

**AGENDA ITEM # 6**

**August 18, 1998**

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Hear report on Rocky Hollow Cemetery and consider authorizing Unified Rd. & Bridge to remove fencing on County property.

Lester Fisher advised a portion of property located outside the cemetery chain link fence has been fenced off and he requested the county remove the fence.

In his research Williamson County Road and Bridge Dennis Allman advised the cemetery is a small triangle shaped piece of property located along Farm-to-Market 2338. Approximately an acre was donated as a burial site in 1906 along County Road 247, which has now been fenced with barbed wire. Another survey was accomplished in 1995 describing the questioned property as 1 acre.

Mr. Allman advised the Stratton family from Fort Worth, Texas, installed the fence believing they own the property.

Commissioner Hays suggested a Trespass to Try Title suit might be necessary to clear ownership to the fenced tract.

County Attorney Gene Taylor suggested he could find an attorney who could donate his time to the project if the Rocky Hollow Cemetery Association could pay the court costs and filing fees.

After further discussion the decision was made to take no action on this agenda item.

**AGENDA ITEM # 7**

**August 18, 1998**

Consider granting final plat approval to West Ridge Subdivision, Section 2.

Attorney Steven Ross addressed the court distributing a letter from Chisholm Trail Special Utility District advising the District will provide retail water service to West Ridge Subdivision Sections 2, 3 and 4.

Mr. Ross reviewed the Local Government Code Section 232.002 and .003 regarding subdivision requirements.

Ethel Barnes Association members George Gregory and Ms. Pat Miller expressed their opposition to the approval of sections 2 and 3.

County Engineer Joe England stated the plat fully complied with all county subdivision regulations. He also indicated the letter from Chisholm Trail Water Supply far exceeded the standard letter required for water supply to a subdivision.

First Assistant County Attorney Dale Rye stated West Ridge Subdivision, Sections 2 and 3 should be approved because of full compliance with Local Government Code 232.002 and 232.003.

**COMMISSIONERS COURT ADJOURNED TO EXECUTIVE SESSION AT 11 O'CLOCK A.M. ON TUESDAY, AUGUST 18, 1998 AT THE REQUEST OF COUNTY ATTORNEY GENE TAYLOR TO CONSULT WITH ATTORNEYS.**

**COMMISSIONERS COURT RECONVENED AT 11:32 O'CLOCK A.M. ON TUESDAY, AUGUST 18, 1998.**

Judge Doerfler announced no action had been taken in executive session.

Moved: Commissioner Mehevec

Seconded: Commissioner Boatright

Motion: To take no action until we get a ruling from the Health District Board on the OSSF (On site sewage facility) appeal.

Vote: Motion failed 1 - 3 with Judge Doerfler and Commissioners Boatright and Hays voting against the motion.

Commissioner Mehevec expressed his concern with the health and safety issue for the surrounding property owners.

Moved: Judge Doerfler

Seconded: Commissioner Boatright

Motion: To grant final plat approval to West Ridge Subdivision, Section Two.

Vote: Motion passed 3 - 1 with Commissioner Mehevec voting against the motion.

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