 1088, Killeen, Bell County, Texas 76541			
	THAT I/WE, THE UNDERSIGNED, AM/ARE THE SOLE OWNER(S) OF THE D WITH THE ABOVE DESCRIBED PLAT			
Jerome Gomer	b. chico			
	signature arker Heights, Bell County, Texas 76548			
ADDRESS Rachel Gomer				
NAME (PRINT)	SIGNATURE			
1524 Indian Trail, Ha	arker Heights, Bell County, Texas 76548			
ADDRESS TO BE USED FOR CORPORA	ATION/PARTNERSHIP			
NAME (PRINT)	CORP/PARTNERSHIP			
ADDRESS				
ADDRESS				
BY:	AUTHORIZED AGENT TELEPHONE NO.			
ALL REQUIRED ENVIRONMENTA COMMISSION AN The developer or Meetings and Cit Failure of the de Commission or C	R, THROUGH HIS ENGINEER OR AUTHORIZED REPRESENTATIVE, SHALL ACQUIRE NATIONWIDE PERMITS, SUCH AS 401, 402 AND/OR 404, AS APPROPRIATE FROM AL PROTECTIVE AGENCY, THE TEXAS NATURAL RESOURCE CONSERVATION ND/OR THE U.S ARMY CORPS OF ENGINEERS. their authorized representative must be present at all Planning and Zoning Commission by Council Meetings at which their plan or plat is on the agenda for discussion or action. Eveloper or their authorized representative to appear before the Planning and Zoning City Council during a meeting on which the plan or plat is on the agenda for discussion or extend a withdrawal of the plat or plan.			
SWORN TO AND SUBSCI	MY COMMISSION EXPIRES: 10/17/21			
NOTARY PUBLIC IN AND FO THE STATE OF TEXAS				

October 17, 2021







SURVEYOR/ENGINEER: Mitchell & Associates, Inc., P.O. Box 1088 P.O. Box 178540 PROPERTY OWNER: CP Summit Group, L.P. P.O. Box 2392 Harker Heights, TX 76548





SAPIAH PLAINS PHASE THREE HARKER HEIGHTS, BELL COUNTY, TEXAS

CONCEPT PLAN

7	<u></u>			
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7	1	9/16/19	CITY OF HH COMMENTS	FM
П	No.	DATE	REWARKS	87

SAPIAH PLAINS PHASE 3

CP19-03 - Concept Plan

Plat Distributed to HH Staff: September 03, 2019
Comments Returned to Mitchell & Associates: September 16, 2019
Response by Mitchell & Associates: September 18, 2019

Planning & Development

• "Notes" section refers to 5 residential lots, 6 lots shown.

Revised

- Revise notes to read:
 - Existing Land Use: Vacant
 - Zoning: R-MU Mixed Use Residential
 - Proposed Use: R-2 Duplex Residential

Revised

- Question: What are the black dots on the plan referencing?
 Power poles from topographic data. Removed for clarity.
- Please identify fire hydrant locations both existing and proposed.
 Locations shown and noted.
- Lacking connectivity to Pontotoc Trace.
 Owner has assured us that Planning has previously agreed to this layout. Please advise.
- Please revise street name from Pontotoc Trail to Pontotoc Trace
 Revised

Public Works, Mark Hyde

The submitted concept plan is missing several of the requirements below:

- Name of the developer, record owner, and authorized agents, proposed name of the development.
- A layout of the entire tract, including internal lots, and its relationship to adjacent property, existing development and recorded plats, showing the existing property lines of the land being subdivided, north indicator, and scale.
- 3. Topographic contours available from the U.S. Geological Survey.
 - 4. Significant drainage features and structures including any regulatory one-hundredyear floodplains, the location of existing watercourses, dry creek beds, wells, sinkholes and other similar features.

5. Specific information related to land use for the proposed development and adjoining

property for a distance of 300 feet.

Adjoining property extent expanded.

- 6. Building placement and building envelopes.
- 7. Parking layout.

Driveways shown. Please advise.

- 8. General landscaping and buffer areas.
- 9. Location of all existing and proposed water and sewer lines.

Utilities shown.

10. All existing and/or proposed public utility easements and private easements.

Easements added.

11. Location of all existing and proposed stormwater drainage easements or onsite

detention plan.

Storm water to be modulated within each lot. Calculations to follow with Preliminary Plat.

12. Location of all existing and proposed streets, sidewalks, alleys, and access points.

Additional connectivity data shown.

