

THESE REGULATIONS SHALL ALSO GOVERN THE DESIGN, INSTALLATION AND CONSTRUCTION OF ANY PUBLIC UTILITY FACILITIES, INCLUDING BUT NOT LIMITED TO WATER LINES OR SYSTEMS, SANITARY SEWER LINES OR SYSTEMS, SANITARY LANDFILLS, AND FACILITIES FOR THE STORAGE AND/OR TREATMENT OF WASTEWATER WITHIN THE CITY LIMITS OF BLUE RIDGE OR ITS EXTRA-TERRITORIAL JURISDICTION.

DEVELOPMENT OF MOBILE HOME PARKS FOR LOCATION MOBILE HOMES SHALL BE IN ACCORDANCE WITH THE PROVISIONS OF THE ORDINANCE REGULATING "MOBILE HOME PARKS AND MOBILE HOMES" AND SHALL MEET THE APPROVAL OF THE CITY PLANNING COMMISSION AND CITY COUNCIL. MOBILE HOME PARKS SHALL BE CONSIDERED A CERTIFIED LAND DIVISION FOR THE PURPOSES OF THIS ORDINANCE, AND AS SUCH SHALL BE REGULATED IN ACCORDANCE WITH THE PROVISIONS OF THIS ORDINANCE.

SECTION 2. - DEFINITIONS

WORDS AND TERMS USED IN THIS ORDINANCE, UNLESS OTHERWISE SPECIFIED, SHALL HAVE THEIR NORMAL MEANING IN COMMONLY ACCEPTED USAGE. THE WORDS "SHALL" AND "WILL" SHALL BE DEEMED AS MANDATORY; THE WORD "MAY" SHALL BE DEEMED AS PERMISSIVE. CERTAIN WORDS AND TERMS SHALL HAVE THE MEANING, FOR THE PURPOSES OF THIS ORDINANCE, AS DEFINED FOLLOWING:

- 2.01 CITY: THE CITY OF BLUE RIDGE, TEXAS
- 2.02 CITY COUNCIL: THE DULY ELECTED GOVERNING BODY OF THE CITY OF BLUE RIDGE, TEXAS.
- 2.03 COMMISSION: THE PLANNING AND ZONING COMMISSION, AS APPOINTED BY THE CITY COUNCIL TO ADMINISTER THESE REGULATIONS.
- 2.04 CITY OFFICIAL OR ADMINISTRATOR: ANY PERSON, ELECTIVE OR APPOINTIVE, OR ANY EMPLOYEE, OR ANY BOARD OR COMMISSION AUTHORIZED OR CONSTITUTED BY CITY ORDINANCE OR STATE LAW TO ACT IN BEHALF OF THE MUNICIPALITY.
- 2.05 PLAN ADMINISTRATOR: THE CITY OFFICIAL DESIGNATED TO ADMINISTER THE PROVISIONS OF THESE REGULATIONS.
- 2.06 CITY ENGINEER: THE ENGINEER EMPLOYED BY THE CITY, RETAINED BY THE CITY ON A CONSULTING BASIS, OR THE DULY AUTHORIZED REPRESENTATIVE OF EITHER OF THE ABOVE.
- 2.07 COMPREHENSIVE PLAN: ALSO REFERRED TO AS A MASTER PLAN. THE GENERAL PLAN OF THE CITY AND ADJOINING AREAS AS ADOPTED BY THE PLANNING AND ZONING COMMISSION AND CITY COUNCIL, INCLUDING ALL ITS REVISIONS AND PARTS. THIS PLAN INDICATES THE GENERAL LOCATION RECOMMENDED FOR VARIOUS LAND USES, TRANSPORTATION ROUTES, PUBLIC AND PRIVATE BUILDINGS, STREETS, PARKS AND OTHER PUBLIC AND PRIVATE DEVELOPMENTS AND IMPROVEMENTS.
- 2.08 STREET: A PUBLIC OR PRIVATE WAY SET ASIDE AS A PERMANENT RIGHT-OF-WAY FOR THE MOVEMENT OF VEHICULAR TRAFFIC,

TO PROVIDE ACCESS TO ABUTTING PROPERTY, AND TO PROVIDE UTILITY SERVICE.

- 2.09 RESIDENTIAL STREET: ANY STREET WHICH IS INTENDED PRIMARILY TO SERVE TRAFFIC WITHIN A NEIGHBORHOOD OR LIMITED RESIDENTIAL DISTRICT AND WHICH IS USED PRIMARILY FOR ACCESS TO ABUTTING PROPERTIES.
- 2.10 COLLECTOR STREET: ANY STREET WHICH IS CONTINUOUS THROUGH SEVERAL RESIDENTIAL DISTRICTS OR NEIGHBORHOODS, AND IS INTENDED AS A CONNECTING STREET BETWEEN RESIDENTIAL DISTRICTS OR NEIGHBORHOODS AND THOROUGHFARES, HIGHWAYS OR BUSINESS DISTRICTS.
- 2.11 ARTERIAL STREET OR THOROUGHFARE: ANY STREET WHICH SERVES AS A PRINCIPAL TRAFFIC WAY, MORE OR LESS CONTINUOUS ACROSS THE CITY OR AREAS ADJACENT THERETO, AND ACTS AS A PRINCIPAL CONNECTING STREET WITH STATE AND INTERSTATE HIGHWAYS.
- 2.12 ALLEY: A MINOR TRAFFIC WAY USED PRIMARILY FOR VEHICULAR SERVICE TO THE REAR OR SIDE OF PROPERTIES OTHERWISE ABUTTING ON A STREET, AND TO PROVIDE UTILITY SERVICE.
- 2.13 SUBDIVIDER OR DEVELOPER: ANY INDIVIDUAL, FIRM, ASSOCIATION, SYNDICATE, CO-PARTNERSHIP, CORPORATION, OR OTHER ORGANIZATION DIVIDING OR PROPOSING TO DIVIDE LAND, OR MAKING IMPROVEMENTS TO SUCH LAND, SO AS TO EFFECT A SUBDIVISION OF LAND HEREUNDER FOR HIMSELF, OR ITSELF, OR FOR ANOTHER.
- 2.14 SUBDIVISION: THE DIVISION OF ANY LOT, TRACT OR PARCEL OF LAND INTO TWO (2) OR MORE LOTS OR SITES FOR THE PURPOSE OF SALE OR OF BUILDING DEVELOPMENT OR FOR THE PURPOSE OF MAKING IMPROVEMENTS TO THE PROPERTY WHICH WILL ALLOW DEVELOPMENT, WHETHER IMMEDIATE OR FUTURE. THE TERM INCLUDES RESUBDIVISION OR REPLATTING OF AN EXISTING SUBDIVISION, BUILDING UPON, OR OTHER DEVELOPMENT OF LAND, BUT DOES NOT INCLUDE THE DIVISION OF LAND FOR AGRICULTURAL PURPOSES, I.E., RANCHING, FARMING AND DWELLING PERTAINING TO SUCH USES, IN TRACTS OF TEN (10) ACRES OR MORE AND NOT INVOLVING ANY NEW STREET, ALLEY OR EASEMENT OF ACCESS. HOWEVER THE TERM SHALL INCLUDE THE DESIGN, INSTALLATION OR CONSTRUCTION OF STREETS, ALLEYS, ROADS OR OTHER THOROUGHFARES, WATER LINES OR SYSTEMS, SEWER LINES OR SYSTEMS, PUBLIC UTILITIES, SANITARY LANDFILLS, AND FACILITIES FOR THE STORAGE AND/OR TREATMENT OF WASTEWATER. WHEN APPROPRIATE TO CONTEXT, THE TERM SUBDIVISION SHALL RELATE TO THE PROCESS OF SUBDIVIDING, OR TO THE LAND SUBDIVIDED, AND SHALL INCLUDE THE RESUBDIVISION OF LAND.

- 2.15 GENERAL DEVELOPMENT PLAN: A MAP, DRAWING OR CHART, PREPARED ACCORDING TO THE PROVISIONS OF THIS ORDINANCE, DRAWN TO SCALE ON WHICH IS SHOWN THE SUBDIVIDER'S PROPOSED ARRANGEMENT OF STREETS, LOTS, EASEMENTS, OTHER PUBLIC SPACES, AND GENERAL LAND USES ON ALL CONTIGUOUS PROPERTIES OWNED OR HELD UNDER SINGLE OWNERSHIP FROM WHICH A PROPOSED SUBDIVISION IS INTENDED TO BE MADE. THE GENERAL DEVELOPMENT PLAN MAY BE THE SAME AS A PRELIMINARY PLAT, IF SUCH PLAN COMPLIES WITH THE REQUIREMENTS OF A PRELIMINARY PLAT.
- 2.16 PRELIMINARY PLAT: A MAP, DRAWING OR CHART, PREPARED ACCORDING TO THE PROVISIONS OF THIS ORDINANCE, DRAWN TO SCALE ON WHICH IS SHOWN THE SUBDIVIDER'S PROPOSED ARRANGEMENT OF STREETS, LOTS, EASEMENTS AND OTHER PUBLIC SPACES IN THE SUBDIVISION THAT IS NOT TO BE RECORDED FOR RECORD BUT IS ONLY A PROPOSED DIVISION OF LAND FOR REVIEW AND STUDY BY THE CITY.
- 2.17 FINAL PLAT: A MAP, DRAWING OR CHART PREPARED ACCORDING TO THE PROVISIONS OF THIS ORDINANCE, AND CONTAINING ALL ENGINEERING AND LEGAL DATA, DEDICATIONS, AND CERTIFICATES NECESSARY TO THE RECORDING OF SAME IN THE MAP AND PLAT RECORDS OF COLLIN COUNTY, TEXAS, WHICHEVER IS APPROPRIATE.
- 2.18 CERTIFIED LAND DIVISION: A MAP, DRAWING OR CHART DELINEATING PARCELS OF LAND OFFERED FOR RENT OR LEASE FOR OTHER THAN AGRICULTURAL USES AND WHICH (i) IS NOT REQUIRED BY STATUTE OR STATE REGULATION TO BE FILED IN THE MAP AND PLAT RECORDS OF THE COUNTY; AND (ii) DOES NOT INVOLVE OR REQUIRE THE DEDICATION OF PUBLIC STREETS OR ALLEYS; AND, (iii) HAS BEEN CERTIFIED BY THE CITY COUNCIL AS HAVING MET THE CONDITIONS OF THIS ORDINANCE. A CERTIFIED LAND DIVISION SHALL BE TREATED AS A SUBDIVISION PLAT UNDER THESE REGULATIONS, EXCEPT THAT IT IS PROPERLY CERTIFIED FOR FILING WITH THE CITY SECRETARY RATHER THAN THE COUNTY CLERK. IN ADDITION, A FINAL PLAT OF THE PROPERTY INDICATING LEGAL BOUNDARIES AND ANY PUBLIC DEDICATION AND EASEMENTS SHALL BE PREPARED AND FILED WITH THE COUNTY CLERK.
- 2.19 EXTRA-TERRITORIAL JURISDICTION ETJ. ALL LAND SITUATED, AS CLASSIFIED BY ARTICLE 970a OF THE VERNON'S ANNOTATED REVISED CIVIL STATUTES, IN ALL DIRECTIONS FROM THE CORPORATE BOUNDARIES OF THE CITY AND ITS EXTENSIONS.
- 2.20 EASEMENT: AN AREA INTENDED FOR RESTRICTED USE ON PRIVATE PROPERTY, UPON WHICH ANY PUBLIC UTILITY SHALL HAVE THE RIGHT TO REMOVE AND KEEP REMOVED ALL OR PART OF ANY BUILDINGS,

FENCES, TREES, ŠHRŮBŠ, OR ŐTHER IMPROVEMENTS OR GROWTH WHICH IN ANY WAY ENDANGER OR INTERFERE WITH THE CONŠTRUCTION, MAIN- TENANCE, OR OPERATION OF ANY OF ITS RESPECTIVE UTILITY OR DRAINAGE SYSTEMS WITHIN ANY OF THESE EASEMENTS. ANY PUBLIC UTILITY SHALL AT ALL TIMES HAVE THE RIGHT OF UNOBSTRUCTED INGRESS AND EGRESS TO AND FROM AND UPON SAID EASEMENTS FOR THE PURPOSE OF CONSTRUCTING, RECONSTRUCTING, INSPECTING, PATROLLING, MAINTAINING, ADDING TO OR REMOVING ALL OR PART OF ITS RESPECTIVE SYSTEMS WITHOUT THE NECESSITY, AT ANY TIME, OF PROCURING THE PERMISSION OF ANYONE.

- 2.21 ZONING ORDINANCE: THE DULY ADOPTED ORDINANCE OF THE CITY OF BLUE RIDGE ESTABLISHING CERTAIN DISTRICTS WITHIN THE CITY, AND REGULATING THE USE OF LAND, SIZE OF LOTS, SIZE AND HEIGHT OF BUILDINGS, AND OTHER ELEMENTS OF DEVELOPMENT AND LAND USE WITHIN THOSE DISTRICTS.
- 2.22 MOBILE HOME PARK: AN AREA OR DEVELOPMENT INTENDED FOR THE RENTING OR LEASING, BUT NOT SALES, OF SITES FOR THE LOCATION AND/OR OCCUPANCY OF MOBILE HOMES.
- 2.23 STANDARD SPECIFICATION AND CODES: THE STANDARD SPECIFICATIONS AND CODES ADOPTED BY THE CITY COUNCIL AND ALL REVISIONS THEREOF, FOR ALL PUBLIC WORKS IMPROVEMENTS IN THE CITY OF BLUE RIDGE SHALL BE APPLIED TO ALL IMPROVEMENTS CONSTRUCTED UNDER THE PROVISIONS OF THESE SUBDIVISION REGULATIONS.
- 2.24 PRIVATE SEWAGE FACILITY: A FACILITY DESIGNED FOR THE TRANSPORATION, COLLECTION, AND/OR TREATMENT OF WASTEWATER FOR MORE THAN A SINGLE RESIDENTIAL UNIT OR FOR COMMERCIAL OR INDURTRIAL PURPOSES.

SECTION 3.- PURPOSES, AUTHORITY AND JURISDICTION

- 3.1 IT IS THE PURPOSE OF THIS ORDINANCE TO PROVIDE FOR THE SAFE, EFFICIENT, AND ORDERLY DEVELOPMENT OF THE CITY, AND TO SECURE ADEQUATE PROVISIONS FOR TRAFFIC, LIGHT, AIR, RECREATION, TRANSPORTATION, WATER, DRAINAGE, SEWER AND OTHER FACILITIES.
- 3.2 THESE REGULATIONS, SHALL GOVERN ANY AND EVERY PERSON, FIRM, CORPORATION, OR ORGANIZATION OWNING ANY TRACT OF LAND WITHIN THE CITY LIMITS OF BLUE RIDGE WHO MAY HEREAFTER DIVIDE THE SAME INTOTWO (2) OR MORE PARTS FOR THE PURPOSE OF LAYING OUT ANY SUBDIVISION OF ANY TRACT OF LAND OR ANY ADDITION TO SAID CITY, OR LAYING OUT SUBURBAN LOTS OR BUILDING LOTS, OR ANY LOTS, AND STREETS, ALLEYS OR PARKS OR OTHER PORTIONS INTENDED FOR PUBLIC USE, OR FOR THE USE OF PURCHASERS OR

OWNERS OF LOTS FRONTING THEREON OR ADJACENT THERETO.

BY THE AUTHORITY OF THE MUNICIPAL ANNEXATION ACT, 1963, ARTICLE 970a, VERNON'S ANNOTATED CIVIL STATUTES OF THE STATE OF TEXAS, WHICH ARTICLE IS HEREBY MADE A PART OF THESE REGULATIONS SHALL BE EXTENDED TO, AND SHALL APPLY TO, ALL OF THE AREA OUTSIDE OF THE CORPORATE LIMITS OF SAID CITY BUT WITHIN THE EXTRA-TERRITORIAL JURISDICTION OF SAID CITY. SUCH JURISDICTION SHALL EXTEND INTO AND ENCOMPASS ALL THOSE AREAS AS CLASSIFIED IN ARTICLE 970a, VERNON'S ANNOTATED REVISED CIVIL STATUTES, AND EXTENDING IN ALL DIRECTIONS FROM THE CITY LIMITS OF BLUE RIDGE AND ALL OF ITS EXTENSIONS.

- 3.3 UNLESS AND UNTIL ANY PLAT, PLAN OR REPLAT SHALL HAVE BEEN FIRST APPROVED IN THE MANNER PROVIDED FOR UNDER THESE REGULATIONS, IT SHALL BE UNLAWFUL FOR ANY PERSON, FIRM, CORPORATION, OR ORGANIZATION TO CONSTRUCT OR CAUSE TO BE CONSTRUCTED ANY STREETS, UTILITIES, BUILDINGS OR OTHER IMPROVEMENTS TO ANY TRACT OF LAND; AND IT SHALL BE UNLAWFUL FOR ANY OFFICIAL OF SAID CITY TO ISSUE ANY PERMIT FOR SUCH IMPROVEMENTS, INCLUDING BUILDING PERMITS, OR TO SERVE OR CONNECT SAID LAND, OR ANY PART THEREOF, FOR THE USE OF THE OWNERS, PURCHASERS, OR USERS OF SAID LAND, OR ANY PART THEREOF, WITH ANY PUBLIC UTILITIES SUCH AS WATER, SEWER, LIGHTS, GAS, ETC., WHICH MAY BE OWNED, CONTROLLED, DISTRIBUTED, FRANCHISED, OR SUPPLIED BY SAID CITY.
- 3.4 ALL OF THE IMPROVEMENTS REQUIRED UNDER THESE REGULATIONS, OR IMPROVEMENTS SPECIFIED IN THE COMPREHENSIVE PLAN OF BLUE RIDGE OR IMPROVEMENTS WHICH, IN THE JUDGEMENT OF THE CITY ENGINEER, ARE NECESSARY FOR THE ADEQUATE PROVISION OF STREETS, UTILITIES, DRAINAGE, SERVICES AND FACILITIES TO THE SUBDIVISION AND TO SURROUNDING AREAS OF THE CITY, SHALL BE CONSTRUCTED AT THE SOLE EXPENSE OF THE DEVELOPER, UNLESS OTHER PROVISIONS ARE FORMALLY APPROVED BY THE CITY COUNCIL. PAYMENT FOR ANY AND ALL IMPROVEMENTS WHICH ARE NOT TO BE MADE AT THE TIME OF THE PRIMARY CONSTRUCTION OF THE SUBDIVISION OR DEVELOPMENT SHALL BE MADE A PART OF A BINDING CONTRACT, SIGNED BY THE DEVELOPER AND APPROVED BY THE CITY COUNCIL.

