

**City of Freeport
Planning Commission
Tuesday, August 26th, 2014, 6:00 P.M.
Freeport Police Department, Municipal Courtroom
430 North Brazosport Boulevard
Freeport, Texas**

AGENDA

Edward Garcia, Chairman
Tobey Davenport
Royce McCoy

Lesa Girouard
Eddie Virgil

NOTICE is hereby given that the Planning Commission of the City of Freeport, Texas will meet **Tuesday, August 26th, 2014 at 6:00 P.M.** at the Freeport Police Department, Municipal Courtroom, 430 North Brazosport Boulevard, Freeport, Texas to discuss the following:

1. Open Meeting.
2. Invocation.
3. Administer Oath of Office to newly appointed Royce McCoy & Lesa Girouard to the Planning Commission of said City.
4. Consideration of selecting a Chairperson.
5. Consideration of approving the Minutes of July 31, 2014 Meeting.
6. Consideration of approving and signing a Replat on the Old Brazos River Retreat Replat No. 1, a Subdivision of a 0.764 acre tract out of tract 4 of the City of Freeport as recorded in County Clerk's File No. 12-057412 of the Brazoria County Official Records in the Stephen F. Austin Survey Abstract 32 & 33, Brazoria County, Texas for Gary Woodring.
7. Adjourn

NOTE: ITEMS NOT NECESSARILY DISCUSSED IN THE ORDER THEY APPEAR ON THE AGENDA. THE PLANNING COMMISSION, AT ITS DISCRETION, MAY TAKE ACTION ON ANY OR ALL OF THE ITEMS LISTED.

I, Delia Munoz, City Secretary, City of Freeport, Texas, hereby certify that this Agenda was posted on the official bulletin board/glass door of City Hall facing the rear parking lot of the building with 24-hour access at 200 West 2nd Street, Freeport, Texas on or before Friday August 22 , 2014 at 5:00 P.M.

Delia Munoz, City Secretary
City of Freeport, Texas

COUNTY OF BRAZORIA)(

CITY OF FREEPORT)(

BE IT REMEMBERED that the Planning and Traffic Commission of the City of Freeport, Texas met in a regular meeting on, **Thursday, July 31st, 2014 at 6:00 P.M.** at the Police Department Conference Room, 430 North Brazosport Boulevard, Freeport, Texas to discuss the following:

Planning Commission:

**Edward Garcia – Chairman
Reuben Cuellar
Tobey Davenport
Jesse Aguilar, Jr.
Eddie Virgil**

Staff: Kola Olayiwola, Building & Code Official
Wallace Shaw, City Attorney

Guests: Nicole Mireles
Gary Woodring
Lisa Girouard
Troy Brimage
Sabrina Brimage
Jason Travis
Simon Virgil

Open Meeting.

Mr. Edward Garcia called the meeting to order at 6:05 P.M.

Invocation.

Mr. Wallace Shaw opened the meeting with a prayer.

Approval of the Minutes for July 22, 2014.

Ms. Eddie Virgil moved to accept the Minutes for July 22, 2014, seconded by Mr. Jesse Aguilar, Jr., unanimous vote for approval.

Consideration of approving and signing a replat on the Old Brazos River Retreat a Subdivision of a 0.764 acre tract out of tract 4 of the City of Freeport as recorded in County Clerk's File No. 12-057412 of the Brazoria County Official Records in the Stephen F. Austin Survey. Abstract 32 & 33, Brazoria County, Texas.

The Building Official, Mr. Kola Olayiwola, was asked by the Chairman for Staff recommendation on the requested re-plat. He explained that, going by the Zoning Designation of W-2 for the area to be re-

platted, then, the requested re-plat meets the City regulations since each of the lots to be re-platted are over the minimum required lot area of 2,500 SF.

Mr. Wallace Shaw, City Attorney, also oriented the P&Z Commissioners on the applicable City ordinance, Section 155.041 W-2 District, Waterfront- Light and associated Plat Approval Process, Section 154.51. He concluded by referencing the Local Government Code (212.005) Approval by Municipality Required, and cautioned the Commissioners that, they have to render a decision within 30-days of the application or the plat/re-plat will be considered "Approved."

The entire P&Z Commissioners showed concern and have reservations on the R-3 supplemental requirement for Residential Development in W-2 District. Mr. Tobey Davenport, requested that, this conflicting doctrine be revised or deleted from the W-2 District Regulations. Additionally, he gave personal apology for being the Mayor at the time the ambiguous ordinance was drafted.