- 13. Vehicular circulation/ connectivity plan.
- 14. Location of all existing and proposed fire/emergency vehicle access lanes.
- 15. Location of all existing and proposed fire hydrants.

Shown and noted.

Consulting Engineer, Otto Wiederhold

Approval

Fire Marshal, Brad Alley

Approval

Building Official, Michael Beard

Approval

ONCOR, Jay Walthall

Approval

Century Link, Chris McGuire

• CENTURYLINK WILL NEED A UTILITY EASEMENT ALONG THE FRONT LOTS OF 1-6 RUNNING ALONG THE WEST SIDE OF PONCA TRACE.

Easement added.

Charter/Spectrum, Shaun Whitehead

ATMOS, Shawn Kelley

Atmos Energy does not have gas facilities/mains near this property plat.



PLANNING AND ZONING COMMISSION MEMORANDUM

P19-11

AGENDA ITEM IX-2

FROM: THE OFFICE OF THE DIRECTOR OF PLANNING AND DEVELOPMENT

DATE: SEPTEMBER 25, 2019

DISCUSS AND CONSIDER A REQUEST BY JEROME AND RACHEL GOMER FOR PRELIMINARY PLAT APPROVAL FOR THE PROPOSED SAPIAH PLAINS PHASE TWO, ON 3.397 ACRES BEING PART OF THE H.B. LITTLEFIELD SURVEY, ABSTRACT NO. 511, BEING PART OF A CALLED 5.44 ACRE TRACT OF RECORD IN VOLUME 1380, PAGE 255, DEED RECORDS OF BELL COUNTY, TEXAS, GENERALLY LOCATED AT THE CORNER OF UTE TRAIL AND WARRIORS PATH, HARKER HEIGHTS, BELL COUNTY, TEXAS.

PROJECT DESCRIPTION:

The applicants, Jerome and Rachel Gomer, have submitted an application for preliminary plat approval for approximately 3.397 acres of land zoned R-2 (Two Family Dwelling District) located near the corner of Ute Trail and Warriors Path. The Concept Plan called Sapiah Plains was approved by the Planning and Zoning Commission on May 29th as well as a Preliminary/Final Plat for Phase 1. Both were approved by the City Council on June 11th.

The applicant has returned with a preliminary plat for Phase 2, which includes twelve (12) duplex lots and the extension of water and wastewater utilities, as well as a new road to be built to city standards. Staff has reviewed the submitted preliminary plat and engineering plans and have made comments to address safety, connectivity, and other pertinent requirements to ensure that all developmental regulations stipulated in the City of Harker Heights Code of Ordinances will be adhered to.

RECOMMENDATION

The comments provided by Staff have been addressed, the required concept plan has been approved, and the submitted preliminary plat meets the standards and ordinances of the City of Harker Heights. Staff recommends approval of the preliminary plat for the proposed Sapiah Plains Phase Two, on 3.397 acres being part of the H.B. Littlefield Survey, Abstract No. 511, being part of a called 5.44 acre tract of record in Volume 1380, Page 255, Deed Records of Bell County, Texas, generally located at the corner of Ute Trail and Warriors Path, Harker Heights, Bell County, Texas.

ACTION BY THE PLANNING AND ZONING COMMISSION:

- 1. Motion to approve/disapprove a request for preliminary plat approval for the proposed Sapiah Plains Phase Two, on 3.397 acres being part of the H.B. Littlefield Survey, Abstract No. 511, being part of a called 5.44 acre tract of record in Volume 1380, Page 255, Deed Records of Bell County, Texas, generally located at the corner of Ute Trail and Warriors Path, Harker Heights, Bell County, Texas.
- 2. Any other action desired.

ATTACHMENTS:

- 1. Application
- 2. Location Map
- 3. Wastewater Map
- 4. Water Map
- 5. Approved Concept Plan
- 6. Preliminary Plat & Preliminary Engineering
- 7. Staff Comments (comments addressed 9/18/19)



City of Harker Heights

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

Preliminary Plat Application

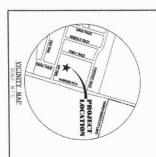
Requirements - APPLICATION MUST BE FULLY COMPLETED OR WILL NOT BE ACCEPTED

