

A G E N D A

A regular meeting of the Mayor and City Council of the City of Waxahachie to be held at the Waxahachie Civic Center, 2000 Civic Center Lane, Meeting Rooms A and B, Waxahachie, Texas, on ***Monday, February 19, 2024 at 7:00 p.m.***

Council Members: David Hill, Mayor, Council Member Place 1
Chris Wright, Mayor Pro Tem, Council Member Place 3
Patrick Souter, Council Member Place 2
Billie Wallace, Council Member Place 4
Travis Smith, Council Member Place 5

1. Call to Order
2. Invocation
3. Pledge of Allegiance and Texas Pledge of Allegiance
4. ***Public Comments:*** Persons may address the City Council on any issues. This is the appropriate time for citizens to address the Council on any concern whether on this agenda or not. In accordance with the State of Texas Open Meetings Act, the Council may not comment or deliberate such statements during this period, except as authorized by Section 551.042, Texas Government Code. ***Speakers must observe the five (5) minute time limit.***
5. ***Consent Agenda***

All matters listed under Item 5, Consent Agenda, are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion of these items. Approval of the Consent Agenda authorizes the Mayor/City Manager to execute all matters necessary to implement each item. Any item may be removed from the Consent Agenda for separate discussion and consideration by any member of the City Council.

- a. Minutes of the City Council meeting of February 5, 2024
- b. Event application for WDMA Downtown Shopping Strolls to be held March 30, 2024, April 13, 2024, May 11, 2024, June 29, 2024, October 19, 2024, and December 14, 2024
- c. Event application for Sleep in Heavenly Peace - Build a Bed Project to be held April 27, 2024 at Getzendaner Park
- d. Event application for Rainbow Room Fun Run to be held April 27, 2024 at Railyard Park
- e. Event application for Cinco De Mayo to be held May 4, 2024 in Downtown Waxahachie
- f. Event application for Elevate Program Graduation Ceremony to be held May 16, 2024 at Railyard Park
- g. Event application for Gingerbread Trail Antiques & Boutiques Market to be held June 1, 2024 in Downtown Waxahachie
- h. Event application for Corpus Christi Procession to be held June 2, 2024 located near St. Joseph Catholic Church
- i. Event application for C10s in the Park to be held on September 21, 2024 at Getzendaner Park

- j. Event application for C10s in the Park Party on the Square to be held on September 21, 2024 in Downtown Waxahachie
- k. Proposed Ordinance approving a request by Amy Rader, Macdonald Family Irrevocable Trust, for a Petition for ETJ Release for approximately 75.262 acres, located at 2832 FM 66 (Property ID 188581, 277631, 277638) – Owner: Macdonald Family Irrevocable Trust (ETJ-PTN-1-2024)
- l. Proposed Ordinance approving a request by Amy Rader, Zoe, LLC, for a Petition for ETJ Release for approximately 5.414 acres, located at 2926 and 2930 FM 66 (Property ID 296607 and 296608) – Owner: Zoe, LLC (ETJ-PTN-2-2024)
- m. Proposed Ordinance approving a request by Amy Rader for a Petition for ETJ Release for approximately 5.989 acres, located at 2974 FM 66 (Property ID 296603) – Owner: Amy & Josh Rader (ETJ-PTN-3-2024)
- n. Proposed Ordinance approving a request by Lupe Rivera, Del Z Enterprise, for a Petition for ETJ Release for approximately 42.621 acres, located at 1010 Technology Way (Property ID 182097) – Owner: Del Z Enterprise (ETJ-PTN-7-2024)
- o. Proposed Ordinance approving a request by Naddy Guermi, Ecosium, LLC, for a Petition for ETJ Release for approximately 10.018 acres, located directly east of 201 Cimarron Meadows Drive (Property ID 295055) – Owner: Ecosium, LLC (ETJ-PTN-8-2024)
- p. Proposed Ordinance approving a request by Brad Owens, Angus Road Partners, LLC, for a Petition for ETJ Release for approximately 20.172 acres, located directly west of 658 Angus Road (Property ID 303077) – Owner: Angus Road Partners, LLC (ETJ-PTN-10-2024)
- q. Proposed Ordinance approving a request by Hunter Glass, for a Petition for ETJ Release for approximately 83.567 acres, located adjacent to 3896 E. FM 875 (Property ID 296637 and 296638) – Owner: Vernon Jack Developments, LLC (ETJ-PTN-13-2024)
- r. Proposed Ordinance approving a request by Amy Rader, Series Zoe 9, for a Petition for ETJ Release for approximately 5.493 acres, located directly north of 2974 and 2926 FM 66 (Property ID 296604 and 296606) – Owner: Series Zoe 9 (ETJ-PTN-14-2024)
- s. Receive draft Fiscal Year 2024 1st Quarter Financial Report
- t. Supplemental appropriation for the FY 24 Wastewater Fund Operations and Maintenance Budget

6. ***Introduce*** Honorary Councilmember

7. ***Public Hearing*** on a request by Brenda Arellano, for a Specific Use Permit (SUP) for a Private Club (Event Venue) use within a Central Area (CA) zoning district, located at 200 S Rogers Street, Suite 303 (Property ID: 170521) – Owner: Rogers & Franklin LLC (ZDC-195-2023)

8. ***Consider*** proposed Ordinance approving ZDC-195-2023

9. ***Continue Public Hearing*** on a request by Brad Yates, for a Zoning Change from a Commercial zoning district to a Planned Development-Multi-Family-2 (PD-MF-2) zoning district, located at 600 S Rogers Street, (Property ID: 298309) – Owner: Billy K. Pruitt (ZDC-150-2023)

10. **Consider** proposed Ordinance approving ZDC-150-2023
11. **Consider** Development Agreement for ZDC-150-2023
12. **Public Hearing** on a request by Ido Pistiner, for a Specific Use Permit (SUP) for a Short-Term Rental use within a Planned Development Single-Family Dwelling-2 (PD-SF-2) zoning district located at 462 Wintergreen Drive (Property ID 265831) - Owner: Ido Pistiner (ZDC-190-2023)
13. **Consider** proposed Ordinance approving ZDC-190-2023
14. **Consider** construction contract for the 2022 Sidewalk Project
15. **Consider** construction contract for the Northgate Drive at US 77 Intersection Improvements Project
16. **Consider** construction contract for Howard Road Water Treatment Plant Clarifier No. 3 Sludge Track and Cable Drive Unit Replacement Project
17. **Consider** construction contract for Howard Road Wastewater Treatment Plant Clarifier No. 4 and No. 5 Rehabilitation Project
18. **Consider** proposed Resolution granting conditional consent to the creation of the Myrtle Creek Municipal Management District No. 1 and the inclusion of 1,263.272 acres of land into said district
19. Comments by Mayor, City Council, City Attorney and City Manager
20. Adjourn

The City Council reserves the right to go into Executive Session as authorized by Section 551.071(2) of the Texas Government Code, for the purpose of seeking confidential legal advice from legal counsel on any agenda item listed herein. This meeting location is wheelchair-accessible. Parking for mobility-impaired persons is available. Any request for sign interpretive services must be made forty-eight hours ahead of the meeting. To make arrangements, call the City Secretary at 469-309-4006 or (TDD) 1-800-RELAY TX

City Council
February 5, 2024

(5a)

A regular meeting of the Mayor and City Council of the City of Waxahachie was held at the Waxahachie Civic Center, 2000 Civic Center Lane, Meeting Rooms A and B, Waxahachie, Texas, on Monday, February 5, 2024 at 7:00 p.m.

Council Members Present: David Hill, Mayor, Council Member Place 1
Chris Wright, Mayor Pro Tem, Council Member Place 3
Patrick Souter, Council Member Place 2
Billie Wallace, Council Member Place 4
Travis Smith, Council Member Place 5

Others Present: Michael Scott, City Manager
Albert Lawrence, Deputy City Manager
Terry Welch, City Attorney
Amber Villarreal, City Secretary

1. Call to Order

Mayor David Hill called the meeting to order.

2. Invocation

3. Pledge of Allegiance and Texas Pledge of Allegiance

City Manager Michael Scott gave the invocation. Mayor Pro Tem Chris Wright led the Pledge of Allegiance and the Texas Pledge of Allegiance.

4. Public Comments

Darlene Miller, 240 Parks School House Road, Waxahachie, Texas, requested assistance from the City and County to provide low cost spay and neutering services for animals and an improved animal shelter.

Ann Montgomery, Ellis County District Attorney, provided an update on improvements and enhancements to the District Attorney's Office since being elected to office in 2020.

5. Consent Agenda

- a. Minutes of the City Council meeting of January 22, 2024
- b. Minutes of the City Council Work Session of January 29, 2024
- c. Consumer Price Index adjustment to the Garbage and Trash Collection effective April 1, 2024
- d. Resolution accepting Victims of Crime Act (V.O.C.A.) Grant Awarded to the City of Waxahachie to provide for a Mental Health Program for First Responders and their families

RESOLUTION NO. 1357

A RESOLUTION OF THE CITY OF WAXAHACHIE TO OPERATE THE "FIRST RESPONDERS MENTAL HEALTH PROGRAM" FOR THE FISCAL YEAR 2024.

Action:

Billie Wallace moved to approve all items on the Consent Agenda as presented and authorize the City Manager and/or Mayor to execute all associated documents as necessary. Motion was seconded by Chris Wright and carried unanimously (5-0).

6. Introduce Honorary Council Member

Mayor Pro Tem Chris Wright introduced Ken Roberts as the Honorary Council Member for February. Mr. Roberts is a lifelong resident of Waxahachie and began his radio career at KBEC in October 1980 during his senior year at Waxahachie High School (WHS). Since then, he has been an air personality, sports play by play announcer, music director, program director, operations manager, vice president, and currently serves as general manager. Ken covered the Waxahachie City Council for KBEC radio from 1985-2005.

Ken was named Outstanding Citizen of the Year in Waxahachie in 2013, served on the board of directors for the Texas Association of Broadcasters 2015-2018. He was inducted into the WHS Athletic Hall of Fame in 2016, and was a 2021 nominee for the Texas Radio Hall of Fame. Mayor Pro Tem Wright thanked the "Voice of Waxahachie" for his participation as Honorary Council Member.

7. Recognize Utility Department team members for achieving highest level of water and wastewater systems operator license

Senior Director of Utilities Kumar Gali recognized the following team members from our Utilities department for achieving the highest level of water and wastewater systems operator license:

- John Conley - Water Operator License Class A
- Wesley Vonheeder - Water Operator License Class A
- Peter Watkins - Wastewater Treatment License A

Mr. Gali thanked City Council and City Management for support in continuing education.

City Council and staff congratulated the team members for their accomplishment.

8. Public Hearing on a request by Brad Yates, for a Zoning Change from a Commercial zoning district to a Planned Development-Multi-Family-2 (PD-MF-2) zoning district, located at 600 S Rogers Street, (Property ID: 298309) – Owner: Billy K. Pruitt (ZDC-150-2023)

Action:

Billie Wallace moved to continue the Public Hearing for ZDC-150-2023 to the February 19th City Council meeting. Motion was seconded by Patrick Souter and carried unanimously (5-0).

9. Consider approval of ZDC-150-2023

No action taken.

(5a)

10. **Consider proposed Ordinance ordering an election to be held for the purpose of electing At-Large Council Members Places 1, 2, and 3, providing for the filing of applications for official ballots for said elections; designating the Elections Judge and providing for clerical personnel for said elections; designating the time and place of said elections; designating the polling location(s) for said election; and providing for a run-off election, if needed; and providing for an effective date**

The Item was presented by City Secretary Amber Villarreal.

ORDINANCE NO. 3448

AN ORDINANCE ORDERING AN ELECTION TO BE HELD FOR THE PURPOSE OF ELECTING AT-LARGE COUNCIL MEMBER PLACES 1, 2, AND 3; PROVIDING FOR THE FILING OF APPLICATIONS FOR OFFICIAL BALLOTS FOR SAID ELECTIONS; DESIGNATING THE ELECTIONS JUDGE AND PROVIDING FOR CLERICAL PERSONNEL FOR SAID ELECTIONS; DESIGNATING THE TIME AND PLACE OF SAID ELECTION; DESIGNATING THE POLLING LOCATION(S) FOR SAID ELECTION; AND PROVIDING FOR A RUN-OFF ELECTION, IF NEEDED; AND PROVIDING FOR AN EFFECTIVE DATE.

Action:

Billie Wallace moved to approve an Ordinance ordering the May 4, 2024 General Election as presented. Motion was seconded by Chris Wright and carried unanimously (5-0).

11. **Consider a Resolution accepting a petition to create the Haven Ranch Public Improvement District and calling a public hearing on the creation of the Haven Ranch Public Improvement District**

The Item was presented by City Manager Michael Scott.

RESOLUTION NO. 1358

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WAXAHACHIE, TEXAS, ACCEPTING A PETITION TO CREATE THE HAVEN RANCH PUBLIC IMPROVEMENT DISTRICT AND CALLING FOR A PUBLIC HEARING; AND PROVIDING AN EFFECTIVE DATE.

Action:

Billie Wallace moved to approve a Resolution accepting a petition to create the Haven Ranch Public Improvement District and calling for a public hearing and providing an effective date. Motion was seconded by Patrick Souter and carried unanimously (5-0).

12. **Convene into Executive Session for consultation with City Attorney to seek legal advice as permitted under Section 551.071, Texas Government Code**

Mayor Hill announced at 7:23 p.m. the City Council would convene into Executive Session for consultation with City Attorney to seek legal advice.

(5a)

13. Reconvene and take any necessary action

The meeting reconvened at 7:51 p.m.

No action taken.

14. Comments by Mayor, City Council, City Attorney and City Manager

Deputy City Manager Albert Lawrence recognized the rarity of Class A licenses in the State of Texas. He noted most cities have one or two team members with that license and the City of Waxahachie has eight team members who have achieved the certification.

Council Member Billie Wallace thanked the citizens and District Attorney Ann Montgomery for their attendance at the meeting.

Mayor Pro Tem Chris Wright thanked Ms. Montgomery for her update on the District Attorney's Office. He acknowledged the concerns of the citizens regarding animal services and noted budget discussions will begin in the spring. Mr. Wright thanked Ken Roberts for his participation, Melissa Ballard and Jimmy Poarch for providing samples of Public Improvement District closing disclosure documents, and announced Matt Pittman, Meat Church, will be on the Jimmy Fallon show on February 5, 2024.

Council Member Patrick Souter encouraged citizens to continue advocating for animal care improvements. He recognized Mayor David Hill for earning the Certified Municipal Official designation and Award of Excellence.

Mayor David Hill recognized Assistant City Secretary Jami Bonner for earning her Texas Registered Municipal Clerk designation noting his appreciation for staff continuing their education and exceed expectations.

There being no further business, the meeting adjourned at 7:59 p.m.

Respectfully submitted,

Amber Villarreal
City Secretary

(5b)



City of Waxahachie
City Secretary's Office

Special Event Application

Date submitted

Applicant Information

Applicant name: Jordan Molina

Are you representing the host organization?

Yes ☒

No ☐

Will you be the on-site point of contact during the event?

Yes ☒

No ☐

Phone:

Cell:

Email: jordan@jordanepopcorn.com

Mailing address: 315 S. Rogers Street, Waxahachie, Texas 75165

Host organization name: Waxahachie Downtown Merchant's Association

Alternate contact that will be on-site during the event.

On-site contact name: Jordan Molina

Cell:

About the Event

Event name: WDMA - Downtown Shopping Strolls with Alcohol

Location: All around Downtown - participating businesses

*An event site map is **REQUIRED** to be submitted with your application.*

Anticipated attendance: 200 participants with wristbands

Description of event: The strolls that include alcohol are ticketed events. IDs will be checked, wristbands given and maps provided with participating locations.

Guests stroll to businesses and receive samples of the advertised alcohol type.

How many times has this event been hosted before?

1st time ☐ 2 – 4 times ☐ 5 or more times ☒ Location:

Choose the best description of the event:

☐ Festival

☐ Birthday Party / Picnic

☐ Movie Screening

☐ Charitable / Fundraising

☐ Parade

☐ Community / Neighborhood

☐ Private Event

☐ Concert / Live Performance

☐ Run / Walk

☒ Other: Shopping Event

(5b)



City of Waxahachie
City Secretary's Office

Special Event Application

Event activities include (check all that apply):

- | | |
|---|--|
| <input type="checkbox"/> Amusement rides / Inflatables | <input type="checkbox"/> Food – sampled, served, or sold |
| <input type="checkbox"/> Animals / Petting Zoo | <input checked="" type="checkbox"/> Products / Services – given away, sampled, or sold |
| <input type="checkbox"/> Announcement / Speeches | <input type="checkbox"/> Live music |
| <input checked="" type="checkbox"/> Information / Literature Distribution | <input type="checkbox"/> Street closure |
| <input type="checkbox"/> DJ / Recorded Music | <input type="checkbox"/> Other: |

The event is:

- | | |
|--|---|
| <input type="radio"/> Private | <input type="radio"/> Free & open to the general public |
| <input type="radio"/> Entry by participation or registration fee | <input checked="" type="radio"/> Entry by admission fee or ticket |

Admission information, if applicable:

Include entry or participant fees, ticket prices, donations, and / or fees based on activity.

Ticket prices vary depending on type of alcohol stroll. between \$25-\$40

Event timeline:

	Date(s)	Start Time:	End Time:
Event Date	See	Events Calendar	Attached
Event Set-up	n/a		
Event Breakdown	n/a		

Run / Walk:

Please provide the start time for each distance (if applicable)

_____ 1 mile _____ 5K _____ Other distance

Please indicate your expected attendance: _____

Number of participants:

- | | |
|---------|-----------------------|
| 1-99 | <input type="radio"/> |
| 100-199 | <input type="radio"/> |
| 200-299 | <input type="radio"/> |
| 300+ | <input type="radio"/> |

Provide route on attached site map.

(5b)



City of Waxahachie
City Secretary's Office

Special Event Application

Food / Beverage:

Will the event offer food/beverages? Yes ☒ No ☐
Will event require any food preparation on-site? Yes ☐ No ☒
Will alcohol be served/sold? Yes ☒ No ☐

Sample Downtown Event/Festival Boundary Map

Code of Ordinances Ch. 4 Sec. 4-7 Alcohol at approved festivals and events

If alcohol is served/sold, a licensed peace officer(s) must be onsite throughout the event's operation and outside the perimeter to provide security. Events require one officer with an additional officer per 100 guests. Ex.: <100 attendees would require one officer, 100<200 attendees would require two officers, 200<300 attendees would require three officers, etc.

Police / Security Services:

Personnel needs (indicate all that apply) Request for services is not a guarantee that staff/volunteers will be available.

Event staff How many: _____ Date(s) & time(s): _____
Volunteers How many: _____ Date(s) & time(s): _____
Private security How many: _____ Date(s) & time(s): _____
Company name: _____

Contact name and number: _____

Off duty police How many: _____ Date(s) & time(s): _____

Have you made arrangements with the police? Yes ☐ No ☐

If no, you will be provided the information on how to make arrangements.

If yes, please provide following information for the person that you made the arrangements with:

Contact name: _____ Phone number: _____

Street Closures:

Does the event propose closing, blocking, or using City streets and/or parking lots? Yes ☐ No ☒

If yes, please list all streets, intersections, and parking lots that apply: _____

Street closings to begin on date: _____ Start time: _____ End time: _____

Will any businesses be impacted by the proposed road closure? Yes ☐ No ☐

Traffic Safety Equipment:

Does your event require traffic cones or barricades? Yes ☐ No ☒

If yes, indicate the type of equipment and how many will be used (estimated):

Traffic Cones How many: _____ Barricades How many: _____

Other: _____

Where should equipment be dropped off & picked up? _____

(5b)



City of Waxahachie
City Secretary's Office

Special Event Application

When will the traffic equipment be set-up?

Date: _____ Time: _____

When will the traffic equipment be removed?

Date: _____ Time: _____

Are you requesting the use of City traffic equipment?

Yes ☐

No ☐

Availability is not guaranteed

Streets cannot be blocked without prior approval.

Temporary Tents & Structures:

Will the event have a tent(s) larger than 10' x 20'?

Yes ☐

No ☒

List the # of tents & sizes:

Indicate locations on attached required site map.

Electrical Services:

How will electrical services be supplied?

Generator ☐

Franchise Utilities ☐

Both ☐

List contractor / supplier: _____

Explain services in detail: _____

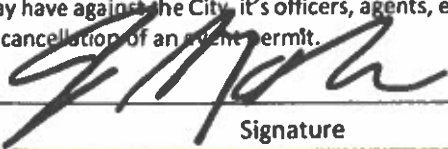
Insurance

All events taking place on City of Waxahachie property must provide a certificate of liability insurance and endorsement page. The City of Waxahachie must be listed as an "Additional Insured" in the amount of \$1 million on both pages. Please list the date of the event and location on this certificate and submit at least one month before the event. The City of Waxahachie reserves the right to increase the insurance limits based on the nature and degree of risks to the public.

If you have questions regarding City insurance coverage, please inquire with City of Waxahachie staff after submitting your event application.

Hold Harmless Clause

Applicant / organization shall assume all risks incident to or in connection with the approved activity and shall be solely responsible for damage or injury, of whatever kind or nature, to person or property, directly or indirectly arising out of or in connection with the approved activity or the conduct of applicant's operation. Applicant hereby expressly agrees to defend and save the City, its officers, agents, employees and representatives harmless from any penalties for violation of any law, ordinance, or regulation affecting its activity and from any and all claims, suits, losses, damages or injuries directly or indirectly out of or in connection with the approved activities or conduct of its operation or resulting from the negligence or intentional acts or omissions of applicant or its officers, agents, and employees. Due to Covid-19, I also understand approval of my event is subject to the then current necessary precautions resulting from Covid case trends as well as any change in accordance with federal, state or local orders. Furthermore, by signing this application, applicant hereby agrees to waive any and all claims that applicant may have against the City, its officers, agents, employees, and representatives arising out of or in connection with the revocation or cancellation of an event permit.



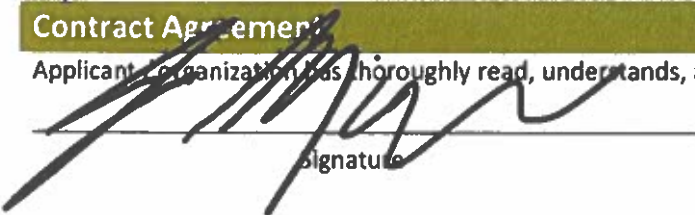
Signature

02/13/2024

Date

Contract Agreement

Applicant / organization has thoroughly read, understands, and agrees to all conditions listed on this application.



Signature

02/13/2024

Date

2/6/24, 9:49 AM

(56)

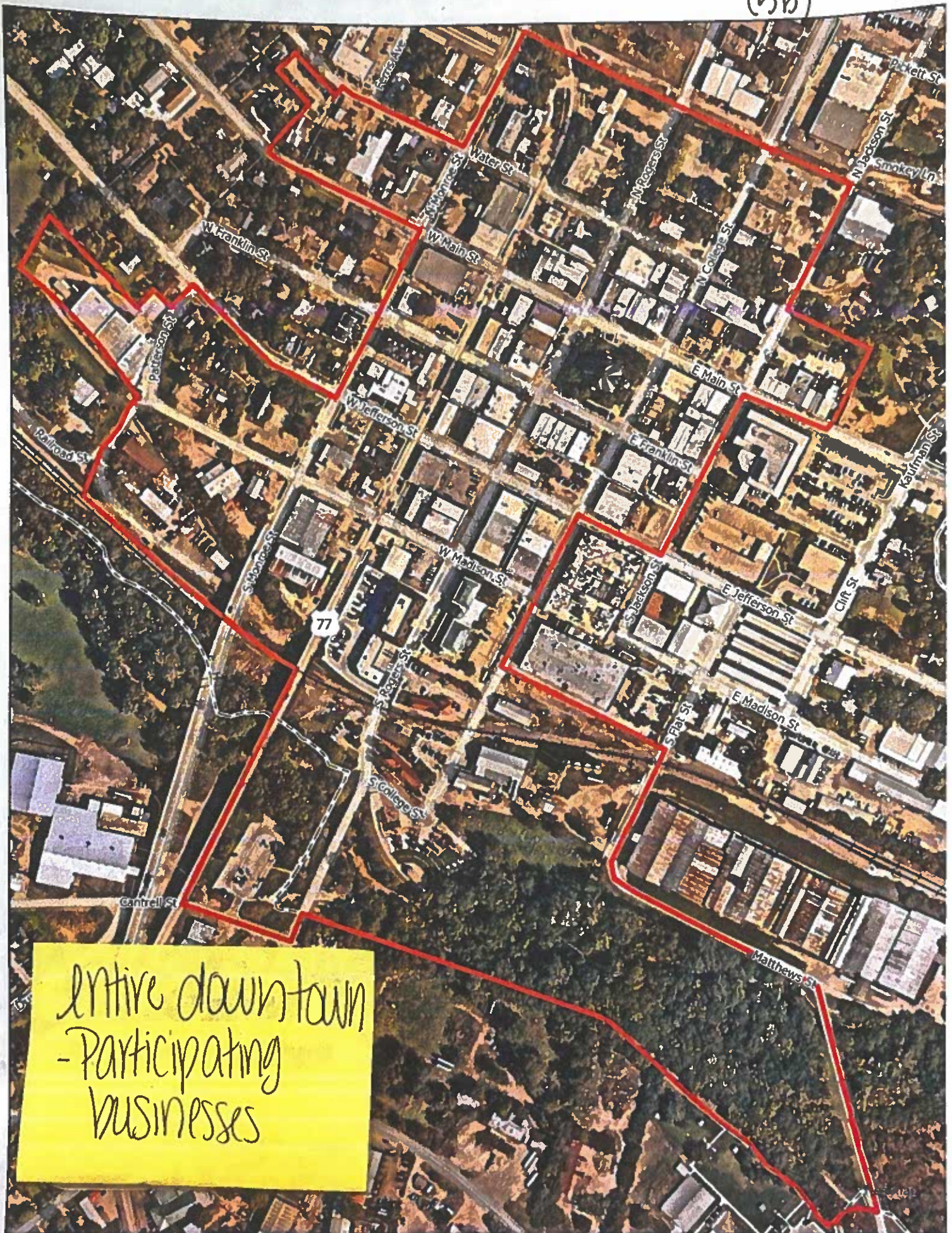
Jordan E.'s Popcorn & Candy Co. Mail - WDMA meeting Wednesday, 2/7 Parks & Rec Building 8:30am

DATE	2024 DOWNTOWN WAXAHACHIE EVENTS
JAN 11	LNO
FEB 3	SWEET TREAT STROLL
FEB 8	LNO
FEB 10	HACHIE GRAS - PARADE 11AM
MAR 14	LNO
MAR 30	WINE STROLL 1-5P
APR 6-8	SOLAR ECLIPSE
APR 11	LNO
APR 13	COWBOY POETRY
APR 13	EVENT/STROLL TBD
APR 19-21	ANTIQUÉ ALLEY/VINT MKT DAYS
APR 20-21	BIG TOP SHOPPING EVENT
MAY 4	CINCO CELEBRATION
MAY 9	LNO
MAY 11	MUFFINS W/MOM
MAY 11	JUNK IN THE TRUNK
JUNE 1-2	GINGERBREAD TRAIL
JUNE 1	ANTIQUES/BOUTHQUES MARKET
JUNE 13	LNO
JUNE 29	LIBERTY & LEMONADE 10-5P
JULY 3-4	3-CRAPE MYRTLE FEST / 4-PARADE
JULY 11	LNO
JUL15-20	Christmas in July
AUG 8	LNO
AUG9-11	TAX FREE WEEKEND
AUG 10	BACK TO SCHOOL BASH
SEPT 12	LNO
SEPT 21	JUNK IN THE TRUNK
OCT 10	LNO / FAN FEST @RYD PARK
OCT 19	PRE HALLOWEEN PARTY 10-5
OCT 26	TX COUNTRY REPORTER FESTIVAL
OCT 31	Trick or Treat on the Square
NOV 9	JUNK IN THE TRUNK
NOV 14	LNO
NOV 22	PINK FRIDAY
NOV 30	SMALL BIZ SAT. BINGO
DEC 3	PARADE
DEC 9	LNO
DEC 14	CHRISTMAS BEER STROLL
DEC 13-14	CARRIAGE RIDES
DEC 20-21	CARRIAGE RIDES

highlighted events
have alcohol.