The Applicant Mr. Gary Woodring explained his dilemma to the Commissioners that, if the re-plat is not approved, the Bank will not close on the loan for his house and he will not be able to move in.

On a move by Mr. Davenport and a 2nd from Mr. Aguilar, Jr., the re-plat was unanimously approved.

Adjourn.

The meeting was adjourned at 6:40 P.M.

These minutes read and approved this _____ day of _____, 2014.

Edward Garcia, Chairman

BRAZORIA COUNTY TEXAS

SEAL OF BRAZORIA COUNTY TEXAS

APPROVED BY THE CITY COUNCIL OF THE CITY OF FREEPORT, BRAZORIA COUNTY, TEXAS, ON THIS _____ DAY OF _____, 2014.

[Signature]

CITY OF FREEPORT

APPROVED BY THE CITY COUNCIL OF THE CITY OF FREEPORT, BRAZORIA COUNTY, TEXAS, ON THIS _____ DAY OF _____, 2014.



APPROVED BY THE CITY COUNCIL OF THE CITY OF FREEPORT, BRAZORIA COUNTY, TEXAS, ON THIS _____ DAY OF _____, 2014.

NAME OF TRACT: _____
 OWNER: _____
 ADDRESS: _____
 CITY: _____ STATE: _____

CITY ENGINEER: _____

APPROVED BY THE BOARD OF THE CITY OF FREEPORT, BRAZORIA COUNTY, TEXAS, ON THIS _____ DAY OF _____, 2014.

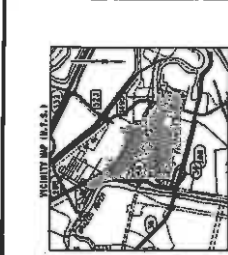
CITY ENGINEER: _____

SEAL OF THE CITY OF FREEPORT, BRAZORIA COUNTY, TEXAS

CITY ENGINEER: _____

CITY ENGINEER: _____

APPROVED BY THE BOARD OF THE CITY OF FREEPORT, BRAZORIA COUNTY, TEXAS, ON THIS _____ DAY OF _____, 2014.



LEGEND

- FOUND IRON PIPE/POD
- SET 5/8" IRON ROD
- SPURRY COP "1/2" DIA
- POWER POLE
- WATER METER
- MAN HOLE
- GUT METER
- OVERHEAD WIRE
- CHAIN LINK FENCE
- EASEMENT LINE
- SUBDIVISION LINE
- LOT LINE
- TOP OF BANK
- PROPERTY LINE