ANY REBATES OR OTHER PAYMENTS TO THE DEVELOPER BY THE CITY FOR THE COST OF OVERSIZED IMPROVEMENTS OR OFF-SITE IMPROVEMENTS, REQUIRED AS A PART OF THE SUBDIVISION OR DEVELOPMENT, AND NECESSARY FOR THE ADEQUATE AND EFFICIENT DEVELOPMENT OF

SURROUNDING AREAS OF THE CITY SHALL BE LAID OUT IN ACCORDANCE WITH THE PRO RATA ORDINANCE OF THE CITY OF BLUE RIDGE UNLESS OTHER PROVISIONS ARE FORMALLY APPROVED BY THE CITY COUNCIL.

- 3.5 IF THE PROPERTY IS NOT ZONED AS REQUIRED FOR THE PROPOSED SUBDIVISION, PERMANENT ZONING SHALL BE REQUESTED. APPLICATION FOR ZONING INCLUDES COMPLETION OF REQUIRED FORMS, PAYMENT OF REQUIRED FEES AND PERFORMANCE OF OTHER REQUIREMENTS OF THE ZONING ORDINANCE AND THE RULES AND REGULATIONS OF THE CITY AS THE SAME MAY BE FROM TIME TO TIME, PASSED OR AMENDED. ZONING MAY BE REQUESTED CONCURRENTLY WITH PRELIMINARY PLAT REVIEW.
- 3.6 THESE RULES AND REGULATIONS ARE THE STANDARD REQUIREMENTS OF BLUE RIDGE, TEXAS. SUSPENSION OF ANY OF THESE RULES AND REGULATIONS MAY BE GRANTED BY THE CITY COUNCIL UPON A GOOD AND SUFFICIENT SHOWING BY THE OWNER THAT THERE ARE SPECIAL CIRCUMSTANCES OR CONDITIONS AFFECTING THE PROPERTY IN QUESTION, OR THAT ENFORCEMENT OF THE PROVISIONS OF THIS ORDINANCE WILL DEPRIVE THE APPLICANT OF A SUBSTANTIAL PROPERTY RIGHT, AND THAT SUCH SUSPENSION, IF GRANTED, WILL NOT BE MATERIALLY DETRIMENTAL TO THE PUBLIC WELFARE OR INJURIOUS TO OTHER PROPERTY OR PROPERTY RIGHTS IN THE VICINITY. EACH AND EVERY APPLICATION FOR VARIANCE SHALL BE DECIDED SOLELY AND ENTIRELY ON ITS OWN MERITS; AND THE DISPOSITION OF ANY PRIOR OR PENDING APPLICATION FOR VARIANCE SHALL NOT BE ALLOWED TO ENTER INTO OR AFFECT ANY DECISION ON THE APPLICATION IN QUESTION. PECUNIARY INTEREST STANDING ALONE SHALL NOT BE JUSTIFICATION FOR THE GRANTING OF A VARIANCE.
- 3.7 THE OWNER OF ANY TRACT OF LAND AGGRIEVED BY THE DECISION MADE UNDER THESE REGULATIONS BY ANY ADMINISTRATOR OR OFFICIAL OF THE CITY SHALL FIRST APPLY TO THE PLANNING AND ZONING COMMISSION FOR RELIEF FROM SUCH ADMINISTRATIVE DECISION. ANY AGGRIEVED PARTY HAVING ANY INTEREST IN THE MATTER MAY APPEAL THE RULING BY THE PLANNING AND ZONING COMMISSION REGARDING THE DECISION TO THE CITY COUNCIL.

SECTION 4.- PROCEDURES

ALL PROPERTY NOT SUBDIVIDED INTO LOTS, BLOCKS, AND STREETS, OR PROPERTY TO BE SUBDIVIDED WITHIN THE CITY OR WITHIN ITS EXTRA-TERRITORIAL JURISDICTION SHALL HEREAFTER BE LAID OUT UNDER THE DIRECTION OF THE PLANNING AND ZONING COMMISSION AND SUBJECT TO THE APPROVAL OF THE CITY COUNCIL, AND NO OTHER SUBDIVISION WILL

BE RECOGNIZED BY THE CITY.

4.1 PRE-APPLICATION CONFERENCE

PRIOR TO THE FILING OF A PRELIMINARY PLAT, THE SUBDIVIDER SHALL CONSULT WITH THE CITY COUNCIL CONCERNING THE ULTIMATE LAND-USE OF THE PROPOSED DEVELOPMENT, THE SUITABILITY OF THE LOCATION OF THE PROPOSED SUBDIVISION, THE MOST ADVANTAGEOUS SUBDIVISION PLAN, THE ARRANGEMENT OF STREETS, ALLEYS AND LOTS, AND THE LAYOUT OF UTILITY LINES AND AVAILABILITY OF SERVICE FROM TRUNK MAINS. IF NECESSARY A WRITTEN RECORD OF THE MEETING SHALL BE KEPT BY THE CITY, AND A COPY PROVIDED TO THE DEVELOPER.

4.2 PRELIMINARY PLATS

- 4.2.1 ALL PRELIMINARY PLATS SHALL BE FILED WITH THE OFFICE OF THE CITY SECRETARY. THE CITY SECRETARY SHALL SIGN AND DATE ALL COPIES, AND RETURN ONE TO THE OWNER. NO PRELIMINARY PLAT WILL BE CONSIDERED BY THE CITY AS HAVING BEEN FILED UNTIL THE PRESCRIBED FEES HAVE BEEN PAID.
- 4.2.2 AT SUCH TIME THE PRELIMINARY PLAT IS FILED WITH THE CITY FOR REVIEW AND APPROVAL, IT WILL BE IMMEDIATELY PASSED TO THE CITY COUNCIL OR THEIR DULY AUTHORIZED REPRESENTATIVE WHO WILL MAKE A PRELIMINARY STUDY OF THE PLAT. IF IT APPEARS SUBSTANTIALLY COMPLETE, THE CITY COUNCIL OR THEIR DULY AUTHORIZED REPRESENTATIVE WILL MAKE A VISIT TO THE AREA TO DETERMINE IF THERE ARE APPARENT PROBLEMS WITH DEVELOPMENT OF SUBJECT LAND. IF NONE ARE FOUND, THEY OR THEIR DULY AUTHORIZED REPRESENTATIVE SHALL THEN FORWARD THE PRELIMINARY PLAT TO THE PLANNING AND ZONING COMMISSION WITH HIS COMMENTS.

IF THE CITY COUNCIL OR THEIR DULY AUTHORIZED REPRESENTATIVE DETERMINES THAT THE PRELIMINARY PLAT AS SUBMITTED IS SUBSTANTIALLY INCOMPLETE AND REQUIRES A SIGNIFICANT AMOUNT OF WORK BY THE DEVELOPER'S ENGINEER, THE INCOMPLETE PLAT WILL BE IMMEDIATELY RETURNED TO THE DEVELOPER'S ENGINEER, REQUESTING THAT IT BE COMPLETED OR REVISED PRIOR TO THE NEXT PLANNING AND ZONING MEETING. REVISED PLATS SUBSEQUENTLY SUBMITTED SHALL

be signed and dated by the city secretary, attached to the original and then forwarded to the planning and zoning commission. no additional filing fees shall be required.

- 4.2.3 WITHIN 45 DAYS AFTER THE PRELIMINARY PLAT IS FORMALLY FILED, THE COMMISSION SHALL CONDITIONALLY APPROVE OR DISAPPROVE SUCH PLAT OR CONDITIONALLY APPROVE IT WITH MODIFICATIONS. IF IT IS CONDITIONALLY DISAPPROVED OR CONDITIONALLY APPROVED WITH MODIFICATIONS, THE COMMISSION SHALL INFORM THE SUB-DIVIDER, IN WRITING, OF THE REASONS AT THE TIME SUCH ACTION IS TAKEN.
- 4.2.4 CONDITIONAL APPROVAL BY THE COMMISSION OF A PRELIMINARY PLAT SHALL BE ADVISORY ONLY, AND SUCH PLAT SHALL BE REFERRED TO THE CITY COUNCIL FOR FINAL ACTION AT THEIR REGULARLY SCHEDULED MEETING.
- 4.2.5 CONDITIONAL APPROVAL OF A PRELIMINARY PLAT BY THE CITY COUNCIL SHALL BE DEEMED AN EXPRESSION OF APPROVAL OF THE LAYOUT SUBMITTED ON A PRELIMINARY PLAT AS A GUIDE TO PREPARATION OF THE FINAL PLAT. CONDITIONAL APPROVAL OF A PRELIMINARY PLAT SHALL NOT CONSTITUTE AUTOMATIC APPROVAL OF THE FINAL PLAT.
- 4.2.6 THE APPROVAL OF THE PRELIMINARY PLAT BY THE CITY COUNCIL SHALL BE EFFECTIVE FOR A PERIOD OF ONE HUNDRED EIGHTY DAYS AFTER THE APPROVAL DATE, AFTER THAT THE PLAT BECOMES NULL AND VOID.
- 4.2.7 UPON REQUEST OF THE SUBDIVIDER, THE CITY COUNCIL OR THEIR AUTHORIZED REPRESENTATIVE MAY WAIVE THE PREPARATION OF THE PRELIMINARY PLAT WITH THE PROVISION THAT THE FINAL PLAT BE PREPARED IN ACCORDANCE WITH THE PROVISIONS OF BOTH THE PRELIMINARY AND FINAL PLAT SECTIONS.

4.3 FINAL PLATS

- 4.3.1 AFTER APPROVAL OF THE PRELIMINARY PLAT BY THE PLANNING AND ZONING COMMISSION AND THE CITY COUNCIL, A FINAL PLAT, PREPARED BY A REGISTERED PUBLIC SURVEYOR, BEARING HIS SEAL, AND THE CONSTRUCTION PLANS, PREPARED BY A PROFESSIONAL ENGINEER REGISTERED IN THE STATE OF TEXAS, AND BEARING HIS SEAL, SHALL BE FILED WITH THE CITY SECRETARY'S OFFICE. ALL COPIES SHALL BE SIGNED, DATED AND ONE COPY SHALL BE RETURNED TO THE OWNER.
- 4.3.2 NO FINAL PLAT WILL BE CONSIDERED BY THE CITY AS BEING FILED UNTIL THE PRESCRIBED FILING FEES HAVE BEEN PAID.

- 4.3.3 THE FINAL PLAT MAY CONSTITUTE ALL OR ONLY A PORTION OF THE APPROVED PRELIMINARY PLAT, BUT ANY PORTION THEREOF SHALL CONFORM TO ALL THE REQUIREMENTS OF THESE REGULATIONS.
- 4.3.4 IF THE FINAL PLAT IS SUBMITTED FOR APPROVAL FOR PORTIONS OR SECTIONS OF THE PROPOSED SUBDIVISION, EACH PORTION OR SECTION SHALL CARRY THE NAME OF THE ENTIRE SUBDIVISION BUT SHALL BEAR A DISTINGUISHING LETTER, NUMBER, OR SUBTITLE. BLOCK LETTERS SHALL RUN CONSECUTIVELY THROUGHOUT THE ENTIRE SUBDIVISION, EVEN THOUGH SUCH SUBDIVISION MIGHT BE FINALLY APPROVED IN SECTIONS.
- 4.3.5 WITHIN 45 DAYS AFTER THE FINAL PLAT IS FORMALLY FILED, THE PLANNING AND ZONING COMMISSION WILL EITHER RECOMMEND APPROVAL OR DISAPPROVAL OF THE FINAL PLAT AND FORWARD IT TO THE CITY COUNCIL. ANY ACTION TAKEN BY THE CITY COUNCIL SHALL BE FINAL REGARDLESS OF PREVIOUS ACTION OF THE PLANNING AND ZONING COMMISSION.
- 4.3.6 IF A FINAL PLAT FOR THE SUBDIVISION, OR A PORTION THEREOF, HAS NOT BEEN SUBMITTED, OR IF A CHANGE IN REQUIREMENTS HAS NOT OCCURRED WHICH WOULD AFFECT THE PRELIMINARY PLAT, AT THE END OF ONE HUNDRED EIGHTY (180) DAYS AFTER APPROVAL, THEN THE PRELIMINARY PLAT SHALL BECOME NULL AND VOID, UNLESS THE SUBDIVIDER HAS, IN WRITING, REQUESTED AND RECEIVED AN EXTENSION OF TIME FROM THE CITY COUNCIL.
- 4.3.7 AFTER EXAMINATION OF THE FINAL PLAT, THE CITY COUNCIL SHALL APPROVE OR DISAPPROVE THE FINAL PLAT AS BEING AUTHORIZED FOR CONSTRUCTION. IF THE PLAT IS DISAPPROVED, IT SHALL BE RETURNED TO THE OWNER WITH REASONS FOR THE DISAPPROVAL.
- 4.3.8 IF THE PLAT IS APPROVED BY THE CITY COUNCIL THE OWNER HAS THE FOLLOWING OPTIONS CONCERNING THE FILING OF THE FINAL PLAT:
- 4.3.8.1 OPTION 1. IF THE OWNER DESIRES TO FILE THE FINAL PLAT PRIOR TO COMPLETION OF CONSTRUCTION OF THE ROADS AND UTILITIES IN A SUBDIVISION, THE OWNER SHALL PROVIDE APPROPRIATE FINANCIAL SECURITY THAT ASSURES THE CITY COUNCIL THAT THE CONSTRUCTION SHALL CONFORM WITH THESE REGULATIONS. THE FINANCIAL SECURITY CAN BE ARRANGED BY ONE OF THE FOLLOWING METHODS:
- (a) A PERFORMANCE BOND MAY BE FILED BY THE OWNER PAYABLE TO THE CITY OF BLUE RIDGE IN THE AMOUNT OF THE COST OF

CONSTRUCTION. THE BONDS MUST BE SURETY BONDS PROVIDED BY A SURETY COMPANY LICENSED TO OPERATE IN THE STATE OF TEXAS; OR

(b) THE OWNER MAY PROVIDE FUNDS IN ESCROW, CERTIFICATE OF DEPOSIT, AN IRREVOCABLE LETTER OF CREDIT, OR OTHER FINANCIAL INSTRUMENT, SATISFACTORY TO THE CITY COUNCIL IN THE AMOUNT OF THE COST OF CONSTRUCTION.

AFTER ACCEPTABLE FINANCIAL SECURITY IS FILED WITH THE CITY, AND AFTER ALL FEES INCLUDING THOSE SPECIFIED IN SECTION 4.4 ARE PAID, THE MAYOR WILL SIGN THE FINAL PLAT AS AUTHORIZED FOR FILING, AND THE OWNER CAN THEN FILE THE FINAL PLAT IN THE COUNTY CLERK'S OFFICE.

- 4.3.8.2 OPTION 2. IF THE OWNER DESIRES NOT TO GUARANTEE THE COMPLETION OF CONSTRUCTION, THE FINAL PLAT WILL BE WITHHELD FROM FILING UNTIL THE COMPLETION OF THE REQUIRED CONSTRUCTION. AT SUCH TIME THAT THE CITY COUNCIL OR HIS AUTHORIZED REPRESENTATIVE CERTIFIES TO THE MAYOR IN WRITING THAT THE CONSTRUCTION IS COMPLETED ACCORDING TO THE CITY SPECIFICATIONS, AND AFTER ALL FEES, INCLUDING THOSE SPECIFIED IN SECTION 4.4 ARE PAID, THE MAYOR WILL SIGN THE FINAL PLAT AS AUTHORIZED FOR FILING, AND THE OWNER CAN THEN FILE THE FINAL PLAT IN THE COUNTY CLERK'S OFFICE.

4.4 FEES

- 4.4.1 ALL APPLICABLE SUBDIVISION AND ZONING FEES ARE DETAILED IN THE CITY'S FEE AND RATE ORDINANCE. THE SUBDIVIDER IS REQUIRED TO COMPLY WITH ALL PROVISIONS OF THE CURRENT FEE AND RATE ORDINANCE. APPLICABLE PORTIONS OF THAT ORDINANCE ARE HEREBY INCORPORATED INTO THESE SUBDIVISION REGULATION BY REFERENCE, JUST AS IF THEY WERE REPRODUCED IN THEIR ENTIRETY HEREIN.
- 4.4.2 IN ADDITION TO THE ABOVE MENTIONED, THE DEVELOPER SHALL PAY TO THE CITY OF BLUE RIDGE THE UTILITIES CAPITAL IMPROVEMENT IMPACT FEES AS SPECIFIED BY CITY POLICY. THE MAYOR SHALL NOT SIGN THE FINAL PLAT AS AUTHORIZED FOR FILING UNTIL THESE FEES ARE PAID.

SECTION 5. -PLAT REQUIREMENTS5.1 PRELIMINARY PLAT REQUIREMENTS

ALL PRELIMINARY PLATS SHALL COMPLY WITH THE FOLLOWING:

5.1.1 COPIES

THE DEVELOPER SHALL SUBMIT TWELVE COPIES OF THE PRELIMINARY PLAT TO THE OFFICE OF THE CITY SECRETARY.

5.1.2 SUBDIVISION NAME

THE PROPOSED NAME OF THE SUBDIVISION, WHICH SHALL NOT CONFLICT WITH THE NAME OF ANY OTHER SUBDIVISION IN THE COUNTY, AND THE NAMES OF ALL ADJACENT SUBDIVISION SHALL BE CLEARLY LABELED.

5.1.3 SUBDIVISION OWNERS NAME

THE NAMES, ADDRESSES AND TELEPHONE NUMBERS OF THE OWNER AND/OR OWNERS OF THE PROPOSED SUBDIVISION, AND THE NAME, ADDRESS AND TELEPHONE NUMBER OF THE REGISTERED PUBLIC SURVEYOR RESPONSIBLE FOR THE PREPARATION OF THE PRELIMINARY PLAT SHALL BE CLEARLY LABELED.

