

AGENDA ITEM # 11**April 20, 1999**

Discuss and take appropriate action concerning easement for proposed subdivision on County Road 201.

Commissioner Boatright advised 41' is owned by developer but that section is only a 20' easement.

Commissioner Boatright requested a public road because he felt a Homeowners Association would not be permanent residents in a manufactured home subdivision and the road assessment collections would not be sufficient for maintenance.

The developer re-stated a gated (private) community could not be offered? The commissioner answered he could not support it.

First Assistant County Attorney Dale Rye stated it would depend on what the instruments define as an easement. If the easement is granted to the landowner their heirs and assigns they could then dedicate the property to Williamson County.

Commissioner Limmer requested a minimum of 60' right-of-way to which Commissioners Boatright and Hays agreed.

The developer informed the court the owner behind the proposed subdivision had property which fronts another county road. He continued with most of this property being located in Burnet County and a Williamson County road follows the railroad. There is a "T" intersection on County road 201 approximately a mile from the entrance to this proposed subdivision which follows the railroad. It begins as a Williamson County Road and continues with the railroad into Burnet County. County Road 206 is also located in this area.

The developer asked if he could have a public road and gated entrance to which Mr. Rye and Commissioner Boatright answered "No". The developer asked what is necessary for the subdivision to have a gated (private) entrance-- the answer - a variance from Commissioners Court.

The developer is planning a concrete road.

Moved: Commissioner Boatright

Seconded: Judge Doerfler

Motion: To accept the easement if conveyed to Williamson County and is publicly maintained (not a gated community) 60' road which complies with Williamson County subdivision regulations. Note a portion of the 300' section is being built over an easement - not fee ownership.

Vote: Motion carried 4 - 0 with Commissioner Heiligenstein abstaining from the vote.

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