June 15- fathers day event/stroll

(5b)



entire downtown
- Participating
businesses



City of Waxahachie
City Secretary's Office

Special Event Application

Date submitted

Applicant Information

Applicant name: Mike Tull

Are you representing the host organization?

Yes ☒

No ☐

Will you be the on-site point of contact during the event?

Yes ☒

No ☐

Phone:

Cell:

Email:

Mailing address: 136 Mustang Creek Drive, Waxahachie, TX. 75165

Host organization name: The Rotary Club of Waxahachie

Alternate contact that will be on-site during the event.

On-site contact name: Betty Antebi

Cell:

About the Event

Event name: Sleep In Heavenly Peace Build a Bed Project

Date: 4/27/2024

Location: Getzendaner Park, Large Pavilion and surrounding areas within 100 feet

An event site map is REQUIRED to be submitted with your application.

Anticipated attendance: 60

Description of event: Volunteers will build prefabricated beds for children in Ellis County

Sleep in Heavenly Peace (Builds by Lions Club held previously)

	Date(s)	Start Time:	End Time:
Event Date	4/27/2024	9:00 AM	2:00 PM
Event Set-up	4/27/2024	7:30 AM	2:00 PM
Event Breakdown	4/27/2024	1:30 PM	BY 2:30 PM

How many times has this event been hosted before?

1st time ☐

2 – 4 times ☒

5 or more times ☐

Location:

(50)



City of Waxahachie
City Secretary's Office

Special Event Application

Choose the best description of the event:

- | | |
|---------------------------------------|---|
| <input type="radio"/> Festival | <input type="radio"/> Birthday Party / Picnic |
| <input type="radio"/> Movie Screening | <input type="radio"/> Charitable / Fundraising |
| <input type="radio"/> Parade | <input type="radio"/> Community / Neighborhood |
| <input type="radio"/> Private Event | <input type="radio"/> Concert / Live Performance |
| <input type="radio"/> Run / Walk | <input checked="" type="radio"/> Other: Community Service Project |

Event activities include (check all that apply):

- | | |
|--|---|
| <input type="checkbox"/> Amusement rides / Inflatables | <input type="checkbox"/> Food – sampled, served, or sold |
| <input type="checkbox"/> Animals / Petting Zoo | <input type="checkbox"/> Products / Services – given away, sampled, or sold |
| <input type="checkbox"/> Announcement / Speeches | <input type="checkbox"/> Live music |
| <input type="checkbox"/> Information / Literature Distribution | <input type="checkbox"/> Street closure |
| <input type="checkbox"/> DJ / Recorded Music | <input checked="" type="checkbox"/> Other: Need Yellow Gate Drive access for delay. |

The event is:

- | | |
|--|--|
| <input type="radio"/> Private | <input checked="" type="radio"/> Free & open to the general public |
| <input type="radio"/> Entry by participation or registration fee | <input type="radio"/> Entry by admission fee or ticket |

Admission information, if applicable:

Include entry or participant fees, ticket prices, donations, and / or fees based on activity.

Club and community volunteers participating in building beds needed for children in Ellis County including Waxahachie.

Run / Walk:

Please provide the start time for each distance (if applicable)

_____ 1 mile _____ 5K _____ Other distance

Please indicate your expected attendance: _____

Number of participants:

- | | |
|---------|-----------------------|
| 1-99 | <input type="radio"/> |
| 100-199 | <input type="radio"/> |
| 200-299 | <input type="radio"/> |
| 300+ | <input type="radio"/> |

Provide route on attached site map.

(5c)



City of Waxahachie
City Secretary's Office

Special Event Application

Food / Beverage:

Will the event offer food/beverages? Yes ☐ No ☒
Will event require any food preparation on-site? Yes ☐ No ☒
Will alcohol be served/sold? Yes ☐ No ☒

Code of Ordinances Ch. 4 Sec. 4-7 Alcohol at approved festivals and events

If alcohol is served/sold, a licensed peace officer(s) must be onsite throughout the event's operation and outside the perimeter to provide security. Events require one officer with an additional officer per 100 guests. Ex.: <100 attendees would require one officer, 100<200 attendees would require two officers, 200<300 attendees would require three officers, etc.

Police / Security Services:

Personnel needs (indicate all that apply) Request for services is not a guarantee that staff/volunteers will be available.

Event staff How many: 0 Date(s) & time(s): _____
Volunteers How many: 0 Date(s) & time(s): _____
Private security How many: 0 Date(s) & time(s): _____

Company name: _____

Contact name and number: _____

Off duty police How many: 0 Date(s) & time(s): _____

Have you made arrangements with the police? Yes ☐ No ☒

If no, you will be provided the information on how to make arrangements.

If yes, please provide following information for the person that you made the arrangements with:

Contact name: _____ Phone number: _____

Street Closures:

Does the event propose closing, blocking, or using City streets and/or parking lots? Yes ☐ No ☒

If yes, please list all streets, intersections, and parking lots that apply: _____

Street closings to begin on date: _____ Start time: _____ End time: _____

Will any businesses be impacted by the proposed road closure? Yes ☐ No ☐

City Equipment:

Are you requesting the use of City equipment? Yes ☐ No ☒

Availability is not guaranteed

Streets cannot be blocked without prior approval.

If yes, indicate the type of equipment and how many will be used (estimated):

Traffic Cones How many: _____ Barricades How many: _____

(50)



City of Waxahachie
City Secretary's Office

Special Event Application

Other: _____

Where should equipment be dropped off & picked up? _____

When will the equipment be set-up?

Date: _____ Time: _____

When will the equipment be removed?

Date: _____ Time: _____

Temporary Tents & Structures:

Will the event have a tent(s) larger than 10' x 20'?

Yes ☐

No ☒

List the # of tents & sizes:

Indicate locations on attached required site map.

Electrical Services:

How will electrical services be supplied?

Generator ☐

Franchise Utilities ☐

Both ☐

List contractor / supplier: _____

Explain services in detail:

Will use pavilion outlets.

Insurance

All events taking place on City of Waxahachie property must provide a certificate of liability insurance and endorsement page. The City of Waxahachie must be listed as an "Additional Insured" in the amount of \$1 million on both pages. Please list the date of the event and location on this certificate and submit at least one month before the event. The City of Waxahachie reserves the right to increase the insurance limits based on the nature and degree of risks to the public.

If you have questions regarding City insurance coverage, please inquire with City of Waxahachie staff after submitting your event application.

Hold Harmless Clause

Applicant / organization shall assume all risks incident to or in connection with the approved activity and shall be solely responsible for damage or injury, of whatever kind or nature, to person or property, directly or indirectly arising out of or in connection with the approved activity or the conduct of applicant's operation. Applicant hereby expressly agrees to defend and save the City, its officers, agents, employees and representatives harmless from any penalties for violation of any law, ordinance, or regulation affecting its activity and from any and all claims, suits, losses, damages or injuries directly or indirectly out of or in connection with the approved activities or conduct of its operation or resulting from the negligence or intentional acts or omissions of applicant or its officers, agents, and employees. Due to Covid-19, I also understand approval of my event is subject to the then current necessary precautions resulting from Covid case trends as well as any change in accordance with federal, state or local orders. Furthermore, by signing this application, applicant hereby agrees to waive any and all claims that applicant may have against the City, its officers, agents, employees, and representatives arising out of or in connection with the revocation or cancellation of an event permit.

Mike Tull

Digitally signed by Mike Tull
Date: 2024.01.29 16:32:20 -06'00'

Signature

Date

Contract Agreement

Applicant / organization has thoroughly read, understands, and agrees to all conditions listed on this application.

Mike Tull

Digitally signed by Mike Tull
Date: 2024.01.29 16:32:40 -06'00'

Signature

Date

Email completed Special Events Application and site map to

Jami Bonner at Jami.Bonner@waxahachie.com.



Getzendaner Memorial Park Texas

Rotary Club of Waxahachie SHP Build a Bed Project
4/27/2024 Event Application Attachment
Project Diagram

Waxahachie
Chautauqua

Using Tree Shaded Areas
for work area

Yellow vehicle gate access
needed for delivery & pickup

GETZENDANER MEMORIAL PARK

Using Main 40' Pavilion
& 7 Picnic Tables for work area

 Getzendaner
Memorial Park

Rotary Club of Waxahachie
SHP Build a Bed Project
4/27/2024
Project Diagram

0 50 100 150 200 Feet

(5C)



City of Waxahachie
City Secretary's Office

(5d)

Special Event Application

Date submitted

Applicant Information

Applicant name: Ramona Norman

Are you representing the host organization?

Yes ☒

No ☐

Will you be the on-site point of contact during the event?

Yes ☒

No ☐

Phone:

Cell:

Email: ellisrainbowroom@gmail.com

Mailing address: P.O. Box 3231, Waxahachie, TX 75167

Host organization name: Community Partners of Ellis County, Inc. dba Rainbow Room of Ellis County

Alternate contact that will be on-site during the event.

On-site contact name: Alicia Brown Eguia

Cell:

About the Event

Event name: Rainbow Room Fun Run

Location: Railyard Park

*An event site map is **REQUIRED** to be submitted with your application.*

Anticipated attendance: 50 to 100

Description of event: Charity Fun Run to bring awareness to our organization and child abuse awareness month.

How many times has this event been hosted before?

1st time ☐

2 – 4 times ☐

5 or more times ☒

Location:

Choose the best description of the event:

☐

Festival

☐

Movie Screening

☐

Parade

☐

Private Event

☒

Run / Walk

☐

Birthday Party / Picnic

☐

Charitable / Fundraising

☐

Community / Neighborhood

☐

Concert / Live Performance

☐

Other:

(5d)



City of Waxahachie
City Secretary's Office

Special Event Application

Event activities include (check all that apply):

- | | |
|---|---|
| <input type="checkbox"/> Amusement rides / Inflatables | <input checked="" type="checkbox"/> Food – sampled, served, or sold |
| <input type="checkbox"/> Animals / Petting Zoo | <input type="checkbox"/> Products / Services – given away, sampled, or sold |
| <input checked="" type="checkbox"/> Announcement / Speeches | <input type="checkbox"/> Live music |
| <input checked="" type="checkbox"/> Information / Literature Distribution | <input type="checkbox"/> Street closure |
| <input checked="" type="checkbox"/> DJ / Recorded Music | <input checked="" type="checkbox"/> Other: 5k/.5 mile fun run |

The event is:

- | | |
|---|---|
| <input type="radio"/> Private | <input type="radio"/> Free & open to the general public |
| <input checked="" type="radio"/> Entry by participation or registration fee | <input type="radio"/> Entry by admission fee or ticket |

Admission information, if applicable:

Include entry or participant fees, ticket prices, donations, and / or fees based on activity.

Participants will sign-up online for free with donations accepted

Event timeline:

	Date(s)	Start Time:	End Time:
Event Date	4/27/24	10:00 a.m.	Noon
Event Set-up	4/27/24	7:30 a.m.	9:30 a.m.
Event Breakdown	4/27/24	Noon	1 p.m.

Run / Walk:

Please provide the start time for each distance (if applicable)

10:15 a.m. 1 mile 10:00 a.m. 5K Other distance

Please indicate your expected attendance: 50 to 100

Number of participants:

- | | |
|---------|----------------------------------|
| 1-99 | <input checked="" type="radio"/> |
| 100-199 | <input type="radio"/> |
| 200-299 | <input type="radio"/> |
| 300+ | <input type="radio"/> |

Provide route on attached site map.

(5d)



City of Waxahachie
City Secretary's Office

Special Event Application

Food / Beverage:

Will the event offer food/beverages? Yes ☒ No ☐
Will event require any food preparation on-site? Yes ☐ No ☒
Will alcohol be served/sold? Yes ☐ No ☒

[Sample Downtown Event/Festival Boundary Map](#)

[Code of Ordinances Ch. 4 Sec. 4-7 Alcohol at approved festivals and events](#)

If alcohol is served/sold, a licensed peace officer(s) must be onsite throughout the event's operation and outside the perimeter to provide security. Events require one officer with an additional officer per 100 guests. Ex.: <100 attendees would require one officer, 100<200 attendees would require two officers, 200<300 attendees would require three officers, etc.

Police / Security Services:

Personnel needs (indicate all that apply) Request for services is not a guarantee that staff/volunteers will be available.

Event staff How many: _____ Date(s) & time(s): _____
Volunteers How many: 10 to 15 provided by us Date(s) & time(s): 4/27/24
Private security How many: _____ Date(s) & time(s): _____
Company name: _____

Contact name and number: _____

Off duty police How many: _____ Date(s) & time(s): _____
Have you made arrangements with the police? Yes ☐ No ☐

If no, you will be provided the information on how to make arrangements.

If yes, please provide following information for the person that you made the arrangements with:

Contact name: _____ Phone number: _____

Street Closures:

Does the event propose closing, blocking, or using City streets and/or parking lots? Yes ☐ No ☒

If yes, please list all streets, intersections, and parking lots that apply: _____

Street closings to begin on date: _____ Start time: _____ End time: _____

Will any businesses be impacted by the proposed road closure? Yes ☐ No ☐

Traffic Safety Equipment:

Does your event require traffic cones or barricades? Yes ☒ No ☐

If yes, indicate the type of equipment and how many will be used (estimated):

Traffic Cones How many: 4 Barricades How many: _____

Other: _____

Where should equipment be dropped off & picked up? Railyard Park

(5d)



City of Waxahachie
City Secretary's Office

Special Event Application

When will the traffic equipment be set-up?

Date: 4/27/24

Time: 8 a.m.

When will the traffic equipment be removed?

Date: _____

Time: Noon

Are you requesting the use of City traffic equipment?

Yes ☒

No ☐

Availability is not guaranteed

Streets cannot be blocked without prior approval.

Temporary Tents & Structures:

Will the event have a tent(s) larger than 10' x 20'?

Yes ☐

No ☒

List the # of tents & sizes:

Indicate locations on attached required site map.

Electrical Services:

How will electrical services be supplied?

Generator ☐

Franchise Utilities ☐

Both ☐

List contractor / supplier: _____

Explain services in detail: _____

Insurance

All events taking place on City of Waxahachie property must provide a certificate of liability insurance and endorsement page. The City of Waxahachie must be listed as an "Additional Insured" in the amount of \$1 million on both pages. Please list the date of the event and location on this certificate and submit at least one month before the event. The City of Waxahachie reserves the right to increase the insurance limits based on the nature and degree of risks to the public.

If you have questions regarding City insurance coverage, please inquire with City of Waxahachie staff after submitting your event application.

Hold Harmless Clause

Applicant / organization shall assume all risks incident to or in connection with the approved activity and shall be solely responsible for damage or injury, of whatever kind or nature, to person or property, directly or indirectly arising out of or in connection with the approved activity or the conduct of applicant's operation. Applicant hereby expressly agrees to defend and save the City, it's officers, agents, employees and representatives harmless from any penalties for violation of any law, ordinance, or regulation affecting its activity and from any and all claims, suits, losses, damages or injuries directly or indirectly out of or in connection with the approved activities or conduct of its operation or resulting from the negligence or intentional acts or omissions of applicant or its officers, agents, and employees. Due to Covid-19, I also understand approval of my event is subject to the then current necessary precautions resulting from Covid case trends as well as any change in accordance with federal, state or local orders. Furthermore, by signing this application, applicant hereby agrees to waive any and all claims that applicant may have against the City, it's officers, agents, employees, and representatives arising out of or in connection with the revocation or cancellation of an event permit.

Signature

01/29/24

Date

Contract Agreement

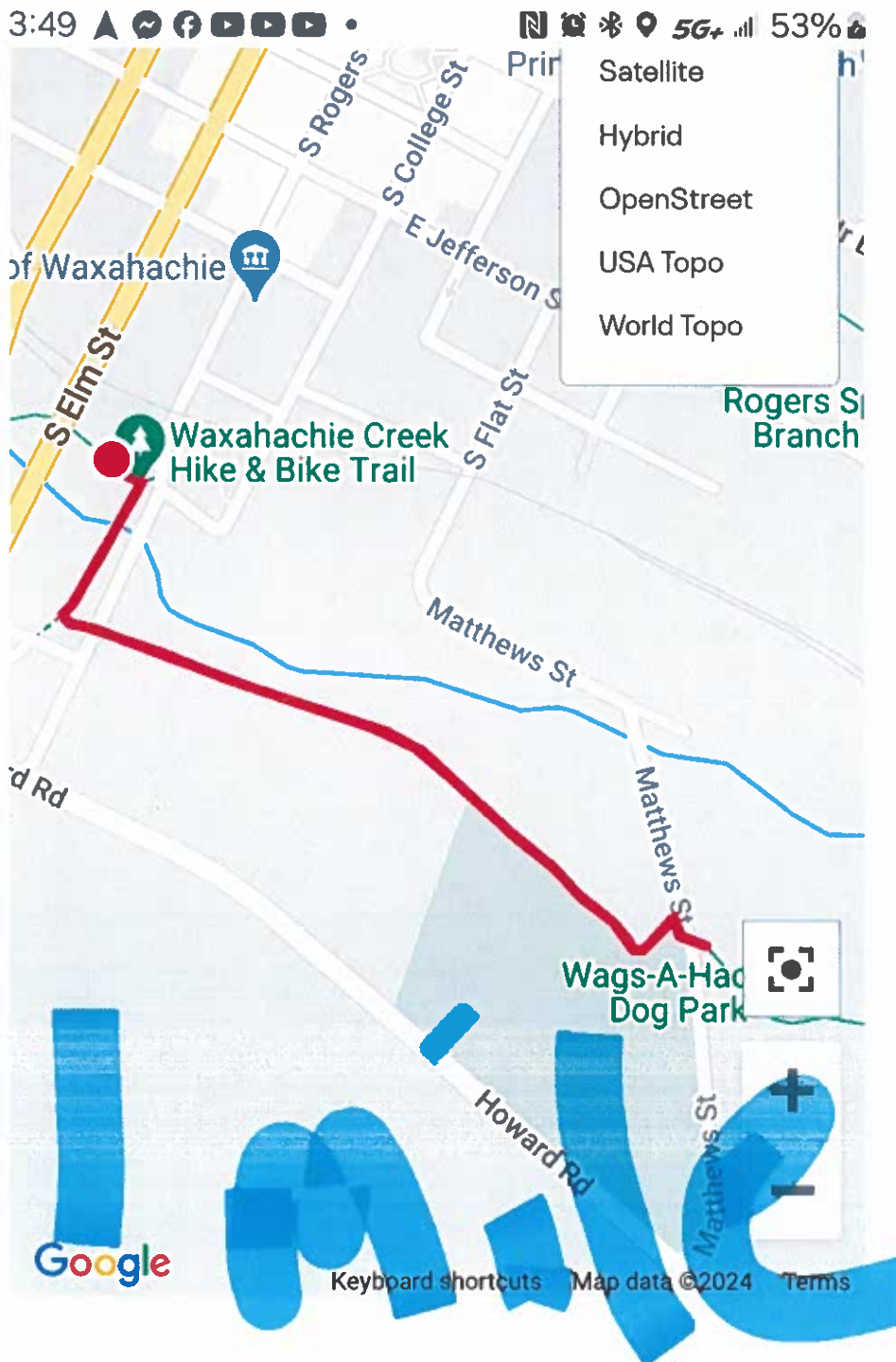
Applicant / organization has thoroughly read, understands, and agrees to all conditions listed on this application.

Signature

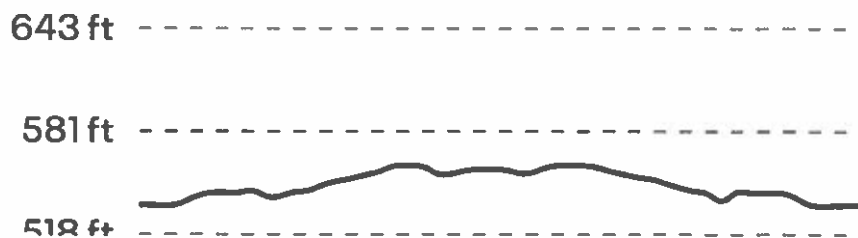
01/29/24

Date

(5d)



Elevation	Start	Max	Gain
	537 ft	561 ft	20 ft



(5d)

3:50

Print

5G+ 53%

Download



Start

Max

Gain

(5d)

10:58

of Commerce

82%

← Railyard Park, 455 S Coll...



Rogers St

S Rogers St

S College St

Waxahachie Creek
Hike & Bike Trail



Fresh
Busier



Live





City of Waxahachie
City Secretary's Office

(5e)
Special Event Application

Date submitted 1/30/24

Applicant Information

Applicant name: Cynthia Herrera

Are you representing the host organization? Yes ☒ No ☐

Will you be the on-site point of contact during the event? Yes ☒ No ☐

Phone: _____ Cell: _____

Email: _____

Mailing address: 418 W. Franklin, Wax. 75165

Host organization name: Ellis County Hispanic Organization

Alternate contact that will be on-site during the event.

On-site contact name: Jose Villarreal Cell: _____

About the Event

Event name: Cinco De Mayo

Location: Downtown Waxahachie

An event site map is **REQUIRED** to be submitted with your application.

Anticipated attendance: 5 thousand

Description of event: Festival

How many times has this event been hosted before?

1st time ☐ 2 – 4 times ☐ 5 or more times ☒ Location: Downtown

Choose the best description of the event:

☒ Festival

☐ Movie Screening

☐ Parade

☐ Private Event

☐ Run / Walk

☐ Birthday Party / Picnic

☐ Charitable / Fundraising

☐ Community / Neighborhood

☐ Concert / Live Performance

☐ Other: _____



City of Waxahachie
City Secretary's Office

(5e)

Special Event Application

Event activities include (check all that apply):

- | | |
|---|--|
| <input checked="" type="checkbox"/> Amusement rides / Inflatables | <input checked="" type="checkbox"/> Food – sampled, served, or sold |
| <input type="checkbox"/> Animals / Petting Zoo | <input checked="" type="checkbox"/> Products / Services – given away, sampled, or sold |
| <input checked="" type="checkbox"/> Announcement / Speeches | <input checked="" type="checkbox"/> Live music |
| <input checked="" type="checkbox"/> Information / Literature Distribution | <input checked="" type="checkbox"/> Street closure |
| <input checked="" type="checkbox"/> DJ / Recorded Music | <input checked="" type="checkbox"/> Other: Beer, car show, Folklorico |

The event is:

- | | |
|--|--|
| <input type="radio"/> Private | <input checked="" type="radio"/> Free & open to the general public |
| <input type="radio"/> Entry by participation or registration fee | <input type="radio"/> Entry by admission fee or ticket |

Admission information, if applicable:

Include entry or participant fees, ticket prices, donations, and / or fees based on activity.

Event timeline:

	Date(s)	Start Time:	End Time:
Event Date	May 4, 2024	11:00 am	11:00 pm
Event Set-up	May 4, 2024	7:00 am	11:00 am
Event Breakdown	May 4, 2024	11:00 pm	1:00 am - May 5, 2024

Run / Walk:

Please provide the start time for each distance (if applicable)

_____ 1 mile _____ 5K _____ Other distance

Please indicate your expected attendance: _____

Number of participants:

- | | |
|---------|-----------------------|
| 1-99 | <input type="radio"/> |
| 100-199 | <input type="radio"/> |
| 200-299 | <input type="radio"/> |
| 300+ | <input type="radio"/> |

Provide route on attached site map.



Food / Beverage:

Will the event offer food/beverages? Yes ☒ No ☐
Will event require any food preparation on-site? Yes ☒ No ☐
Will alcohol be served/sold? Yes ☒ No ☐

[Sample Downtown Event/Festival Boundary Map](#)

[Code of Ordinances Ch. 4 Sec. 4-7 Alcohol at approved festivals and events](#)

If alcohol is served/sold, a licensed peace officer(s) must be onsite throughout the event's operation and outside the perimeter to provide security. Events require one officer with an additional officer per 100 guests. Ex.: <100 attendees would require one officer, 100<200 attendees would require two officers, 200<300 attendees would require three officers, etc.

Police / Security Services:

Personnel needs (indicate all that apply) Request for services is not a guarantee that staff/volunteers will be available.

Event staff How many: 6 Date(s) & time(s): May 4, 2024 7:00am - 1:00am
Volunteers How many: ? Date(s) & time(s): May 4, 2024 7:00am - 1:00am
Private security How many: ? Date(s) & time(s): May 4, 2024 11:00am - 11:30p

Company name: Safe Venues LLC

Contact name and number: Rosie Martinez 214-893-9999

Off duty police How many: ? Date(s) & time(s): May 4, 2023 11:00am - 11:30

Have you made arrangements with the police? Yes ☐ No ☒

If no, you will be provided the information on how to make arrangements.

If yes, please provide following information for the person that you made the arrangements with:

Contact name: Phone number:

Street Closures:

Does the event propose closing, blocking, or using City streets and/or parking lots? Yes ☒ No ☐

If yes, please list all streets, intersections, and parking lots that apply: Franklin, Rogers,

College, Jackson

Street closings to begin on date: May 3, 2024 Start time: 5:00pm End time: May 4, 2024 7:00am

Will any businesses be impacted by the proposed road closure? Yes ☒ No ☐

Traffic Safety Equipment:

Does your event require traffic cones or barricades? Yes ☒ No ☐

If yes, indicate the type of equipment and how many will be used (estimated):

Traffic Cones How many: ? Barricades How many: ?