5.1.4 BOUNDARY LINES

THE LOCATION OF BOUNDARY LINES AND THEIR RELATION TO AN ORIGINAL CORNER OF THE ORIGINAL SURVEY, TOGETHER WITH A VICINITY MAP SHALL BE CLEARLY SHOWN.

5.1.5 LOT AND STREET LAYOUT

THE LOCATION AND WIDTH OF EXISTING AND PROPOSED STREETS, ROADS, LOTS (ACCURATE DIMENSIONS AND ESTIMATED ACREAGE) AND ALLEYS, BUILDING LINES, EASEMENTS, PARKS, SCHOOL SITES, AND ANY OTHER FEATURE RELATING TO THE PROPOSED SUBDIVISION SHALL BE SHOWN. THE PLANS SHALL SHOW THE OUTLINE OF ADJACENT PROPERTIES FOR A DISTANCE OF AT LEAST (100) FEET AND HOW THE STREETS, ALLEYS, OR HIGHWAYS IN THE PROPOSED SUBDIVISION MAY CONNECT WITH ADJACENT LAND OR WITH ADJACENT SUBDIVISIONS WHICH ARE OF RECORD. THE ACREAGE OF THE PROPOSED SUBDIVISION SHALL BE INDICATED ON THE PLAT.

5.1.6 DRAINAGE AND TOPOGRAPHY

THE PRELIMINARY PLAT MUST SHOW EXISTING DRAINAGE, THE PHYSICAL FEATURES OF THE PROPERTY INCLUDING WATER COURSES, THE 100 YEAR FLOOD PLAIN BOUNDARIES AND SOURCE OF INFORMATION, RAVINES, BRIDGES, CULVERTS, PRESENT STRUCTURES, AND OTHER FEATURES OF IMPORTANCE FOR LOT AND STREET LAYOUT. TOPOGRAPHY OF THE TRACT SHALL BE SHOWN ON THE PRELIMINARY PLAT BY MEANS OF CONTOURS OF TEN (10) FOOT INTERVALS. CONTOURS OF LESSER INTERVALS MAY BE REQUIRED TO BETTER DETERMINE TOPOGRAPHY AND DRAINAGE.

5.1.7 LAND USE

DESIGNATION OF THE PROPOSED USES OF LAND WITHIN THE SUBDIVISION WHETHER FOR RESIDENTIAL, COMMERCIAL, INDUSTRIAL, OR PUBLIC USE, SUCH AS PARKS, CHURCHES, ETC., SHALL BE CLEARLY SHOWN.

5.1.8 DRAWING REQUIREMENTS

THE PRELIMINARY PLAT SHALL SHOW THE NORTH ARROW, MAP SCALE AND DATE. THE PRELIMINARY PLAT SHALL BE DRAWN TO A SCALE NOT EXCEEDING ONE (1) INCH EQUAL TWO HUNDRED (200) FEET. PRELIMINARY PLATS SHALL BE PRESENTED ON STANDARD SIZE SHEETS OF 24"X36". THE SIGNATURE BLOCK SHOWN IN APPENDIX A.1 MUST BE INCLUDED ON THE PLAT.

IF THE PROPOSED SUBDIVISION IS TOO LARGE TO BE ACCOMMODATED BY A SINGLE STANDARD SHEET SIZE, THEN TWO OR MORE SHEETS MAY BE USED, WITH MATCH LINES CLEARLY SHOWN. IF THE ORIGINAL PLAT HAS BEEN REDUCED FOR FILING, THEN THE REDUCTION MUST BE NO MORE THAN 50% OF THE ORIGINAL SIZE.

5.1.9 UTILITY SERVICE

THE OWNER MUST SUBMIT A PLAN FOR PROVIDING UTILITY SERVICE WITHIN THE PROPOSED SUBDIVISION AND MUST SHOW THE SAME ON THE PLAT. THE PROPOSED WATER SUPPLY SHOULD BE CLEARLY INDICATED, I.E., MUNICIPAL WATER, RURAL WATER SUPPLY CORPORATION, PRIVATELY OWNED WATER SYSTEM, INDIVIDUAL WELLS, ETC., INCLUDING LOCATION OF FIRE HYDRANTS, IF ANY. ALL PUBLIC WATER SUPPLIES SHALL BE APPROVED BY THE TEXAS DEPARTMENT OF HEALTH. THE PLAN FOR SEWAGE DISPOSAL SHOULD BE CLEARLY INDICATED, I.E., MUNICIPAL SEWER SERVICE, PRIVATELY OWNED/ ORGANIZED SEWAGE DISPOSAL SYSTEM, PRIVATE SEWAGE FACILITIES, ETC.

5.2 FINAL PLAT REQUIREMENTS

5.2.1 COPIES

THE DEVELOPER SHALL SUBMIT TWELVE (12) COPIES OF THE PLAT, ALONG WITH SIX (6) COPIES OF ALL CONSTRUCTION PLANS TO THE OFFICE OF THE CITY SECRETARY.

5.2.2 SUBDIVISION NAME

THE NAME OF THE SUBDIVISION, MAP SCALE, DATE AND NORTH ARROW, NAMES OR NUMBERS OF STREETS, AND LOT, BLOCK AND SECTION NUMBERS WITHIN THE SUBDIVISION SHALL BE CLEARLY SHOWN.

5.2.3 SUBDIVISION OWNER'S NAME

THE NAMES, ADDRESSES AND TELEPHONE NUMBERS OF THE OWNER OF THE PROPOSED SUBDIVISION, AND THE NAME, ADDRESS AND TELEPHONE

NUMBER OF THE REGISTERED PUBLIC SURVEYOR RESPONSIBLE FOR THE PREPARATION OF THE FINAL PLAT.

5.2.4 SIGNATURE APPROVAL BLOCK

THE SIGNATURE APPROVAL BLOCK CONTAINED IN APPENDIX A. 2 MUST BE INCLUDED ON THE FINAL PLAT.

5.2.5 BOUNDARY LINES

THE PERIMETER BOUNDARIES OF THE SUBDIVISION SHALL BE SHOWN WITH BEARINGS AND DISTANCES, REFERENCED TO A CORNER OF THE ORIGINAL SURVEY, ALONG WITH THE NAMES AND VICINITY MAP OF ADJACENT SUBDIVISIONS, IF ANY. THE BOUNDARY LINE DESCRIPTION OF THE TRACT BEING SUBDIVIDED SHALL CLOSE TO AN ACCURACY OF ONE IN TEN THOUSAND (110,000).

5.2.6 UTILITY SERVICE

THE OWNER MUST SUBMIT A PLAN FOR PROVIDING WATER, SEWER, AND ELECTRICITY WITHIN THE PROPOSED SUBDIVISION IN ACCORDANCE WITH THE STANDARDS IN THE FOLLOWING SECTION. IF IT IS THE OWNER'S INTENT THAT EACH LOT PURCHASER SHALL PROVIDE PRIVATE SEPTIC SYSTEMS, TO EACH LOT OWNER'S NEEDS, THEN COPIES OF PERCOLATION TESTS PERFORMED BY A REGISTERED PROFESSIONAL ENGINEER, REGISTERED SANITARIAN OR A REPUTABLE TESTING LABORATORY SHALL BE PROVIDED, TOGETHER WITH A LETTER STATING RECOMMENDATIONS AS TO THE TYPE OF SEPTIC SYSTEM TO BE INSTALLED. IF PRIVATE SEWAGE FACILITIES OR SEPTIC SYSTEMS ARE TO BE USED FOR SEWAGE DISPOSAL, THE LOCATION OF EACH PERCOLATION TEST SHALL BE NOTED ON THE PLAT AND THE AREA COVERED BY THAT TEST SHALL BE OUTLINED CLEARLY ON THE PLAT. ALL PROPOSED PRIVATE SEWAGE FACILITIES SHALL BE IN ACCORDANCE WITH THE RULES OF THE CITY OF BLUE RIDGE FOR PRIVATE SEWAGE FACILITIES. A PLAN PREPARED BY THE PERSON CHARGED WITH PERFORMING THE PERCOLATION TESTS ON THE SUBDIVISION SITE SHALL SHOW AREAS NOT SUITABLE FOR ORDINARY SEPTIC TANK SYSTEMS. SUCH AREAS SHALL REQUIRE SPECIAL SYSTEMS APPROVED BY THE CITY OF BLUE RIDGE.

5.2.7 LOTS, STREETS, EASEMENTS, AND SET BACK LINE LAYOUT AND DRAINAGE

LOCATION OF LOTS, STREETS, ROADS, PUBLIC HIGHWAYS, UTILITY EASEMENTS, PARKS, 100 YEAR FLOOD PLAIN BOUNDARIES, AND SOURCE OF FLOOD PLAIN INFORMATION, AND OTHER PERTINENT FEATURES, SHALL BE SHOWN WITH ACCURATE DIMENSIONS IN FEET AND DECIMALS OF FEET AND BEARINGS WITH LENGTH, RADII AND ANGLE OF ALL CURVES, AND WITH ALL OTHER INFORMATION NECESSARY TO DUPLICATE THE PLAT ON THE GROUND. CONSTRUCTION PLANS FOR THE PAVING, DRAINAGE, WATER AND SANITARY SEWER IMPROVEMENTS SHALL BE PREPARED BY PROFESSIONAL ENGINEER OF TEXAS AND SHALL BEAR HIS SEAL. EACH OF THE ABOVE SHALL BE

SUBMITTED AS SEPARATE PLANS. PLAN AND PROFILE DRAWINGS SHALL BE DRAWN AT A SCALE OF 1 INCH = 40 FT. HORIZONTAL AND 1 INCH = 6FT. VERTICAL.

THE LOCATION OF BUILDING SET-BACK LINES ON ALL STREETS, AND DRAINAGE EASEMENTS, AND OTHER PUBLIC RIGHT-OF-WAY OR FUTURE RIGHT-OF-WAY SHALL BE SHOWN.

5.2.8 CERTIFICATION AND DEDICATION BY OWNER

CERTIFICATION BY THE OWNER OF HIS DEDICATION OF ALL STREETS, PUBLIC HIGHWAYS, ALLEYS, UTILITY AND DRAINAGE EASEMENTS, PARKS, IF ANY, AND OTHER LAND DEDICATED FOR PUBLIC USE FOREVER, SIGNED AND ACKNOWLEDGED BEFORE A NOTARY PUBLIC BY SAID OWNER SHALL BE SHOWN.

5.2.9 CERTIFICATION BY REGISTERED PUBLIC SURVEYOR

CERTIFICATION BY A REGISTERED PUBLIC SURVEYOR SHALL BE PROVIDED TO THE EFFECT THAT THE PLAT CORRECTLY REPRESENTS A SURVEY MADE BY HIM, AND THAT ALL THE LOT CORNERS AND BOUNDARY MARKERS ARE CORRECTLY PLACED AS SHOWN THEREON: THE DIMENSIONS, BEARINGS AND OTHER TECHNICAL INFORMATION NEEDED FOR PLATTING EACH LOT SHALL BE SHOWN ON THE SUBDIVISION PLAT AND SHALL BE FURNISHED TO AN ACCURACY OF ONE IN TEN THOUSAND.

2.10 RESTRICTION OF SUBDIVISION

A COPY OF THE RESTRICTIONS IMPOSED WITHIN THE SUBDIVISION BY THE OWNER SHALL ACCOMPANY THE FINAL PLAT. IF SEWAGE DISPOSAL IS TO BE DONE BY MEANS OF PRIVATE SEWAGE FACILITIES, THE RESTRICTIONS SHALL INDICATE THAT A PRIVATE SEWAGE FACILITY LICENSE SHALL BE OBTAINED FROM THE CITY OF BLUE RIDGE FOR EACH LOT WITHIN THE SUBDIVISION. THE RESTRICTIONS SHALL INDICATE THAT ALL DRIVEWAY CULVERTS SHALL BE INSTALLED IN ACCORDANCE WITH CITY POLICIES.

THE RESTRICTIONS SHALL INDICATE THAT NO BUILDING OCCUPANCY SHALL BE ALLOWED UNTIL THE FINAL PLAT IS FILED AND THE SUBDIVISION IS ACCEPTED BY THE CITY.

5.2.11 DRAWING REQUIREMENTS

SHOW THE NORTH ARROW, MAP SCALE AND DATE. THE FINAL PLAT SHALL BE DRAWN TO A SCALE NOT EXCEEDING ONE (1) INCH EQUAL ONE HUNDRED (100) FEET. FINAL PLATS SHALL BE PRESENTED ON STANDARD SIZE SHEETS OF 24" X 36". THE SIGNATURE BLOCK SHOWN IN APPENDIX A.1 MUST BE INCLUDED ON THE PLAT. THE OWNER SHOULD ALSO SUBMIT THREE (3) ONE (1) INCH EQUAL TWO HUNDRED (200) FEET, AND THREE (3) ONE (1) INCH EQUAL FOUR HUNDRED (400) FEET REDUCTIONS OF THE PLAT AND WATER AND SEWER PLAN FOR THE CITY'S USE.

IF THE PROPOSED SUBDIVISION IS TOO LARGE TO BE ACCOMMODATED BY A SINGLE STANDARD SHEET SIZE, THEN TWO OR MORE SHEETS MAY BE USED, WITH MATCH LINES CLEARLY SHOWN, IF THE ORIGINAL PLAT HAS BEEN REDUCED FOR FILING, THEN THE REDUCTION MUST BE NO MORE THAN 50% OF THE ORIGINAL SIZE.

FINAL ACCEPTANCE OF THE CONSTRUCTION IMPROVEMENTS WILL NOT BE GRANTED UNTIL THE OWNER SUBMITS MYLAR REPRODUCIBLES OF THE CONSTRUCTION PLANS MARKED "AS-BUILTS" OR "RECORD DRAWINGS".

SECTION

SECTION 6.-CONSTRUCTION AND IMPROVEMENT SPECIFICATIONS

6.1 GENERAL REQUIREMENTS

- 6.1.2 THE CONSTRUCTION PLANS SHALL HAVE A "CERTIFICATE OF ADEQUACY" OF THE PLANS AND SPECIFICATION SIGNED BY THE REGISTERED ENGINEER WHO PREPARED THE PLANS.
- 6.1.3 THE CONTRACTOR SHALL PROVIDE A MAINTENANCE BOND PAYABLE TO THE CITY EFFECTIVE FROM THE DATE OF ACCEPTANCE BY THE CITY FOR ONE YEAR IN THE TOTAL AMOUNT OF THE IMPROVEMENTS CONSTRUCTED.
- 6.1.4 THE CONTRACTOR SHALL EXECUTE A PERFORMANCE AND PAYMENT BOND IN THE AMOUNT OF 100% OF THE CONSTRUCTION COST FOR THE IMPROVEMENTS AND SHALL FURNISH A COPY OF EACH TO THE CITY PRIOR TO THE CONSTRUCTION COMMENCING.
- 6.1.5 THE REGISTERED ENGINEER RETAINED BY THE OWNER SHALL BE RESPONSIBLE FOR CONSTRUCTION INSPECTION. THE REGISTERED ENGINEER SHALL FURNISH THE CITY A "CERTIFICATE OF COMPLETION" UPON COMPLETION STATING THE CONSTRUCTION WAS IN COMPLIANCE WITH THE PLANS AND SPECIFICATIONS.
- 6.1.6 THE OWNER SHALL BE RESPONSIBLE FOR ALL COSTS SUBSIDIARY TO THE PREPARATION OF THE PLANS AND SPECIFICATIONS AND THEIR SUBSEQUENT CONSTRUCTION.
- 6.1.7 DESIGN OF THE IMPROVEMENTS SHALL BE BY GENERALLY ACCEPTED ENGINEERING PRACTICES AS AMENDED BY THE BLUE RIDGE DESIGN STANDARDS.
- 6.1.8 CONSTRUCTION STANDARDS SHALL BE IN ACCORDANCE WITH THE "STANDARD SPECIFICATIONS FOR PUBLIC WORKS CONSTRUCTION" BY NORTH TEXAS COUNCIL OF GOVERNMENTS, FIRST EDITION 1983 WITH AMENDMENTS AND AS AMENDED BY THE CITY OF BLUE RIDGE.

6.2 PARKS AND OTHER PUBLIC USES

ALL SUBDIVISIONS EXCEEDING FIVE (5) ACRES IN GROSS AREA SHALL INCLUDE A DEDICATION OF FIVE PERCENT (5%) OF THE GROSS AREA THEREOF TO THE PUBLIC FOR USE AS PARKS, PLAYGROUNDS AND RECREATIONAL AREAS: PROVIDED, HOWEVER, THAT IN CASES WHERE IT APPEARS THAT THE PROPERTY TO BE DEDICATED IS NOT SUITABLE FOR SUCH PURPOSE OR PURPOSES,

Amendment to Ordinance # 7-17-91 passed by the City Council August 3, 1999 to change the following:

SECTION 6.3 STREETS

6.3.2 Approved by the City Council of the City of Blue Ridge 8-03-99. Use of Flexbase #3 will be allowed and accepted for paving purposes in new subdivisions as well as other paving needs as required.

THEN THE COMMISSION MAY AT ITS OPTION, REQUIRE THE DEVELOPER TO DEPOSIT WITH THE CITY OF BLUE RIDGE AN AMOUNT OF MONEY EQUIVALENT IN VALUE TO FIVE PERCENT (5%) OF THE GROSS AREA OF SUCH PROPOSED SUBDIVISION. IN THE EVENT THAT THE COMMISSION ELECTS TO REQUIRE THE DEPOSIT OF SUCH MONETARY SUM, THE AMOUNT SHALL BE CALCULATED ON THE BASIS OF THE REASONABLE CASH MARKET VALUE OF THE AREA INCLUDED IN SUCH SUBDIVISION, IMMEDIATELY PRIOR TO THE PLATTING AND APPROVAL THEREOF BY THE CITY. IN SUCH CASES, ALL MONIES DERIVED FROM SUCH SOURCES SHALL BE USED BY THE CITY OF BLUE RIDGE EITHER FOR THE ACQUISITION OF ADDITIONAL PARK SITES IN SAID CITY, OR FOR CAPITAL IMPROVEMENTS TO EXISTING PARKS, AND NO PORTION THEREOF MAY BE USED FOR MAINTENANCE TO EXISTING PARKS OR FOR ANY OTHER PURPOSE.