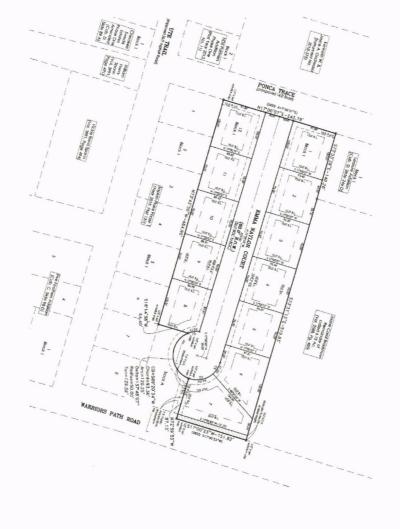
This application must be completed returned to the Planning Development Department of the City of Harker Heights, Texas along with the following:

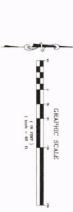
- 1. Pre-Application Meeting with Staff to ensure applicability
- 2. Payment of \$500.00 + \$25/per lot
- 3. Signed Original Field Notes and Dedication Pages
- 4. Paper Plan Submissions: Ten (10) Copies of the Plat and Seven (7) Copies of Preliminary Engineering Drawings
- 5. Electronic Submission of all documents for review delivered to Planning Administrative Assistant

roperty Information:			
lat Name: Sapiah Plains, Ph	. 2	Dat	te Submitted: Aug 28, 2019
Existing Lot Count: 1	Proposed Lot Count: 12	Proposed Units: 12	Acreage: 3.397
Existing Land Use: Vacan	t/Agriculture	Proposed Land Use: Multi-Fa	mily Residence
Site Address or General Lo	cation: 1810 Ute, Harker Heights, TX	76548	
Public Infrastructure Propo	sed with Subdivision: Water	☐ Wastewater ☐ Streets (i	including Private)
Owner Information & A	uthorization:		
Property Owner: Jerome	Gomer and Rachel Gomer		
Address: 1524 Indian Tra	ail, Harker Heights, Bell County, Texa	as 76548	
Phone: <u>254-289-8282</u>		E-Mail: jkgomer1@gmail.c	
Developer: Same as above	ve.		
Address:			
Engineer/Surveyor: A	ce Reneau		
Address: 102 N. College	P.O. Box 1088, Killeen, Bell County,	Texas 76541	
Phone: <u>254-634-5541</u>		E-Mail: areneau@mitchelli	nc.net
HECK ONE OF THE FOLLO	OWING:		
☐ I will represent the app	olication myself.		
I hereby designate Assubmittal, processing,	representation, and/or presentation	me of project representative) to a of this development application	ct in the capacity as my agent for .
Council Meetin	d/or their authorized representative m ngs at which their plan or plat is on the zed representative to appear during a	e agenda for discussion or action. F	
OWNER SIGNATURE:	lan Don	4	
SWORN AND SUBSCRIBE	D BEFORE ME THIS 28th D	AY OF AUGUST, 2019	
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Jessee 11 1			
NOTARY PUBLIC IN	AND FOR THE STATE OF TEXAS	JESSICA M KRIEGEL Notary ID = 129598684 My Commission Expires	

P19-11







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MITCHELL & ASSOCIATES, INC.

ENGINEERING & SURVEYING
102 N. COLLEGE
KILLEIN, IEXAS 78641
PHONE: (224) 634–53641
FAX: (234) 634–2141
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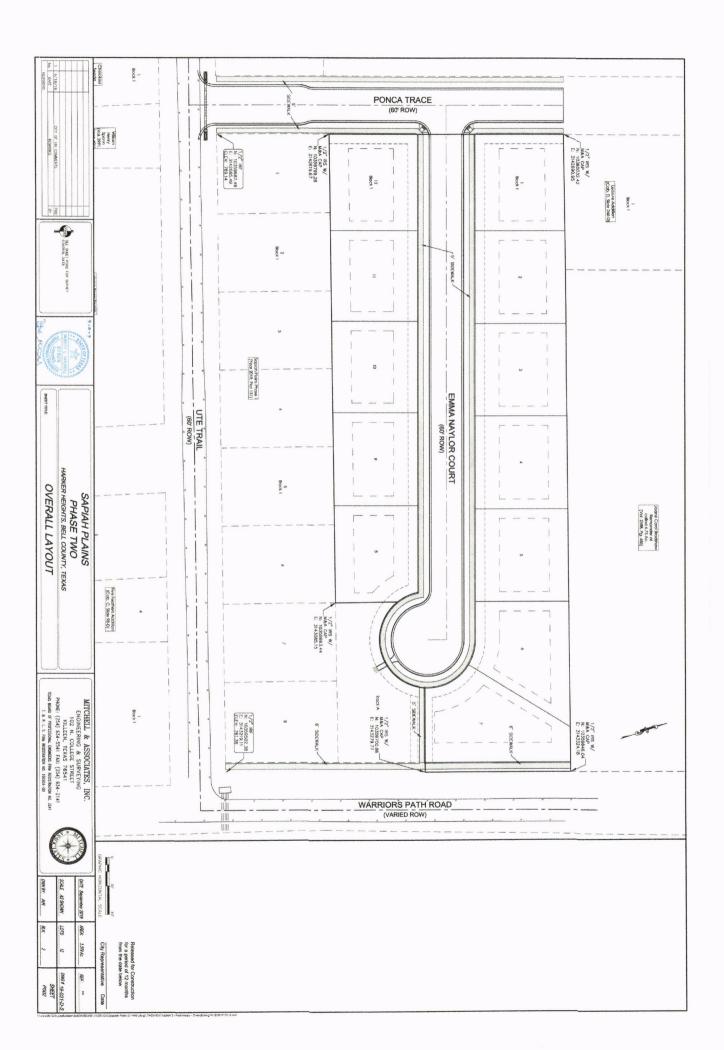