Other: generator, 15 plus porta potties, Steel Barriers, Trash cans, trash

Where should equipment be dropped off & picked up? hand sanitizer (2 dumpsters)
Pocket park



City of Waxahachie
City Secretary's Office

Special Event Application

(5c)

When will the traffic equipment be set-up?

Date: May 2, 2024 Time: 5:00pm

When will the traffic equipment be removed?

Date: May 5, 2024 Time: 1:00am

Are you requesting the use of City traffic equipment?

Availability is not guaranteed

Streets cannot be blocked without prior approval.

Temporary Tents & Structures:

Will the event have a tent(s) larger than 10' x 20'?

Yes ☒ No ☐

List the # of tents & sizes: ?

Indicate locations on attached required site map.

Electrical Services:

How will electrical services be supplied?

Generator ☒

Franchise Utilities ☒

Both ☒

List contractor / supplier:

City of Wax

Explain services in detail:

Need Generator to supply power to stage

Insurance

All events taking place on City of Waxahachie property must provide a certificate of liability insurance and endorsement page. The City of Waxahachie must be listed as an "Additional Insured" in the amount of \$1 million on both pages. Please list the date of the event and location on this certificate and submit at least one month before the event. The City of Waxahachie reserves the right to increase the insurance limits based on the nature and degree of risks to the public.

If you have questions regarding City insurance coverage, please inquire with City of Waxahachie staff after submitting your event application.

Hold Harmless Clause

Applicant / organization shall assume all risks incident to or in connection with the approved activity and shall be solely responsible for damage or injury, of whatever kind or nature, to person or property, directly or indirectly arising out of or in connection with the approved activity or the conduct of applicant's operation. Applicant hereby expressly agrees to defend and save the City, it's officers, agents, employees and representatives harmless from any penalties for violation of any law, ordinance, or regulation affecting its activity and from any and all claims, suits, losses, damages or injuries directly or indirectly out of or in connection with the approved activities or conduct of its operation or resulting from the negligence or intentional acts or omissions of applicant or its officers, agents, and employees. Due to Covid-19, I also understand approval of my event is subject to the then current necessary precautions resulting from Covid case trends as well as any change in accordance with federal, state or local orders. Furthermore, by signing this application, applicant hereby agrees to waive any and all claims that applicant may have against the City, it's officers, agents, employees, and representatives arising out of or in connection with the revocation or cancellation of an event permit.

Cynthia H. Hense
Signature

1/29/24
Date

Contract Agreement

Applicant / organization has thoroughly read, understands, and agrees to all conditions listed on this application.

Cynthia H. Hense
Signature

1/29/24
Date

Attachment (5c)

We will need street closer from Elm St to Franklin St. for stage on May 3, 2024 to set up stage
Close until stage is set up on Rogers to Franklin

We will talk to WPD on a couple of security.
The rest will be private security

We have made arrangements with Eubanks Florist
on Van to make their deliveries

(5e)

CINCO MAP

DATE :5/4/24

TIME :11A-11P

EMAIL : ELLISCOUNTYHISPANICORG@GMAIL.COM

-  STAGE
-  ALL VENDORS
-  BEER STANDS



(5e)

February 7, 2024

Waxahachie City Council
PO Box 757
Waxahachie, TX 75168



Re: Cinco de Mayo Festival

Dear Council Members:

Please let this letter serve as support from the Waxahachie Downtown Merchants Association (WDMA) for ECHO's Cinco de Mayo Festival to shut down streets as outlined in their submitted event application.

On February 7th, 2024, during a regularly scheduled member meeting, the WDMA voted unanimously to approve the motion supporting this event and all necessary street closures pertaining to it. The association understands the significant impact a street closure has on downtown businesses and has taken this into consideration during the discussion and approval for support of this event.

This discussion and vote have been recorded in our meeting minutes and can be made available upon request.

A handwritten signature in black ink that reads 'Jordan Molina'. The signature is fluid and cursive, with the first name 'Jordan' and last name 'Molina' clearly distinguishable.

Jordan Molina
President - WDMA

(5c)

E.C.H.O will be hosting its yearly Cinco de Mayo celebration on Saturday May 4th 2024 from 11am to 11pm in downtown Waxahachie. There will be various vendors present, live music and lots of fun for the entire family.

Our organization is requesting the closure of Franklin St, College St, Rogers St. and Jackson St. We appreciate the continued support of our festival and look forward to another successful year.

Your truly,

Cynthia Herrera and Jose Villarreal
President Vice President

Name of your business:

Beatty + Sipes Law PLLC

I AGREE TO STREET CLOSURES

SIGNATURE:

Larry Beatty

(5e)

E.C.H.O will be hosting its yearly Cinco de Mayo celebration on Saturday May 4th 2024 from 11am to 11pm in downtown Waxahachie. There will be various vendors present, live music and lots of fun for the entire family.

Our organization is requesting the closure of Franklin St, College St, Rogers St. and Jackson St. We appreciate the continued support of our festival and look forward to another successful year.

Your truly,

Cynthia Herrera and Jose Villarreal
President Vice President

Name of your business:

Heart in Hand Waxahachie

I AGREE TO STREET CLOSURES

SIGNATURE: Tom Wright

(5e)

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Our organization is requesting the closure of Franklin St, College St, Rogers St. and Jackson St. We appreciate the continued support of our festival and look forward to another successful year.

Your truly,

Cynthia Herrera and Jose Villarreal
President Vice President

Name of your business:

Ellis County Museum

I AGREE TO STREET CLOSURES

SIGNATURE: 

(5e)

E.C.H.O will be hosting its yearly Cinco de Mayo celebration on Saturday May 4th 2024 from 11am to 11pm in downtown Waxahachie. There will be various vendors present, live music and lots of fun for the entire family.

Our organization is requesting the closure of Franklin St, College St, Rogers St. and Jackson St. We appreciate the continued support of our festival and look forward to another successful year.

Your truly,

Cynthia Herrera and Jose Villarreal
President Vice President

Name of your business:

Cheyenne Ranch Boutique

I AGREE TO STREET CLOSURES

SIGNATURE: Borlino

(5e)

E.C.H.O will be hosting its yearly Cinco de Mayo celebration on Saturday May 4th 2024 from 11am to 11pm in downtown Waxahachie. There will be various vendors present, live music and lots of fun for the entire family.

Our organization is requesting the closure of Franklin St, College St, Rogers St. and Jackson St. We appreciate the continued support of our festival and look forward to another successful year.

Your truly,

Cynthia Herrera and Jose Villarreal
President Vice President

Name of your business:

Bishop Law

I AGREE TO STREET CLOSURES

SIGNATURE: 

(5e)

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Our organization is requesting the closure of Franklin St, College St, Rogers St. and Jackson St. We appreciate the continued support of our festival and look forward to another successful year.

Your truly,

Cynthia Herrera and Jose Villarreal
President Vice President

Name of your business:

McGuire Law Office

I AGREE TO STREET CLOSURES

SIGNATURE:

Conor J. McGuire

(5e)

E.C.H.O will be hosting its yearly Cinco de Mayo celebration on Saturday May 4th 2024 from 11am to 11pm in downtown Waxahachie. There will be various vendors present, live music and lots of fun for the entire family.

Our organization is requesting the closure of Franklin St, College St, Rogers St. and Jackson St. We appreciate the continued support of our festival and look forward to another successful year.

Your truly,

Cynthia Herrera and Jose Villarreal
President Vice President

Name of your business:

A-1 Bail Bonds

I AGREE TO STREET CLOSURES

SIGNATURE: 

(5e)

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Our organization is requesting the closure of Franklin St, College St, Rogers St. and Jackson St. We appreciate the continued support of our festival and look forward to another successful year.

Your truly,

Cynthia Herrera and Jose Villarreal
President Vice President

Name of your business:

Sweet Peas Boutique

I AGREE TO STREET CLOSURES

SIGNATURE: Denise Rodriguez

(5e)

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Our organization is requesting the closure of Franklin St, College St, Rogers St. and Jackson St. We appreciate the continued support of our festival and look forward to another successful year.

Your truly,

Cynthia Herrera and Jose Villarreal
President Vice President

Name of your business:

Katrina Evans and Associates, PC

I AGREE TO STREET CLOSURES

SIGNATURE: Katrina Evans

(5e)

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Your truly,

Cynthia Herrera and Jose Villarreal
President Vice President

Name of your business:

Big A's Down the Hatch

I AGREE TO STREET CLOSURES

SIGNATURE: 

(5e)

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Our organization is requesting the closure of Franklin St, College St, Rogers St. and Jackson St. We appreciate the continued support of our festival and look forward to another successful year.


Your truly,

Cynthia Herrera and Jose Villarreal
President Vice President

Name of your business:

Vaquera's Boutique

I AGREE TO STREET CLOSURES

SIGNATURE: 

(5c)

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Your truly,

Cynthia Herrera and Jose Villarreal
President Vice President

Name of your business:

Prickly Boba

I AGREE TO STREET CLOSURES

SIGNATURE: Kenna Lehman

(5c)

E.C.H.O will be hosting its yearly Cinco de Mayo celebration on Saturday May 4th 2024 from 11am to 11pm in downtown Waxahachie. There will be various vendors present, live music and lots of fun for the entire family.

Our organization is requesting the closure of Franklin St, College St, Rogers St. and Jackson St. We appreciate the continued support of our festival and look forward to another successful year.

Your truly,

Cynthia Herrera and Jose Villarreal
President Vice President

Name of your business:

Olivia Jayde salon

I AGREE TO STREET CLOSURES

SIGNATURE: 

(5e)

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Our organization is requesting the closure of Franklin St, College St, Rogers St. and Jackson St. We appreciate the continued support of our festival and look forward to another successful year.

Your truly,

Cynthia Herrera and Jose Villarreal
President Vice President

Name of your business:

The Oily Bar Soapery

I AGREE TO STREET CLOSURES

SIGNATURE:

Kalle Hume

(5e)

E.C.H.O will be hosting its yearly Cinco de Mayo celebration on Saturday May 4th 2024 from 11am to 11pm in downtown Waxahachie. There will be various vendors present, live music and lots of fun for the entire family.

Our organization is requesting the closure of Franklin St, College St, Rogers St. and Jackson St. We appreciate the continued support of our festival and look forward to another successful year.

Your truly,

Cynthia Herrera and Jose Villarreal
President Vice President

Name of your business:

Texas Art and Pour

I AGREE TO STREET CLOSURES

SIGNATURE: Dani Cagle

(5c)

E.C.H.O will be hosting its yearly Cinco de Mayo celebration on Saturday May 4th 2024 from 11am to 11pm in downtown Waxahachie. There will be various vendors present, live music and lots of fun for the entire family.

Our organization is requesting the closure of Franklin St, College St, Rogers St. and Jackson St. We appreciate the continued support of our festival and look forward to another successful year.

Your truly,

Cynthia Herrera and Jose Villarreal
President Vice President

Name of your business:

Kimmy's Boutique

I AGREE TO STREET CLOSURES

SIGNATURE:

Kimmy Alman

(5e)

E.C.H.O will be hosting its yearly Cinco de Mayo celebration on Saturday May 4th 2024 from 11am to 11pm in downtown Waxahachie. There will be various vendors present, live music and lots of fun for the entire family.

Our organization is requesting the closure of Franklin St, College St, Rogers St. and Jackson St. We appreciate the continued support of our festival and look forward to another successful year.

Your truly,

Cynthia Herrera and Jose Villarreal
President Vice President

Name of your business:

Copper Rose Boutique

I AGREE TO STREET CLOSURES

SIGNATURE: Alison Indegatrac

(5e)

E.C.H.O will be hosting its yearly Cinco de Mayo celebration on Saturday May 4th 2024 from 11am to 11pm in downtown Waxahachie. There will be various vendors present, live music and lots of fun for the entire family.

Our organization is requesting the closure of Franklin St, College St, Rogers St. and Jackson St. We appreciate the continued support of our festival and look forward to another successful year.

Your truly,

Cynthia Herrera and Jose Villarreal
President Vice President

Name of your business:

PRIME 115

I AGREE TO STREET CLOSURES

SIGNATURE:

1/20/2024

(5e)

E.C.H.O will be hosting its yearly Cinco de Mayo celebration on Saturday May 4th 2024 from 11am to 11pm in downtown Waxahachie. There will be various vendors present, live music and lots of fun for the entire family.

Our organization is requesting the closure of Franklin St, College St, Rogers St. and Jackson St. We appreciate the continued support of our festival and look forward to another successful year.

Your truly,

Cynthia Herrera and Jose Villarreal
President Vice President

Name of your business:

El Mexicano Grill

I AGREE TO STREET CLOSURES

SIGNATURE: 

(5e)

E C H O will be hosting its yearly Cinco de Mayo celebration on Saturday May 4th 2024 from 11am to 11pm in downtown Waxahachie. There will be various vendors present, live music and lots of fun for the entire family. Our organization is requesting the closure of Franklin St, College St, Rogers St. and Jackson St. We appreciate the continued support of our festival and look forward to another successful year.

Your truly,

Cynthia Herrera and Jose Villarreal
President Vice President

Name of your business:

Waxahachie Driving School

I AGREE TO STREET CLOSURES

SIGNATURE: Donna Lopez

(5e)

E.C.H.O will be hosting its yearly Cinco de Mayo celebration on Saturday May 4th 2024 from 11am to 11pm in downtown Waxahachie. There will be various vendors present, live music and lots of fun for the entire family.

Our organization is requesting the closure of Franklin St, College St, Rogers St. and Jackson St. We appreciate the continued support of our festival and look forward to another successful year.

Your truly,

Cynthia Herrera and Jose Villarreal
President Vice President

Name of your business:

The Mix / Eubank Florist

I AGREE TO STREET CLOSURES

SIGNATURE: Michelle Hampton

(5e)

Bonner, Jami

From: Mendez, Wally
Sent: Tuesday, January 30, 2024 3:13 PM
To: Bonner, Jami; Mosley, Laurie; Tuley, Eleana; Ketteman, Warren; Martinez, Gumaro; Massey, Matt; Stoker, Justin; Gaertner, James; Warren, Anthony; Jordan, Me'Lony; Brooks, Shon; Cooper, Kyle; Barnes, Bradley; Campos, Yadira; Joe Wiser; Boyd, Ricky; Griffith, Thomas; Megan Womack; Donna Insixiengmay
Cc: Scott, Michael; Lawrence, Albert; Villarreal, Amber; Crocker, Clarice
Subject: Re: Event Application - Cinco de Mayo 5/4/2024

I think they're going to need 18 barricades

Get [Outlook for iOS](#)

From: Bonner, Jami <jami.bonner@waxahachie.com>
Sent: Tuesday, January 30, 2024 2:46:45 PM
To: Mosley, Laurie <lmosey@waxahachiecvb.com>; Tuley, Eleana <eleana.tuley@waxahachie.com>; Mendez, Wally <wmendez@waxahachie.com>; Ketteman, Warren <warren.ketteman@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Stoker, Justin <justin.stoker@waxahachie.com>; Gaertner, James <jgaertner@waxahachie.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Jordan, Me'Lony <mjordan@waxahachie.com>; Brooks, Shon <sbrooks@waxahachie.com>; Cooper, Kyle <kyle.cooper@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Campos, Yadira <ycampos@waxahachie.com>; Joe Wiser <JWiser@waxahachiepd.org>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Griffith, Thomas <john.griffith@waxahachie.com>; Megan Womack <megan.womack@waxahachiepd.org>; Donna Insixiengmay <donna.insixiengmay@waxahachiepd.org>
Cc: Scott, Michael <msscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Villarreal, Amber <avillarreal@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>
Subject: Event Application - Cinco de Mayo 5/4/2024

For your review / comments. Ms. Herrera stated she has not been able to catch The Mix/Eubanks or The Crafty Scrapper yet, but she is trying to secure their letters of support. The event is on the February 7th WDMA agenda for consideration of support. Please reply with any comments you may have. Thank you.

Jami Bonner, TRMC
Assistant City Secretary
City of Waxahachie
Direct (469) 309-4005 | Fax (469) 309-4003 | PO Box 757, Waxahachie, Texas 75168
www.waxahachie.com

We have temporarily relocated to the Charles Beatty Municipal Services Building at 408 S. Rogers St. (across from City Hall)

(5e)

Bonner, Jami

From: Mendez, Wally
Sent: Tuesday, January 30, 2024 3:16 PM
To: Bonner, Jami; Mosley, Laurie; Tuley, Eleana; Kettelman, Warren; Martinez, Gumaro; Massey, Matt; Stoker, Justin; Gaertner, James; Warren, Anthony; Jordan, Me'Lony; Brooks, Shon; Cooper, Kyle; Barnes, Bradley; Campos, Yadira; Joe Wiser; Boyd, Ricky; Griffith, Thomas; Megan Womack; Donna Insixiengmay
Cc: Scott, Michael; Lawrence, Albert; Villarreal, Amber; Crocker, Clarice
Subject: Re: Event Application - Cinco de Mayo 5/4/2024

And I will contact waste connections, about getting a trash truck there so we don't have to use rolloff dumpsters

Get [Outlook for iOS](#)

From: Mendez, Wally <wmendez@waxahachie.com>
Sent: Tuesday, January 30, 2024 3:13:27 PM
To: Bonner, Jami <jami.bonner@waxahachie.com>; Mosley, Laurie <Imosley@waxahachiecvb.com>; Tuley, Eleana <eleana.tuley@waxahachie.com>; Kettelman, Warren <warren.kettelman@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Stoker, Justin <justin.stoker@waxahachie.com>; Gaertner, James <jgaertner@waxahachie.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Jordan, Me'Lony <mjordan@waxahachie.com>; Brooks, Shon <sbrooks@waxahachie.com>; Cooper, Kyle <kyle.cooper@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Campos, Yadira <ycampos@waxahachie.com>; Joe Wiser <JWiser@waxahachiepd.org>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Griffith, Thomas <john.griffith@waxahachie.com>; Megan Womack <megan.womack@waxahachiepd.org>; Donna Insixiengmay <donna.insixiengmay@waxahachiepd.org>
Cc: Scott, Michael <msscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Villarreal, Amber <avillarreal@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>
Subject: Re: Event Application - Cinco de Mayo 5/4/2024

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To: Mosley, Laurie <Imosley@waxahachiecvb.com>; Tuley, Eleana <eleana.tuley@waxahachie.com>; Mendez, Wally <wmendez@waxahachie.com>; Kettelman, Warren <warren.kettelman@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Stoker, Justin <justin.stoker@waxahachie.com>; Gaertner, James <jgaertner@waxahachie.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Jordan, Me'Lony <mjordan@waxahachie.com>; Brooks, Shon <sbrooks@waxahachie.com>; Cooper, Kyle <kyle.cooper@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Campos, Yadira <ycampos@waxahachie.com>; Joe Wiser <JWiser@waxahachiepd.org>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Griffith, Thomas <john.griffith@waxahachie.com>; Megan Womack <megan.womack@waxahachiepd.org>; Donna Insixiengmay <donna.insixiengmay@waxahachiepd.org>
Cc: Scott, Michael <msscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Villarreal, Amber <avillarreal@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>
Subject: Event Application - Cinco de Mayo 5/4/2024

(5e)

Bonner, Jami

From: Joe Wiser
Sent: Tuesday, January 30, 2024 3:24 PM
To: Bonner, Jami
Subject: RE: Event Application - Cinco de Mayo 5/4/2024

We will work with Ms. Herrera and their team with security when she calls. We have not had any problems in the past. Should be another great event.

Joe Wiser

From: Bonner, Jami
Sent: Tuesday, January 30, 2024 2:47 PM
To: Mosley, Laurie <Imosley@waxahachiecvb.com>; Tuley, Eleana <eleana.tuley@waxahachie.com>; Mendez, Wally <wmendez@waxahachie.com>; Kettelman, Warren <warren.kettelman@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Stoker, Justin <justin.stoker@waxahachie.com>; Gaertner, James <jgaertner@waxahachie.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Jordan, Me'Lony <mjordan@waxahachie.com>; Brooks, Shon <sbrooks@waxahachie.com>; Cooper, Kyle <kyle.cooper@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Campos, Yadira <ycampos@waxahachie.com>; Joe Wiser <JWiser@waxahachiepd.org>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Griffith, Thomas <john.griffith@waxahachie.com>; Megan Womack <megan.womack@waxahachiepd.org>; Donna Insixiengmay <donna.insixiengmay@waxahachiepd.org>
Cc: Scott, Michael <mscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Villarreal, Amber <avillarreal@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>
Subject: Event Application - Cinco de Mayo 5/4/2024

For your review / comments. Ms. Herrera stated she has not been able to catch The Mix/Eubanks or The Crafty Scrapper yet, but she is trying to secure their letters of support. The event is on the February 7th WDMA agenda for consideration of support. Please reply with any comments you may have. Thank you.

Jami Bonner, TRMC
Assistant City Secretary
City of Waxahachie
Direct (469) 309-4005 | Fax (469) 309-4003 | PO Box 757, Waxahachie, Texas 75168
www.waxahachie.com

We have temporarily relocated to the Charles Beatty Municipal Services Building at 408 S. Rogers St. (across from City Hall)



City of Waxahachie
City Secretary's Office

(5f)

Special Event Application

Date submitted 1/30/24

Applicant Information

Applicant name: Dana Gentry

Are you representing the host organization?

Yes ☒

No ☐

Will you be the on-site point of contact during the event?

Yes ☒

No ☐

Phone:

Cell:

Email:

Mailing address: 1900 John Arden Dr. Waxahachie, Tx 75165

Host organization name: Elevate Program

Alternate contact that will be on-site during the event.

On-site contact name: Leah Waddill

Cell

About the Event

Event name: Elevate Program graduation ceremony

Location: Railyard Park

An event site map is **REQUIRED** to be submitted with your application.

Anticipated attendance: 80

Description of event: Graduation ceremony

How many times has this event been hosted before?

1st time ☐

2 – 4 times ☒

5 or more times ☐

Location:

Choose the best description of the event:

☐ Festival

☐ Movie Screening

☐ Parade

☐ Private Event

☐ Run / Walk

☐ Birthday Party / Picnic

☐ Charitable / Fundraising

☐ Community / Neighborhood

☐ Concert / Live Performance

☒ Other: Graduation ceremony



City of Waxahachie
City Secretary's Office

(5f)

Special Event Application

Event activities include (check all that apply):

- | | |
|--|---|
| <input type="checkbox"/> Amusement rides / Inflatables | <input type="checkbox"/> Food – sampled, served, or sold |
| <input type="checkbox"/> Animals / Petting Zoo | <input type="checkbox"/> Products / Services – given away, sampled, or sold |
| <input checked="" type="checkbox"/> Announcement / Speeches | <input type="checkbox"/> Live music |
| <input type="checkbox"/> Information / Literature Distribution | <input type="checkbox"/> Street closure |
| <input checked="" type="checkbox"/> DJ / Recorded Music | <input type="checkbox"/> Other: |

The event is:

- | | |
|--|---|
| <input checked="" type="radio"/> Private | <input type="radio"/> Free & open to the general public |
| <input type="radio"/> Entry by participation or registration fee | <input type="radio"/> Entry by admission fee or ticket |

Admission information, if applicable:

Include entry or participant fees, ticket prices, donations, and / or fees based on activity.

Event timeline:

	Date(s)	Start Time:	End Time:
Event Date	May 16, 2024	9:30	11:00 am
Event Set-up	May 16, 2024	8:30	9:30 am
Event Breakdown	May 16, 2024	11:00	11:30 am

Run / Walk:

Please provide the start time for each distance (if applicable)

_____ 1 mile _____ 5K _____ Other distance

Please indicate your expected attendance: _____

Number of participants:

- | | |
|---------|-----------------------|
| 1-99 | <input type="radio"/> |
| 100-199 | <input type="radio"/> |
| 200-299 | <input type="radio"/> |
| 300+ | <input type="radio"/> |

Provide route on attached site map.



City of Waxahachie
City Secretary's Office

Special Event Application

(5f)

Food / Beverage:

Will the event offer food/beverages? Yes ☐ No ☒
Will event require any food preparation on-site? Yes ☐ No ☒
Will alcohol be served/sold? Yes ☐ No ☒

[Sample Downtown Event/Festival Boundary Map](#)

Code of Ordinances Ch. 4 Sec. 4-7 Alcohol at approved festivals and events

If alcohol is served/sold, a licensed peace officer(s) must be onsite throughout the event's operation and outside the perimeter to provide security. Events require one officer with an additional officer per 100 guests. Ex.: <100 attendees would require one officer, 100<200 attendees would require two officers, 200<300 attendees would require three officers, etc.

Police / Security Services:

Personnel needs (indicate all that apply) Request for services is not a guarantee that staff/volunteers will be available.

Event staff How many: 0 Date(s) & time(s): _____
Volunteers How many: 0 Date(s) & time(s): _____
Private security How many: 0 Date(s) & time(s): _____

Company name: Elevate Program

Contact name and number: Dana Gentry 72-742-3477

Off duty police How many: 0 Date(s) & time(s): _____

Have you made arrangements with the police? Yes ☐ No ☒

If no, you will be provided the information on how to make arrangements.

If yes, please provide following information for the person that you made the arrangements with:

Contact name: _____ Phone number: _____

Street Closures:

Does the event propose closing, blocking, or using City streets and/or parking lots? Yes ☐ No ☒

If yes, please list all streets, intersections, and parking lots that apply: _____

Street closings to begin on date: _____ Start time: _____ End time: _____

Will any businesses be impacted by the proposed road closure? Yes ☐ No ☒

Traffic Safety Equipment:

Does your event require traffic cones or barricades? Yes ☐ No ☒

If yes, indicate the type of equipment and how many will be used (estimated):

Traffic Cones How many: _____ Barricades How many: _____

Other: _____

Where should equipment be dropped off & picked up? _____



City of Waxahachie
City Secretary's Office

Special Event Application

(5f)

When will the traffic equipment be set-up?

Date: _____ Time: _____

When will the traffic equipment be removed?

Date: _____ Time: _____

Are you requesting the use of City traffic equipment?

Yes ☐ No ☒

Availability is not guaranteed

Streets cannot be blocked without prior approval.

Temporary Tents & Structures:

Will the event have a tent(s) larger than 10' x 20'?

Yes ☐ No ☒

List the # of tents & sizes:

Indicate locations on attached required site map.

Electrical Services:

How will electrical services be supplied?

Generator ☐ Franchise Utilities ☐ Both ☐

List contractor / supplier: _____

Explain services in detail: _____

Insurance

All events taking place on City of Waxahachie property must provide a certificate of liability insurance and endorsement page. The City of Waxahachie must be listed as an "Additional Insured" in the amount of \$1 million on both pages. Please list the date of the event and location on this certificate and submit at least one month before the event. The City of Waxahachie reserves the right to increase the insurance limits based on the nature and degree of risks to the public.

If you have questions regarding City insurance coverage, please inquire with City of Waxahachie staff after submitting your event application.