6.3 STREETS

6.3.1 STREETS, CURBS, AND GUTTERS SHALL BE DESIGNED AND BUILT ACCORDING TO THE STANDARDS OF THE CITY OF BLUE RIDGE.

6.3.2 STREET DESIGN SHALL BE ACCORDING TO THE FOLLOWING:

LOT SIZE	TYPE STREET	ROW	MATERIAL	PAVED WIDTH	EDGES
0-1 ACRE	ARTERIAL	80	CONCRETE	45	CURB AND GUT
	COLLECTOR	60	CONCRETE	37	CURB AND GUT
	RESIDENTIAL	50	CONCRETE	27	CURB AND GUT
.5 ACRE	ARTERIAL	80	CONCRETE	45	CURB AND GUT
	COLLECTOR	60	CONCRETE	37	CURB AND GUT
	RESIDENTIAL	50	CONCRETE	27	CURB AND GUT
	OR	60	CONCRETE	27	NONE
5-10 ACRE	ARTERIAL	80	CONCRETE	45	CURB AND GUT
	COLLECTOR	60	CONCRETE	37	CURB AND GUT
	RESIDENTIAL	60	ASPHALT	20	3FT. SHOULDE

6.3.3 STREET SIGNS

STREET SIGNS SHALL BE INSTALLED BY THE SUBDIVIDER AT ALL NEW INTERSECTIONS WITHIN OR ABUTTING THE SUBDIVISION. SUCH SIGNS SHALL BE OF A TYPE APPROVED BY THE CITY, AND SHALL BE INSTALLED IN ACCORDANCE WITH THE STANDARDS OF THE CITY.

6.3.4 STREET LIGHTING

STREET LIGHTS SHALL BE INSTALLED BY THE SUBDIVIDER AT ALL STREET INTERSECTIONS WITHIN THE SUBDIVISION, AND AT ADJACENT INTERSECTIONS ON THE NORTH AND EAST BOUNDARIES OF THE SUBDIVISION.

6.4 ALLEYS

6.4.1 ALLEYS SHALL BE PROVIDED IN COMMERCIAL AND INDUSTRIAL DISTRICTS AND SHALL BE PAVED WITH REINFORCED CONCRETE EXCEPT THAT THE CITY MAY WAIVE THIS REQUIREMENT WHERE OTHER DEFINITE AND ASSURED PROVISIONS ARE MADE FOR SERVICE ACCESS, SUCH AS OFF-STREET LOADING, UNLOADING

AND PARKING CONSISTENT WITH AND ADEQUATE FOR THE USES PROVIDED.

6.4.2 ALLEYS SHALL BE PROVIDED IN ALL RESIDENTIAL AREAS WHEN FEASIBLE AND SHALL BE PAVED WITH REINFORCED CONCRETE.

6.4.3 THE MINIMUM RIGHT-OF-WAY OF AN ALLEY SHALL BE TWENTY (20) FEET IN INDUSTRIAL AND COMMERCIAL AREAS AND FIFTEEN (15) FEET IN RESIDENTIAL AREAS. THE PAVED AREA SHALL BE FIFTEEN (15) FEET IN INDUSTRIAL AND COMMERCIAL AREAS AND TEN (10) FEET IN RESIDENTIAL AREAS. THE ALLEY TURNOUTS SHALL BE PAVED TO THE PROPERTY LINE AND SHALL BE AT LEAST TWO (2) FEET WIDER THAN THE ALLEY PAVING AT THAT POINT. THE RADII OF THE TURNOUTS FOR ALLEYS INTERSECTING THOROUGHFARES SHALL BE FIFTEEN (15) FEET AND SHALL BE TEN (10) FEET AT INTERSECTIONS WITH ALL OTHER STREETS.

6.4.4 ALLEY INTERSECTIONS AND SUDDEN CHANGES IN ALIGNMENT SHALL BE AVOIDED BUT, WHERE NECESSARY, LOT CORNERS SHALL BE CUT OFF AT LEAST FIFTEEN (15) FEET ALONG EACH TANGENT FROM THE POINT OF INTERSECTION TO PERMIT SAFE VEHICULAR MOVEMENTS.

6.5 LOTS

6.5.1 ALL LOTS SHALL CONFORM TO THE REGULATIONS AS SET FORTH IN THE CITY'S ZONING ORDINANCE. IN ANY CASE, THE MINIMUM LOT SIZE SHALL BE THE SAME AS THE MINIMUM RESIDENTIAL LOT SPECIFIED IN THE ZONING ORDINANCE.

6.5.2 CORNER LOTS IN RESIDENTIAL AREAS SHALL BE WIDER THAN INSIDE LOTS SO AS TO ALLOW AN APPROPRIATE SET-BACK FROM BOTH STREETS.

6.5.3 EACH LOT SHALL FACE ONTO A PUBLIC STREET OR A PRIVATE DRIVE, EXCEPT IN A PLANNED UNIT DEVELOPMENT. LOTS WITH STREET FRONTAGE AT BOTH FRONT AND REAR SHALL BE AVOIDED, EXCEPT WHEN BACKING ONTO A HIGHWAY OR THOROUGHFARE.

6.5.4 SIDE LINES OF LOTS SHALL BE APPROXIMATELY AT RIGHT ANGLES TO STRAIGHT STREET LINES AND RADIAL TO CURVED STREET LINES.

6.6 BLOCKS

6.6.1 THE LENGTHS, WIDTH AND SHAPES OF BLOCK SHALL BE DETERMINED WITH REGARD TO THE FOLLOWING ITEMS.

6.6.1.1 PROVISION OF ADEQUATE BUILDING SITES SUITABLE TO THE SPECIAL NEEDS OF THE TYPE OF USE PROPOSED.

6.6.1.2 ZONING REQUIREMENTS AS TO LOT SIZES AND DIMENSIONS.

6.6.1.3 NEEDS FOR CONVENIENT ACCESS, CIRCULATION, CONTROL AND SAFETY OF TRAFFIC.

6.6.1.4 LIMITATIONS OF TOPOGRAPHY.

6.6.2 WHERE NO EXISTING SUBDIVISION CONTROLS, THE BLOCKS SHALL NOT EXCEED ONE THOUSAND TWO HUNDRED (1200) FEET IN LENGTH, EXCEPT IN CERTAIN INSTANCES WHERE TOPOGRAPHICAL FEATURES WARRANT SPECIAL CONSIDERATION.

THESE LIMITS SHALL BE EXCEEDED ONLY UPON SPECIFIC APPROVAL BY THE CITY. BLOCKS LONGER THAN SIX HUNDRED (600) FEET SHALL BE AVOIDED IN BUSINESS DISTRICTS.

6.7 FIRE HYDRANTS

THE DEVELOPER SHALL INSTALL FIRE HYDRANTS WITHIN THE SUBDIVISION. SUCH HYDRANTS SHALL MEET ALL OF THE DESIGN, CONSTRUCTION, AND INSTALLATION POLICIES OF THE CITY OF BLUE RIDGE.

6.7.1 FIRE HYDRANTS SHALL BE PLACED ON BLOCK CORNERS OR NEAR THE CENTER OF THE BLOCK, TO PLACE ALL OF EVERY RESIDENTIAL LOT WITHIN A RADIUS OF FIVE HUNDRED (500) FEET: BUT IN NO CIRCUMSTANCE SHALL A HOSE LAY OF MORE THAN SIX HUNDRED (600) FEET BE NEEDED FROM THE FIRE HYDRANT TO COVER ALL OF EVERY LOT WITHIN THE SUBDIVISION OR TRACT UNDER DEVELOPMENT.

6.7.2 FIRE HYDRANTS SHALL BE LOCATED IN COMMERCIAL AND INDUSTRIAL AREAS SO THAT ALL OF EVERY LOT SHALL BE WITHIN A RADIUS OF THREE HUNDRED (300) FEET, BUT UNDER NO CIRCUMSTANCE SHALL A HOSE LAY OF MORE THAN FOUR HUNDRED (400) FEET NEED TO BE MADE IN ORDER TO ADEQUATELY AFFORD FIRE PROTECTION TO THE BUILDING OR BUILDINGS.

6.7.3 ALL FIRE HYDRANTS SHALL BE PLACED ON WATER LINES WITH A DIAMETER OF AT LEAST SIX (6) INCHES.

6.8 RESPONSIBILITY FOR PAYMENT OF INSTALLATION COSTS

6.8.1 STREET AND ALLEY CONSTRUCTION

.8.1.1 THE SUBDIVIDER SHALL, AT HIS OWN EXPENSE PAY FOR CONSTRUCTION ALL STREETS AND ALLEYS IN HIS SUBDIVISION AND ONE-FOURTH (1/4) OF ALL PERIMETER STREETS AND ALLEYS TO INCLUDE THE INTEGRAL CURB ON THE SIDE NEAREST THE PROPERTY LINE.

.8.1.2 THE SUBDIVIDER SHALL NOT BE REQUIRED TO PAY FOR CONSTRUCTING THE ABOVE MENTIONED ONE-FOURTH OF PERIMETER STREET IN THE FOLLOWING CASES:

WHERE THE PERIMETER STREET IS A CITY STREET THAT IS PAVED WITH EITHER CONCRETE OR ASPHALT, AND WHERE THAT STREET HAS EXISTING CURB AND GUTTER; AND WHERE THE PROPOSED SUBDIVISION WILL NOT CHANGE THE USE OF THE STREET (I.E., CHANGE THE USE FROM RESIDENTIAL TO COLLECTOR OR FROM COLLECTOR TO ARTERIAL.)

.8.1.3 WHERE THE PROPOSED SUBDIVISION IS LOCATED ADJACENT TO A ROAD OR STREET NOT MENTIONED IN SECTION 6.8.1.2, AND IT IS DEEMED NOT FEASIBLE, BY THE CITY OF BLUE RIDGE, TO IMPROVE SAID ROAD OR STREET AT THE TIME OF DEVELOPMENT OF THE SUBDIVISION, THE DEVELOPER SHALL PAY TO THE CITY A MONETARY AMOUNT EQUAL TO THE COST OF IMPROVEMENTS (INCLUDING EXCAVATION, SUB-GRADE PREPARATION, PAVING, DRAINAGE FACILITIES, UTILITY ADJUSTMENTS AND ENGINEERING) FOR SAID ROAD OR

STREET AS A CONDITION PRECEDENT TO THE APPROVAL OF ANY FINAL PLAT FOR SAID SUBDIVISION. THE ESTIMATE OF COST OF SAID IMPROVEMENTS SHALL BE DETERMINED BY THE CITY ENGINEER WITH SAID ESTIMATE BEING MADE AVAILABLE TO THE DEVELOPER. SAID AMOUNT SHALL BE PLACED BY THE CITY INTO A FUND LABELED STREET IMPROVEMENT FUND, AND SHALL BE SPECIFICALLY USED FOR THE IMPROVEMENT OF SAID ROAD OR STREET. IN THE EVENT THAT SAID STREET IMPROVEMENTS ARE NOT COMPLETED BY THE CITY WITHIN SEVEN (7) YEARS FROM THE DATE THE FINAL PLAT WAS FILED, SAID PAYMENT FROM THE DEVELOPER SHALL BE RETURNED, ON A PRO RATA BASIS, TO CURRENT PROPERTY OWNERS, WITH INTEREST.

6.8.2 UTILITY CONSTRUCTION

THE DEVELOPER SHALL, AT HIS OWN EXPENSE, PAY FOR CONSTRUCTION OF ALL SANITARY SEWER, STORM SEWER, AND WATER LINES WITHIN HIS SUBDIVISION. THE DEVELOPER SHALL ALSO BE RESPONSIBLE FOR THE COST OF CONSTRUCTION OF ALL WATER AND SEWER EXTENSIONS NECESSARY TO PROVIDE SERVICE TO THE SUBDIVISION. THE PAYMENT OF THESE COSTS, AS WELL AS ANY REFUNDS DUE THE DEVELOPER FOR REPLACEMENT OF SUB-STANDARD LINES OR FOR FUTURE TIEINS TO THESE EXTENSIONS, SHALL BE IN ACCORDANCE WITH THE PRO-RATA ORDINANCE OF THE CITY OF BLUE RIDGE.

SECTION 7. -CONFLICT WITH OTHER ORDINANCES

- 7.1 WHENEVER THE STANDARDS AND SPECIFICATIONS IN THIS ORDINANCE CONFLICT WITH THOSE CONTAINED IN ANY OTHER ORDINANCE OF THE CITY OF BLUE RIDGE THE MOST STRINGENT OR RESTRICTIVE PROVISION SHALL GOVERN.
- 7.2 WHENEVER THE STANDARDS AND SPECIFICATIONS IN THIS ORDINANCE CONFLICT WITH THOSE OF COLLIN COUNTY, TEXAS, AND THE PROPERTY IN QUESTION IS LOCATED OUTSIDE THE CITY LIMITS OF BLUE RIDGE, THE MOST STRINGENT OR RESTRICTIVE PROVISION SHALL GOVERN.

SECTION 8. - SEVERABILITY CLAUSE

SHOULD ANY PORTION OR PART OF THIS ORDINANCE BE HELD FOR ANY REASON INVALID, UNENFORCEABLE, OR UNCONSTITUTIONAL, THE SAME SHALL NOT BE CONSTRUED TO AFFECT ANY OTHER VALID PORTION HEREOF, BUT ALL VALID PORTIONS HEREOF SHALL REMAIN IN FULL FORCE AND EFFECT.

SECTION 9. -PENAL PROVISIONS

ANY PERSON VIOLATING ANY PROVISIONS OF THIS ORDINANCE WITHIN THE CORPORATE CITY LIMITS OF THE CITY OF BLUE RIDGE, TEXAS, SHALL BE GUILTY OF A MISDEAMEANOR, AND UPON CONVICTION SHALL BE FINED AN AMOUNT NOT EXCEEDING ONE THOUSAND DOLLARS (\$1000.00). EACH DAY THAT SUCH VIOLATION CONTINUES SHALL BE A SEPARATE OFFENSE. PROSECUTION OR CONVICTION UNDER THIS PROVISION SHALL NEVER BE A BAR TO ANY OTHER

REMEDY OR RELIEF FOR VIOLATIONS OF THIS ORDINANCE.

THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT FROM THE DATE OF
PASSAGE FORWARD.

PASSED, APPROVED AND ADOPTED, THIS THE 17TH DAY OF JULY, 1991.

A. L. Sagely
MAYOR, A. L. SAGELY

ATTEST:

Vickie Self
VICKIE SELF, CITY SECRETARY

FILED
91 JUL 25 PM 12:12
CLERK COUNTY COURT
COLLIN COUNTY TEXAS
BY N. J. DEPUTY

REMEDY OR RELIEF FOR VIOLATIONS OF THIS ORDINANCE.

THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT FROM THE DATE OF
PASSAGE FORWARD.

PASSED, APPROVED AND ADOPTED, THIS THE 17TH DAY OF JULY, 1991.

A. L. Sagely
MAYOR, A. L. SAGELY

ATTEST:

Vickie Self
VICKIE SELF, CITY SECRETARY

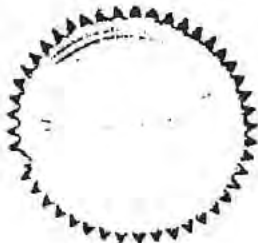
FILED
91 JUL 25 PM 12:12
CLERK COUNTY COURT
COLLIN COUNTY, TEXAS
BY N. N. DEPUTY

3663 104
CERTIFICATION

040518

I HEREBY CERTIFY THAT THE ATTACHED DOCUMENT IS THE TRUE AND ORIGINAL
ORDINANCE 7-17-91 AS PASSED BY THE CITY COUNCIL OF THE CITY OF BLUE
RIDGE, TEXAS, ON THE 17TH DAY OF JULY, 1991.

Vickie Self
VICKIE SELF, CITY SECRETARY



I HEREBY CERTIFY THAT THE ATTACHED DOCUMENT IS THE TRUE AND ORIGINAL
ORDINANCE 7-17-91 AS PASSED BY THE CITY COUNCIL OF THE CITY OF BLUE
RIDGE, TEXAS, ON THE 17TH DAY OF JULY, 1991.


VICKIE SELF, CITY SECRETARY



Sims Edie

From: Shonda Varner <saddie1976@yahoo.com>
Sent: Sunday, March 31, 2019 8:40 PM
To: Sims Edie
Subject: Resignation of City Court Clerk

It has been a tough decision for me to send this email, but the time has come for me to resign. My family needs me to be a momma and so over the last few months I have resigned several positions that I have been involved in. I will bring the city laptop, keys and anything else I have this week.

Thanks
Shonda Powell

Sent from Yahoo Mail for iPhone

Sims Edie

From: RexAnne Braswell
Sent: Thursday, May 02, 2019 7:42 PM
To: Sims Edie
Subject: RexAnne Braswell Resume

RexAnne Braswell
1201 Cheyenne Trail
Trenton TX 75490
214.478.8695

Graduated from Garland High School 1976

Started Town of Addison January 1990 till July 2002

Building Inspections - Secretary to the Building Official 1990 to 1993

Addison Athletic Club - Secretary/Membership Coordinator 1993 to 2002

Received building plans, issued building permits, received/deposit payment, reconciled payments, customer service, issued membership and maintained membership records.

Started Collin County July 2002 till December 2014

Justice of the Peace - Certified Court Clerk

Enter citations, new case, and warrants. Set cases for hearings and trials, Collections calls on outstanding cases, Made payment arrangements, kept records up to date on a daily basis.

AS400, Odyssey, typewriter, fax machine, 10 key

Retired December 2014

To: City of Blue Ridge

May 2, 2019

Re: Court Clerk

It is with great respect that I formally recommend Mrs. Rex Braswell for the open position of Court Clerk. Mrs. Braswell worked under my supervision for many years at the Collin County Justice Court. She has a very ethical and legal knowledge of the lower court criminal and civil procedures. I am very confident that the City of Blue Ridge would be well served with Mrs. Braswell.

Respectfully

Terry L. Douglas

Municipal Court Judge

City of Blue Ridge

City of Wylie

City of Farmersville

City of Josephine



BIRKHOFF, HENDRICKS & CARTER, L.L.P.
PROFESSIONAL ENGINEERS

11910 Greenville Ave., Suite 600

Dallas, Texas 75243

Phone (214) 361-7900

www.bhellp.com

JOHN W. BIRKHOFF, P.E.
GARY C. HENDRICKS, P.E., R.P.L.S.
JOE R. CARTER, P.E.
MATT HICKEY, P.E.
ANDREW MATA, JR., P.E.
JOSEPH T. GRAJEWSKI, III, P.E.
DEREK B. CHANEY, P.E., R.P.L.S.
CRAIG M. KERKHOFF, P.E.
JUSTIN R. IVY, P.E.