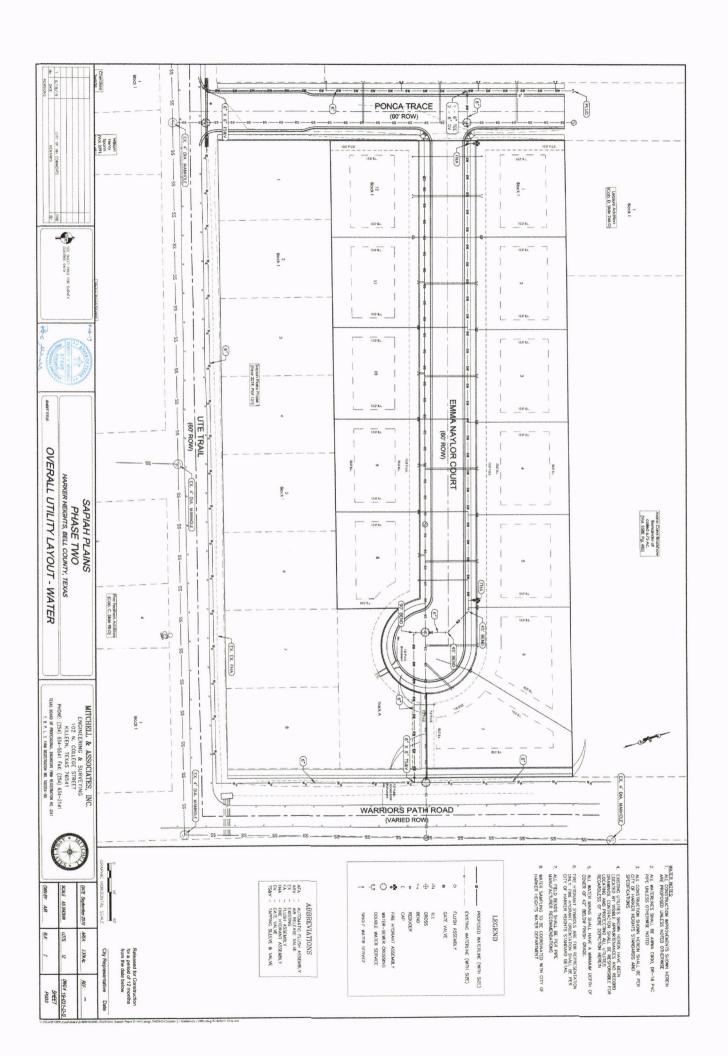
SAPIAH PLAINS PHASE TWO HARKER HEIGHTS, BELL COUNTY, TEXAS

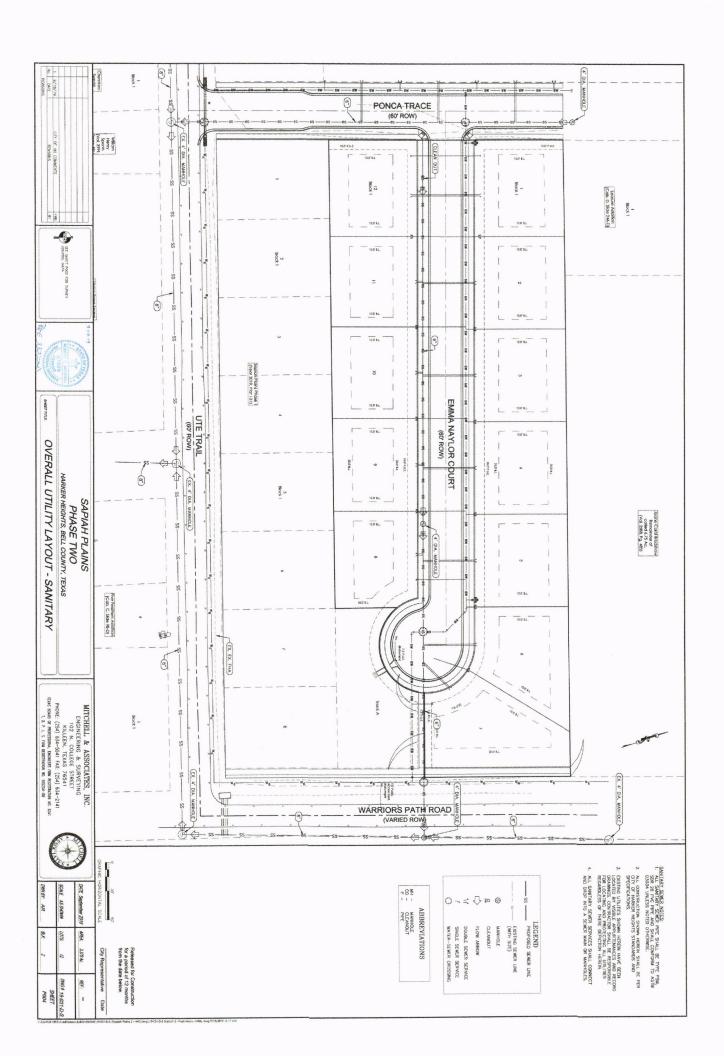
PRELIMINARY PLAT

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1 5/2/2019 CONCEPT PLAN COMMENTS
160. DATE REMARKS
REVISIONS







SAPIAH PLAINS PHASE 2

P19-11 Preliminary - Sapiah Plains Phase 2

Plat Distributed to HH Staff: September 03, 2019 Comments Returned to Mitchell & Associates: September 16, 2019

Response by Mitchell & Associates: September 18, 2019

Planning & Development

- 1. While staff appreciates the uniqueness of the street name chosen we would like to suggest another street name of your choosing or one from the list below. After speaking with emergency services they agreed that special characters (-) can often cause issues when translating information via 911.
 - Taysha (language of the Caddo tribe meaning "Friend" or "ally")
 - Seneca
 - Santana
 - Looking Glass
 - Squanto

Street name revised.

- 2. Please provide side yard setbacks within lots (10').
 - Setbacks shown.
- 3. Would it be possible to additionally label the paved 5' sidewalk between Lot 7 and Tract A as a "Public Access Easement" or just "Access Easement"?