Hold Harmless Clause

Applicant / organization shall assume all risks incident to or in connection with the approved activity and shall be solely responsible for damage or injury, of whatever kind or nature, to person or property, directly or indirectly arising out of or in connection with the approved activity or the conduct of applicant's operation. Applicant hereby expressly agrees to defend and save the City, its officers, agents, employees and representatives harmless from any penalties for violation of any law, ordinance, or regulation affecting its activity and from any and all claims, suits, losses, damages or injuries directly or indirectly out of or in connection with the approved activities or conduct of its operation or resulting from the negligence or intentional acts or omissions of applicant or its officers, agents, and employees. Due to Covid-19, I also understand approval of my event is subject to the then current necessary precautions resulting from Covid case trends as well as any change in accordance with federal, state or local orders. Furthermore, by signing this application, applicant hereby agrees to waive any and all claims that applicant may have against the City, its officers, agents, employees, and representatives arising out of or in connection with the revocation or cancellation of an event permit.

Dana Gentry

Signature

1/30/24

Date

Contract Agreement

Applicant / organization has thoroughly read, understands, and agrees to all conditions listed on this application.

Dana Gentry

Signature

1/30/24

Date



City of Waxahachie
City Secretary's Office

Special Event Application

(59)

Date submitted **NOVEMBER 9, 2023**

Applicant Information

Applicant name: **Gingerbread Trail Antiques & Boutiques Market**

Are you representing the host organization?

Yes ☒ x

No ☐

Will you be the on-site point of contact during the event?

Yes ☒ x

No ☐

Phone:

Cell:

Email:

amber@thevelvetangel.com

Mailing address:

201 S. COLLEGE, WAXAHACHIE, TX 75165

Host organization name:

ELLIS COUNTY MUSEUM

Alternate contact that will be on-site during the event.

On-site contact name:

Cell:

About the Event

Event name:

GINGERBREAD TRAIL ANTIQUES & BOUTIQUES MARKET

Date:

JUNE 1, 2024

Location:

DOWNTOWN WAXAHACHIE

*An event site map is **REQUIRED** to be submitted with your application.*

Anticipated attendance:

400

Description of event:

VENDORS SET UP ON FRANKLIN/S. COLLEGE- SAME AREA AS JUNK IN THE TRUNK EVENTS.

	Date(s)	Start Time:	End Time:
Event Date	JUNE 1, 2024	9A	5P
Event Set-up	JUNE 1, 2024	6A	
Event Breakdown	JUNE 1, 2024		6P

How many times has this event been hosted before?

1st time ☐

2 – 4 times ☒ x

5 or more times ☐

Location:

SINGLETON PLAZA



City of Waxahachie
City Secretary's Office

(59)

Special Event Application

Choose the best description of the event:

- | | |
|---------------------------------------|---|
| <input type="radio"/> Festival | <input type="radio"/> Birthday Party / Picnic |
| <input type="radio"/> Movie Screening | <input checked="" type="radio"/> Charitable / Fundraising |
| <input type="radio"/> Parade | <input type="radio"/> Community / Neighborhood |
| <input type="radio"/> Private Event | <input type="radio"/> Concert / Live Performance |
| <input type="radio"/> Run / Walk | <input type="radio"/> Other: OUTDOOR MARKET |

Event activities include (check all that apply):

- | | |
|--|--|
| <input type="checkbox"/> Amusement rides / Inflatables | <input type="checkbox"/> Food – sampled, served, or sold |
| <input type="checkbox"/> Animals / Petting Zoo | <input checked="" type="checkbox"/> Products / Services – given away, sampled, or sold |
| <input type="checkbox"/> Announcement / Speeches | <input type="checkbox"/> Live music |
| <input type="checkbox"/> Information / Literature Distribution | <input checked="" type="checkbox"/> Street closure |
| <input type="checkbox"/> DJ / Recorded Music | <input type="checkbox"/> Other: |

The event is:

- | | |
|---|--|
| <input type="radio"/> Private | <input checked="" type="radio"/> Free & open to the general public |
| <input checked="" type="radio"/> Entry by participation or registration fee | <input type="radio"/> Entry by admission fee or ticket |

Admission information, if applicable:

Include entry or participant fees, ticket prices, donations, and / or fees based on activity.

PARKING SPACES ARE \$50 EACH FOR VENDORS

Run / Walk:

Please provide the start time for each distance (if applicable)

_____ 1 mile _____ 5K _____ Other distance

Please indicate your expected attendance: _____

Number of participants:

- | | |
|---------|-----------------------|
| 1-99 | <input type="radio"/> |
| 100-199 | <input type="radio"/> |
| 200-299 | <input type="radio"/> |
| 300+ | <input type="radio"/> |

Provide route on attached site map.



(5g)

Food / Beverage:

Will the event offer food/beverages?

Yes ☒

No ☐

Will event require any food preparation on-site?

Yes ☐

No ☒

Will alcohol be served/sold?

Yes ☐

No ☒

Code of Ordinances Ch. 4 Sec. 4-7 Alcohol at approved festivals and events

If alcohol is served/sold, a licensed peace officer(s) must be onsite throughout the event's operation and outside the perimeter to provide security. Events require one officer with an additional officer per 100 guests. Ex.: <100 attendees would require one officer, 100<200 attendees would require two officers, 200<300 attendees would require three officers, etc.

Police / Security Services:

Personnel needs (indicate all that apply) **Request for services is not a guarantee that staff/volunteers will be available.**

Event staff How many: NA Date(s) & time(s): _____

Volunteers How many: NA Date(s) & time(s): _____

Private security How many: NA Date(s) & time(s): _____

Company name: NA

Contact name and number: NA

Off duty police How many: NA Date(s) & time(s): _____

Have you made arrangements with the police? Yes ☐ No ☒

If no, you will be provided the information on how to make arrangements.

If yes, please provide following information for the person that you made the arrangements with:

Contact name: _____ Phone number: _____

Street Closures:

Does the event propose closing, blocking, or using City streets and/or parking lots? Yes ☒ No ☐

If yes, please list all streets, intersections, and parking lots that apply: FRANKLIN SOUTH OF

COURTHOUSE, S. COLLEGE EAST OF COURTHOUSE, 1/2 OF INTERSECTION.

Street closings to begin on date: JUNE 1 Start time: 6A End time: 6P

Will any businesses be impacted by the proposed road closure? Yes ☒ No ☐

City Equipment:

Are you requesting the use of City equipment? Yes ☒ No ☐

Availability is not guaranteed

Streets cannot be blocked without prior approval.

If yes, indicate the type of equipment and how many will be used (estimated):

Traffic Cones How many: 0 Barricades How many: 4



City of Waxahachie
City Secretary's Office

(59)

Special Event Application

Other: _____

Where should equipment be dropped off & picked up? ELLIS COUNTY MUSEUM

When will the equipment be set-up?

Date: JUNE 1 Time: 5A

When will the equipment be removed?

Date: JUNE 1 Time: 6P

Temporary Tents & Structures:

Will the event have a tent(s) larger than 10' x 20'?

Yes ☐ No ☒

List the # of tents & sizes:

Indicate locations on attached required site map.

Electrical Services:

How will electrical services be supplied?

Generator ☐

Franchise Utilities ☐

Both ☐

List contractor / supplier: _____

Explain services in detail: _____

Insurance

All events taking place on City of Waxahachie property must provide a certificate of liability insurance and endorsement page. The City of Waxahachie must be listed as an "Additional Insured" in the amount of \$1 million on both pages. Please list the date of the event and location on this certificate and submit at least one month before the event. The City of Waxahachie reserves the right to increase the insurance limits based on the nature and degree of risks to the public.

If you have questions regarding City insurance coverage, please inquire with City of Waxahachie staff after submitting your event application.

Hold Harmless Clause

Applicant / organization shall assume all risks incident to or in connection with the approved activity and shall be solely responsible for damage or injury, of whatever kind or nature, to person or property, directly or indirectly arising out of or in connection with the approved activity or the conduct of applicant's operation. Applicant hereby expressly agrees to defend and save the City, it's officers, agents, employees and representatives harmless from any penalties for violation of any law, ordinance, or regulation affecting its activity and from any and all claims, suits, losses, damages or injuries directly or indirectly out of or in connection with the approved activities or conduct of its operation or resulting from the negligence or intentional acts or omissions of applicant or its officers, agents, and employees. Due to Covid-19, I also understand approval of my event is subject to the then current necessary precautions resulting from Covid case trends as well as any change in accordance with federal, state or local orders. Furthermore, by signing this application, applicant hereby agrees to waive any and all claims that applicant may have against the City, it's officers, agents, employees, and representatives arising out of or in connection with the revocation or cancellation of an event permit.

NOVEMBER 9, 2023

Signature

Date

Contract Agreement

Applicant / organization has thoroughly read, understands, and agrees to all conditions listed on this application.

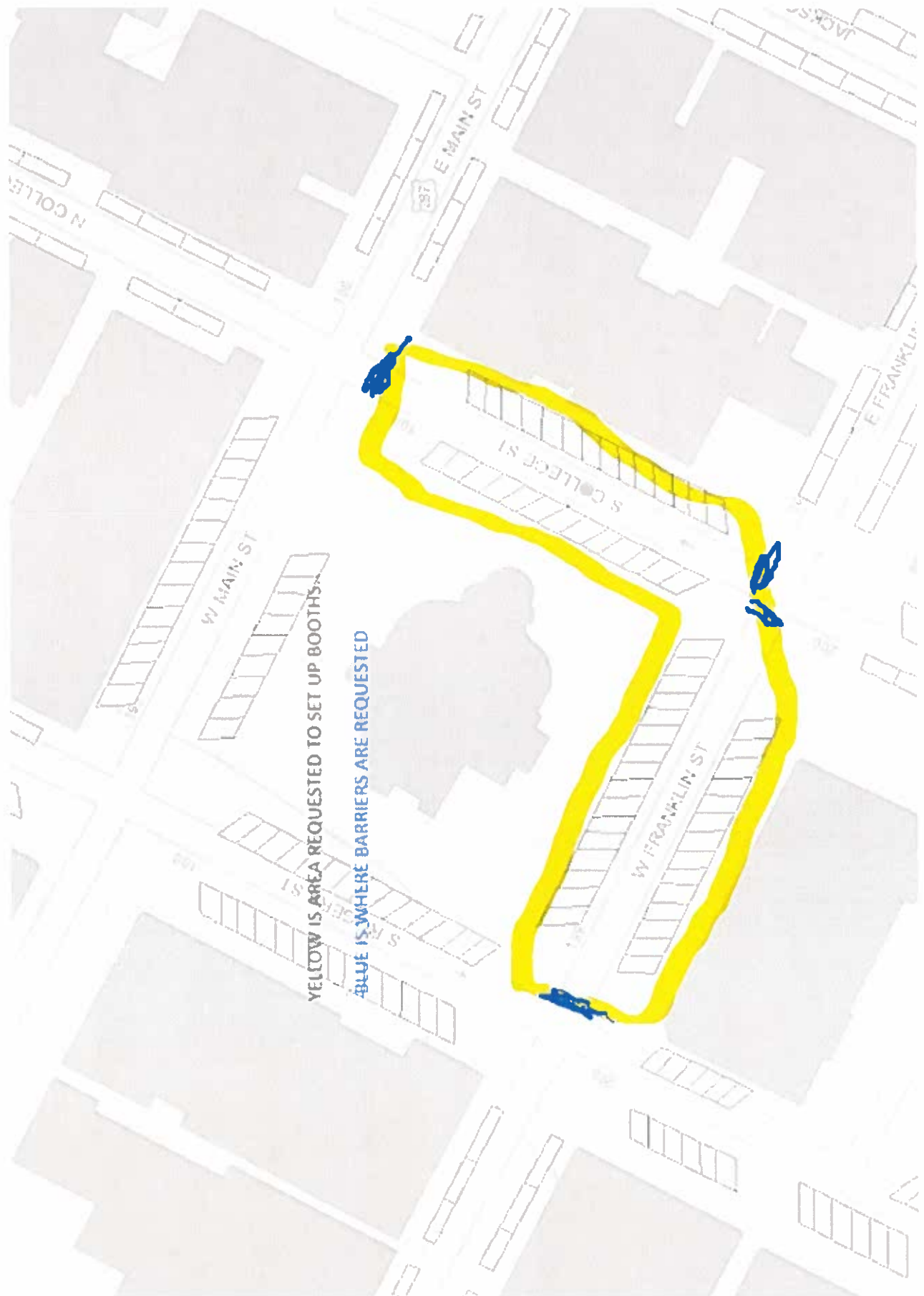
NOVEMBER 6, 2023

Signature

Date

Email completed Special Events Application and site map to
Jami Bonner at Jami.Bonner@waxahachie.com.

(5g)



YELLOW IS AREA REQUESTED TO SET UP BOOTHS

BLUE IS WHERE BARRIERS ARE REQUESTED

(59)

February 7, 2024

Waxahachie City Council
PO Box 757
Waxahachie, TX 75168



Re: Gingerbread Trail Antiques & Boutiques Market

Dear Council Members:

Please let this letter serve as support from the Waxahachie Downtown Merchants Association (WDMA) for the Gingerbread Trail Antiques & Boutiques Market to shut down streets as outlined in their submitted event application.

On February 7th, 2024, during a regularly scheduled member meeting, the WDMA voted unanimously to approve the motion supporting this event and all necessary street closures pertaining to it. The association understands the significant impact a street closure has on downtown businesses and has taken this into consideration during the discussion and approval for support of this event.

This discussion and vote have been recorded in our meeting minutes and can be made available upon request.

A handwritten signature in black ink, appearing to read "Jordan Molina".

Jordan Molina
President - WDMA

(5g)

Bonner, Jami

From: Tuley, Eleana
Sent: Tuesday, February 13, 2024 9:24 AM
To: Bonner, Jami; Ketteman, Warren; Martinez, Gumaro; Mendez, Wally
Subject: RE: Event Application 6/1/24 Gingerbread Trail Antiques & Boutiques Market

Jami,

Warren, Wally, and I discussed the street closure for this application. We are okay with the road closure as presented on the application. If the applicant doesn't have enough vendors, she will try to leave college open. If she has a good turnout, she will follow the road closure presented on the application.

Thanks,



Eleana Tuley, AICP
*Downtown Redevelopment & Historic
Preservation Manager*

City of Waxahachie
408 S. Rogers Street, P.O. Box 757
Waxahachie, TX 75168
O: 469-309-4111
C: 972-672-3035

From: Bonner, Jami
Sent: Tuesday, February 13, 2024 8:23 AM
To: Ketteman, Warren <warren.ketteman@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Tuley, Eleana <eleana.tuley@waxahachie.com>; Mendez, Wally <wmendez@waxahachie.com>
Subject: RE: Event Application 6/1/24 Gingerbread Trail Antiques & Boutiques Market

WDMA has provided a support letter for the street closures.

From: Ketteman, Warren <warren.ketteman@waxahachie.com>
Sent: Tuesday, February 13, 2024 8:17 AM
To: Bonner, Jami <jami.bonner@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Tuley, Eleana <eleana.tuley@waxahachie.com>; Mendez, Wally <wmendez@waxahachie.com>
Subject: RE: Event Application 6/1/24 Gingerbread Trail Antiques & Boutiques Market

Thanks Jami. Team, this is the event with the street closures that Wally commented on at the recent WDMA meeting. We need to discuss this. Traffic traveling west on Franklin from Jackson will be "stuck" once they reach the corner of College Street. We need to suggest an alternative map or provide some additional signage. Thoughts?

Warren Ketteman
Senior Director Economic Development
City of Waxahachie
408 S. Rogers Street (*please note new street address*)
PO Box 757

(5h)



City of Waxahachie
City Secretary's Office

Special Event Application

Date submitted 2/5/24

Applicant Information

Applicant name: The Rev. James Yamauchi

Are you representing the host organization?

Yes ☒

No ☐

Will you be the on-site point of contact during the event?

Yes ☐

No ☒

Phone:

Cell:

Email:

Mailing address: 609 Kaufman Street, Waxahachie, TX 75165

Host organization name: St. Joseph Catholic Church

Alternate contact that will be on-site during the event.

On-site contact name: John Peter Yamauchi

Cell:

About the Event

Event name: Corpus Christi Procession

Location: Streets around St. Joseph Catholic Church

An event site map is **REQUIRED** to be submitted with your application.

Anticipated attendance: 400

Description of event: The Body of Jesus Christ will be carried through the streets.

Those in attendance will watch from the sides or follow along, praying.

How many times has this event been hosted before?

1st time ☐

2 – 4 times ☒

5 or more times ☐

Location: Streets around St. Joseph

Choose the best description of the event:

☐ Festival

☐ Birthday Party / Picnic

☐ Movie Screening

☐ Charitable / Fundraising

☒ Parade

☐ Community / Neighborhood

☐ Private Event

☐ Concert / Live Performance

☐ Run / Walk

☐ Other:

(5h)



City of Waxahachie
City Secretary's Office

Special Event Application

Event activities include (check all that apply):

- | | |
|--|---|
| <input type="checkbox"/> Amusement rides / Inflatables | <input type="checkbox"/> Food – sampled, served, or sold |
| <input type="checkbox"/> Animals / Petting Zoo | <input type="checkbox"/> Products / Services – given away, sampled, or sold |
| <input checked="" type="checkbox"/> Announcement / Speeches | <input type="checkbox"/> Live music |
| <input type="checkbox"/> Information / Literature Distribution | <input checked="" type="checkbox"/> Street closure |
| <input type="checkbox"/> DJ / Recorded Music | <input type="checkbox"/> Other: |

The event is:

- | | |
|--|--|
| <input type="radio"/> Private | <input checked="" type="radio"/> Free & open to the general public |
| <input type="radio"/> Entry by participation or registration fee | <input type="radio"/> Entry by admission fee or ticket |

Admission information, if applicable:

Include entry or participant fees, ticket prices, donations, and / or fees based on activity.

Event timeline:

	Date(s)	Start Time:	End Time:
Event Date	Sun, June 2	1:00 PM	3:00 PM
Event Set-up			
Event Breakdown			

Run / Walk:

Please provide the start time for each distance (if applicable)

1 mile

5K

Other distance

Please indicate your expected attendance:

Number of participants:

- | | |
|---------|-----------------------|
| 1-99 | <input type="radio"/> |
| 100-199 | <input type="radio"/> |
| 200-299 | <input type="radio"/> |
| 300+ | <input type="radio"/> |

Provide route on attached site map.

(5h)



City of Waxahachie
City Secretary's Office

Special Event Application

Food / Beverage:

Will the event offer food/beverages? Yes ☐ No ☒
Will event require any food preparation on-site? Yes ☐ No ☒
Will alcohol be served/sold? Yes ☐ No ☒

Sample Downtown Event/Festival Boundary Map

Code of Ordinances Ch. 4 Sec. 4-7 Alcohol at approved festivals and events

If alcohol is served/sold, a licensed peace officer(s) must be onsite throughout the event's operation and outside the perimeter to provide security. Events require one officer with an additional officer per 100 guests. Ex.: <100 attendees would require one officer, 100<200 attendees would require two officers, 200<300 attendees would require three officers, etc.

Police / Security Services:

Personnel needs (indicate all that apply) Request for services is not a guarantee that staff/volunteers will be available.

Event staff How many: 0 Date(s) & time(s): _____
Volunteers How many: 0 Date(s) & time(s): _____
Private security How many: 0 Date(s) & time(s): _____
Company name: _____

Contact name and number: _____

Off duty police How many: _____ Date(s) & time(s): _____

Have you made arrangements with the police? Yes ☐ No ☐

If no, you will be provided the information on how to make arrangements.

If yes, please provide following information for the person that you made the arrangements with:

Contact name: _____ Phone number: _____

Street Closures:

Does the event propose closing, blocking, or using City streets and/or parking lots? Yes ☒ No ☐

If yes, please list all streets, intersections, and parking lots that apply: _____

Kaufman St between the church and Oldham, Oldham Ave from Kaufman to College, College St from Oldham to Marvin, Marvin Ave from College to the church

Street closings to begin on date: Sun, June 2 Start time: 1:00 PM End time: 3:00 PM

Will any businesses be impacted by the proposed road closure? Yes ☐ No ☒

Traffic Safety Equipment:

Does your event require traffic cones or barricades? Yes ☐ No ☒

If yes, indicate the type of equipment and how many will be used (estimated):

Traffic Cones How many: _____ Barricades How many: _____

Other: _____

Where should equipment be dropped off & picked up? _____

(5h)



City of Waxahachie
City Secretary's Office

Special Event Application

When will the traffic equipment be set-up?

Date: _____ Time: _____

When will the traffic equipment be removed?

Date: _____ Time: _____

Are you requesting the use of City traffic equipment?

Yes ☐

No ☒

Availability is not guaranteed

Streets cannot be blocked without prior approval.

Temporary Tents & Structures:

Will the event have a tent(s) larger than 10' x 20'?

Yes ☐

No ☒

List the # of tents & sizes:

Indicate locations on attached required site map.

Electrical Services:

How will electrical services be supplied?

Generator ☐

Franchise Utilities ☐

Both ☐

List contractor / supplier:

Explain services in detail:

Insurance

All events taking place on City of Waxahachie property must provide a certificate of liability insurance and endorsement page. The City of Waxahachie must be listed as an "Additional Insured" in the amount of \$1 million on both pages. Please list the date of the event and location on this certificate and submit at least one month before the event. The City of Waxahachie reserves the right to increase the insurance limits based on the nature and degree of risks to the public.

If you have questions regarding City insurance coverage, please inquire with City of Waxahachie staff after submitting your event application.

Hold Harmless Clause

Applicant / organization shall assume all risks incident to or in connection with the approved activity and shall be solely responsible for damage or injury, of whatever kind or nature, to person or property, directly or indirectly arising out of or in connection with the approved activity or the conduct of applicant's operation. Applicant hereby expressly agrees to defend and save the City, it's officers, agents, employees and representatives harmless from any penalties for violation of any law, ordinance, or regulation affecting its activity and from any and all claims, suits, losses, damages or injuries directly or indirectly out of or in connection with the approved activities or conduct of its operation or resulting from the negligence or intentional acts or omissions of applicant or its officers, agents, and employees. Due to Covid-19, I also understand approval of my event is subject to the then current necessary precautions resulting from Covid case trends as well as any change in accordance with federal, state or local orders. Furthermore, by signing this application, applicant hereby agrees to waive any and all claims that applicant may have against the City, it's officers, agents, employees, and representatives arising out of or in connection with the revocation or cancellation of an event permit.

Reverend James H. Yarnaud
Signature

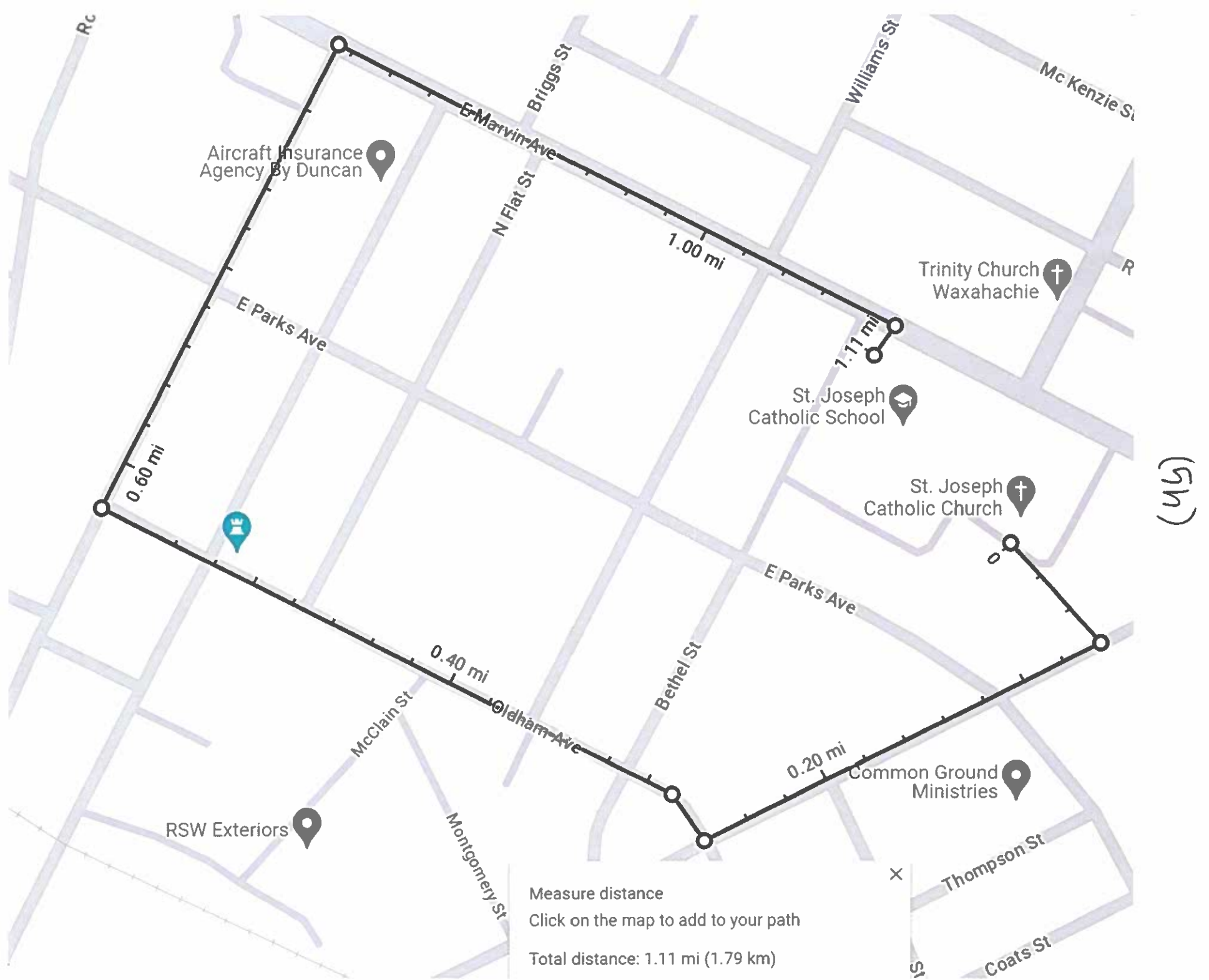
2/5/24
Date

Contract Agreement

Applicant / organization has thoroughly read, understands, and agrees to all conditions listed on this application.

Reverend James H. Yarnaud
Signature

2/5/24
Date



(5i)



City of Waxahachie
City Secretary's Office

Special Event Application

Date submitted 1/21/24

Applicant Information

Applicant name: Terry Hill

Are you representing the host organization?

Yes ☒

No ☐

Will you be the on-site point of contact during the event?

Yes ☒

No ☐

Phone: _____

Cell: _____

Email: c10sinthepark@yahoo.com

Mailing address: 207 Nocona Drive

Host organization name: C10s in the Park

Alternate contact that will be on-site during the event.