April 16, 2019

Ms. Edie Sims
City Secretary
City of Blue Ridge
200 S. Main
Blue Ridge, Texas 75424

Re: Ridgeway Drive Roadway & Water Line Rehabilitation
Change Order No. 2

Dear Ms. Sims:

We are enclosing six (6) copies of Change Order No. 2 to your contract with Quality Excavation, Ltd. dated January 21, 2019, for the Ridgeway Drive Roadway & Water Line Rehabilitation project. All copies have been executed by the contractor. This change order covers the additional cost to transfer existing water service (2" Service, AWWA C901 HDPE Polytube TDR-9) with all fittings and meter box, as directed by the City.

If this change order meets with your approval, please have all copies executed by the City and return three (3) copies to this office for distribution to the contractor.

We are available to discuss this project further at your convenience.

Sincerely,

Justin R. Ivy, P.E.

Enclosures

cc: Ms. Rhonda Williams, Mayor

CITY OF BLUE RIDGE, TEXAS
RIDGEWAY DRIVE ROADWAY & WATER LINE REHABILITATION
CHANGE ORDER NO. 2

A. INTENT OF CHANGE ORDER

The intent of this change order is to modify the provisions of the contract entered into between the City of Blue Ridge, Texas and Quality Excavation, Ltd., 5580 U.S. Hwy 377, Aubrey Texas 76227, for construction of the Ridgeway Drive Roadway & Water Line Rehabilitation project, dated January 21, 2019.

B. DESCRIPTION OF CHANGE

This change order covers the additional cost to transfer existing water service (2" Service, AWWA C901 HDPE Polytube TDR-9) with all fittings and meter box, as directed by the City.

C. EFFECT OF CHANGE ON CONTRACT AMOUNT

This change order will have the following effect on the cost of this project:

Item No.	Description	Previous Quantity	Quantity This C.O.	Revised Quantity	Unit	Unit Price	Amount of Change
301	Transfer Existing Water Service (2-Inch Service, AWWA C901 HDPE Polytube TDR-9) With All Fittings & Meter Box	0	1	1	Ea.	\$ 1,350.00	\$ 1,350.00
Total:							\$ 1,350.00

Original Contract Amount:	\$ 504,362.45
Change Order No. 1	\$ 2,628.00
Change Order No. 2	<u>\$ 1,350.00</u>
Revised Contract Amount:	\$ 508,340.45

D. EFFECT OF CHANGE ON CONTRACT TIME

The work required under this change order will not add any additional calendar days to this project.

Original Contract Time	120 calendar days
Change Order No. 1	0 calendar days
Change Order No. 2	<u>0 calendar days</u>
Revised Contract Time:	120 calendar days

E. AGREEMENT

By the signatures below of duly authorized agents, the City of Blue Ridge, Texas and Quality Excavation, do hereby agree to append this Change Order No. 2 to the original contract between themselves, dated January 21, 2019.

CITY OF BLUE RIDGE, TEXAS

Owner

By: _____
(signature)

Name: _____
(print name)

Title: _____

Date: _____

Attest: _____

QUALITY EXCAVATION, LTD.

Contractor

By: _____
(signature)

Name: _____
(print name)

Title: _____

Date: _____

Attest: _____

**CITY OF BLUE RIDGE
ORDINANCE 2019-0507-001**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BLUE RIDGE, TEXAS, AMENDING ORDINANCE 9-6-94-02 REGARDING THE DEPOSIT FOR CITY WATER, SEWER AND/OR SOLID WASTE DISPOSAL SERVICES; PROVIDING FOR SEVERABILITY; PROVIDING A REPEALER CLAUSE; PROVIDING FOR PUBLICATION; PROVIDING A SAVINGS CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BLUE RIDGE, TEXAS:

SECTION 1: The City of Blue Ridge hereby amends Section 2 of Ordinance 9-6-94-02 by adding Section 2(a) to read as follows:

SECTION 2(a): UTILITY SERVICE DEPOSIT - RENTAL PROPERTY

At the time of application of water, sewer, and/or solid waste disposal service for residents of rental property, the applicant shall make a deposit in the amount of \$250.00, which shall be paid to the City Secretary or his/her designee. A fee of \$50.00 will be non-refundable for administrative costs.

SECTION 2(b): UTILITY SERVICE DEPOSIT - PROPERTY OWNER

At the time of application of water, sewer, and/or solid waste disposal service for residents ownl property, the applicant shall make a deposit in the amount of \$155.00, which shall be paid to the City Secretary or his/her designee. A fee of \$25.00 will be non-refundable for administrative costs.

SECTION 3: SEVERABILITY

It is hereby declared to be the intent of the City Council the several provisions of this Ordinance are severable. In the event any court of competent jurisdiction shall judge any provisions of this Ordinance to be illegal, invalid, or unenforceable, such judgment shall not affect any other provisions of this Ordinance which are not specifically designated as being illegal, invalid or unenforceable.

SECTION 4: REPEALER

This Ordinance shall be cumulative of all other Ordinances, resolutions, and/or policies of the City, whether written or otherwise, and shall not repeal any of the provisions of those ordinances except in those instances where the provisions of those ordinances direct conflict with the provisions of this Ordinance. Any and all Ordinances, resolutions, and/or policies of the City, whether written or otherwise, which are in any manner in conflict with or inconsistent with this Ordinance shall be and are hereby repealed to the extent of such conflict and/or inconsistency.

SECTION 5: PUBLICATION

The City Secretary is hereby directed to publish in the Official Newspaper of the City of Blue Ridge the caption, penalty and effective date clause of this Ordinance as required by Section 52.011 of the Local Government Code. The City Secretary is hereby directed to publish the amended Master Fee Schedule on the City's website for public display.

SECTION 6: SAVINGS

All rights and remedies of the City of Blue Ridge are expressly saved at to any and all violations of the provisions of any Ordinances which have accrued at the time of the effective date of this

Ordinance; and, as to such accrued violations and all pending litigation, both civil and criminal, whether pending in court or not, under such Ordinances, same shall not be affected by this Ordinance but may be prosecuted until final disposition by the courts.

SECTION 7: EFFECTIVE DATE

This Ordinance shall take effect immediately upon its adoption in accordance with and as provided by Texas law.

PASSED AND APPROVED this 7th day of May, 2019, at a regularly scheduled meeting of the City Council of the City of Blue Ridge, Texas, there being a quorum present, and approved by the Mayor on the date above set out.

APPROVED THIS 7TH DAY OF MAY, 2019.

BY: _____
Rhonda Williams, Mayor

ATTEST:

Edie Sims, City Secretary

Billing Code	Description	No of Accounts	Acct %	Usage Qty	Usage %	Total Charges	Charge %
ADDTRASH	Additional Trash Container	140	7.21	143.00		1,144.00	3.53
BADDEBIT	Bad Debit Write-off Approved by City Council	26	1.34	-26.00		-4,079.16	-12.57
BALADJ	Balance Adjustment	4	.21	2.00		326.55	1.01
BRISDSURCHARGE	BRISD Outside City Surcharge	1	.05	4.00		52.00	.16
CITYOFBLUERIDGE	City of Blue Ridge	2	.10	3,285,010.00	51.32		
COMADDTRASH	Commercial Additional Trash Container Charge	6	.31	12.00		179.40	.55
COMSWR	Commercial Sewer	29	1.49	111,150.00	1.74	754.71	2.33
COMTRASH	Commercial Trash Charge	14	.72	14.00		402.50	1.24
COMWTR	Commercial Water Rates	30	1.55	112,120.00	1.75	1,409.67	4.34
CONSERVE	Conservation Fee	439	22.62	447.00	.01	362.07	1.12
FCHG	Finance Charge	1	.05	-1.00		-16.83	-.05
LEAKF	Leak Forgiveness Date: Receipt No:	1	.05	-1.00		-48.92	-.14
NOCHARGEWATER	No Charge Water - Usage Only	1	.05				
OLPCHG	Convenience Fee	33	1.70	33.00		110.50	.34
OSCOMSWR	Outside City Limit Commercial Sewer Rate	2	.10	31,550.00	.49	249.21	.77
OSCOMWTR	Outside City Limit Commercial Water Rates	2	.10	31,550.00	.49	428.64	1.32
OUTSIDE CITY SWR	Outside City Limit Sewer Rates	3	.15	13,700.00	.21	102.89	.32
OUTSIDE CITY WTR	Outside City Limit Water Rates	23	1.18	160,020.00	2.50	2,127.79	6.56
RECONNECT	D-Service Fee	6	.31	6.00		459.00	1.41
RETURNEDCK	Returned Check Fee	2	.10	2.00		92.00	.28
SEWER	Sewer Charge	371	19.11	1,308,537.00	20.44	7,358.15	22.67
SURCHARGE	Outside City Surcharge	22	1.13	22.00		297.00	.92
TRASH	Trash Charge	398	20.50	398.00	.01	5,970.00	18.40
WATER	Water Charge	385	19.84	1,346,797.00	21.04	14,770.05	45.51
Totals:		1,941	100.00	6,401,489.00	100.00	32,453.23	100.00

**CITY OF BLUE RIDGE
ORDINANCE 2019-0507-002**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BLUE RIDGE, TEXAS, AMENDING ORDINANCE 11-1-94 REGARDING THE SPEED LIMIT ON ALL CITY STREETS WITHIN THE INCORPORATED LIMITS OF THE CITY OF BLUE RIDGE; PROVIDING FOR SEVERABILITY; PROVIDING A REPEALER CLAUSE; PROVIDING A PENALTY; PROVIDING FOR PUBLICATION; PROVIDING A SAVINGS CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BLUE RIDGE, TEXAS:

SECTION 1: The City of Blue Ridge hereby amends Section 1 of Ordinance 11-1-94 to read as follows:

A speed limit of 20 miles per hour shall be established for all streets within the incorporated limits of the City of Blue Ridge, except State Highway 78, Business Highway 78, and Farm-to-Market 545, and duly established school zones.

SECTION 2: SEVERABILITY

It is hereby declared to be the intent of the City Council the several provisions of this Ordinance are severable. In the event any court of competent jurisdiction shall judge any provisions of this Ordinance to be illegal, invalid, or unenforceable, such judgment shall not affect any other provisions of this Ordinance which are not specifically designated as being illegal, invalid or unenforceable.

SECTION 3: REPEALER

This Ordinance shall be cumulative of all other Ordinances, resolutions, and/or policies of the City, whether written or otherwise, and shall not repeal any of the provisions of those ordinances except in those instances where the provisions of those ordinances direct conflict with the provisions of this Ordinance. Any and all Ordinances, resolutions, and/or policies of the City, whether written or otherwise, which are in any manner in conflict with or inconsistent with this Ordinance shall be and are hereby repealed to the extent of such conflict and/or inconsistency.

SECTION 4: PENALTY

Any person who violates any provision of this ordinance shall be guilty of a misdemeanor and upon conviction shall be fined an amount not to exceed \$200 and each violation shall be a separate offense.

SECTION 5: PUBLICATION

The City Secretary is hereby directed to publish in the Official Newspaper of the City of Blue Ridge the caption, penalty and effective date clause of this Ordinance as required by Section 52.011 of the Local Government Code.

SECTION 6: SAVINGS

All rights and remedies of the City of Blue Ridge are expressly saved as to any and all violations of the provisions of any Ordinances which have accrued at the time of the effective date of this Ordinance; and, as to such accrued violations and all pending litigation, both civil and criminal, whether pending in court or not, under such Ordinances, same shall not be affected by this Ordinance but may be prosecuted until final disposition by the courts.

SECTION 7: EFFECTIVE DATE

This Ordinance shall take effect immediately upon its adoption in accordance with and as provided by Texas law.

PASSED AND APPROVED this 7th day of May, 2019, at a regularly scheduled meeting of the City Council of the City of Blue Ridge, Texas, there being a quorum present, and approved by the Mayor on the date above set out.

APPROVED THIS 7TH DAY OF MAY, 2019.

BY: _____
Rhonda Williams, Mayor

ATTEST:

Edie Sims, City Secretary

CITY OF BLUE RIDGE

ORDINANCE NO. 11-1-94

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BLUE RIDGE ESTABLISHING A SPEED LIMIT ON ALL CITY STREETS IN THE CITY OF BLUE RIDGE; REPEALING CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR PUBLICATION AND PENALTIES.

Whereas, the City Council believes that it is in the best interest of the community to control the speed limit in the city limits of Blue Ridge;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF BLUE RIDGE THAT:

Section 1. Speed Limit Establishment

A speed limit of 25 miles per hour shall be established for all streets within the corporate limits of Blue Ridge, except State Highway 78, Business 78, and F.M. 545, and duly established school zones.

Section 2. Conflicting Ordinances Repealed

All existing ordinances or parts thereof conflicting or inconsistent with the provisions of this ordinance are hereby repealed.

Section 3. Severability

Should any section, paragraph, sentence, or word of this ordinance be declared invalid for any reason, it is the intent of the City Council that it would have passed all of the portions of this ordinance independent of any such portion as may be declared invalid.

Section 4. Penalty

Any person who violates any provision of this ordinance shall be guilty of a misdemeanor and upon conviction shall be fined an amount not to exceed \$200 and each violation shall be a separate offense.

Section 5. Publication of caption.

The City Secretary is hereby directed to publish the caption of this ordinance one time in a newspaper of general circulation in the City of Blue Ridge, Texas.

PASSED ON THIS THE 9TH DAY OF NOVEMBER, 1994

CITY OF BLUE RIDGE

ATTEST:

Vickie Self
Vickie Self, City Secretary

APPROVED:

John S. Worley
John Worley, Mayor

**CITY OF BLUE RIDGE
ORDINANCE 2019-0507-003**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BLUE RIDGE, TEXAS, PROVIDING FOR CONTRACTOR REGISTRATION WITHIN THE INCORPORATED LIMITS OF THE CITY OF BLUE RIDGE; PROVIDING FOR ISSUANCE OF REGISTRATIONS; COLLECTION OF FEES; ENFORCEMENT, INCLUDING FINES AND PENALTIES; PROVIDING FOR SEVERABILITY; PROVIDING A REPEALER CLAUSE; PROVIDING FOR PUBLICATION; PROVIDING A SAVINGS CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Blue Ridge seeks to provide a safe and orderly construction activities within its corporate limits; and

WHEREAS, the City Council seeks to deter shabby craftsmanship and substandard work by contractors; and

WHEREAS, the City strives to protect citizens from illegitimate and unscrupulous contractors; and

WHEREAS, the City Council is authorized to regulate construction pursuant to the City's general police powers and the Texas Local Government Code Chapters 51, 54 and 217; and

WHEREAS, pursuant to Texas Local Government Code Chapter 214 the City Council is expressly authorized to establish procedures to adopt building regulations, establish local amendments to standard codes, and provide for the administration and enforcement of the codes; and

WHEREAS, the City Council has already adopted the authorized building codes, and finds it to be in the public interest to register contractors performing work in accordance with those codes; and

WHEREAS, the City Council finds the municipal registration of certain construction contractors is necessary for the protection of the public's health, safety and general welfare; and

WHEREAS, the City Council finds the enclosed rules to be reasonable and necessary.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BLUE RIDGE, TEXAS:

SECTION 1: ENACTMENT CLAUSES

A. Findings of Fact: All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council, and are hereby approved and incorporated into the body of this Ordinance as if copied in their entirety.

B. Purpose: This Ordinance is adopted so the City Council may promote the public health, safety, morals and general welfare within the City through the registration of contractors performing certain construction activities.

C. Scope of Jurisdiction: The provisions of this Ordinance shall apply within the incorporated limits of the City of Blue Ridge.

D. Effective Date: This Ordinance shall take effect immediately from and after its passage and publication as may be required by governing law.

SECTION 2: DEFINITIONS

Building Inspector: means the person appointed by the City Council to inspect building activities to ensure compliance with applicable codes, permits and ordinances. The City's Building Inspector can be a volunteer, employee, agent of another political subdivision, company, corporation, or independent contractor retained by the City. The term includes the Code Enforcement Officer even if appointed or contracted by the City Council as a separate entity, volunteer, employee, agent of another political subdivision, company, corporation, or independent contractor retained by the City.

Building Official: means the person appointed by the City Council to receive and review registration applications and ensure compliance with this Ordinance. The City's Building Official can be a volunteer, employee, police officer, agent of another political subdivision, company, corporation, or independent contractor retained by the City. The term includes the Code Enforcement Officer even if appointed or contracted by the City Council as a separate entity, volunteer, employee, agent of another political subdivision, company, corporation, or independent contractor retained by the City.

Person: means any human individual or corporation, organization, government or governmental subdivision or agency, business trust, estate, trust partnership, association and any other legal entity.

City: means the City of Blue Ridge, a Type A General Law city, with an incorporated area located in Collin County, Texas, its agents and employees.

SECTION 3: REGISTRATION REQUIRED

A. Prohibition

- 1) It shall be unlawful for any person to perform or contract to perform for compensation a construction operation within the incorporated city limits without first having registered with the City in compliance with this Ordinance.
- 2) Exception: Work done by property owner in a building owned and occupied by him as his homestead, with the exception of electrical or plumbing which requires a licensed operator to perform such tasks.

B. Applicability

This Ordinance shall apply to persons providing construction services for projects for which a permit is required under City Ordinances. Specifically, the following contractors must register with the City: General Contractors, Plumbing Contractors, Electrical Contractors and Mechanical Contractors.

C. Scope of Registration

Registration provides the City with a means of tracking contractors operating within the City. Registration also aids the City in its efforts to ensure the public only qualified contractors are allowed to do business in the City. Registration does not substitute for any permit required by law. Nor does registration substitute for any license required by law.