**THE OLD BRAZOS RIVER RETREAT
 REPLAT NO. 1
 A SUBDIVISION OF
 A 0.764 ACRE TRACT**

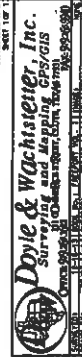
OUT OF TRACT 4 OF THE

CITY OF FREEPORT
 AS RECORDED IN
 COUNTY CLERK'S OFFICE NO. 18-08418
 OF THE
 BRAZORIA COUNTY OFFICIAL RECORDS
 IN THE

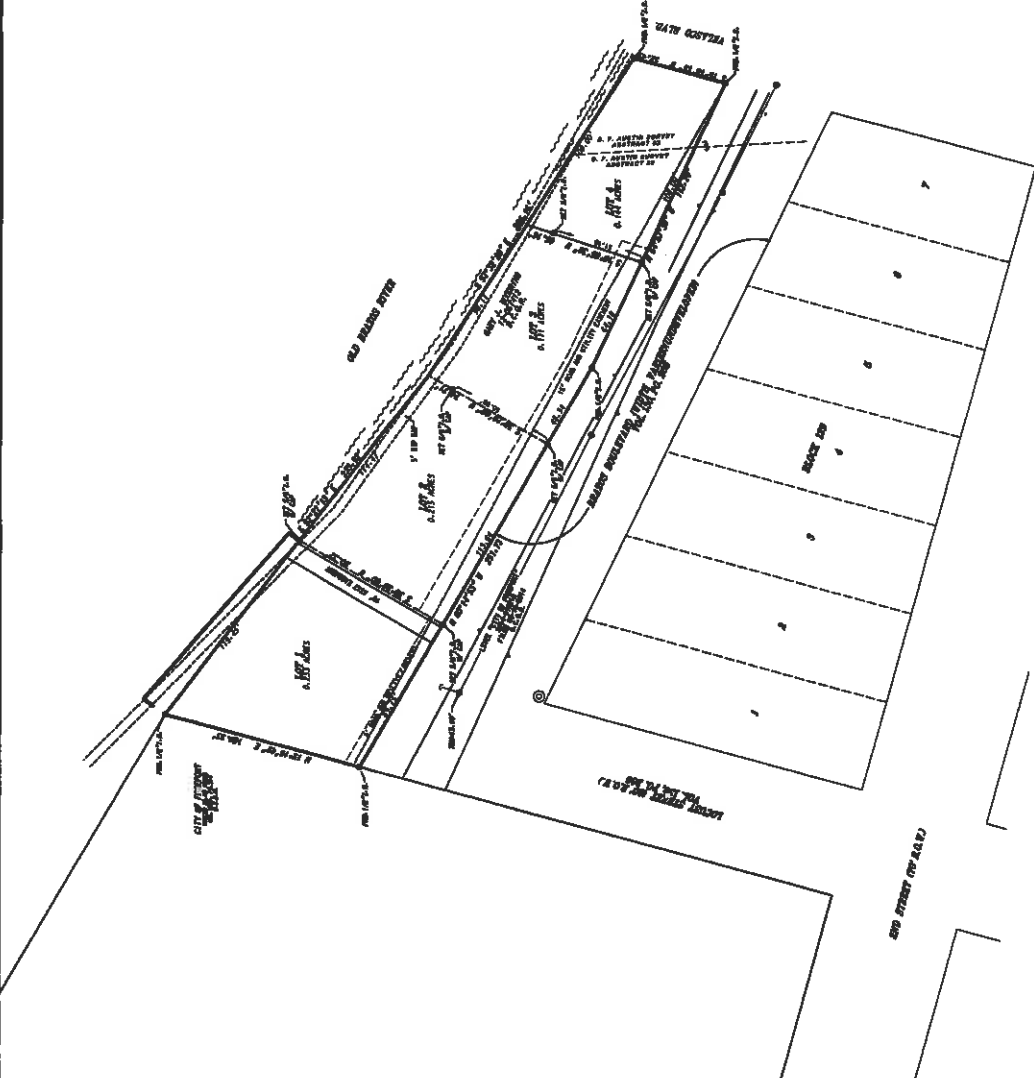
STEFAN F. AUSTIN SURVEY
 AS TRACT 333
 BRAZORIA COUNTY, TEXAS

GARY J. WOODRING

10/11/14



DOYLE & WACHSMEYER, INC.
 SURVEYING AND MAPPING SERVICES
 10115 W. IRLING DRIVE
 HOUSTON, TEXAS 77036



1. SHOWN AS BEING IN THE TRACT 4 OF THE CITY OF FREEPORT, BRAZORIA COUNTY, TEXAS, AS RECORDED IN THE COUNTY CLERK'S OFFICE NO. 18-08418 OF THE BRAZORIA COUNTY OFFICIAL RECORDS.
2. THE CITY OF FREEPORT, BRAZORIA COUNTY, TEXAS, HAS ACHIEVED THE REQUIRED MAJORITY OF THE CITY COUNCIL AND THE BOARD OF THE CITY OF FREEPORT, BRAZORIA COUNTY, TEXAS, IN ORDER TO APPROVE THIS PLAT.
3. THE CITY ENGINEER HAS REVIEWED THE PLAT AND HAS DETERMINED THAT THE PLAT COMplies WITH THE REQUIREMENTS OF THE TEXAS SURVEYING ACT.
4. THE CITY ENGINEER HAS REVIEWED THE PLAT AND HAS DETERMINED THAT THE PLAT COMplies WITH THE REQUIREMENTS OF THE TEXAS SURVEYING ACT.
5. THE CITY ENGINEER HAS REVIEWED THE PLAT AND HAS DETERMINED THAT THE PLAT COMplies WITH THE REQUIREMENTS OF THE TEXAS SURVEYING ACT.

THE SURVEYOR HAS REVIEWED THE PLAT AND HAS DETERMINED THAT THE PLAT COMplies WITH THE REQUIREMENTS OF THE TEXAS SURVEYING ACT.

[Signature]
 SURVEYOR

THE BOARD OF THE CITY OF FREEPORT, BRAZORIA COUNTY, TEXAS, HAS REVIEWED THE PLAT AND HAS DETERMINED THAT THE PLAT COMplies WITH THE REQUIREMENTS OF THE TEXAS SURVEYING ACT.

[Signature]
 CITY ENGINEER

APPROVED BY THE BOARD OF THE CITY OF FREEPORT, BRAZORIA COUNTY, TEXAS, ON THIS _____ DAY OF _____, 2014.