 - Easement shown. Tract A of Sapiah Phase 1 is now owned by the city. Please provide easement recordation information to be included at time of Final Plat.

Public Works, Mark Hyde

- 1. For residential streets, where entrances to subdivisions are not part of a collector street, they shall be 42 feet wide with 70 feet of right-of-way for a distance of 100 feet from the intersection. The 42'x100' rule would be applicable at Ponca Trace/Ute Trail and not at To-Wee Court/Ponca Trace. Street Layout has been revised.
- 2. Place the water line behind the curb and use two 45 degree bends at the cul-de-sac to bring the water line into the proposed utility easement.

We are unable to satisfy TCEQ 290.44(e)(4)(B) with a 45 degree crossing. We will specify additional restraints on the 90 degree bend within the construction plans. Please advise.

Consulting Engineer, Otto Wiederhold

Approval

Fire Marshal, Brad Alley

Approval

Approval

ONCOR, Jay Walthall

Century Link, Chris McGuire

1. CENTURYLINK WILL NEED A UTILITY EASEMENT ON THE WEST SIDE OF LOT 12 AND LOT 1 RUNNING ALONG EAST SIDE OF PONCA TRACE.

Easement added.

Charter/Spectrum, Shaun Whitehead

ATMOS, Shawn Kelley

Atmos Energy does not have gas facilities/mains near this property plat.