D. Registration

In order to register in compliance with this Ordinance, Contractors must complete the standard Contractor Registration Application designated by the Building Official. At a minimum, the application form shall contain the following:

- 1) Company Name and Address
- 2) License Name and Address
- 3) Type of Construction Licenses held by Applicant
- 4) License numbers from Texas Department of Licensing and Regulation, or other applicable state or federal agencies.
- 5) Certificate of Insurance currently in effect demonstrating general liability coverage

E. Registration Fee

Registration shall not be approved by the Building Official until the fee prescribed by the City Council has been paid. Registration fees shall be as indicated on the Master Fee Schedule and the Registration Form.

SECTION 4: ENFORCEMENT

Any person who violates any provision of this ordinance shall be guilty of a misdemeanor and upon conviction shall be fined an amount not to exceed \$500 and each violation shall be a separate offense.

SECTION 5: SEVERABILITY

It is hereby declared to be the intent of the City Council the several provisions of this Ordinance are severable. In the event any court of competent jurisdiction shall judge any provisions of this Ordinance to be illegal, invalid, or unenforceable, such judgment shall not affect any other provisions of this Ordinance which are not specifically designated as being illegal, invalid or unenforceable.

SECTION 6: REPEALER

This Ordinance shall be cumulative of all other Ordinances, resolutions, and/or policies of the City, whether written or otherwise, and shall not repeal any of the provisions of those ordinances except in those instances where the provisions of those ordinances direct conflict with the provisions of this Ordinance. Any and all Ordinances, resolutions, and/or policies of the City, whether written or otherwise, which are in any manner in conflict with or inconsistent with this Ordinance shall be and are hereby repealed to the extent of such conflict and/or inconsistency.

SECTION 7: PUBLICATION

The City Secretary is hereby directed to publish in the Official Newspaper of the City of Blue Ridge the caption, penalty and effective date clause of this Ordinance as required by Section 52.011 of the Local Government Code. The City Secretary is hereby directed to publish the amended Master Fee Schedule on the City's website for public display.

SECTION 8: SAVINGS

All rights and remedies of the City of Blue Ridge are expressly saved as to any and all violations of the provisions of any Ordinances which have accrued at the time of the effective date of this Ordinance; and, as to such accrued violations and all pending litigation, both civil and criminal, whether pending in court or not, under such Ordinances, same shall not be affected by this Ordinance but may be prosecuted until final disposition by the courts.

SECTION 9: EFFECTIVE DATE

This Ordinance shall take effect immediately upon its adoption in accordance with and as provided by Texas law.

PASSED AND APPROVED this 7th day of May, 2019, at a regularly scheduled meeting of the City Council of the City of Blue Ridge, Texas, there being a quorum present, and approved by the Mayor on the date above set out.

APPROVED THIS 7TH DAY OF MAY, 2019.

BY: _____
Rhonda Williams, Mayor

ATTEST:

Edie Sims, City Secretary

**CITY OF BLUE RIDGE
ORDINANCE # 2019-0507-004**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BLUE RIDGE, TEXAS AMENDING BLUE RIDGE'S CODE OF ORDINANCES "MASTER FEE SCHEDULE," TO AMEND THE PLAT FEE; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; AND SETTING AND PROVIDING FOR AN EFFECTIVE DATE.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BLUE RIDGE, TEXAS:

SECTION 1: That with a Subdivision Application, the City of Blue Ridge is hereby amended to read as follows:

SECTION 2:

Preliminary Plat Applications	\$300 + \$5 per lot + \$50 filing fee
Final Plat Applications	\$300 + \$5 per lot + \$50 filing fee

SECTION 3. SEVERABILITY CLAUSE

That should any sentence, paragraph, subdivision, clause, phrase or section of this ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole, or any part or provision thereof other than the part so decided to be invalid, illegal or unconstitutional.

SECTION 4. REPEALER CLAUSE

That all ordinances of the City of Blue Ridge, Texas, in conflict with the provisions of this ordinance be, and the same are hereby repealed.

SECTION 5. This Ordinance shall take effect after approval and adoption by the City Council and with publication of the caption, as the law in such cases provides.

PASSED this the 7th day of May, 2019 at a property scheduled meeting of the City Council of the City of Blue Ridge, Texas, there being a quorum present, and approved by the Mayor on the date set out below.

APPROVED THIS THE 7TH DAY OF MAY, 2019.

APPROVED:

By: _____
Rhonda Williams, Mayor

ATTEST:

Edie Sims, City Secretary

Allen	\$350 + \$25 per lot
Anna	\$325 + \$5 per lot + \$50 filing fee
Celina	\$300 + \$15 per lot
Fairview	\$750 + \$25 per lot or per acre
Farmersville	\$400 + \$3 per lot
Frisco	\$100 + \$20 per lot
Lucas	\$800 + \$5 per acre + 20% administrative fee
McKinney	\$325 + \$5 per lot
Melissa	\$300 + \$20 per lot
Murphy	\$500 + \$50 per acre
Plano	\$250 + \$5 per lot
Princeton	\$325 + \$25 per acre
Prosper	\$500 + \$10 per lot
Wylie	\$200 + \$12 per lot

CITY OF BLUE RIDGE**ORDINANCE 2003-0923-04****School Zone Ordinance**

AN ORDINANCE OF THE CITY OF BLUE RIDGE, TEXAS DESIGNATING STREETS ABUTTING THE MIDDLE AND ELEMENTARY SCHOOL PROPERTIES AS SCHOOL ZONES; ESTABLISHING SPEED LIMITS FOR THESE STREETS; ESTABLISHING DIRECTIONAL TRAFFIC FLOWS DURING CERTAIN HOURS OF THE SCHOOL DAY; PROVIDING FOR A FIRE LANE AND SIGNAGE ON N. CHURCH STREET; PROVIDING FOR PROPER SIGNAGE ON THE STREETS; PERMITTING ENFORCEMENT OF REGULATIONS BY ALL LICENSED POLICE PERSONNEL HAVING AUTHORITY IN THE CITY OF BLUE RIDGE; PROVIDING A SAVING CLAUSE; PROVIDING REPEAL OF CONFLICTING ORDINANCES; AND PROVIDING FOR PUBLICATION OF THIS ORDINANCE AND AN EFFECTIVE DATE THEREOF.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BLUE RIDGE, TEXAS THAT THE FOLLOWING REGULATIONS SHALL APPLY TO SCHOOL STREET AND N. CHURCH STREET IN THE CITY:

Section 1: School Zone

School Street between N. Business Hwy 78 and the Middle School campus and of N. Church Street between the Middle School Campus and W. FM 545 shall henceforth be designated a School Zone for traffic control and safety purposes.

Section 2: Speed Limits

The speed limit in all school zones in the City Limits shall henceforth be 20 M.P.H from 7:00 a.m. to 3:45 p.m. school days.

Section 3: One Way Travel

On all school days, between the hours of 7:00 a.m. and 8:00 a.m. and between the hours of 2:45 p.m. and 3:45 p.m. travel on North Church Street shall be one-way as indicated by official signs.

Section 4: Fire Lane

Parking is prohibited at all times on both sides of N. Church St. between School St. and the south campus. This is designated a fire lane and will be signed "Fire Lane - No Parking" in order to preserve clear access to the fire hydrant in case of an emergency. In no case will this be a passenger drop off, pick up area or standing area.

Section 5: Signage

The City shall establish proper signage on School St. and N. Church St. to direct motorists according to Sections 2, 3 and 4 above.

CITY OF BLUE RIDGE

Section 6: Enforcement

All licensed police personnel with authority in the City of Blue Ridge are hereby affirmed as having authority to enforce these regulations with warnings, tickets, fines and all other legal means, which may be deemed necessary.

Section 7: Saving Clause

It is the intention of the City Council that all parts of this Ordinance are severable; if any part were declared unconstitutional or illegal, such declaration shall not affect the remaining parts since these would have been enacted without the ineffective parts.

Section 8: Repeals

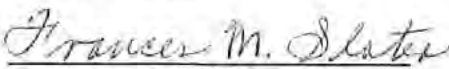
All ordinances or parts of ordinances found to be in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict.

Section 9: Publication and Effective Date

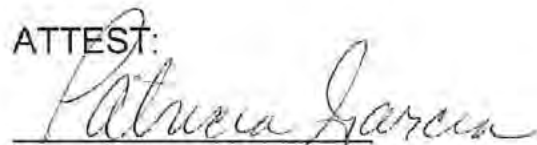
The caption of this ordinance shall be published one (1) time in a newspaper having general circulation in the City of Blue Ridge; and this ordinance shall become effective immediately upon adoption and such publication.

DULY PASSED AND APPROVED by the City Council of the City of Blue Ridge, Texas as present on this the 23rd day of September 2003.

APPROVED:


Frances M. Slater, Mayor

ATTEST:


Patricia Garcia, City Secretary

ORDINANCE NO. 9-6-94-01

44-1544

WHEREAS, the City Council of the City of Blue Ridge seeks to provide maximum reasonable protection of vehicular and pedestrian traffic near the Blue Ridge public school facilities; now therefore

Section 1. School Speed Zones Established

- (1) W. School Street, from its western terminus to Business 78
- (2) N. Church Street, from its northern terminus to FM 545
- (3) Business 78, from FM 981 to N. Main

The Mayor of the City of Blue Ridge or his authorized representative(s) shall erect, install, and maintain appropriate traffic control signals, signs, and devices which conform to the rules and regulations of the Texas Department of Transportation as necessary to protect the health, safety, welfare, and property of citizens of the City, in conformity with the provisions of Section 1 of this ordinance.

Any qualified and licensed law enforcement officer of the City of Blue Ridge, Collin County, or the State of Texas, including officers of the Sheriff's Department of Collin County and the Texas Department of Public Safety, are hereby authorized to enforce the provisions of this ordinance.

Section 4. Publication and Effective Date.

This ordinance shall be effective upon the posting and/or publication of its caption as required by law and the City Secretary is hereby directed to implement such posting and/or publication.

Section 5. Penalty.

The violation of any provision of this ordinance is hereby declared to be a misdemeanor and shall be subject to a fine not to exceed Two Hundred Dollars (\$200.00) for each offense.

PASSED AND APPROVED on this the 6TH day of SEPTEMBER, 1994.

APPROVED:

Galen S. Wally
Mayor

ATTEST:

Nickie Delf
City Secretary

MINUTES

BLUE RIDGE CITY COUNCIL MET IN REGULAR SESSION ON TUESDAY JULY 7TH, 2015 AT 7:01 PM AT THE BLUE RIDGE COMMUNITY CENTER, LOCATED AT 200 W. TILTON, BLUE RIDGE, TEXAS 75424 WITH THE FOLLOWING ITEMS ON THE AGENDA FOR CONSIDERATION AND OR ACTION.

1. Mayor Pro Tem Rhonda Williams called the meeting to order at 7:01 p.m.

2. Call Rolled	PRESENT	TARDY	ABSENT
Rhonda Williams	X		
John Norton			X
JB Brown	X		
Dave Sturgeon	X		
Al Tremko	X		

3. Consent Agenda

A.) Discuss, approve or disapprove minutes from Special Session held on June 17th, 2015.

MOTION: Dave Sturgeon made the motion to approve.

SECOND: JB Brown; APPROVED by ALL

4. Citizen Participation - NONE

5. 4A Update - NONE

6. 4B Update - NONE

7. Fire Department Update - Handout provided.

8. City Hall Update - Nacy Southard gave verbal update.

9. Public Works Update - Nacy Southard gave verbal update.

10. Consider and/or act upon request from Anthony Beimer with the Blue Ridge Riding Club regarding shutting down the square on July 10th, 2015 from 6:00 p.m. until 7:00 p.m. for a Parade.

MOTION: Dave Sturgeon made the motion to approve.

SECOND: JB Brown; APPROVED by ALL.

(SEE PAGE 2
item 16)

11. Consider and/or act upon request from JoAnn Frankum regarding having piece of property located at Paradise Estates to be removed from the City Limits.

MOTION: Al Tremko made the motion to deny.

SECOND: Dave Sturgeon; APPROVED by ALL.

12. Presentation of 2012-2013 Audit by Cleveland Petty & Company,.

NO MOTION

13. Presentation of 2013-2014 Audit by Cleveland Petty & Company.

NO MOTION

14. Consider and/or act upon Zane Clay as the Vice President of the 4A board, as approved by the 4A board.

MOTION: JB Brown made the motion to approve.

SECOND: Dave Sturgeon; APPROVED by ALL

15. Consider and/or act upon removing Justin Sullivan as a member of the 4A board, as approved by the 4A board.

MOTION: Dave Sturgeon made the motion to approve.

SECOND: Al Tremko; APPROVED by ALL

16. Consider and/or act upon the 4A board spending up to \$5,000.00 to assist the Blue Ridge Rodeo for advertising, as approved by the 4A board.

MOTION: Dave Sturgeon made the motion to approve.

SECOND: JB Brown; APPROVED by ALL

17. Consider and/or act upon adding Tonya Harrison as a member of the 4B board, as approved by the 4B board.

MOTION: JB Brown made the motion to approve.

SECOND: Al Tremko; APPROVED by ALL

18. Consider and or act upon the 4B board spending up to \$7,000.00 for facade improvements for the Blue Ridge Car Wash, as approved by the 4B board.

MOTION: JB Brown made the motion to approve.

SECOND: AI Tremko; APPROVED by ALL

19. Consider and/or act upon spending \$950.00 on battery replacements for the Tornado Siren.

MOTION: Dave Sturgeon made a motion to approve.

MOTION DIED

MOTION: Dave Sturgeon made the motion to approve.

SECOND: JB Brown; APPROVED by ALL

20. Consider and/or act upon reinstating the water cooler for City Hall.

MOTION: AI Tremko made the motion to approve.

SECOND: Dave Sturgeon; APPROVED by ALL

21. Consider and/or act upon approving the Administrative Agreement with TMLIEBP related to COBRA Continuation of Coverage.

MOTION: JB Brown made the motion to approve.

SECOND: Dave Sturgeon; APPROVED by ALL

22. Consider and/or act upon setting the General Master Fee Schedule.

MOTION: Dave Sturgeon made the motion to approve.

SECOND: AI Tremko; APPROVED by ALL

23. Consider and/or act upon purchasing ipads/tablets for the Blue Ridge City Council.

MOTION: Dave Sturgeon made the motion to table item # 23.

SECOND: AI Tremko; APPROVE by ALL

24. Consider and/or act upon creating a two person committee for property purchases.

MOTION: JB Brown made a motion.

MOTION DIED

MOTION: AI Tremko made the motion to appoint Dave Sturgeon and Tonya Harrison.

SECOND: JB Brown; APPROVED by ALL.

25. Consider and/or act upon recommendations for the Planning and Zoning Board

NO MOTION

26. Consider and/or act upon recommendations for the Ethics Committee.

NO MOTION

27. Consider and/or act upon setting meeting policy, that anyone wanting completing an Agenda Request form must be present at the meeting for the item to be considered by the Council.

MOTION: Dave Sturgeon made the motion to approve.

SECOND: JB Brown; APPROVED by ALL

28. Consider and/or act upon allowing Phillip Pulliam to sign off on the 2012-2013 and 2013-2014 audits, since it was done during his administration.

MOTION: JB Brown made the motion to approve.

SECOND: Dave Sturgeon; APPROVED by ALL

29. Mayor Pro Tem's Update.


NO UPDATE

30. Adjourned at 8:30 p.m.

MOTION: Dave Sturgeon made the motion to adjourn.

SECOND: Al Tremko; APPROVED by ALL

APPROVED:



Rhonda Williams, Mayor Pro Tem

ATTEST:



Nacy Southard, City Secretary

Current Facebook Pages Administered by Tonya Harrison

Open Pages

City of Blue Ridge

Blue Ridge Booster Club

Blue Ridge Texas Happenings

Blue Ridge Lost and Found - animals are posted

Blue Ridge Ladies and Gentlemen - events are posted

Closed Pages

8 closed pages

Secret Pages

5 Secret Pages

TOTAL 18 Facebook Pages

The City of Blue Ridge held a City Wide Cleanup in April 2016. The following costs were paid by the City:

Tire removal:	\$575.89	(not all tires were removed since they had wheels and Scrap Tire Removal will not take)
Dumpster Cost:	\$1,157.78	
Employees:	\$898.00	
	=====	
TOTAL Spent:	\$2,631.67	And not budgeted for

This cost also does not incur the time spent on researching for scrap tire companies to come and remove the tires. Also TCEQ and EPA were called. Since the City was setting up as a "Generator", potential fines were to be assessed if the City did not cease and desist from gathering trash/debris.

This cost does not include the mountain of brush which has sat in the same spot for 3 years. Arrangements have been made with Collin County to come out with prisoners and chip the brush during Summer of 2019.



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

(<https://www.tceq.texas.gov>)

Home (<https://www.tceq.texas.gov>) / Small Business and Local Government Assistance

(<https://www.tceq.texas.gov/assistance>) / Waste Compliance Resources

(<https://www.tceq.texas.gov/assistance/waste>) / Generators of Hazardous Waste: Preparing for an Investigation

Generators of Hazardous Waste: Preparing for an Investigation

If your facility generates hazardous waste, you must comply with federal and state regulations based on how much hazardous waste your facility generates per month. Your monthly waste generation will determine if your facility is a Large Quantity Generator (LQG), Small Quantity Generator (SQG), or Conditionally Exempt Small Quantity Generator (CESQG).

The U.S. Environmental Protection Agency (EPA) requires the TCEQ to investigate a certain number of hazardous waste generators every year. During the investigation, the investigator will review site conditions, waste management, and documentation to determine compliance with federal and state industrial and hazardous waste rules.

Use the resources below to help prepare for an investigation and to gain a better understanding of the rules. Also on this page are resources explaining what regulations apply to your facility based on your generator status.

New Regulations

During 2015 and 2016, you should be aware that the TCEQ adopted new regulations promulgated by the EPA. These regulations include:

- **Excluded Solvent-Contaminated Wipes**
 - New regulations allow certain solvent-contaminated wipes to be excluded from the definition of a solid waste if laundered and reused. In addition, certain solvent-contaminated wipes may be excluded from the definition of a hazardous waste if properly disposed of. However, to meet the exclusions, you must comply with certain management practices and documentation requirements. To claim these exemptions, please refer to **Title 40 Code of Federal Regulations (CFR) 261.4(a)(26)** (<http://www.ecfr.gov/cgi-bin/text-idx?SID=77e67a5e0d111f49766e5ef25b0084b0&mc=tr>)

On This Page:

New Regulations



Generator Status: How to Determine

Hazardous Waste Determinations and Waste Classifications: How to Conduct

Sampling: How to Conduct


Which Generator Are You?