On-site contact name: Terry Hill

Cell _____

About the Event

Event name: C10s in the Park

Date: 9/21/2024

Location: Getzendaner Park

*An event site map is **REQUIRED** to be submitted with your application.*

Anticipated attendance: 11K people

Description of event: Truck Show

	Date(s)	Start Time:	End Time:
Event Date	9/21/2024	5am	4pm
Event Set-up	9/20/2024	10am	6pm
Event Breakdown	9/21/2024		4pm

How many times has this event been hosted before?

1st time ☐

2 – 4 times ☐

5 or more times ☒

Location: Getzendaner Park - Waxahachie

(5i)



City of Waxahachie
City Secretary's Office

Special Event Application

Choose the best description of the event:

- | | |
|---------------------------------------|--|
| <input type="radio"/> Festival | <input type="radio"/> Birthday Party / Picnic |
| <input type="radio"/> Movie Screening | <input type="radio"/> Charitable / Fundraising |
| <input type="radio"/> Parade | <input type="radio"/> Community / Neighborhood |
| <input type="radio"/> Private Event | <input type="radio"/> Concert / Live Performance |
| <input type="radio"/> Run / Walk | <input checked="" type="radio"/> Other: Truck Show |

Event activities include (check all that apply):

- | | |
|--|---|
| <input type="checkbox"/> Amusement rides / Inflatables | <input checked="" type="checkbox"/> Food – sampled, served, or sold |
| <input type="checkbox"/> Animals / Petting Zoo | <input type="checkbox"/> Products / Services – given away, sampled, or sold |
| <input type="checkbox"/> Announcement / Speeches | <input type="checkbox"/> Live music |
| <input type="checkbox"/> Information / Literature Distribution | <input checked="" type="checkbox"/> Street closure |
| <input type="checkbox"/> DJ / Recorded Music | <input type="checkbox"/> Other: |

The event is:

- | | |
|---|---|
| <input type="radio"/> Private | <input type="radio"/> Free & open to the general public |
| <input checked="" type="radio"/> Entry by participation or registration fee | <input type="radio"/> Entry by admission fee or ticket |

Admission information, if applicable:

Include entry or participant fees, ticket prices, donations, and / or fees based on activity.

Spectators are free to attend

Run / Walk:

Please provide the start time for each distance (if applicable)

_____ 1 mile _____ 5K _____ Other distance

Please indicate your expected attendance: _____

Number of participants:

- | | |
|---------|-----------------------|
| 1-99 | <input type="radio"/> |
| 100-199 | <input type="radio"/> |
| 200-299 | <input type="radio"/> |
| 300+ | <input type="radio"/> |

Provide route on attached site map.

(5i)



City of Waxahachie
City Secretary's Office

Special Event Application

Food / Beverage:

Will the event offer food/beverages? Yes ☒ No ☐
Will event require any food preparation on-site? Yes ☒ No ☐
Will alcohol be served/sold? Yes ☒ No ☐

Code of Ordinances Ch. 4 Sec. 4-7 Alcohol at approved festivals and events

If alcohol is served/sold, a licensed peace officer(s) must be onsite throughout the event's operation and outside the perimeter to provide security. Events require one officer with an additional officer per 100 guests. Ex.: <100 attendees would require one officer, 100<200 attendees would require two officers, 200<300 attendees would require three officers, etc.

Police / Security Services:

Personnel needs (indicate all that apply) Request for services is not a guarantee that staff/volunteers will be available.

Event staff How many: 6 Park Staff Date(s) & time(s): 7am -4pm
Volunteers How many: _____ Date(s) & time(s): _____
Private security How many: 1 WPD Date(s) & time(s): 9/20 6pm to 6am

Company name: _____

Contact name and number: _____

Off duty police How many: 7 WPD Date(s) & time(s): 9/21/2024 7am to 4pm

Have you made arrangements with the police? Yes ☒ No ☐

If no, you will be provided the information on how to make arrangements.

If yes, please provide following information for the person that you made the arrangements with:

Contact name: Usually do this the month before Phone number: _____

Street Closures:

Does the event propose closing, blocking, or using City streets and/or parking lots? Yes ☒ No ☐

If yes, please list all streets, intersections, and parking lots that apply: _____

Same as last Years event. See attached map -

Street closings to begin on date: _____ Start time: _____ End time: _____

Will any businesses be impacted by the proposed road closure? Yes ☐ No ☒

City Equipment:

Are you requesting the use of City equipment? Yes ☒ No ☐

Availability is not guaranteed

Streets cannot be blocked without prior approval.

If yes, indicate the type of equipment and how many will be used (estimated):

Traffic Cones How many: Will get with Gumaro Barricades How many: _____

(5i)



City of Waxahachie
City Secretary's Office

Special Event Application

Other: _____

Where should equipment be dropped off & picked up? _____

When will the equipment be set-up? _____

Date: _____

Time: _____

When will the equipment be removed? _____

Date: _____

Time: _____

Temporary Tents & Structures:

Will the event have a tent(s) larger than 10' x 20'?

Yes ☐

No ☒

List the # of tents & sizes:

Indicate locations on attached required site map.

Electrical Services:

How will electrical services be supplied?

Generator ☐

Franchise Utilities ☐

Both ☐

List contractor / supplier: _____

Explain services in detail: _____

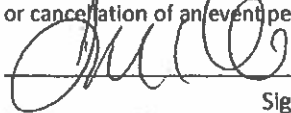
Insurance

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If you have questions regarding City insurance coverage, please inquire with City of Waxahachie staff after submitting your event application.

Hold Harmless Clause

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Signature

1/21/2024

Date

Contract Agreement

Applicant / organization has thoroughly read, understands, and agrees to all conditions listed on this application.

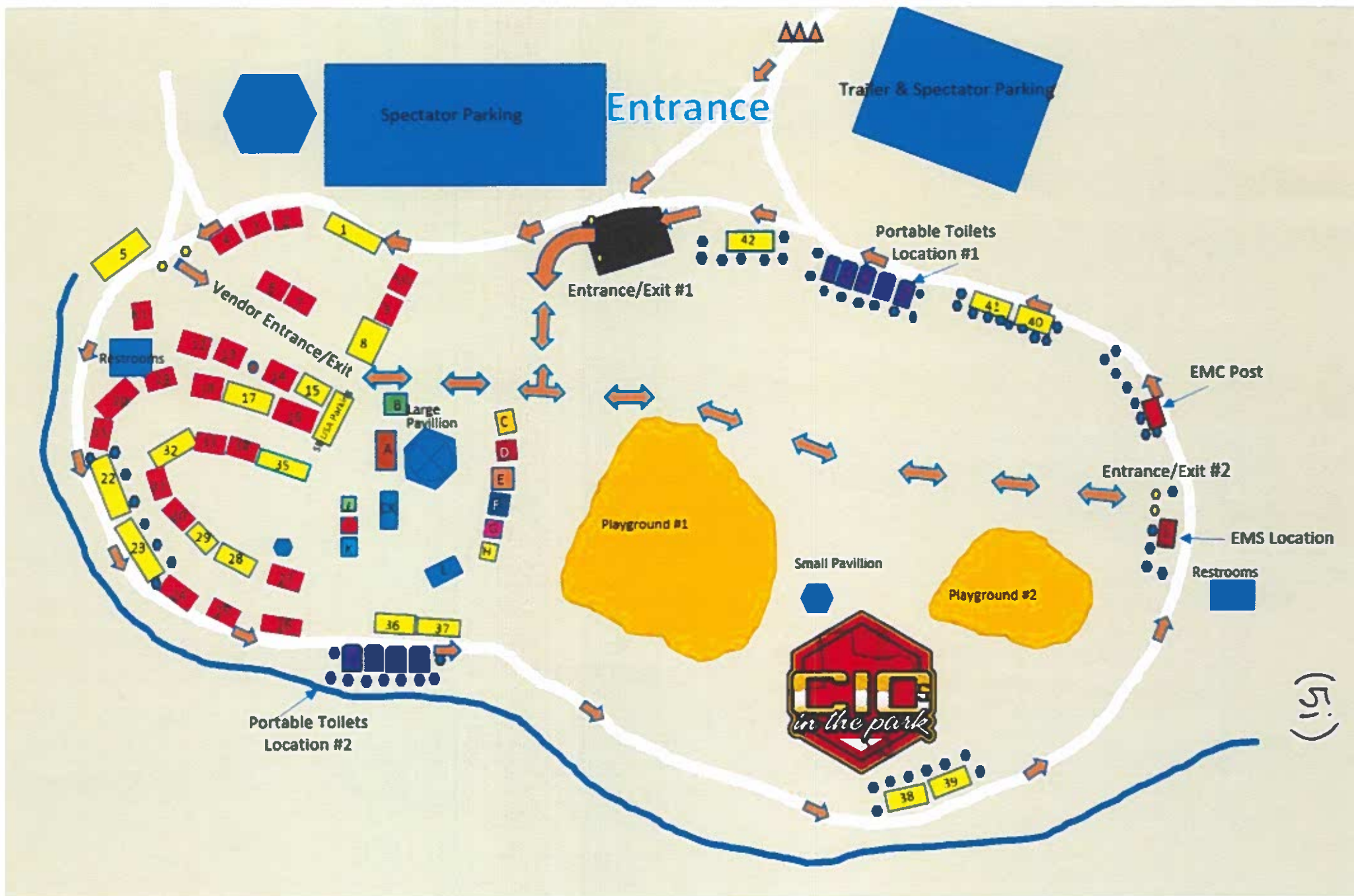


Signature

1/21/2024

Date

Email completed Special Events Application and site map to:
Jami Bonner at Jami.Bonner@waxahachie.com.



(5i)

Bonner, Jami

From: Bonner, Jami
Sent: Thursday, January 18, 2024 11:12 AM
To: c10sinthepark
Cc: Mendez, Wally; Safford, Scott; Donna Insixiengmay; Barnes, Bradley; Massey, Matt; Kevin Wright; Mosley, Laurie; Stoker, Justin; Martinez, Gumaro; Cooper, Kyle; Ricky Boyd; Joe Wiser; Villarreal, Amber; Griffith, Thomas; Megan Womack
Subject: C10s in the Park / Party on the Square Event Application Review
Attachments: EA2024.09.21 C10s in the Park - Party on the Square.pdf; EA2024.09.21 C10s in the Park.pdf

Good morning Mr. Hill,

Thank you for meeting with our staff in regards to your event applications. Below is a summary of the details/actions discussed. Please let me know if you have any questions.

Please make the following revisions to your applications:

- C10s in the Park
 - Site map revisions
 - Add Emergency Management Command post
 - Add location of portable toilets
 - Add barricades around spectator parking to discourage vehicles from entering the park
- Party on the Square
 - Select yes for “alcohol will be served/sold” on page 3 of the application ([click here to review the City's alcohol ordinance](#))
 - Site map revisions
 - Work with Gumaro Martinez to indicate the event area where alcohol will be allowed

The following staff are recommended to be available for the events:

- 6 Park staff members at C10s in the Park
- 4 Streets staff members at Party on the Square
- 1 Downtown staff member at C10s in the Park and Party on the Square
- 6 WPD officers at C10s in the Park (hired by the applicant)
- 4 WPD officers at Party on the Square (hired by the applicant)
- WFD EMS team at C10s in the Park
- Emergency Management Command Team at C10s in the Park

Further details:

- Please provide a letter of support from the Waxahachie Downtown Merchants Group for Party on the Square. Jordan Molina is the new President for WDMA. Her contact info is below:
Jordan E. Molina, Co-Owner
Jordan E.'s Popcorn & Candy Co.
315 S. Rogers Street, Waxahachie, Texas 75165
jordan@jordanepopcorn.com
214.463.5005 Store
469.337.5262 Cell

(5i)

- Please coordinate strategic placement of roll off dumpsters and trashcans with Park staff and Wally Mendez for C10s in the Park & Party on the Square
- Park staff will treat the septic system prior to the event and will replenish bathroom necessities throughout the event
- Please provide an inclement weather contingency plan (secondary location, “drop dead” day/time for any changes due to weather). Ultimately, the City has the final decision on whether the park is suitable for the event, especially in the case of rain leading up to the day of the event.
- Vehicle traffic in the park will be limited to registrants, vendors, attendees requiring accessible parking, and event staff/volunteers. Event spectators will utilize spectator parking via S. Grand Ave.
- Please provide a certificate of liability insurance and endorsement page. The City of Waxahachie must be listed as an “additional insured” in the amount of \$1 million on both pages. Please list the event date and location on the certificate and submit one month prior to the event.

Jami Bonner, TRMC
Assistant City Secretary
City of Waxahachie

Direct (469) 309-4005 | Fax (469) 309-4003 | PO Box 757, Waxahachie, Texas 75168

www.waxahachie.com

We have temporarily relocated to the Charles Beatty Municipal Services Building at 408 S. Rogers St. (across from City Hall)

(5i)

Bonner, Jami

From: Boyd, Ricky
Sent: Wednesday, November 15, 2023 2:02 PM
To: Bonner, Jami; Joe Wiser; Griffith, Thomas; Donna Insixiengmay; Megan Womack; Jordan, Me'Lony; Warren, Anthony; Martinez, Gumaro; Cooper, Kyle; Barnes, Bradley; Campos, Yadira; Massey, Matt; Stoker, Justin; Gaertner, James; Dale Sigler; Brian Fuller
Cc: Scott, Michael; Lawrence, Albert; Villarreal, Amber; Crocker, Clarice
Subject: RE: Event Application - C10s in the Park 9-21-24

There have been some recent discussions regarding reducing the number of trucks, I think to 1,000, due to overcrowding with 1,200. We've also discussed the possibility of adding 2 of our off-duty paramedics on our off-road vehicle for immediate medical response due to the congestion. I don't know how the off-duty police are compensated....does the event reimburse the city?

Ricky Boyd, Fire Chief

Waxahachie Fire-Rescue
214-463-9335

From: Bonner, Jami <jami.bonner@waxahachie.com>
Sent: Wednesday, November 15, 2023 1:57 PM
To: Joe Wiser <JWiser@waxahachiepd.org>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Griffith, Thomas <john.griffith@waxahachie.com>; Donna Insixiengmay <donna.insixiengmay@waxahachiepd.org>; Megan Womack <megan.womack@waxahachiepd.org>; Jordan, Me'Lony <mjordan@waxahachie.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Cooper, Kyle <kyle.cooper@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Campos, Yadira <ycampos@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Stoker, Justin <justin.stoker@waxahachie.com>; Gaertner, James <jgaertner@waxahachie.com>; Dale Sigler <dsigler@waxahachiepd.org>; Brian Fuller <bfuller@waxahachiepd.org>
Cc: Scott, Michael <msscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Villarreal, Amber <avillarreal@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>
Subject: Event Application - C10s in the Park 9-21-24

For your review / comments. Thank you.

Jami Bonner
Assistant City Secretary
City of Waxahachie
Direct (469) 309-4005 | Fax (469) 309-4003 | PO Box 757, Waxahachie, Texas 75168
www.waxahachie.com

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(5i)

Bonner, Jami

From: Villarreal, Amber
Sent: Wednesday, November 15, 2023 2:12 PM
To: Boyd, Ricky; Bonner, Jami; Joe Wiser; Griffith, Thomas; Donna Insixiengmay; Megan Womack; Jordan, Me'Lony; Warren, Anthony; Martinez, Gumaro; Cooper, Kyle; Barnes, Bradley; Campos, Yadira; Massey, Matt; Stoker, Justin; Gaertner, James; Dale Sigler; Brian Fuller; Boyd, Monica; Mosley, Laurie; Mendez, Wally
Cc: Scott, Michael; Lawrence, Albert; Crocker, Clarice
Subject: RE: Event Application - C10s in the Park 9-21-24
Attachments: EA2024.09.21 C10s in the Park.pdf

Staff has had internal discussions regarding Council's adoption of fees for events, but that has not been completed yet. The event does not reimburse the city (that I'm aware of). I do believe the organizer pays for the off-duty police officers.

Amber Villarreal, TRMC, CMC
City Secretary
City of Waxahachie
Direct (469) 309-4006 | Fax (469) 309-4003 | PO Box 757, Waxahachie, Texas 75168
www.waxahachie.com

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Attention Public Officials: A "Reply to All" of this email message could lead to violations of the Texas Open Meetings Act. If replying, please reply only to the sender.

The City Secretary's Office has temporarily relocated to 408 S. Rogers, Waxahachie, Texas.

From: Boyd, Ricky
Sent: Wednesday, November 15, 2023 2:02 PM
To: Bonner, Jami <jami.bonner@waxahachie.com>; Joe Wiser <JWiser@waxahachiepd.org>; Griffith, Thomas <john.griffith@waxahachie.com>; Donna Insixiengmay <donna.insixiengmay@waxahachiepd.org>; Megan Womack <megan.womack@waxahachiepd.org>; Jordan, Me'Lony <mjordan@waxahachie.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Cooper, Kyle <kyle.cooper@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Campos, Yadira <ycampos@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Stoker, Justin <justin.stoker@waxahachie.com>; Gaertner, James <jgaertner@waxahachie.com>; Dale Sigler <dsigler@waxahachiepd.org>; Brian Fuller <bfuller@waxahachiepd.org>
Cc: Scott, Michael <msscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Villarreal, Amber <avillarreal@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>
Subject: RE: Event Application - C10s in the Park 9-21-24

There have been some recent discussions regarding reducing the number of trucks, I think to 1,000, due to over-crowding with 1,200. We've also discussed the possibility of adding 2 of our off-duty paramedics on our off-road vehicle for immediate medical response due to the congestion. I don't know how the off-duty police are compensated....does the event reimburse the city?

Ricky Boyd, Fire Chief

(5i)

Bonner, Jami

From: Cooper, Kyle
Sent: Wednesday, November 15, 2023 2:51 PM
To: Bonner, Jami; Joe Wiser; Boyd, Ricky; Griffith, Thomas; Donna Insixiengmay; Megan Womack; Jordan, Me'Lony; Warren, Anthony; Martinez, Gumaro; Barnes, Bradley; Campos, Yadira; Massey, Matt; Stoker, Justin; Gaertner, James; Dale Sigler; Brian Fuller
Cc: Scott, Michael; Lawrence, Albert; Villarreal, Amber; Crocker, Clarice
Subject: RE: Event Application - C10s in the Park 9-21-24
Attachments: C-10s Wrap Up Notes.docx

The applicant didn't ask for event staff in this application. Last year we provided 4 park staff throughout the event. Additionally, we provided 10 portable restrooms. During our wrap-up meeting on 9/26, we recognized the need to bump up the restroom count (20-30) and organize a roll-off dumpster for trash throughout the day. I've attached notes from that meeting highlighting other considerations for next year's event, such as allocating space for EMS, capping registrations at 1,000, and reminding the organizers to request a variance from the city ordinance prohibiting alcohol in the parks.

It might be a good idea to include a provision stating that the City has the ultimate decision on whether the park is suitable for the event, especially in the case of rain leading up to the event day.

Last year, we experienced rain leading up to the event, raising concerns about the potential impact on the park grounds. Although everything worked out, the park staff invested a significant amount of time transporting and laying down mulch to prepare. I recommend proposing a cutoff day to the organizer. This will enable us to make the best decision to preserve the park and provide ample time for the organizer to inform attendees about any alternate locations.



Kyle Cooper, CPRP
Senior Director
Parks and Recreation
City of Waxahachie
469-336-5377
972-268-4549
Kyle.Cooper@waxahachie.com

From: Bonner, Jami
Sent: Wednesday, November 15, 2023 1:57 PM
To: Joe Wiser <JWiser@waxahachiepd.org>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Griffith, Thomas <john.griffith@waxahachie.com>; Donna Insixiengmay <donna.insixiengmay@waxahachiepd.org>; Megan Womack <megan.womack@waxahachiepd.org>; Jordan, Me'Lony <mjordan@waxahachie.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Cooper, Kyle <kyle.cooper@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Campos, Yadira

(5i)

Bonner, Jami

From: Massey, Matt
Sent: Wednesday, November 15, 2023 3:40 PM
To: Cooper, Kyle; Bonner, Jami; Joe Wiser; Boyd, Ricky; Griffith, Thomas; Donna Insixiengmay; Megan Womack; Jordan, Me'Lony; Warren, Anthony; Martinez, Gumaro; Barnes, Bradley; Campos, Yadira; Stoker, Justin; Gaertner, James; Dale Sigler; Brian Fuller
Cc: Scott, Michael; Lawrence, Albert; Villarreal, Amber; Crocker, Clarice
Subject: RE: Event Application - C10s in the Park 9-21-24

We also had 4 Streets employees working this event.

Matt Massey

Street Operations Manager
City of Waxahachie
Office 469-309-4312
mmassey@waxahachie.com

From: Cooper, Kyle <kyle.cooper@waxahachie.com>
Sent: Wednesday, November 15, 2023 2:51 PM
To: Bonner, Jami <jami.bonner@waxahachie.com>; Joe Wiser <JWiser@waxahachiepd.org>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Griffith, Thomas <john.griffith@waxahachie.com>; Donna Insixiengmay <donna.insixiengmay@waxahachiepd.org>; Megan Womack <megan.womack@waxahachiepd.org>; Jordan, Me'Lony <mjordan@waxahachie.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Campos, Yadira <ycampos@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Stoker, Justin <justin.stoker@waxahachie.com>; Gaertner, James <jgaertner@waxahachie.com>; Dale Sigler <dsigler@waxahachiepd.org>; Brian Fuller <bfuller@waxahachiepd.org>
Cc: Scott, Michael <msscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Villarreal, Amber <avillarreal@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>
Subject: RE: Event Application - C10s in the Park 9-21-24

The applicant didn't ask for event staff in this application. Last year we provided 4 park staff throughout the event. Additionally, we provided 10 portable restrooms. During our wrap-up meeting on 9/26, we recognized the need to bump up the restroom count (20-30) and organize a roll-off dumpster for trash throughout the day. I've attached notes from that meeting highlighting other considerations for next year's event, such as allocating space for EMS, capping registrations at 1,000, and reminding the organizers to request a variance from the city ordinance prohibiting alcohol in the parks.

It might be a good idea to include a provision stating that the City has the ultimate decision on whether the park is suitable for the event, especially in the case of rain leading up to the event day.

Last year, we experienced rain leading up to the event, raising concerns about the potential impact on the park grounds. Although everything worked out, the park staff invested a significant amount of time transporting and laying down mulch to prepare. I recommend proposing a cutoff day to the organizer. This will enable us to make the best decision to preserve the park and provide ample time for the organizer to inform attendees about any alternate locations.

(5j)



City of Waxahachie
City Secretary's Office

Special Event Application

Date submitted 1/21/24

Applicant Information

Applicant name: Terry Hill

Are you representing the host organization?

Yes ☒

No ☐

Will you be the on-site point of contact during the event?

Yes ☒

No ☐

Phone:

Cell:

Email: c10sinthepark@yahoo.com

Mailing address: 207 Nocona Drive

Host organization name: C10s in the Park

Alternate contact that will be on-site during the event.

On-site contact name: Terry Hill

Cell:

About the Event

Event name: C10s in the Park Party on the Square

Date: September 21 2024

Location: Downtown Waxahachie

*An event site map is **REQUIRED** to be submitted with your application.*

Anticipated attendance: 2500-3000 people

Description of event: Trucks and concert Downtown Waxahachie

	Date(s)	Start Time:	End Time:
Event Date	09/21/2024	5pm	10pm
Event Set-up	9/21/2024	12pm	
Event Breakdown	9/21/2024	10pm	11pm

How many times has this event been hosted before?

1st time ☐

2 - 4 times ☐

5 or more times ☒

Location: Downtown Waxahachie

(5j)



City of Waxahachie
City Secretary's Office

Special Event Application

Choose the best description of the event:

- | | |
|---------------------------------------|--|
| <input type="radio"/> Festival | <input type="radio"/> Birthday Party / Picnic |
| <input type="radio"/> Movie Screening | <input type="radio"/> Charitable / Fundraising |
| <input type="radio"/> Parade | <input type="radio"/> Community / Neighborhood |
| <input type="radio"/> Private Event | <input type="radio"/> Concert / Live Performance |
| <input type="radio"/> Run / Walk | <input checked="" type="radio"/> Other: Truck Show & Concert |

Event activities include (check all that apply):

- | | |
|--|---|
| <input type="checkbox"/> Amusement rides / Inflatables | <input type="checkbox"/> Food – sampled, served, or sold |
| <input type="checkbox"/> Animals / Petting Zoo | <input type="checkbox"/> Products / Services – given away, sampled, or sold |
| <input type="checkbox"/> Announcement / Speeches | <input checked="" type="checkbox"/> Live music |
| <input type="checkbox"/> Information / Literature Distribution | <input checked="" type="checkbox"/> Street closure |
| <input type="checkbox"/> DJ / Recorded Music | <input type="checkbox"/> Other: |

The event is:

- | | |
|---|---|
| <input type="radio"/> Private | <input type="radio"/> Free & open to the general public |
| <input checked="" type="radio"/> Entry by participation or registration fee | <input type="radio"/> Entry by admission fee or ticket |

Admission information, if applicable:

Include entry or participant fees, ticket prices, donations, and / or fees based on activity.

Spectators are free to attend - We'll have the Top 85 trucks parked around the square

Run / Walk:

Please provide the start time for each distance (if applicable)

_____ 1 mile _____ 5K _____ Other distance

Please indicate your expected attendance: _____

Number of participants:

- | | |
|---------|-----------------------|
| 1-99 | <input type="radio"/> |
| 100-199 | <input type="radio"/> |
| 200-299 | <input type="radio"/> |
| 300+ | <input type="radio"/> |

Provide route on attached site map.

(5j)



City of Waxahachie
City Secretary's Office

Special Event Application

Food / Beverage:

Will the event offer food/beverages? Yes ☐ No ☒
Will event require any food preparation on-site? Yes ☐ No ☒
Will alcohol be served/sold? Yes ☒ No ☐

Code of Ordinances Ch. 4 Sec. 4-7 Alcohol at approved festivals and events

If alcohol is served/sold, a licensed peace officer(s) must be onsite throughout the event's operation and outside the perimeter to provide security. Events require one officer with an additional officer per 100 guests. Ex.: <100 attendees would require one officer, 100<200 attendees would require two officers, 200<300 attendees would require three officers, etc.

Police / Security Services:

Personnel needs (indicate all that apply) Request for services is not a guarantee that staff/volunteers will be available.

Event staff How many: 4 Streets Staff Date(s) & time(s): 9/21/2024 5pm to 10pm
Volunteers How many: _____ Date(s) & time(s): _____
Private security How many: 4 WPD Date(s) & time(s): _____

Company name: _____

Contact name and number: _____

Off duty police How many: 4 WPD Date(s) & time(s): 9/21 5:30pm to 10pm

Have you made arrangements with the police? Yes ☒ No ☐

If no, you will be provided the information on how to make arrangements.