- **Conditionally Exempt Small Quantity Generators (CESQG)**


ue&node=se40.28.261_14&rgn=div8) 
 (https://www.tceq.texas.gov/help/policies/linking_policy.html) and 261.4(b)(18)
 (http://www.ecfr.gov/cgi-bin/text-idx?SID=77e67a5e0d111f49766e5ef25b0084b0&mc=true&node=se40.28.261_14&rgn=div8) 
 (https://www.tceq.texas.gov/help/policies/linking_policy.html) to ensure you meet the requirements.

- Find more information on the **EPA's Frequent Questions on Solvent-Contaminated Wipes** (https://www.epa.gov/hwgenerators/frequent-questions-about-implementing-regulations-solvent-contaminated-wipes) 
 (https://www.tceq.texas.gov/help/policies/linking_policy.html) webpage.

- **Speculative Accumulation**

- The definition of speculative accumulation, found in **40 CFR 261.1(c)(8)** (http://www.ecfr.gov/cgi-bin/text-idx?SID=77e67a5e0d111f49766e5ef25b0084b0&mc=true&node=se40.28.261_11&rgn=div8) 
 (https://www.tceq.texas.gov/help/policies/linking_policy.html), has been updated to require the accumulation start date be placed on the storage unit accumulating the material where practicable, or documented through another appropriate method where not practicable.

- **Legitimate Recycling of Hazardous Secondary Materials**

- If your facility recycles or reclaims materials (or sends materials offsite for recycling or reclamation), some new regulations could apply to your facility. Recycling of hazardous secondary materials for the purpose of exclusions or exemptions from regulation must meet the newly codified "legitimacy criteria." You must also maintain documentation demonstrating your facility meets these criteria, or the material will be considered a solid waste. The criteria and regulation are found in **40 CFR 260.43** (http://www.ecfr.gov/cgi-bin/text-idx?SID=77e67a5e0d111f49766e5ef25b0084b0&mc=true&node=se40.28.260_143&rgn=div8) 
 (https://www.tceq.texas.gov/help/policies/linking_policy.html).

- **Small Quantity Generators (SQG)**
- **Large Quantity Generators (LQG)**

Generator-Status Regulation Chart

Universal Waste

Checklists Used by Investigators

Common Violations

Notification Forms

Guidance Documents

- **Record Keeping**
- **Waste Management**
- **Hazardous Waste Determinations and Classifications**

Wastewater Treatment Unit Exemption

Who to Contact

Where can I find more information and assistance?

- Furthermore, facilities managing hazardous secondary materials as excluded under **40 CFR 260.30** (http://www.ecfr.gov/cgi-bin/text-idx?SID=77e67a5e0d111f49766e5ef25b0084b0&mc=true&node=se40.28.260_130&rgn=div8), **261.4(a)(23)**, **261.4(a)(24)**, or **261.4(a)(27)** (http://www.ecfr.gov/cgi-bin/text-idx?SID=77e67a5e0d111f49766e5ef25b0084b0&mc=true&node=se40.28.261_14&rgn=div8) (https://www.tceq.texas.gov/help/policies/linking_policy.html) must provide notification pursuant to **40 CFR 260.42** (<http://www.ecfr.gov/cgi-bin/text-idx?SID=f1af4d7aa546d340a59c98df057dfa46&node=40:26.0.1.1.1.3.1.12&rgn=div8>) (https://www.tceq.texas.gov/help/policies/linking_policy.html).

- Find more information on the **EPA's Legitimate vs Sham Recycling** (<https://www.epa.gov/hw/legitimate-hazardous-waste-recycling-versus-sham-recycling>) (https://www.tceq.texas.gov/help/policies/linking_policy.html) webpage.

- **Hazardous Secondary Materials Undergoing Reclamation or Remanufacturing**

- In addition to that described above, hazardous secondary materials undergoing reclamation (**40 CFR 261.4(a)(23)** and **261.4(a)(24)**) (http://www.ecfr.gov/cgi-bin/text-idx?SID=77e67a5e0d111f49766e5ef25b0084b0&mc=true&node=se40.28.261_14&rgn=div8) (https://www.tceq.texas.gov/help/policies/linking_policy.html) or remanufacturing (**40 CFR 261.4(a)(27)**) (http://www.ecfr.gov/cgi-bin/text-idx?SID=77e67a5e0d111f49766e5ef25b0084b0&mc=true&node=se40.28.261_14&rgn=div8) (https://www.tceq.texas.gov/help/policies/linking_policy.html) have new requirements in order to be managed as excluded or exempt from regulations.

▲ **Back to top**

Generator Status: How to Determine

If your facility generates a waste stream, you must conduct a waste determination to establish if the waste is hazardous or nonhazardous. If your facility's waste is nonhazardous and your facility is industrial, you will also have to further classify your nonhazardous waste as either Class 1, 2, or 3. (See how to **classify nonhazardous waste** (/assets/public/comm_exec/pubs/rg/rg-022.pdf).)

Once you have a waste determination for each waste stream, calculate the amount of *hazardous waste* generated and stored on-site per month. This will determine your facility's generator status.

There are three categories of generators. The following categories are listed in ascending order of hazardous waste generation amounts:

- **conditionally exempt small quantity generators (CESQGs)**
- **small quantity generators (SQGs)**
- **large quantity generators (LQGs)**


After you determine your facility's generator status, use the resources on this page to determine what requirements apply to your facility.

If your facility generates enough waste in one month to put it in a different generator status than the month before (such as moving from an SQG to an LQG), then you must comply with all applicable requirements of that new status category (LQG) during that month. Fluctuating between generator status categories is referred to as "episodic generation." If episodic generation is frequent for your facility, you may choose to maintain compliance with the higher generator status every month (LQG in this case).

Hazardous Waste Determinations and Waste Classifications: How to Conduct


According to both federal and state regulations, facilities that generate waste must conduct a hazardous waste determination at the point of generation to establish whether a waste is hazardous or nonhazardous. State regulations additionally require all industrial waste to be classified according to **Title 30 Texas Administrative Code (TAC) 335.503**

([http://texreg.sos.state.tx.us/public/readtac%24ext.TacPage?](http://texreg.sos.state.tx.us/public/readtac%24ext.TacPage?sl=R&app=9&p_dir=&p_rloc=&p_tloc=&p_ploc=&pg=1&p_tac=&ti=30&pt=1&ch=335&rl=503)

[sl=R&app=9&p_dir=&p_rloc=&p_tloc=&p_ploc=&pg=1&p_tac=&ti=30&pt=1&ch=335&rl=503](http://texreg.sos.state.tx.us/public/readtac%24ext.TacPage?sl=R&app=9&p_dir=&p_rloc=&p_tloc=&p_ploc=&pg=1&p_tac=&ti=30&pt=1&ch=335&rl=503)) 


(https://www.tceq.texas.gov/help/policies/linking_policy.html). You may conduct a hazardous waste determination and classification using either waste analysis (sampling) or **process knowledge**

([http://texreg.sos.state.tx.us/public/readtac%24ext.TacPage?](http://texreg.sos.state.tx.us/public/readtac%24ext.TacPage?sl=R&app=9&p_dir=&p_rloc=&p_tloc=&p_ploc=&pg=1&p_tac=&ti=30&pt=1&ch=335&rl=511)


[sl=R&app=9&p_dir=&p_rloc=&p_tloc=&p_ploc=&pg=1&p_tac=&ti=30&pt=1&ch=335&rl=511](http://texreg.sos.state.tx.us/public/readtac%24ext.TacPage?sl=R&app=9&p_dir=&p_rloc=&p_tloc=&p_ploc=&pg=1&p_tac=&ti=30&pt=1&ch=335&rl=511)) 

(https://www.tceq.texas.gov/help/policies/linking_policy.html). Regardless of which method is used, you must keep documentation on-site to demonstrate how you determined the waste was either hazardous or nonhazardous (**30 TAC 335.513**

([http://texreg.sos.state.tx.us/public/readtac%24ext.TacPage?](http://texreg.sos.state.tx.us/public/readtac%24ext.TacPage?sl=R&app=9&p_dir=&p_rloc=&p_tloc=&p_ploc=&pg=1&p_tac=&ti=30&pt=1&ch=335&rl=513)


[sl=R&app=9&p_dir=&p_rloc=&p_tloc=&p_ploc=&pg=1&p_tac=&ti=30&pt=1&ch=335&rl=513](http://texreg.sos.state.tx.us/public/readtac%24ext.TacPage?sl=R&app=9&p_dir=&p_rloc=&p_tloc=&p_ploc=&pg=1&p_tac=&ti=30&pt=1&ch=335&rl=513)) 

(https://www.tceq.texas.gov/help/policies/linking_policy.html)).

For help with conducting a waste determination, you may use the **Waste Classification Worksheet** (/assets/public/assistance/sblga/waste/Waste_Classification_Document.docx) . If you need more information on the regulations for hazardous waste determinations and further resources, see **Hazardous Waste Determinations and Waste Classifications**. (/assets/public/assistance/sblga/HW_Det_Waste_Class_Guidance_Document.pdf)

 **Back to top**

Sampling: How to Conduct


When you conduct waste sampling, you must conduct it in accordance with EPA-approved methods, such as **SW-846** (<https://www.epa.gov/hw-sw846>)  (https://www.tceq.texas.gov/help/policies/linking_policy.html). Your samples should be representative, which means “a sample of a universe or whole which can be expected to exhibit the average properties of the universe or whole.”


In order to ensure the sample is “representative,” you must demonstrate an 80 percent confidence interval. A confidence interval is a measure of the reliability of a result. A confidence interval of 80 percent means that there is a probability of at least 80 percent that the result is reliable. To demonstrate this, usually you will need to take more than one sample of the waste stream.

Remember, 30 TAC 335.510 requires you to keep the records on-site documenting your sampling procedures including:

- dates and locations,
- descriptions of the sampling events,
- sampling methods and handling techniques, and
- sampling equipment used.

When a release to the environment occurs at your facility, you must determine the extent of the release. You must collect samples vertically and horizontally, in the release area, in order to determine the extent of the release and the area that will need to be remediated.

After the removal of the contamination, you must conduct confirmation sampling to ensure all of the contamination was removed. In certain instances, you also must report releases to the TCEQ, as required by **30 TAC Chapter 327** (http://texreg.sos.state.tx.us/public/readtac%24ext.ViewTAC?tac_view=4&ti=30&pt=1&ch=327&rl=Y)  (https://www.tceq.texas.gov/help/policies/linking_policy.html). Find more information on reporting releases on the **Spills** (</response/spills>) webpage.

Finally, you must analyze your samples using approved test methods found in **EPA SW-846** (<https://www.epa.gov/hw-sw846>)  (https://www.tceq.texas.gov/help/policies/linking_policy.html), EPA-600/4-79/020 (<https://nepis.epa.gov/Exe/ZyNET.exe/30000Q10.TXT?ZyActionD=ZyDocument&Client=EPA&Index=1976+Thru+1980&Docs=&Query=&Time=&EndTime=&SearchMethod=1&TocRestrict=n&Toc=&TocEntry=&QField=&QFieldYear=&QFieldMonth=&QField>)

IdDay=&IntQFieldOp=0&ExtQFieldOp=0&XmlQuery=&File=D%3A%5Czyfiles%5CIndex%20Data%5C76thru80%5Ctxt%5C00000001%5C30000Q10.txt&User=ANONYMOUS&Password=anonymo
us&SortMethod=h%7C-
&MaximumDocuments=1&FuzzyDegree=0&ImageQuality=r75g8/r75g8/x150y150g16/i425&Disp
lay=hpfr&DefSeekPage=x&SearchBack=ZyActionL&Back=ZyActionS&BackDesc=Results%20page
&MaximumPages=1&ZyEntry=1&SeekPage=x&ZyPURL) [↗](https://www.tceq.texas.gov/help/policies/linking_policy.html)
(https://www.tceq.texas.gov/help/policies/linking_policy.html), or ASTM Standard Methods for
the Examination of Water and Wastewater (<https://www.standardmethods.org/>) [↗](https://www.tceq.texas.gov/help/policies/linking_policy.html)
(https://www.tceq.texas.gov/help/policies/linking_policy.html). The TCEQ requirements for waste
analysis can be found in **30 TAC 335.509**
([http://texreg.sos.state.tx.us/public/readtac%24ext.TacPage?](http://texreg.sos.state.tx.us/public/readtac%24ext.TacPage?sl=R&app=9&p_dir=&p_rloc=&p_tloc=&p_ploc=&pg=1&p_tac=&ti=30&pt=1&ch=335&rl=509)
[sl=R&app=9&p_dir=&p_rloc=&p_tloc=&p_ploc=&pg=1&p_tac=&ti=30&pt=1&ch=335&rl=509](http://texreg.sos.state.tx.us/public/readtac%24ext.TacPage?sl=R&app=9&p_dir=&p_rloc=&p_tloc=&p_ploc=&pg=1&p_tac=&ti=30&pt=1&ch=335&rl=509)) [↗](https://www.tceq.texas.gov/help/policies/linking_policy.html)
(https://www.tceq.texas.gov/help/policies/linking_policy.html).

▲ [Back to top](#)

Which Generator are You?

Conditionally Exempt Small Quantity Generators (CESQG)

Your facility is a CESQG if it generates the following amounts and types of waste:

- less than 220 pounds of hazardous waste per month,
- no more than 2.2 pounds of acutely hazardous waste per month, or
- more than 220 pounds of Class 1 nonhazardous waste per month.

Due to the minimal amount of hazardous waste CESQGs generate, there are fewer regulations to comply with compared to SQGs or LQGs. Below are the five main requirements your facility needs to meet as a CESQG. This list is only intended as a guide; additional requirements may apply.

- Conduct hazardous waste determinations and waste classifications on all waste streams.
- Do not accumulate more than 2,200 pounds (1,000 kilograms) of hazardous waste on your property at one time.
- Dispose of your waste at an authorized disposal facility.
- If your facility is a CESQG that generates more than 220 pounds (100 kilograms) of industrial Class 1 nonhazardous waste, obtain a Solid Waste Registration number from the TCEQ. You must also maintain a Notice of Registration to reflect current waste streams and waste management units. You also must report Class 1 nonhazardous waste generated on an Annual Waste Summary form.
- Maintain the following documentation:
 - Monthly waste generation records demonstrating you are a CESQG;
 - Bills of lading or documentation showing your facility disposed of waste at an authorized facility; and
 - Waste determinations showing the facility classified its waste.





The following two forms are necessary for facilities that generate more than 220 pounds of industrial Class 1 nonhazardous waste per month:

Obtain a Solid Waste Registration Number by submitting the **Notification for Hazardous or Industrial Waste Management Form (/assets/public/permitting/rrr/forms/00002.pdf)** (TCEQ Form 00002).

Submit an Annual Waste Summary with the **Annual Waste Summary Form (/assets/public/permitting/rrr/forms/00436.pdf)** (TCEQ Form 00436).

Small Quantity Generators (SQG)

SQGs generate more than 220 pounds, but less than 2,200 pounds, of hazardous waste or up to 2.2 pounds of acutely hazardous waste per month. SQGs must complete all the requirements listed above for CESQGs **and** the requirements listed below. The list below is only intended as a guide; additional requirements may apply.

- Use Uniform Hazardous Waste Manifests for shipments of hazardous and Class 1 nonhazardous waste streams;
- Submit waste generation activities to the TCEQ through an Annual Waste Summary for hazardous and Class 1 wastes;
- Maintain and update your Notice of Registration to reflect active waste streams and waste management units;
- Maintain Land Disposal Restriction records (demonstrating hazardous waste is properly treated by a Treatment, Storage, and Disposal Facility prior to disposal);
- Enact and maintain preparedness and prevention measures;
- Designate an emergency coordinator who is on-call and enact other emergency procedures;
- Train employees on proper waste handling and emergency procedures relevant to their job responsibilities;
- Mark the accumulation start date on all hazardous waste containers and tanks. Ensure waste is shipped off-site within 180 days of accumulation or if the final destination facility is located greater than 200 miles ensure waste is shipped off-site within 270 days;
- Label hazardous waste containers and tanks with the words "Hazardous Waste";
- Ensure all containers accumulating hazardous waste remain closed except when adding or removing waste;
- Conduct weekly inspections of container storage areas for spills and deteriorating containers;
- If you manage hazardous waste in satellite accumulation areas, manage them pursuant to **30 TAC 335.69(d)(1)** (http://texreg.sos.state.tx.us/public/readtac%24ext.TacPage?sl=R&app=9&p_dir=&p_rloc=&p_tloc=&p_ploc=&pg=1&p_tac=&ti=30&pt=1&ch=335&rl=69)  (https://www.tceq.texas.gov/help/policies/linking_policy.html) and 40 CFR 262.34(c)(1)(i) (http://www.ecfr.gov/cgi-bin/text-idx?SID=77e67a5e0d111f49766e5ef25b0084b0&mc=true&node=se40.28.262_134&rgn=div8)  (https://www.tceq.texas.gov/help/policies/linking_policy.html), 265.171 (http://www.ecfr.gov/cgi-bin/text-idx?SID=77e67a5e0d111f49766e5ef25b0084b0&mc=true&node=se40.28.265_1171&rgn=div8)  (https://www.tceq.texas.gov/help/policies/linking_policy.html), 265.172 (http://www.ecfr.gov/cgi-bin/text-idx?SID=77e67a5e0d111f49766e5ef25b0084b0&mc=true&node=se40.28.265_1172&rgn=div8) 

- (https://www.tceq.texas.gov/help/policies/linking_policy.html), and **265.173(a)** (http://www.ecfr.gov/cgi-bin/text-idx?SID=77e67a5e0d111f49766e5ef25b0084b0&mc=true&node=se40.28.265_1173&rgn=div8) (https://www.tceq.texas.gov/help/policies/linking_policy.html);
- If you manage hazardous waste in tanks, manage them pursuant to **40 CFR 265.201** (http://www.ecfr.gov/cgi-bin/text-idx?SID=fb888bf13273ddaf9adc02f914c090d7&mc=true&node=se40.28.265_1201&rgn=div8) (https://www.tceq.texas.gov/help/policies/linking_policy.html); and
 - Perform closure activities when your facility is permanently taking an industrial or hazardous waste management unit out of service. Closure activities include ensuring waste managed in the unit is properly disposed of and identifying whether there has been a release from the unit.