If yes, please provide following information for the person that you made the arrangements with:

Contact name: Usually do this the month before Phone number: _____

Street Closures:

Does the event propose closing, blocking, or using City streets and/or parking lots? Yes ☒ No ☐

If yes, please list all streets, intersections, and parking lots that apply: _____

Same as last Years event. See attached map -

Street closings to begin on date: 9/21 Start time: 12pm End time: 10:15pm

Will any businesses be impacted by the proposed road closure? Yes ☒ No ☐

City Equipment:

Are you requesting the use of City equipment? Yes ☒ No ☐

Availability is not guaranteed

Streets cannot be blocked without prior approval.

If yes, indicate the type of equipment and how many will be used (estimated):

Traffic Cones How many: _____ Barricades How many: _____

(5j)



City of Waxahachie
City Secretary's Office

Special Event Application

Other: _____

Where should equipment be dropped off & picked up? _____

When will the equipment be set-up? _____

Date: _____

Time: _____

When will the equipment be removed? _____

Date: _____

Time: _____

Temporary Tents & Structures:

Will the event have a tent(s) larger than 10' x 20'?

Yes ☐

No ☒

List the # of tents & sizes: _____

Indicate locations on attached required site map.

Electrical Services:

How will electrical services be supplied? _____

Generator ☐

Franchise Utilities ☐

Both ☐

List contractor / supplier: _____

n/a

Explain services in detail: _____

n/a

Insurance

All events taking place on City of Waxahachie property must provide a certificate of liability insurance and endorsement page. The City of Waxahachie must be listed as an "Additional Insured" in the amount of \$1 million on both pages. Please list the date of the event and location on this certificate and submit at least one month before the event. The City of Waxahachie reserves the right to increase the insurance limits based on the nature and degree of risks to the public.

If you have questions regarding City insurance coverage, please inquire with City of Waxahachie staff after submitting your event application.

Hold Harmless Clause

Applicant / organization shall assume all risks incident to or in connection with the approved activity and shall be solely responsible for damage or injury, of whatever kind or nature, to person or property, directly or indirectly arising out of or in connection with the approved activity or the conduct of applicant's operation. Applicant hereby expressly agrees to defend and save the City, its officers, agents, employees and representatives harmless from any penalties for violation of any law, ordinance, or regulation affecting its activity and from any and all claims, suits, losses, damages or injuries directly or indirectly out of or in connection with the approved activities or conduct of its operation or resulting from the negligence or intentional acts or omissions of applicant or its officers, agents, and employees. Due to Covid-19, I also understand approval of my event is subject to the then current necessary precautions resulting from Covid case trends as well as any change in accordance with federal, state or local orders. Furthermore, by signing this application, applicant hereby agrees to waive any and all claims that applicant may have against the City, its officers, agents, employees, and representatives arising out of or in connection with the revocation or cancellation of an event permit.

Signature

1/21/2023

Date

Contract Agreement

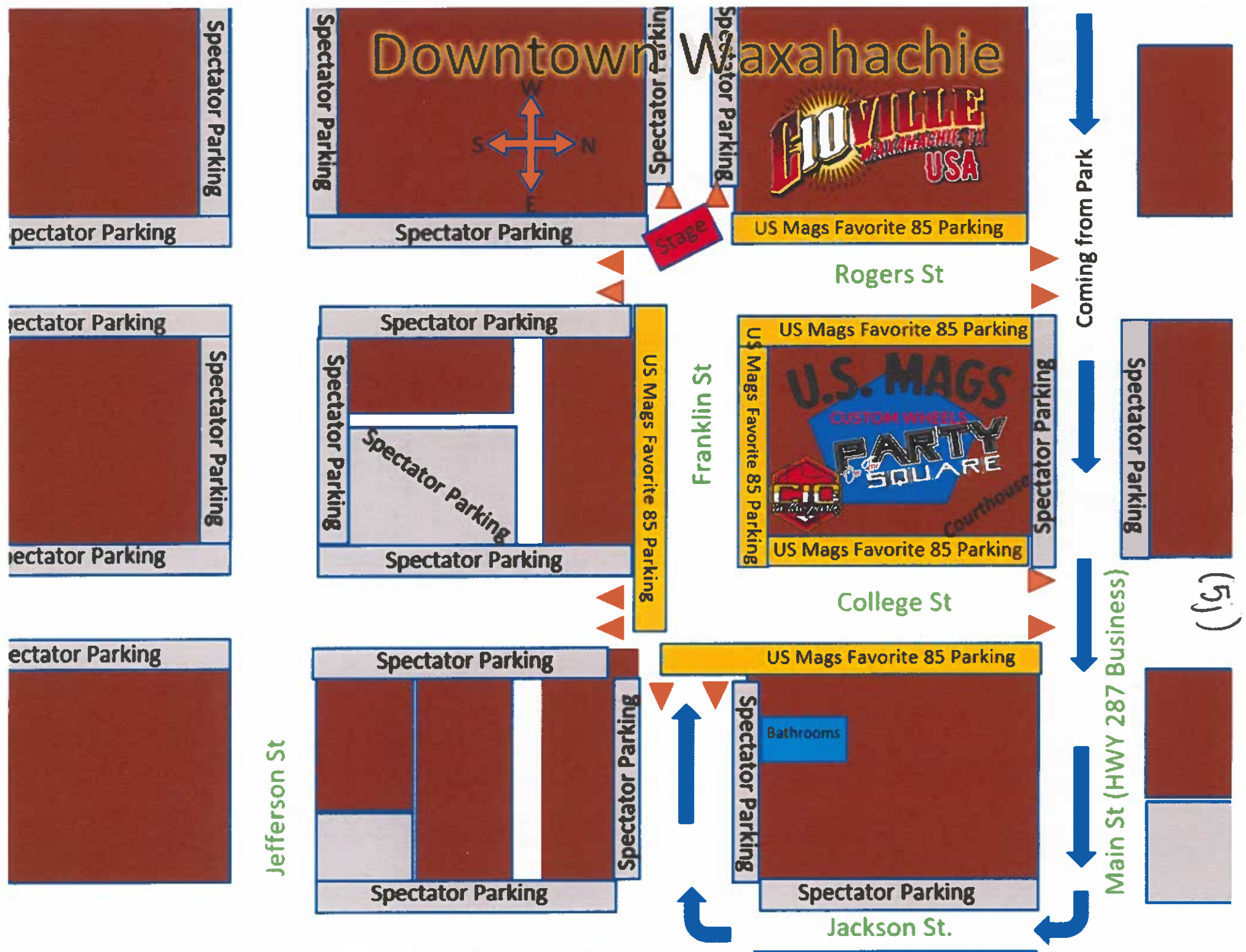
Applicant / organization has thoroughly read, understands, and agrees to all conditions listed on this application.

Signature

1/21/2023

Date

Email completed Special Events Application and site map to
Jami Bonner at Jami.Bonner@waxahachie.com.



(5j)

February 7, 2024

Waxahachie City Council
PO Box 757
Waxahachie, TX 75168



Re: C-10's Party on the Square

Dear Council Members:

Please let this letter serve as support from the Waxahachie Downtown Merchants Association for the C-10's in the Park Party on the Square to shut down streets as outlined in their submitted event application.

On February 7th, 2024, during a regularly scheduled member meeting, the Association voted unanimously to approve the motion supporting this event and all necessary street closures pertaining to it. The association understands the significant impact a street closure has on downtown businesses and has taken this into consideration during the discussion and approval for support of this event.

This discussion and vote have been recorded in our meeting minutes and can be made available upon request.

A handwritten signature in black ink that reads 'Jordan Molina'.

Jordan Molina
President - WDMA

(5j)

Bonner, Jami

From: Bonner, Jami
Sent: Thursday, January 18, 2024 11:12 AM
To: c10sinthepark
Cc: Mendez, Wally; Safford, Scott; Donna Insixiengmay; Barnes, Bradley; Massey, Matt; Kevin Wright; Mosley, Laurie; Stoker, Justin; Martinez, Gumaro; Cooper, Kyle; Ricky Boyd; Joe Wiser; Villarreal, Amber; Griffith, Thomas; Megan Womack
Subject: C10s in the Park / Party on the Square Event Application Review
Attachments: EA2024.09.21 C10s in the Park - Party on the Square.pdf; EA2024.09.21 C10s in the Park.pdf

Good morning Mr. Hill,

Thank you for meeting with our staff in regards to your event applications. Below is a summary of the details/actions discussed. Please let me know if you have any questions.

Please make the following revisions to your applications:

- C10s in the Park
 - Site map revisions
 - Add Emergency Management Command post
 - Add location of portable toilets
 - Add barricades around spectator parking to discourage vehicles from entering the park
- Party on the Square
 - Select yes for "alcohol will be served/sold" on page 3 of the application ([click here to review the City's alcohol ordinance](#))
 - Site map revisions
 - Work with Gumaro Martinez to indicate the event area where alcohol will be allowed

The following staff are recommended to be available for the events:

- 6 Park staff members at C10s in the Park
- 4 Streets staff members at Party on the Square
- 1 Downtown staff member at C10s in the Park and Party on the Square
- 6 WPD officers at C10s in the Park (hired by the applicant)
- 4 WPD officers at Party on the Square (hired by the applicant)
- WFD EMS team at C10s in the Park
- Emergency Management Command Team at C10s in the Park

Further details:

- Please provide a letter of support from the Waxahachie Downtown Merchants Group for Party on the Square. Jordan Molina is the new President for WDMA. Her contact info is below:
Jordan E. Molina, Co-Owner
Jordan E.'s Popcorn & Candy Co.
315 S. Rogers Street, Waxahachie, Texas 75165
jordan@jordanepopcorn.com
214.463.5005 Store
469.337.5262 Cell

(5j)

- Please coordinate strategic placement of roll off dumpsters and trashcans with Park staff and Wally Mendez for C10s in the Park & Party on the Square
- Park staff will treat the septic system prior to the event and will replenish bathroom necessities throughout the event
- Please provide an inclement weather contingency plan (secondary location, "drop dead" day/time for any changes due to weather). Ultimately, the City has the final decision on whether the park is suitable for the event, especially in the case of rain leading up to the day of the event.
- Vehicle traffic in the park will be limited to registrants, vendors, attendees requiring accessible parking, and event staff/volunteers. Event spectators will utilize spectator parking via S. Grand Ave.
- Please provide a certificate of liability insurance and endorsement page. The City of Waxahachie must be listed as an "additional insured" in the amount of \$1 million on both pages. Please list the event date and location on the certificate and submit one month prior to the event.

Jami Bonner, TRMC
Assistant City Secretary
City of Waxahachie

Direct (469) 309-4005 | Fax (469) 309-4003 | PO Box 757, Waxahachie, Texas 75168

www.waxahachie.com

We have temporarily relocated to the Charles Beatty Municipal Services Building at 408 S. Rogers St. (across from City Hall)

(5j)

Bonner, Jami

From: Massey, Matt
Sent: Wednesday, November 15, 2023 3:36 PM
To: Stoker, Justin; Bonner, Jami
Cc: Gaertner, James
Subject: RE: Event Application - C10s in the Park Party on the Square 9-21-24

This is a repeat event. They will need cones and barricades to close the streets.

Matt

From: Stoker, Justin <justin.stoker@waxahachie.com>
Sent: Wednesday, November 15, 2023 2:49 PM
To: Bonner, Jami <jami.bonner@waxahachie.com>
Cc: Gaertner, James <jgaertner@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>
Subject: RE: Event Application - C10s in the Park Party on the Square 9-21-24

I noticed that they are asking for several street closures but are not asking for any equipment from Streets. Typically, street closures come with barricades and cones. Can we confirm how they intend to enforce a street closure without the use of City equipment?

Justin

From: Bonner, Jami
Sent: Wednesday, November 15, 2023 2:01 PM
To: Joe Wiser <JWiser@waxahachiepd.org>; Dale Sigler <dsigler@waxahachiepd.org>; Brian Fuller <bfuller@waxahachiepd.org>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Griffith, Thomas <john.griffith@waxahachie.com>; Donna Insixiengmay <donna.insixiengmay@waxahachiepd.org>; Megan Womack <megan.womack@waxahachiepd.org>; Massey, Matt <mmassey@waxahachie.com>; Stoker, Justin <justin.stoker@waxahachie.com>; Gaertner, James <jgaertner@waxahachie.com>; Tuley, Eleana <eleana.tuley@waxahachie.com>; Mendez, Wally <wmendez@waxahachie.com>; Kettelman, Warren <warren.kettelman@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Cooper, Kyle <kyle.cooper@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Campos, Yadira <ycampos@waxahachie.com>
Cc: Scott, Michael <mscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Villarreal, Amber <avillarreal@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>
Subject: Event Application - C10s in the Park Party on the Square 9-21-24

For your review / comments. The applicant is working on the WDMA support letter. Thank you.

Jami Bonner
Assistant City Secretary
City of Waxahachie
Direct (469) 309-4005 | Fax (469) 309-4003 | PO Box 757, Waxahachie, Texas 75168
www.waxahachie.com

We have temporarily relocated to the Charles Beatty Municipal Services Building at 408 S. Rogers St. (across from City Hall)

(5j)

Meeting Summary - C-10s In the Park Event Wrap

Date: 9/26/2023

Attendees:

- Brad Barnes, Terry Hill (C10s), Wally Mendez, Dale Sigler (PD), Scott Safford (FD), Gumaro Martinez, Laurie Mosley, Kyle Cooper, Thomas Griffith (Emergency Management)

Key Discussion Points:

1. **Roll-off Dumpster for Next Year:** It was suggested that we need to arrange for a roll-off dumpster for next year's event to manage waste more effectively.
2. **Attendance Figures:** According to Placer.ai, the event saw an attendance of approximately 11,000 people.
3. **Entry Cut-off and Traffic Flow:** The idea of implementing a hard cut-off for entries and not allowing vehicles to come and go once entering the park was discussed. This measure is aimed at enhancing public safety. City staff expressed concerns with 1,200 entries and asked if we would consider limiting attendance to 1,000.
4. **Designating a 2-Lane Path:** The possibility of designating a 2-lane driving path through the park to help organize traffic and improve the event layout was discussed. This would also enhance access for emergency services.
5. **Emergency Calls and EMS Access:** Two emergency calls were placed during the event, and it was noted that EMS did not have adequate access within the park. The proposed 2-lane road would assist with access, and it was identified that reserved space for EMS onsite is needed.
6. **Event Layout Planning:** Emergency management indicated that they would begin building the event layout in DragonForce once the application is approved for next year's event.
7. **Portable Toilets:** It was suggested that we may need to double the number of portable toilets to accommodate the crowd.
8. **Preventing Gate Blockage:** Strategies to prevent people from parking in front of the gates and blocking access to the Parks Shop need to be devised.
9. **Septic Tank Maintenance:** Consider arranging for the septic tank at M&M to be pumped prior to the event to avoid any issues.
10. **Variance for Alcohol:** Terry needs to request a variance from the City ordinance that prohibits alcohol in the park.
11. **Next Year's Date:** The date for next year's event is set for September 21, 2024, which is the third Saturday of September.
12. **Designated Space for EMS:** It was agreed, in theory, that a designated space for EMS should be the paved parking lot near M&M restrooms adjacent to the yellow gate.

(5)

After Party Downtown:

1. **Alcohol Vendors:** The event organizer mentioned no desire for alcohol vendors and suggested leaving it up to local businesses to address this aspect.
2. **Efficient Truck Transportation:** There is a need to work on a more efficient solution for transporting trucks from the park to downtown.

Action Items:

- Arrange for a roll-off dumpster for next year's event.
- Discuss and decide on the attendance cap and entry cut-off policy.
- Explore the feasibility of designating a 2-lane driving path through the park.
- Develop a plan to ensure better access for EMS and prevent gate blockage.
- Coordinate septic tank maintenance before the event.
- Initiate the process to obtain a variance for alcohol from the City.
- Begin planning for next year's event - September 21, 2024.
- Work on a more efficient transportation solution for trucks to downtown.

The meeting concluded with these action items to address the discussed issues and prepare for next year's C-10s In the Park Event.

(5k)

Planning & Zoning Department

Petition for ETJ Release



Case: ETJ-PTN-1-2024

MEETING DATE(S)

City Council:

February 19, 2024

CAPTION

Consider the proposed Ordinance approving a request by Amy Rader, Macdonald Family Irrevocable Trust, for a **Petition for ETJ Release** for approximately 75.262 acres, located at 2832 FM 66 (Property ID 188581, 277631, 277638) – Owner: Macdonald Family Irrevocable Trust (ETJ-PTN-1-2024)

RECOMMENDED MOTION

"I move to approve ETJ-PTN-1-2024, a request by Amy Rader, Macdonald Family Irrevocable Trust, for a Petition for ETJ Release for approximately 75.262 acres, located at 2832 FM 66, authorizing the Mayor to sign the associated documents accordingly."

APPLICANT REQUEST

The property owner has petitioned the City to remove her property from the extraterritorial jurisdiction (ETJ).

CASE INFORMATION

Applicant: Amy Rader, Macdonald Family Irrevocable Trust

Property Owner(s): Macdonald Family Irrevocable Trust

Site Acreage: 75.262 acres

Number of Lots: 3 tracts

Number of Dwelling Units: 1 unit

SUBJECT PROPERTY

General Location: Located at 2832 FM 66

Parcel ID Number(s): 188581, 277631, 277638

Current Zoning: ETJ

Existing Use: Residential use

Platting History: Parcel IDs 188581 and 277631 are not platted; however, Parcel ID 277638 is a portion of a platted lot.

CCN Service Area: Buena Vista-Bethel Special Utility District

Site Aerial:**PLANNING ANALYSIS**

Starting September 1, 2023, residents living in areas within a municipality's ETJ are allowed to file a petition requesting their release from the ETJ. Upon providing the City with the minimum information listed below, the City must immediately release the area from its ETJ.

- The petition must be in writing and detail the area's boundaries through either metes and bounds or a recorded plat; and
- The petition must include the property owner's name, signature, date of birth, residence address, and date of signing.

This application satisfies the requirements of Chapter 42, Subchapter D of the Texas Local Government Code governing the requirements for an ETJ petition.

RECOMMENDATION

City staff has determined that the submitted petition complies with the requirements of Chapter 42, Subchapter D of the Texas Local Government Code and that such law requires the release of the subject property from the City's ETJ.

ATTACHED EXHIBITS

1. ETJ Petition Map for February 19, 2024 City Council Meeting
2. Proposed Ordinance
3. Surveys (Exhibit A)
4. Location Map (Exhibit B)

STAFF CONTACT INFORMATION*Prepared by:*

Oanh Vu

Senior Planner

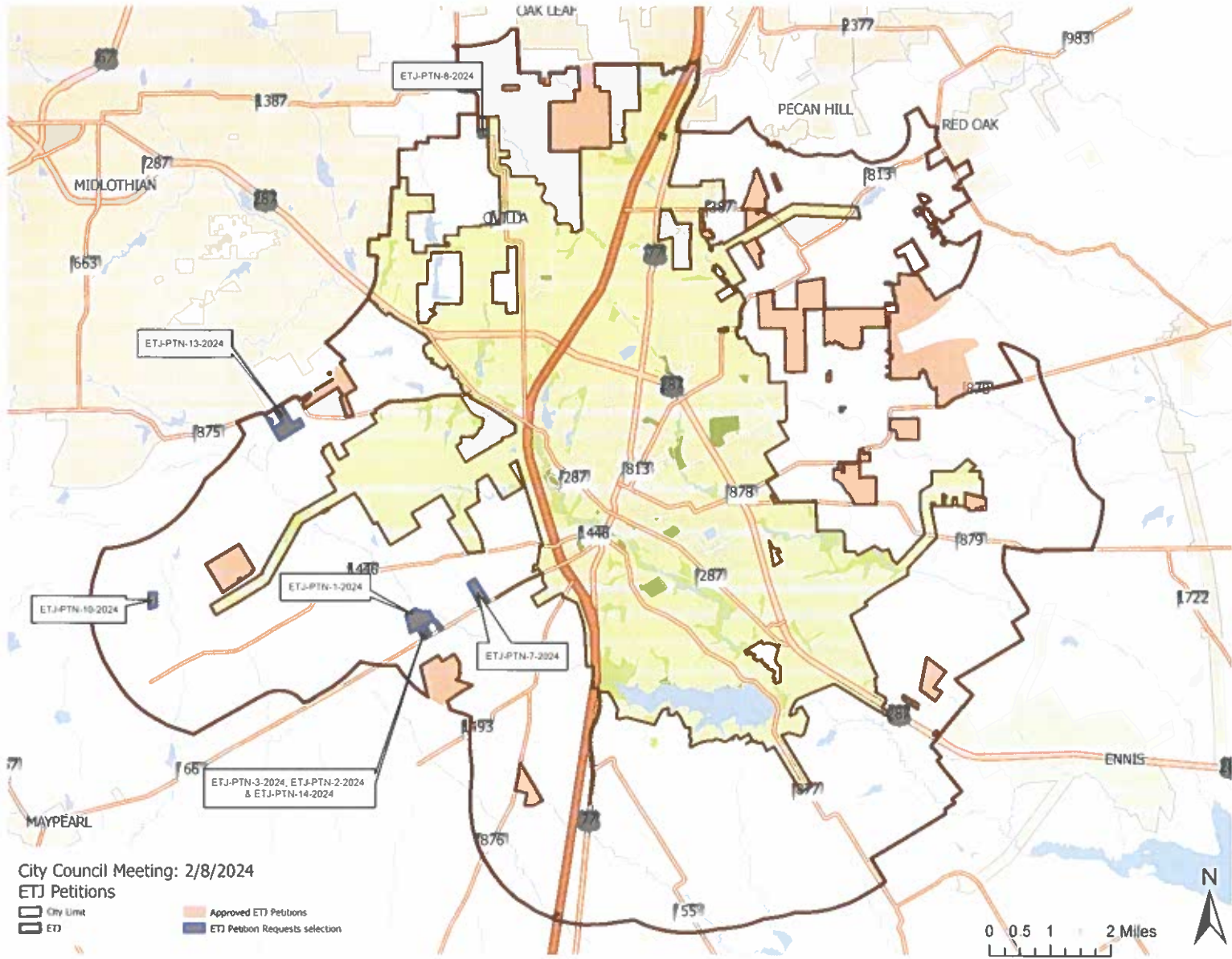
oanh.vu@waxahachie.com*Reviewed by:*

Jennifer Pruitt, AICP, LEED-AP, CNU-A

Senior Director of Planning

jennifer.pruitt@waxahachie.com

(5K)



(54)

ORDINANCE NO.

AN ORDINANCE AUTHORIZING THE RELEASE FROM THE CITY OF WAXAHACHIE'S EXTRATERRITORIAL JURISDICTION OF A 75.262 ACRE TRACT OF LAND, LOCATED AT 2832 FM 66, KNOWN AS PROPERTY ID 188581, 277631, AND 277638, AND ORDERING THE CHANGING OF THE CITY OF WAXAHACHIE'S EXTRATERRITORIAL JURISDICTION BOUNDARY MAP IN ACCORDANCE WITH SAID CHANGE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WAXAHACHIE, TEXAS:

WHEREAS, as authorized by Subchapter D of the Texas Local Government Code, the landowners of the herein described property have requested and petitioned in writing that the City of Waxahachie ("City") exclude the property herein described from the City's Extraterritorial Jurisdiction ("**ETJ**"); and

WHEREAS, City staff has determined that the submitted petition, case number ETJ-PTN-1-2024, complies with the requirements of Subchapter D of the Texas Local Government Code and that such law requires the release of the herein described property from the City's ETJ.

NOW, THEREFORE, the following described tracts of land are hereby released and removed from the City's ETJ, effective as of the date of the passage of this Ordinance:

All those certain lots, tracts or parcels of land situated in Ellis County, Texas, and being more particularly described by surveys in Exhibit A and shown on the location map in Exhibit B, which are made a part hereof and attached hereto for all purposes.

The City's ETJ boundary is hereby amended in accordance with said change. City staff is hereby directed to make all required changes to the City map showing the boundaries of the City's ETJ, as required by Section 41.002 of the Texas Local Government Code, and to promptly notify Ellis County of such changes.

PASSED, APPROVED AND ADOPTED on this 19th day of February, 2024.