Large Quantity Generators (LQG)

Any facility that generates more than 2,200 pounds of hazardous waste or more than 2.2 pounds of acutely hazardous waste in a month is considered a large quantity generator. LQGs are required to complete the applicable requirements listed above for CESQGs and SQGs. In addition, LQGs are required to complete the following preparedness and prevention requirements listed below. This list is only intended as a guide; additional requirements may apply.

- Make arrangements with the following local authorities:
 - Police, fire departments, and emergency response teams, to familiarize them with facility layout and operation;
 - State emergency response teams, emergency response contractors, and equipment suppliers; and
 - Local hospitals, to familiarize them with the properties of hazardous wastes handled on-site.
- Develop a written contingency plan.
- Maintain a personnel training record of the following:
 - Name, job title, and job description of each employee in a position related to hazardous waste management;
 - Written description of type and amount of training required of each position; and
 - Documentation and record of training given to each employee.
- Mark the accumulation start date on all hazardous waste containers and tanks and ensure waste is shipped off-site within 90 days of accumulation.
- If the facility manages hazardous waste in tanks, operate the tanks in compliance with **40 CFR Part 265 Subpart J** (<http://www.ecfr.gov/cgi-bin/text-idx?SID=77e67a5e0d111f49766e5ef25b0084b0&mc=true&node=sp40.28.265.j&rgn=div6>) (https://www.tceq.texas.gov/help/policies/linking_policy.html) and potentially 40 CFR Part 265 Subparts AA (<http://www.ecfr.gov/cgi-bin/text-idx?SID=77e67a5e0d111f49766e5ef25b0084b0&mc=true&node=sp40.28.265.aa&rgn=div6>), BB (<http://www.ecfr.gov/cgi-bin/text-idx?SID=77e67a5e0d111f49766e5ef25b0084b0&mc=true&node=sp40.28.265.bb&rgn=div6>), and CC (<http://www.ecfr.gov/cgi-bin/text-idx?SID=77e67a5e0d111f49766e5ef25b0084b0&mc=true&node=sp40.28.265.cc&rgn=div6>)

(https://www.tceq.texas.gov/help/policies/linking_policy.html) (air regulations for equipment leaks and organic air emissions).

▲ [Back to top](#)

Generator-Status Regulation Chart

For a summary of the information above, **this chart**

(http://www.tceq.texas.gov/assets/public/assistance/sblga/Generator_Status_Regulatory_Chart.pdf) outlines the different regulations that apply to facilities based on their generator status. The chart is only intended as a guide; additional requirements may apply.

▲ [Back to top](#)


Universal Waste

Universal wastes are certain types of hazardous wastes that are widely generated, such as batteries, certain pesticides, mercury-containing equipment, mercury lamps, and, in Texas only, **paint and paint-related waste** (/assets/public/comm_exec/pubs/rg/rg-370.pdf). When managed as universal waste, these waste streams:

- will not count toward your generator status,
- will not be included on the Notice of Registration or Annual Waste Summary, and
- will have longer accumulation time limits.


You can find the rules on universal waste in **30 TAC 335.261**

([http://texreg.sos.state.tx.us/public/readtac%24ext.TacPage?](http://texreg.sos.state.tx.us/public/readtac%24ext.TacPage?sl=R&app=9&p_dir=&p_rloc=&p_tloc=&p_ploc=&pg=1&p_tac=&ti=30&pt=1&ch=335&rl=261)

[sl=R&app=9&p_dir=&p_rloc=&p_tloc=&p_ploc=&pg=1&p_tac=&ti=30&pt=1&ch=335&rl=261](http://texreg.sos.state.tx.us/public/readtac%24ext.TacPage?sl=R&app=9&p_dir=&p_rloc=&p_tloc=&p_ploc=&pg=1&p_tac=&ti=30&pt=1&ch=335&rl=261)) 


(https://www.tceq.texas.gov/help/policies/linking_policy.html), **30 TAC 335.262**

([http://texreg.sos.state.tx.us/public/readtac%24ext.TacPage?](http://texreg.sos.state.tx.us/public/readtac%24ext.TacPage?sl=R&app=9&p_dir=&p_rloc=&p_tloc=&p_ploc=&pg=1&p_tac=&ti=30&pt=1&ch=335&rl=262)

[sl=R&app=9&p_dir=&p_rloc=&p_tloc=&p_ploc=&pg=1&p_tac=&ti=30&pt=1&ch=335&rl=262](http://texreg.sos.state.tx.us/public/readtac%24ext.TacPage?sl=R&app=9&p_dir=&p_rloc=&p_tloc=&p_ploc=&pg=1&p_tac=&ti=30&pt=1&ch=335&rl=262)) 

(https://www.tceq.texas.gov/help/policies/linking_policy.html), and **40 CFR Part 273**

([http://www.ecfr.gov/cgi-bin/text-idx?](http://www.ecfr.gov/cgi-bin/text-idx?SID=5f700e8d009f5a1567b7059b5730791a&mc=true&tpl=/ecfrbrowse/Title40/40cfr273_main_02.tpl)

[SID=5f700e8d009f5a1567b7059b5730791a&mc=true&tpl=/ecfrbrowse/Title40/40cfr273_main_02.tpl](http://www.ecfr.gov/cgi-bin/text-idx?SID=5f700e8d009f5a1567b7059b5730791a&mc=true&tpl=/ecfrbrowse/Title40/40cfr273_main_02.tpl)) 

(https://www.tceq.texas.gov/help/policies/linking_policy.html). Visit the **Managing Universal Waste** (/permitting/waste_permits/ihw_permits/ihw_universal_waste.html) webpage to learn more.

▲ [Back to top](#)

Checklists Used by Investigators

TCEQ investigators will use checklists during the investigation as a guide to evaluate the regulations in a consistent manner. These checklists are available to the public—see the links below.

Not all of these checklists may apply to your facility. The checklists are only intended as a guide; additional regulations may be reviewed by the investigator.

Compliance Evaluation Investigation Checklists:


- **Pre-Investigation**
(http://www.tceq.texas.gov/assets/public/compliance/field_ops/investigations/waste_c hecklists/IHW/IHW_PRE-INVESTIGATION.pdf)
- **General Facility**
(http://www.tceq.texas.gov/assets/public/compliance/field_ops/investigations/waste_c hecklists/IHW/IHW_CEI_GENERAL_FACILITY.pdf)
- **Container Storage Area**
(http://www.tceq.texas.gov/assets/public/compliance/field_ops/investigations/waste_c hecklists/IHW/IHW_CONTAINER_STORAGE_AREA.pdf)
- **Land Disposal Restrictions**
(http://www.tceq.texas.gov/assets/public/compliance/field_ops/investigations/waste_c hecklists/IHW/IHW_LAND_DISPOSAL_RESTRICTIONS_FOR_GENERATOR-TSD.pdf)
- **Subpart AA**
(http://www.tceq.texas.gov/assets/public/compliance/field_ops/investigations/waste_c hecklists/IHW/IHW_CEI_SUBPART_AA.pdf) (Air Emission Standards for Process Vents)
- **Subpart BB**
(http://www.tceq.texas.gov/assets/public/compliance/field_ops/investigations/waste_c hecklists/IHW/IHW_CEI_SUBPART_BB.pdf) (Air Emissions Standards for Equipment Leaks)
- **Subpart CC**
(http://www.tceq.texas.gov/assets/public/compliance/field_ops/investigations/waste_c hecklists/IHW/IHW_CEI_SUBPART_CC.pdf) (Air Emission Standards for tanks and containers)
- **New Tanks**
(http://www.tceq.texas.gov/assets/public/compliance/field_ops/investigations/waste_c hecklists/IHW/IHW_NEW_TANKS.pdf)
- **Existing Tanks**
(http://www.tceq.texas.gov/assets/public/compliance/field_ops/investigations/waste_c hecklists/IHW/IHW_EXISTING_TANKS.pdf)
- **Universal Waste Destination Facility**
(http://www.tceq.texas.gov/assets/public/compliance/field_ops/investigations/waste_c hecklists/IHW/IHW_UNIVERSAL_WASTE_DESTINATION_FACILITY_CEI.pdf)
- **Universal Waste Large Quantity Handler**
(http://www.tceq.texas.gov/assets/public/compliance/field_ops/investigations/waste_c hecklists/IHW/IHW_UNIVERSAL_WASTE_LARGE_QUANTITY_HANDLER_CEI.pdf)
- **Waste Transporter**
(http://www.tceq.texas.gov/assets/public/compliance/field_ops/investigations/waste_c hecklists/IHW/IHW_WASTE_TRANSPORTER.pdf)
- **Used Oil Handler**
(http://www.tceq.texas.gov/assets/public/compliance/field_ops/investigations/waste_c hecklists/MSW/MSW_USED_OIL_HANDLER_GENERATORS.pdf)

- **Investigation Checklists for All Media (including air, water, and waste)**
(/compliance/investigation/checklists)

▲ **Back to top**

Common Violations

TCEQ regional investigators compiled a list of the most common violations (and the associated regulations) noted during SQG and LQG investigations. In addition, McCoy and Associates developed a list of the top ten violations in six states, including Texas.

- **Common Violations for SQGs and LQGs**
(/assets/public/assistance/sblga/Common_Violations_for_SQGs_and_LQGs.pdf)
- **McCoy's Top Ten List of Resource Conservation and Recovery Act Violations**
(<http://www.mccoyseminars.com/newsletter/article.cfm?artnum=112>) 
(https://www.tceq.texas.gov/help/policies/linking_policy.html)
- **Enforcement Initiation Criteria (/compliance/enforcement/eic.html)**
 - The Enforcement Initiation Criteria is a guidance document that TCEQ investigators use to determine the appropriate level of enforcement for air, water, and waste violations.

▲ **Back to top**

Notification Forms

Below are forms that your facility may need to use to notify the TCEQ of hazardous or industrial waste activities.

- **Notification for Hazardous or Industrial Waste Management**
(/assets/public/permitting/rrr/forms/00002.pdf)(TCEQ Form 00002)
- **EPA Notification of RCRA Subtitle C Activity**
(<https://www.epa.gov/hwgenerators/instructions-and-form-hazardous-waste-generators-transporters-and-treatment-storage-and>) 
(https://www.tceq.texas.gov/help/policies/linking_policy.html) (EPA Form 8700-12)
- **Core Data Form (/permitting/central_registry/guidance.html)** (TCEQ Form 10400)
- **Generator Notification Form for Recycling Hazardous or Industrial Waste**
(/assets/public/permitting/waste/iHW/0525.pdf) (TCEQ Form 0525)
- **Receiving Facility Notification Form for Receiving and Recycling Hazardous or Industrial Waste**
(/assets/public/permitting/waste/iHW/0524.pdf) (TCEQ Form 0524)
- **One Time Shipment Request for Shipment of Hazardous and Class 1 industrial waste**
(/assets/public/permitting/rrr/forms/0757.pdf) (TCEQ Form 0757)

▲ **Back to top**

Guidance Documents

The TCEQ has developed regulatory guidance documents on regulations that apply to generators. Read over the documents below to better understand recordkeeping and waste management requirements.

Record Keeping

- **Pollution Prevention Guidance** (/assets/public/comm_exec/pubs/rg/rg-409.pdf) (RG-409)
- **How to Create a STEERS Account**
(/assets/public/assistance/sblga/How_to_Create_a_STEERS_Account.pdf)
- **How to Register with STEERS** (</assets/public/permitting/stormwater/STEERS.pdf>)
- **Submitting your Annual Waste Summary through STEERS Instructions**
(/assets/public/permitting/rrr/forms/AWS_DIRECT_Entry_V3.pdf)
- **How to Update a Notice of Registration** (/permitting/registration/ihw/nor_updates.html)
- **Annual Waste Summary Instructions** (/assets/public/comm_exec/pubs/rg/rg-151.pdf) (RG-151)

Waste Management

- **Industrial and Hazardous Waste Regulations for Small Quantity Generators**
(/assets/public/comm_exec/pubs/rg/rg-234.pdf) (RG-234)
- **Common Questions on Empty Containers** (/assets/public/comm_exec/pubs/rg/rg-480.pdf) (RG-480)
- **Can I Recycle Some of My Industrial and Hazardous Wastes?**
(/assets/public/comm_exec/pubs/rg/rg-240.pdf) (RG-240)
- **Managing Paint and Paint Related Waste** (/assets/public/comm_exec/pubs/rg/rg-370.pdf) (RG-370)
- **Waste Management Unit Closure Checklist** (/remediation/corrective_action/closure.html)
- **Releases Subject to Texas Risk Reduction Program**
(</assets/public/remediation/trrp/releasesTRRPrev.pdf>) (TRRP)
- **Transporting Waste in Texas** (/assets/public/comm_exec/pubs/rg/rg-086.pdf) (RG-086)
- **Comparison of Tier II, Toxic Release Inventory and Section 112(r) Requirements**
(/assets/public/assistance/sblga/tier2_tri_112r_2.pdf)

Hazardous Waste Determinations and Classifications

- **Waste Classification and Coding** (/assets/public/comm_exec/pubs/rg/rg-022.pdf) (RG-022)
- **EPA Hazardous Waste Flowchart**
(<https://www.fedcenter.gov/assistance/facilitytour/hazardous/whatis/flowchart/>) 
(https://www.tceq.texas.gov/help/policies/linking_policy.html)
- **EPA Characteristic Hazardous Wastes, In Depth** (<https://www.epa.gov/hw/user-friendly-reference-document-hazardous-waste-characteristics>) 
(https://www.tceq.texas.gov/help/policies/linking_policy.html)
- **EPA Listed Hazardous Wastes, In Depth** (<https://www.epa.gov/hw/user-friendly-reference-document-hazardous-waste-listings>) 
(https://www.tceq.texas.gov/help/policies/linking_policy.html)

- **Classifying Industrial and Hazardous Waste Information**
(/permitting/waste_permits/iHW_permits/HW_Am_I_Regulated.html)
- **Waste Designation Decision Matrix** (</assistance/waste/waste-matrix>)

▲ **Back to top**

Wastewater Treatment Unit Exemption

TCEQ regional investigators developed tools to help facilities understand the wastewater treatment unit exemption in the hazardous waste regulations.

The first document is a flow chart to help determine if your wastewater treatment unit(s) meet(s) the exemption. The flow chart is a guide and not a final determination tool. The second document is designed to help facilities determine if treated wastes should be included on the Notice of Registration and/or Annual Waste Summary.

- **Wastewater Treatment Unit Exemption Flowchart**
(/assets/public/assistance/sblga/WW_Treatment_Unit_Exemption_Flowchart.pdf)
- **Guidance on NOR and AWS for Wastewaters**
(/assets/public/assistance/sblga/Guidance_on_NOR_and_AWS_for_WW.pdf)

▲ **Back to top**

Who to Contact

During an investigation, the TCEQ investigator will be your main point of contact. However, there could be other departments within the TCEQ that you will need to contact or the state or national response lines. Use the list below to find the appropriate department and phone number.

You may also wish to contact one of the **TCEQ's 16 regional offices** (</agency/directory/region/reglist.html>).

IHW Registration and Reporting Section	512-239-6413
STEERS Helpline	512-239-6925
IHW Permits Division	512-239-2335
Pollution and Prevention Plans and Reports	512-239-3143
Remediation Division	512-239-2201
Central Registry	512-239-5175

Central Records	512-239-2900
Small Business and Local Government Assistance Compliance Assistance Hotline	1-800-447-2827
State of Texas Spill-Reporting Hotline	1-800-832-8224
National Response Center	1-800-424-8802

 **Back to top**

Where can I find more information and assistance?

The TCEQ's Small Business and Local Government Assistance Section offers free, confidential help to small businesses and local governments working to comply with state environmental regulations. Call us at 1-800-447-2827 or visit our webpage at **TexasEnviroHelp.org (/assistance/sblga.html)**.

About Us (<https://www.tceq.texas.gov/about>)

Contact Us (<https://www.tceq.texas.gov/agency/directory>)



How are we doing? Take our customer satisfaction survey

(<https://www.tceq.texas.gov/goto/customersurvey>)

Home

(/)**About Us** (/agency/about-the-tceq)

Online Services (/e-services)

Environmental Emergencies (/response)

For TCEQ

Employees (/agency/employees.html)

Connect With Us

Contact Us (/agency/directory/)

Working With Us (/agency/public_workingwithus.html)

You Tube (<http://www.youtube.com/user/TCEQNews>)



(<https://twitter.com/TCEQ>)

[\(/goto/govdelivery\)](#)**Programs****[Air \(/agency/air_main.html\)](#)****[Land \(/agency/land_main.html\)](#)****[Water \(/agency/water_main.html\)](#)****[Permits \(/permitting/business_permitting.html\)](#)****[Licenses \(/licensing/licensing\)](#)****[Reporting \(/permitting/reporting.html\)](#)****Documents****[Data and Records \(/agency/data\)](#)****[Rules \(/rules\)](#)****[Forms \(/publications/search_forms.html\)](#)****[Publications \(/publications\)](#)****[Maps \(/agency/data/maps.html\)](#)****[Public Notices](#)****[\(/agency/decisions/cc/pub_notice.html\)](#)****[Site Help \(/help\)](#) | [Disclaimer \(/help/policies/disclaimer_policy.html\)](#) | [Site Policies](#)****[\(/help/policies/index.html\)](#) | [Accessibility \(/help/policies/accessibility_policy.html\)](#) | [Our](#)****[Compact with Texans \(/agency/decisions/participation/permitting-](#)****[participation/compact.html\)](#) | [TCEQ Homeland Security \(/response/security/index.html\)](#)****Statewide Links: [Texas.gov \(http://www.texas.gov/\)](http://www.texas.gov/) | [Texas Homeland Security](#)****[\(http://www.texashomelandsecurity.org/\)](http://www.texashomelandsecurity.org/) | [TRAIL Statewide Archive](#)****[\(http://www2.tsl.state.tx.us/trail/\)](http://www2.tsl.state.tx.us/trail/) | [Texas Veterans Portal](#)****[\(https://veterans.portal.texas.gov/\)](https://veterans.portal.texas.gov/)**

© 2002-2018 Texas Commission on Environmental Quality

Last Modified 2018-08-13