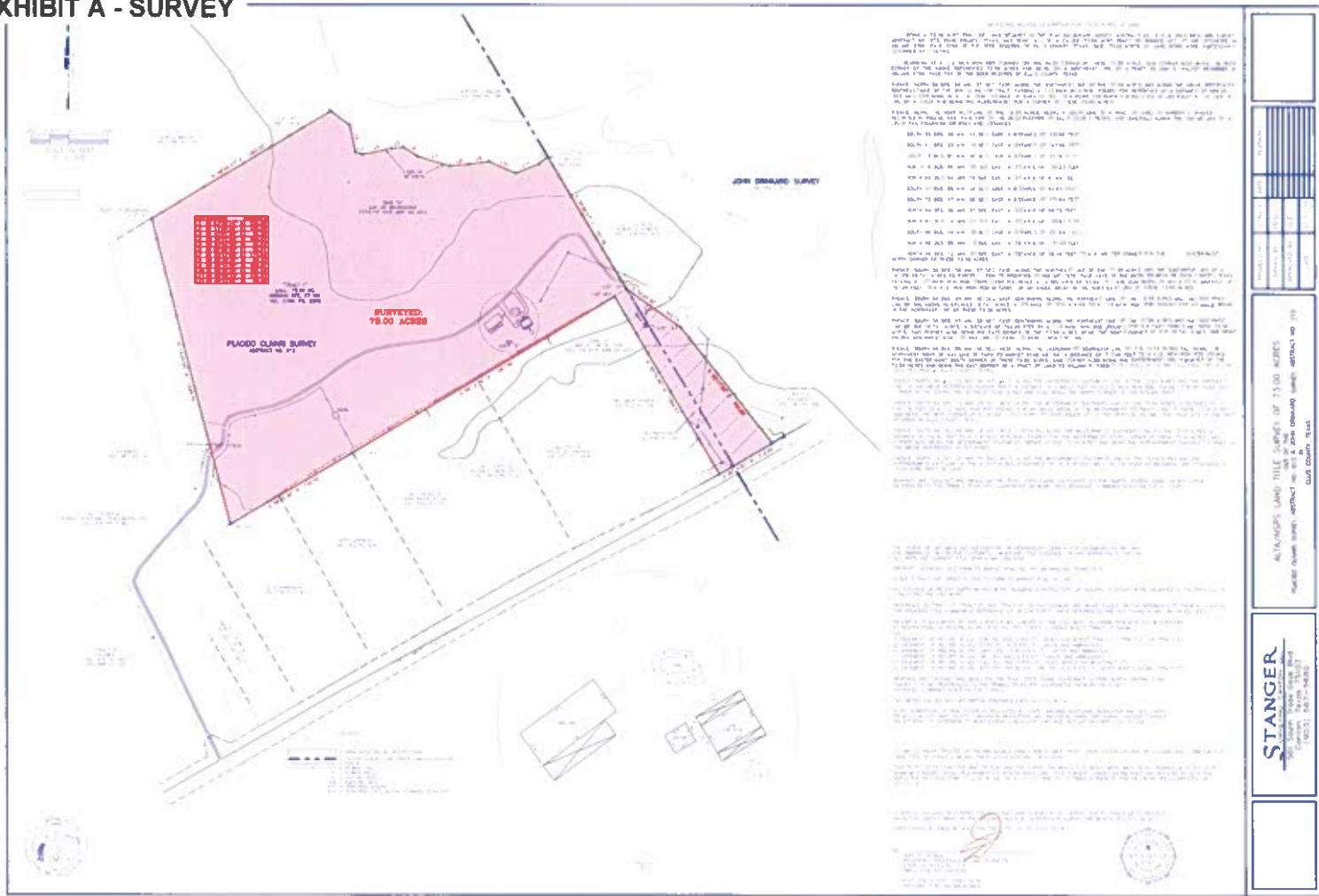
MAYOR

ATTEST:

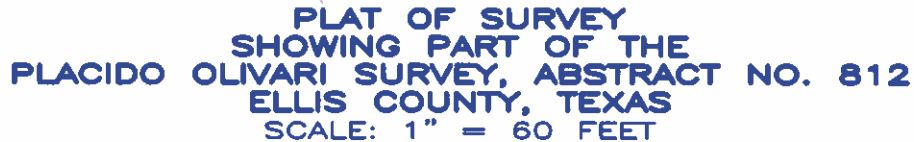
City Secretary

(9K)

EXHIBIT A - SURVEY



(54)



STATE OF TEXAS
REGISTERED
JEFF D. DOUGLAS
5757
PROFESSIONAL
LAND SURVEYOR

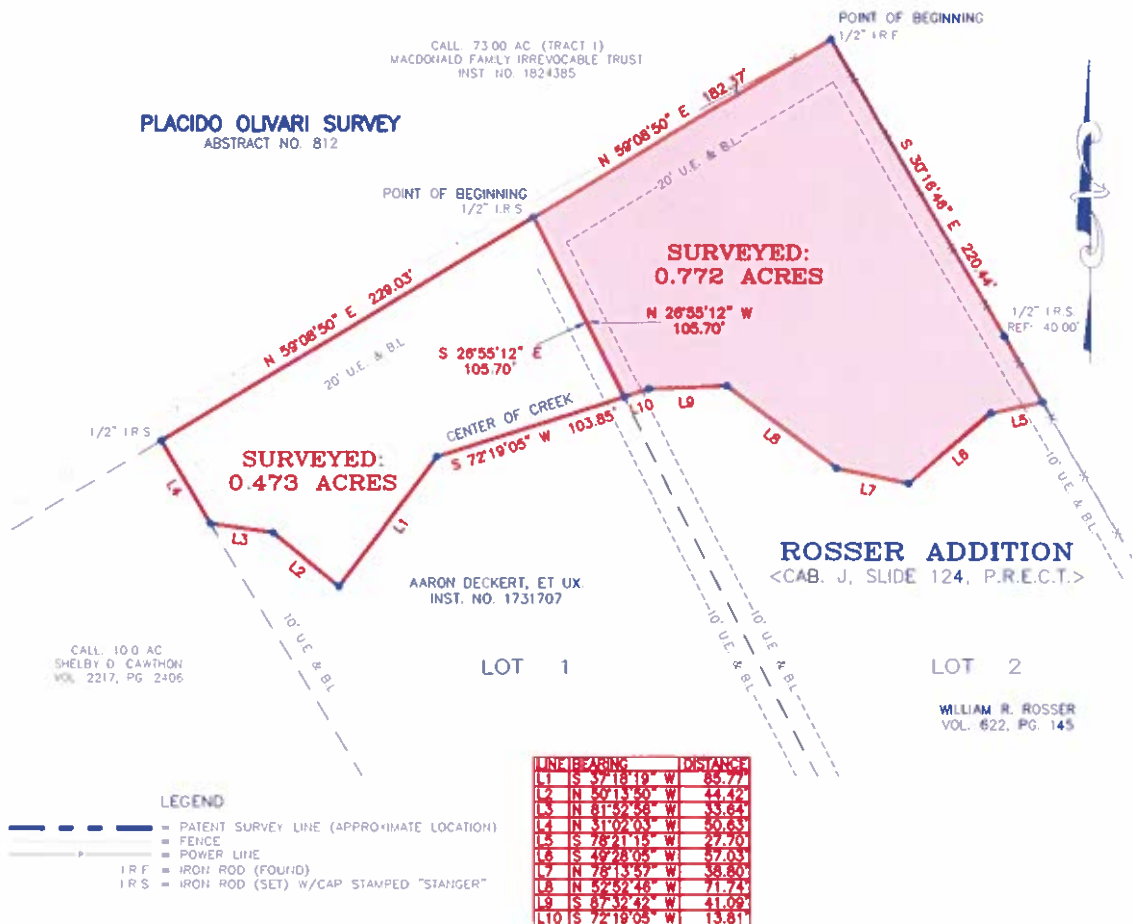


SURVEY COMPLETED: 07-15-2019
FB/PG: VZ 317/11 JOB NO: C190120

EXHIBIT A - SURVEY

(5K)

PROPERTY ID: 277638



PLAT OF SURVEY SHOWING PART OF LOT 1 & LOT 2 ROSSEY ADDITION, CAB. J, SLIDE 124, P.R.E.C.T. PLACIDO OLIVARI SURVEY, ABSTRACT NO. 812 ELLIS COUNTY, TEXAS SCALE: 1" = 60 FEET

THIS PROPERTY IS LOCATED WITHIN THE ETJ OF THE CITY OF WAXAHACHIE, AND THEY SHOULD BE CONSULTED BEFORE USING THIS SURVEY TO CONVEY OWNERSHIP OF THE ABOVE PROPERTY.

FLOOD PLAIN DESIGNATION, IF ANY, WAS NOT DETERMINED BY THIS SURVEYOR.

THIS SURVEYOR HAS MADE NO INVESTIGATION OR INDEPENDENT SEARCH FOR EASEMENTS OF RECORD, ENCUMBRANCES, RESTRICTIVE COVENANTS, OWNERSHIP TITLE EVIDENCE, OR ANY OTHER FACTS THAT AN ACCURATE AND CURRENT TITLE SEARCH MAY DISCLOSE.

IN PROVIDING THIS BOUNDARY SURVEY, NO ATTEMPT HAS BEEN MADE TO OBTAIN OR SHOW DATA CONCERNING EXISTENCE, SIZE, DEPTH, CONDITION, CAPACITY OR LOCATION OF ANY UTILITY EXISTING ON THE SITE, WHETHER PRIVATE, MUNICIPAL OR PUBLIC OWNED, SUBSURFACE AND ENVIRONMENTAL CONDITIONS WERE NOT SURVEYED OR EXAMINED OR STATEMENT IS MADE CONCERNING THE EXISTENCE OF UNDERGROUND OR OVERHEAD CONDITIONS, CONTAINERS OR FACILITIES THAT MAY AFFECT THE USE OR DEVELOPMENT OF THIS PROPERTY.

BEARINGS ARE "GROUND" AND BASED ON THE TEXAS STATE PLANE COORDINATE SYSTEM, NORTH CENTRAL ZONE (NAD83, COR598) REFERENCED TO THE TRIMBLE TEXAS RTK COOPERATIVE NETWORK VRS3 NET ADVANCED. COMBINED SCALE FACTOR 1.00012

SEE METES AND BOUNDS DESCRIPTION PREPARED EVEN DATE. (C190120)

NOTE: SUBDIVISION OF REAL ESTATE IS REGULATED BY STATE LAW AND ADDITIONAL REGULATION MAY ALSO APPLY FROM LOCAL CITY AND COUNTY SUBDIVISION REGULATION. ANY INDIVIDUAL USING THIS SURVEY SHOULD CONSULT AN ATTORNEY TO DETERMINE THE APPLICABLE SUBDIVISION LAWS AND REGULATION THAT APPLY TO THIS PROPERTY. AN ACTUAL SURVEY MADE ON THE GROUND UNDER MY SUPERVISION DURING THE MONTH OF JULY, 2019.

GIVEN UNDER MY HAND & SEAL, THIS THE 15TH DAY OF JULY, 2019.

BY:
JEFF D. DOUGLAS
REGISTERED PROFESSIONAL LAND SURVEYOR
STATE OF TEXAS NO. 5757
TBPLS FIRM NO. 10025701

PLAT VOID IF NOT SIGNED IN RED.
PREPARED FOR: IAN MACDONALD

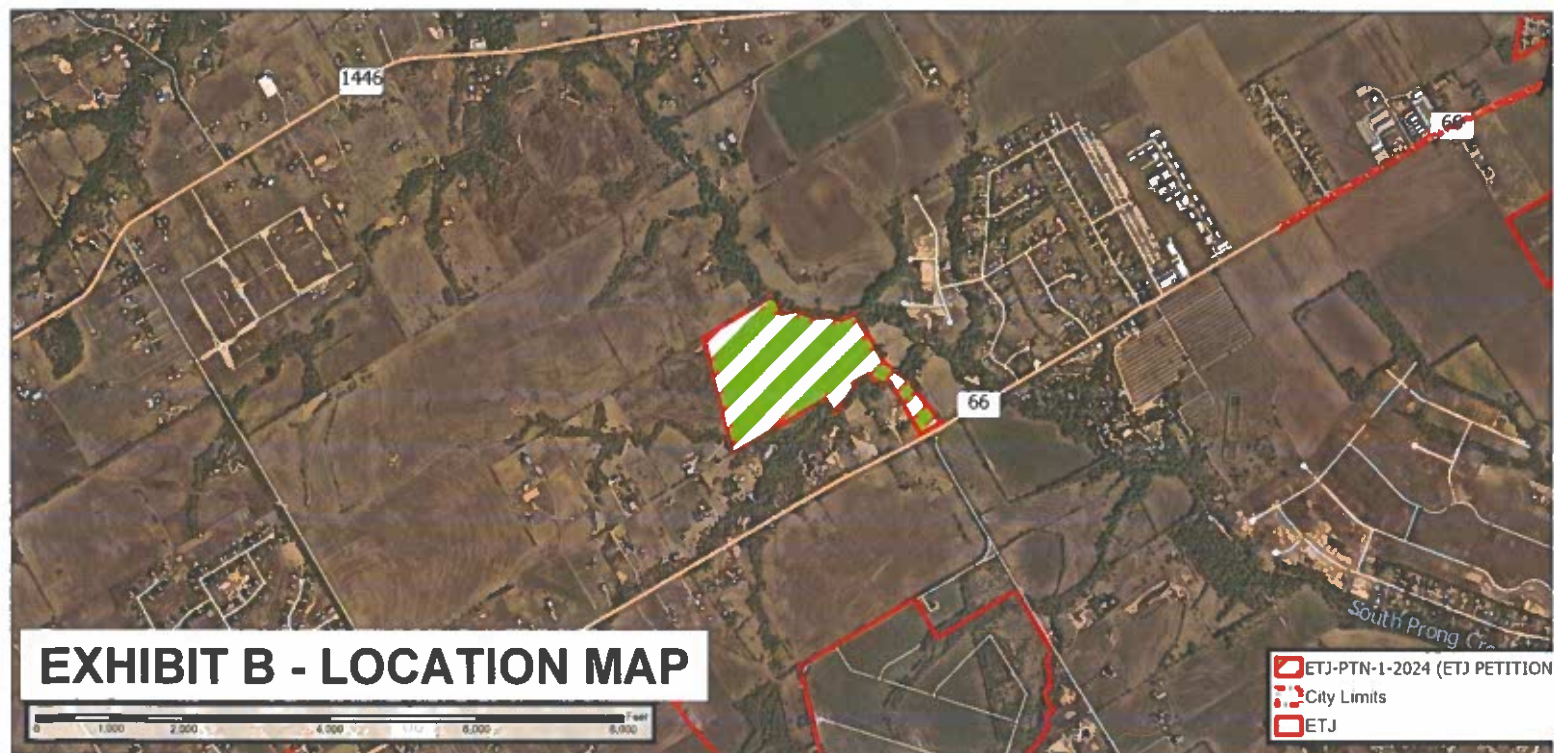


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STANGER SURVEYING CANTON LLC
CANTON, TEXAS

(NON-TRANSFERABLE)
STANGER
SURVEYING CANTON LLC
13878 STATE HIGHWAY NO. 64
BEN WHEELER, TEXAS 75754
(903) 833-1006

SURVEY COMPLETED: 07-15-2019
FB/PG: VZ 317/11 JOB NO: C190120

(5K)



Planning & Zoning Department

Petition for ETJ Release

Case: ETJ-PTN-2-2024



MEETING DATE(S)

City Council:

February 19, 2024

CAPTION

Consider proposed Ordinance approving a request by Amy Rader, Zoe, LLC, for a **Petition for ETJ Release** for approximately 5.414 acres, located at 2926 and 2930 FM 66 (Property ID 296607 and 296608) – Owner: Zoe, LLC (ETJ-PTN-2-2024)

RECOMMENDED MOTION

"I move to approve ETJ-PTN-2-2024, a request by Amy Rader, Zoe, LLC, for a Petition for ETJ Release for approximately 5.414 acres, located 2926 and 2930 FM 66, authorizing the Mayor to sign the associated documents accordingly."

APPLICANT REQUEST

The property owner has petitioned the City to remove the subject of property from the extraterritorial jurisdiction (ETJ).

CASE INFORMATION

Applicant: Amy Rader

Property Owner(s): Zoe, LLC

Site Acreage: 5.414 acres

Number of Lots: 2 lots

Number of Dwelling Units: 2 units

SUBJECT PROPERTY

General Location: Located at 2926 and 2930 FM 66

Parcel ID Number(s): 296607 and 296608

Current Zoning: ETJ

Existing Use: Residential use

Platting History: Both parcels were platted in 2022.

CCN Service Area: Buena Vista-Bethel Special Utility District

Site Aerial:**PLANNING ANALYSIS**

Starting September 1, 2023, residents living in areas within a municipality's ETJ are allowed to file a petition requesting their release from the ETJ. Upon providing the City with the minimum information listed below, the City must immediately release the area from its ETJ.

- The petition must be in writing and detail the area's boundaries through either metes and bounds or a recorded plat; and
- The petition must include the property owner's name, signature, date of birth, residence address, and date of signing.

This application satisfies the requirements of Chapter 42, Subchapter D of the Texas Local Government Code governing the requirements for an ETJ petition.

RECOMMENDATION

City staff has determined that the submitted petition complies with the requirements of Chapter 42, Subchapter D of the Texas Local Government Code and that such law requires the release of the subject property from the City's ETJ.

ATTACHED EXHIBITS

1. ETJ Petition Map for February 19, 2024 City Council Meeting
2. Proposed Ordinance
3. Rader Ranch Recorded Plat (Exhibit A)
4. Location Map (Exhibit B)

STAFF CONTACT INFORMATION

Prepared by:

Oanh Vu

Senior Planner

oanh.vu@waxahachie.com

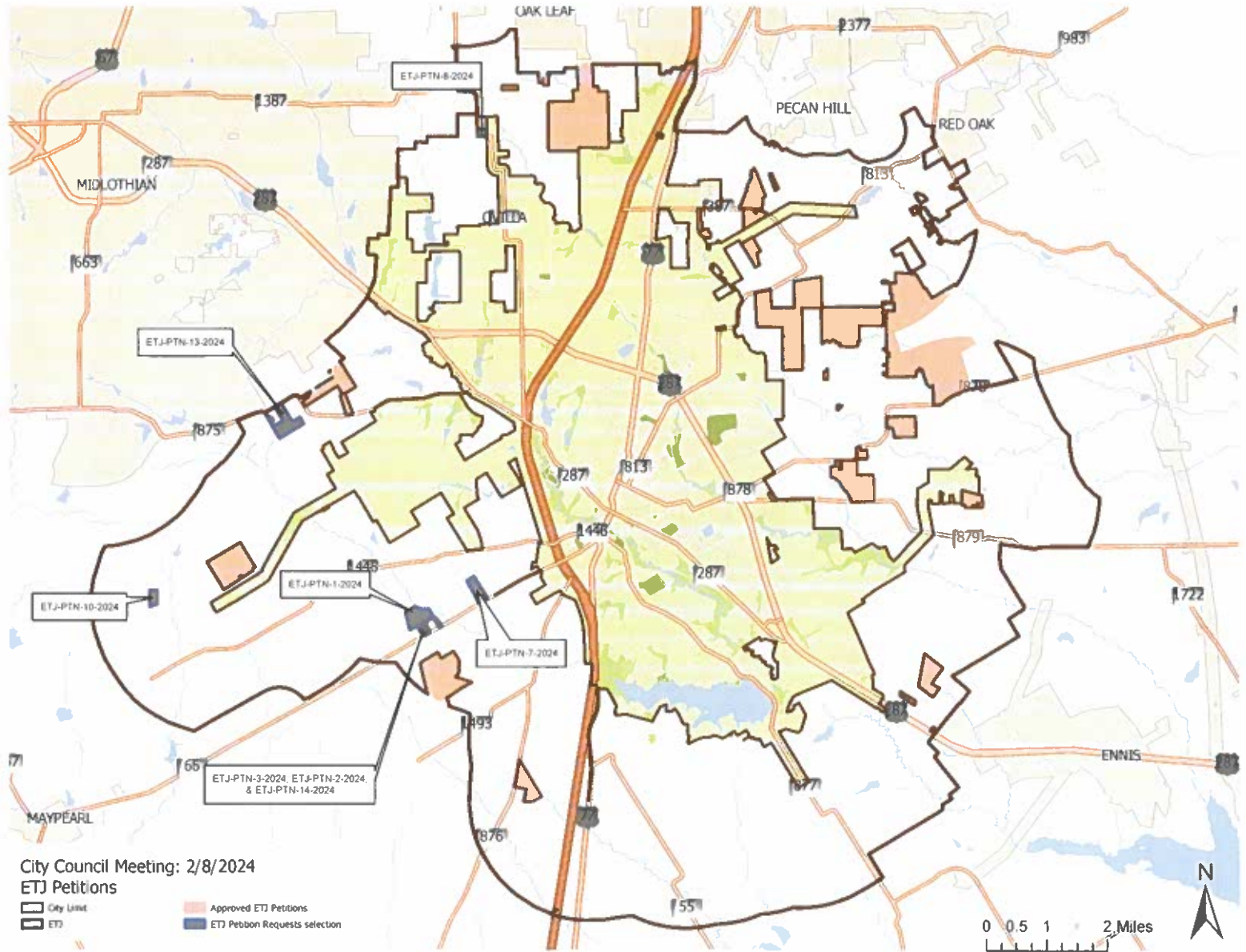
Reviewed by:

Jennifer Pruitt, AICP, LEED-AP, CNU-A

Senior Director of Planning

jennifer.pruitt@waxahachie.com

(51)



ORDINANCE NO.

AN ORDINANCE AUTHORIZING THE RELEASE FROM THE CITY OF WAXAHACHIE'S EXTRATERRITORIAL JURISDICTION OF A 5.414 ACRE TRACT OF LAND, LOCATED AT 2926 FM 66 AND 2930 FM 66, KNOWN AS PROPERTY ID 296607 AND 296608, AND ORDERING THE CHANGING OF THE CITY OF WAXAHACHIE'S EXTRATERRITORIAL JURISDICTION BOUNDARY MAP IN ACCORDANCE WITH SAID CHANGE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WAXAHACHIE, TEXAS:

WHEREAS, as authorized by Subchapter D of the Texas Local Government Code, the landowners of the herein described property have requested and petitioned in writing that the City of Waxahachie ("**City**") exclude the property herein described from the City's Extraterritorial Jurisdiction ("**ETJ**"); and

WHEREAS, City staff has determined that the submitted petition, case number ETJ-PTN-2-2024, complies with the requirements of Subchapter D of the Texas Local Government Code and that such law requires the release of the herein described property from the City's ETJ.

NOW, THEREFORE, the following described tracts of land are hereby released and removed from the City's ETJ, effective as of the date of the passage of this Ordinance:

All those certain lots, tracts or parcels of land situated in Ellis County, Texas, and being more particularly described by recorded plat in Exhibit A and shown on the location map in Exhibit B, which are made a part hereof and attached hereto for all purposes.

The City's ETJ boundary is hereby amended in accordance with said change. City staff is hereby directed to make all required changes to the City map showing the boundaries of the City's ETJ, as required by Section 41.002 of the Texas Local Government Code, and to promptly notify Ellis County of such changes.

PASSED, APPROVED AND ADOPTED on this 19th day of February, 2024.

MAYOR

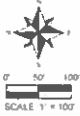
ATTEST:

City Secretary

EXHIBIT A - RADER RANCH PLAT

M-155 M-156

FILED FOR RECORD - ELLIS COUNTY TEXAS
JUL 15 1972 2035 JGJW

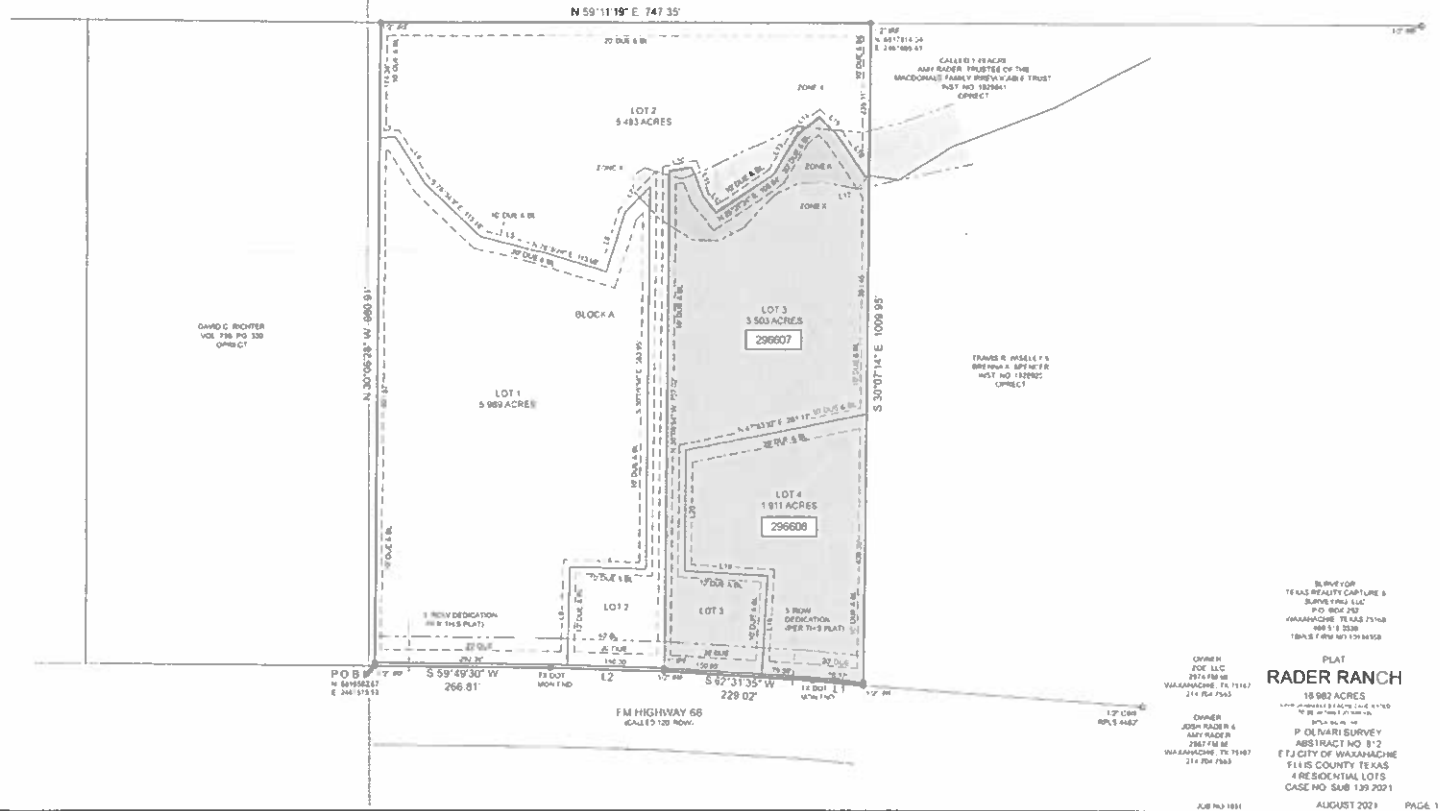
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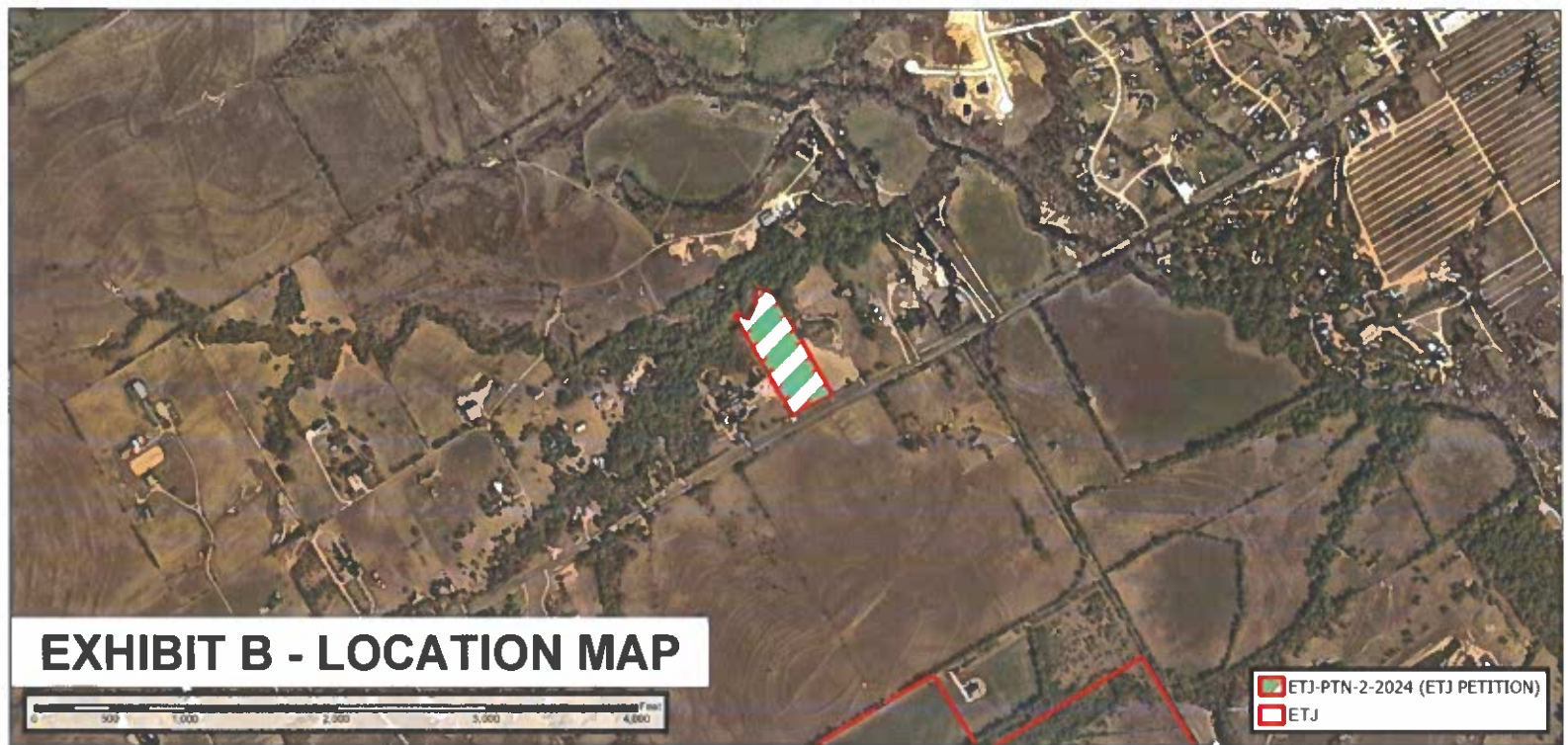
CALLED 73 004281
 ADV (YNN) RADER, TRUSTEE OF THE
 NATIONAL () & ADV () IRREVOCABLE TRUST
 REF NO 1528285
 OFFICE



PLAT
RADER RANCH
18 982 ACRES
1/4 1/4 1/4 1/4 1/4 1/4 1/4 1/4 1/4 1/4 1/4 1/4 1/4 1/4 1/4 1/4
1/4 1/4 1/4 1/4 1/4 1/4 1/4 1/4 1/4 1/4 1/4 1/4 1/4 1/4 1/4 1/4
P OLIVARI SURVEY
ABSTRACT NO 8*2
E T J CITY OF WAXAHAMIE
F L I S COUNTY TEXAS
4 RESIDENTIAL LOTS
CASE NO SUB 139 2021

JULY 2021 AUGUST 2021 PAGE 1 OF 2

(51)



(5m)

Planning & Zoning Department

Petition for ETJ Release

Case: ETJ-PTN-3-2024



MEETING DATE(S)

City Council:

February 19, 2024

CAPTION

Consider the proposed Ordinance approving a request by Amy Rader, for a **Petition for ETJ Release** for approximately 5.989 acres, located at 2974 FM 66 (Property ID 296603) – Owner: Amy & Josh Rader (ETJ-PTN-3-2024)

RECOMMENDED MOTION

"I move to approve ETJ-PTN-3-2024, a request by Amy Rader, for a Petition for ETJ Release for approximately 5.989 acres, located at 2974 FM 66, authorizing the Mayor to sign the associated documents accordingly."

APPLICANT REQUEST

The property owners have petitioned the City to remove their property from the extraterritorial jurisdiction (ETJ).

CASE INFORMATION

Applicant:

Amy Rader

Property Owner(s):

Amy & Josh Rader

Site Acreage:

5.989 acres

Number of Lots:

1 lot

Number of Dwelling Units:

1 unit

SUBJECT PROPERTY

General Location:

Located at 2974 FM 66

Parcel ID Number(s):

296603

Current Zoning:

ETJ

Existing Use:

Residential use

Platting History:

This parcel was platted in 2022

CCN Service Area:

Buena Vista-Bethel Special Utility District

Site Aerial:**PLANNING ANALYSIS**

Starting September 1, 2023, residents living in areas within a municipality's ETJ are allowed to file a petition requesting their release from the ETJ. Upon providing the City with the minimum information listed below, the City must immediately release the area from its ETJ.

- The petition must be in writing and detail the area's boundaries through either metes and bounds or a recorded plat; and
- The petition must include the property owner's name, signature, date of birth, residence address, and date of signing.

This application satisfies the requirements of Chapter 42, Subchapter D of the Texas Local Government Code governing the requirements for an ETJ petition.

RECOMMENDATION

City staff has determined that the submitted petition complies with the requirements of Chapter 42, Subchapter D of the Texas Local Government Code and that such law requires the release of the subject property from the City's ETJ.

ATTACHED EXHIBITS

1. ETJ Petition Map for February 19, 2024 City Council Meeting
2. Proposed Ordinance
3. Rader Ranch Recorded Plat (Exhibit A)
4. Location Map (Exhibit B)

STAFF CONTACT INFORMATION

Prepared by:

Oanh Vu

Senior Planner

oanh.vu@waxahachie.com

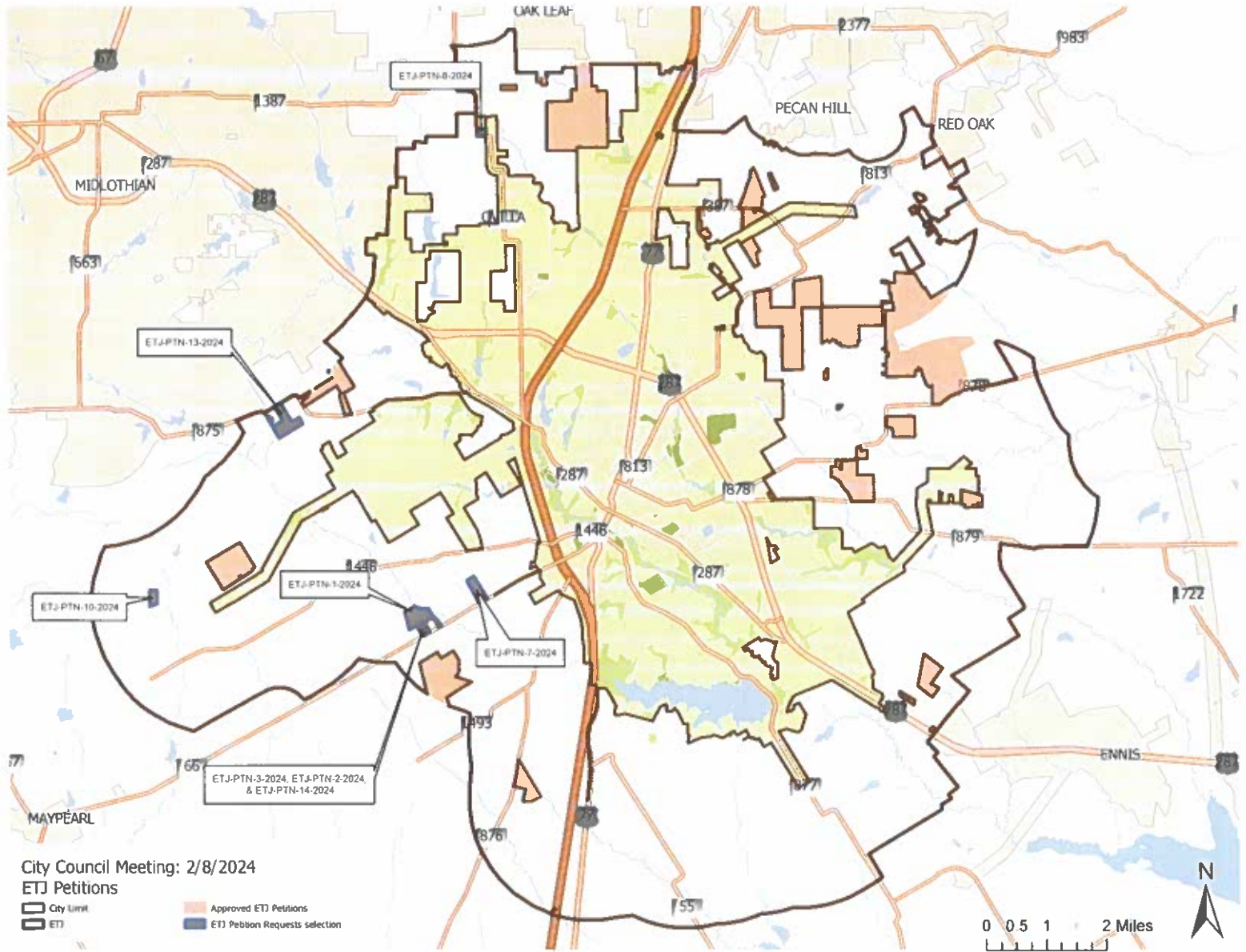
Reviewed by:

Jennifer Pruitt, AICP, LEED-AP, CNU-A

Senior Director of Planning

jennifer.pruitt@waxahachie.com

(5m)



(5m)

ORDINANCE NO.

AN ORDINANCE AUTHORIZING THE RELEASE FROM THE CITY OF WAXAHACHIE'S EXTRATERRITORIAL JURISDICTION OF A 5.414 ACRE TRACT OF LAND, LOCATED AT 2926 FM 66 AND 2930 FM 66, KNOWN AS PROPERTY ID 296607 AND 296608, AND ORDERING THE CHANGING OF THE CITY OF WAXAHACHIE'S EXTRATERRITORIAL JURISDICTION BOUNDARY MAP IN ACCORDANCE WITH SAID CHANGE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WAXAHACHIE, TEXAS:

WHEREAS, as authorized by Subchapter D of the Texas Local Government Code, the landowners of the herein described property have requested and petitioned in writing that the City of Waxahachie ("City") exclude the property herein described from the City's Extraterritorial Jurisdiction ("**ETJ**"); and

WHEREAS, City staff has determined that the submitted petition, case number ETJ-PTN-2-2024, complies with the requirements of Subchapter D of the Texas Local Government Code and that such law requires the release of the herein described property from the City's ETJ.

NOW, THEREFORE, the following described tracts of land are hereby released and removed from the City's ETJ, effective as of the date of the passage of this Ordinance:

All those certain lots, tracts or parcels of land situated in Ellis County, Texas, and being more particularly described by recorded plat in Exhibit A and shown on the location map in Exhibit B, which are made a part hereof and attached hereto for all purposes.

The City's ETJ boundary is hereby amended in accordance with said change. City staff is hereby directed to make all required changes to the City map showing the boundaries of the City's ETJ, as required by Section 41.002 of the Texas Local Government Code, and to promptly notify Ellis County of such changes.

PASSED, APPROVED AND ADOPTED on this 19th day of February, 2024.

MAYOR

ATTEST:

City Secretary

(5m)



(5h)

Planning & Zoning Department

Petition for ETJ Release

Case: ETJ-PTN-7-2024



MEETING DATE(S)

City Council:

February 19, 2024

CAPTION

Consider the proposed Ordinance approving a request by Lupe Rivera, for a **Petition for ETJ Release** for approximately 42.621 acres, located at 1010 Technology Way (Property ID 182097) – Owner: Del Z Enterprises, LLC (ETJ-PTN-7-2024)

RECOMMENDED MOTION

"I move to approve ETJ-PTN-7-2024, a request by Lupe Rivera, for a Petition for ETJ Release for approximately 42.621 acres, located at 1010 Technology Way, authorizing the Mayor to sign the associated documents accordingly."

APPLICANT REQUEST

The property owner has petitioned the City to remove her property from the extraterritorial jurisdiction (ETJ).

CASE INFORMATION

<i>Applicant:</i>	Lupe Rivera
<i>Property Owner(s):</i>	Del Z Enterprises, LLC
<i>Site Acreage:</i>	42.621 acres
<i>Number of Lots:</i>	1 tract
<i>Number of Dwelling Units:</i>	0 units

SUBJECT PROPERTY

<i>General Location:</i>	Located at 1010 Technology Way
<i>Parcel ID Number(s):</i>	182097
<i>Current Zoning:</i>	ETJ
<i>Existing Use:</i>	Non-residential use
<i>Platting History:</i>	The subject property is not platted
<i>CCN Service Area:</i>	Buena Vista-Bethel Special Utility District

(5m)

Site Aerial:



PLANNING ANALYSIS

Starting September 1, 2023, residents living in areas within a municipality's ETJ are allowed to file a petition requesting their release from the ETJ. Upon providing the City with the minimum information listed below, the City must immediately release the area from its ETJ.

- The petition must be in writing and detail the area's boundaries through either metes and bounds or a recorded plat; and
- The petition must include the property owner's name, signature, date of birth, residence address, and date of signing.

This application satisfies the requirements of Chapter 42, Subchapter D of the Texas Local Government Code governing the requirements for an ETJ petition.

RECOMMENDATION

City staff has determined that the submitted petition complies with the requirements of Chapter 42, Subchapter D of the Texas Local Government Code and that such law requires the release of the subject property from the City's ETJ.

ATTACHED EXHIBITS

1. ETJ Petition Map for February 19, 2024 City Council Meeting
2. Proposed Ordinance
3. Metes and Bounds (Exhibit A)
4. Location Map (Exhibit B)

STAFF CONTACT INFORMATION

Prepared by:

Oanh Vu

Senior Planner

oanh.vu@waxahachie.com

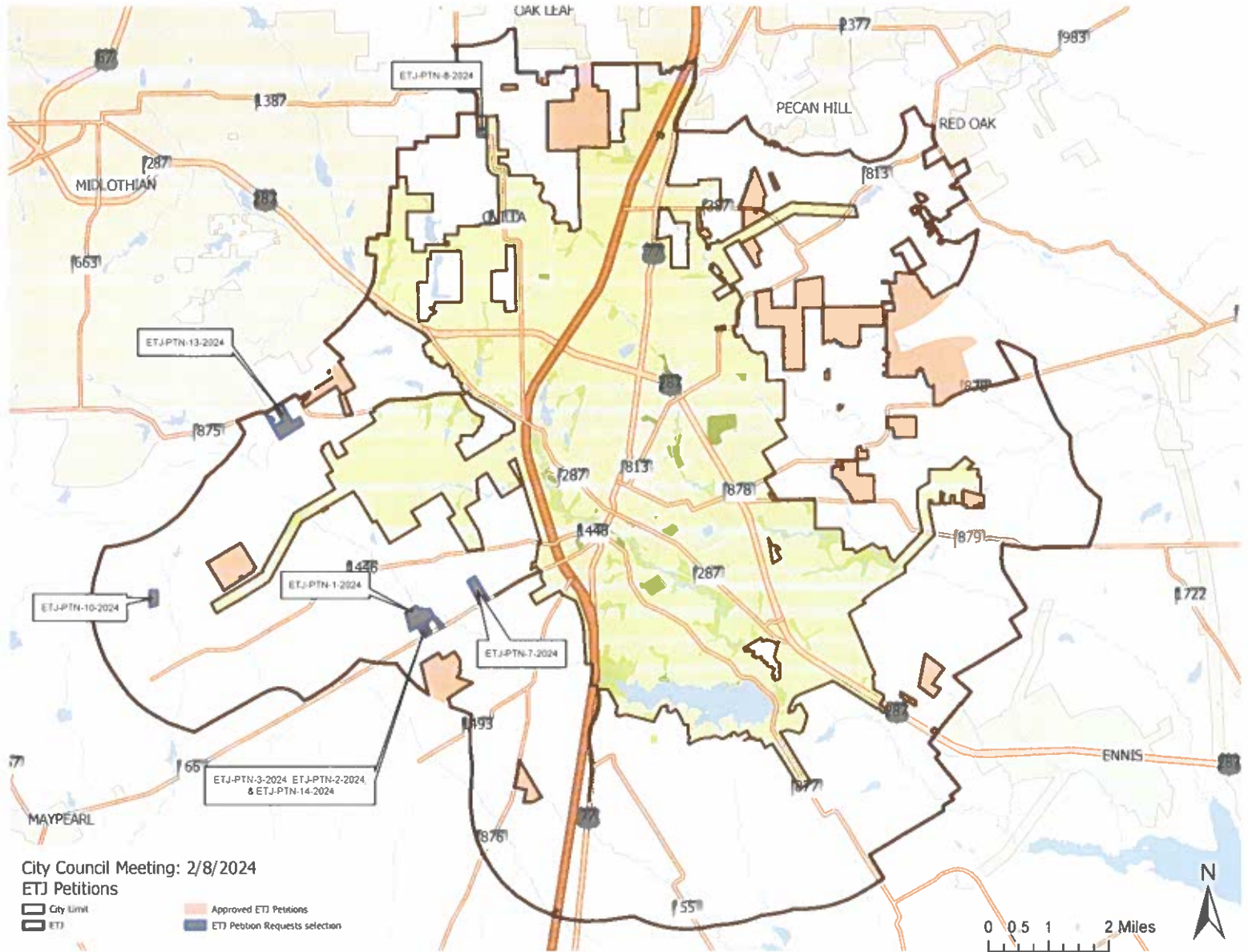
Reviewed by:

Jennifer Pruitt, AICP, LEED-AP, CNU-A

Senior Director of Planning

jennifer.pruitt@waxahachie.com

(5n)



(5n)

ORDINANCE NO.

AN ORDINANCE AUTHORIZING THE RELEASE FROM THE CITY OF WAXAHACHIE'S EXTRATERRITORIAL JURISDICTION OF A 42.621 ACRE TRACT OF LAND, LOCATED AT 1010 TECHNOLOGY WAY, KNOWN AS PROPERTY ID 182097, AND ORDERING THE CHANGING OF THE CITY OF WAXAHACHIE'S EXTRATERRITORIAL JURISDICTION BOUNDARY MAP IN ACCORDANCE WITH SAID CHANGE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WAXAHACHIE, TEXAS:

WHEREAS, as authorized by Subchapter D of the Texas Local Government Code, the landowners of the herein described property have requested and petitioned in writing that the City of Waxahachie ("City") exclude the property herein described from the City's Extraterritorial Jurisdiction ("**ETJ**"); and

WHEREAS, City staff has determined that the submitted petition, case number ETJ-PTN-7-2024, complies with the requirements of Subchapter D of the Texas Local Government Code and that such law requires the release of the herein described property from the City's ETJ.

NOW, THEREFORE, the following described tracts of land are hereby released and removed from the City's ETJ, effective as of the date of the passage of this Ordinance:

All those certain lots, tracts or parcels of land situated in Ellis County, Texas, and being more particularly described by the metes and bounds in Exhibit A and shown on the location map in Exhibit B, which are made a part hereof and attached hereto for all purposes.

The City's ETJ boundary is hereby amended in accordance with said change. City staff is hereby directed to make all required changes to the City map showing the boundaries of the City's ETJ, as required by Section 41.002 of the Texas Local Government Code, and to promptly notify Ellis County of such changes.

PASSED, APPROVED AND ADOPTED on this 19th day of February, 2024.

MAYOR

ATTEST:

City Secretary

EXHIBIT A - METES & BOUNDS (5n)

LEGAL DESCRIPTION:

BEING all that parcel of land located in the City of Waxahachie ETJ and in Ellis County, Texas, being a part of the John Drinkard Survey, Abstract No. 273 and being a part of that called 77.621 acre tract of land described in deed to Del Z Enterprises, LLC recorded in County Clerk's Instrument Number 1820595, Real Property Records Ellis County, Texas, and being further described as follows:

BEGINNING at one-half inch iron rod with cap found for the east corner of said 77.621 acre tract of land, said point being in the northwest right-of-way line of Farm-to-Market Highway No. 66 (a variable width right-of-way), to which, a five-eighths inch iron rod found for the south corner of said 77.621 acre tract of land bears, South 59 degrees 34 minutes 35 seconds West, at 1,221.87 feet;

THENCE South 59 degrees 34 minutes 35 seconds West, 861.87 feet along the southeast line of said 77.621 acre tract of land and along the northwest right-of-way line of Farm-to-Market Highway No. 66 to a five-eighths inch iron rod found at the east corner of that called 35.000 acre tract of land described in deed to Tamminga Family Partnership, LTD. recorded in County Clerk's Instrument Number 1937020, Real Property Records Ellis County, Texas;

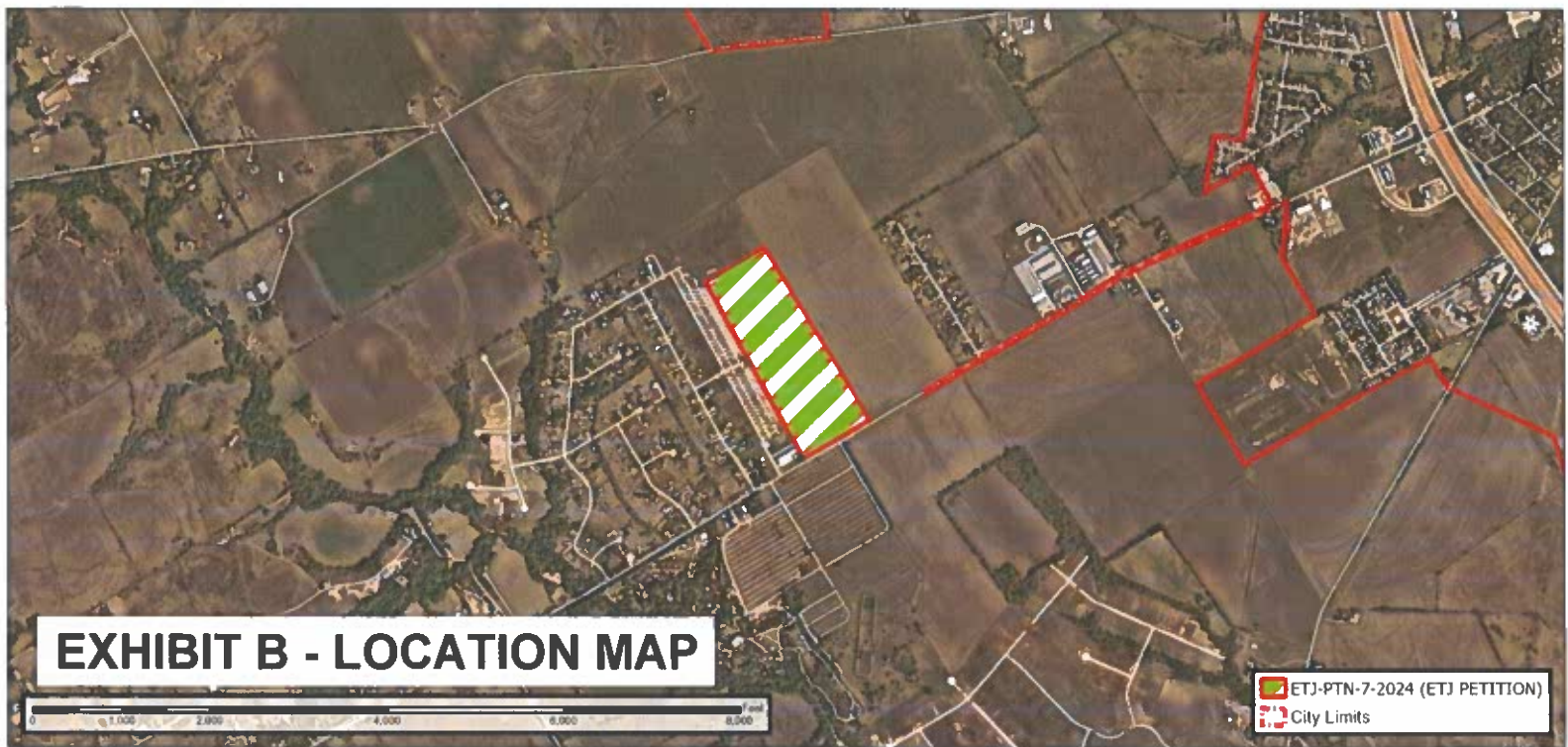
THENCE North 28 degrees 40 minutes 30 seconds West, 2,274.09 feet to a five-eighths inch iron rod found in the southeasterly line of that called 33.000 acre tract of land described in deed to International Land Management, Inc. recorded in County Clerk's Instrument Number 2218826, Real Property Records Ellis County, Texas;

THENCE North 59 degrees 08 minutes 05 seconds East, 769.63 feet to a five-eighths inch iron rod found in the northeast line of said 77.621 acre tract of land and said point being at the most northerly east corner of said 33.000 acre tract of land;

THENCE South 30 degrees 59 minutes 55 seconds East, 2,279.07 feet along the northeast line of said 77.621 acre tract of land to the POINT OF BEGINNING and containing 1,856,552 square feet or 42.621 acres of land.

Basis of Bearing is derived from GPS observations relative to the Texas WDS RTK Network - Texas State Plane Coordinate System, North Central Zone (4202), NAD83.

(5n)



Planning & Zoning Department

Petition for ETJ Release

Case: ETJ-PTN-8-2024



MEETING DATE(S)

City Council:

February 19, 2024

CAPTION

Consider the proposed Ordinance approving a request by Naddy Guermi, Ecosium, LLC, for a **Petition for ETJ Release** for approximately 10.018 acres, located directly east of 201 Cimarron Meadows Drive (Property ID 295055) – Owner: Ecosium, LLC (ETJ-PTN-8-2024)

RECOMMENDED MOTION

"I move to approve ETJ-PTN-8-2024, a request by Naddy Guermi, Ecosium, LLC, for a Petition for ETJ Release for approximately 10.018 acres, located directly east of 201 Cimarron Meadows Drive, authorizing the Mayor to sign the associated documents accordingly."

APPLICANT REQUEST

The property owner has petitioned the City to remove his property from the extraterritorial jurisdiction (ETJ).

CASE INFORMATION

Applicant: Naddy Guermi, Ecosium, LLC

Property Owner(s): Ecosium, LLC

Site Acreage: 10.018 acres

Number of Lots: 1 tract

Number of Dwelling Units: 0 units

SUBJECT PROPERTY

General Location: Located directly east of 201 Cimarron Meadows Drive

Parcel ID Number(s): 295055

Current Zoning: ETJ

Existing Use: Undeveloped Land

Platting History: A plat for the property (SUB-8-2023) was approved in March of 2023. However, the approved plat has not yet been filed.

CCN Service Area: Sardis-Lone Elm Water Supply Corporation

Site Aerial:**PLANNING ANALYSIS**

Starting September 1, 2023, residents living in areas within a municipality's ETJ are allowed to file a petition requesting their release from the ETJ. Upon providing the City with the minimum information listed below, the City must immediately release the area from its ETJ.

- The petition must be in writing and detail the area's boundaries through either metes and bounds or a recorded plat; and
- The petition must include the property owner's name, signature, date of birth, residence address, and date of signing.

This application satisfies the requirements of Chapter 42, Subchapter D of the Texas Local Government Code governing the requirements for an ETJ petition.

RECOMMENDATION

City staff has determined that the submitted petition complies with the requirements of Chapter 42, Subchapter D of the Texas Local Government Code and that such law requires the release of the subject property from the City's ETJ.

ATTACHED EXHIBITS

1. ETJ Petition Map for February 19, 2024 City Council Meeting
2. Proposed Ordinance
3. Metes and bounds (Exhibit A)
4. Location Map (Exhibit B)

STAFF CONTACT INFORMATION

Prepared by:

Oanh Vu

Senior Planner

oanh.vu@waxahachie.com

Reviewed by:

Jennifer Pruitt, AICP, LEED-AP, CNU-A

Senior Director of Planning

jennifer.pruitt@waxahachie.com

ORDINANCE NO.

AN ORDINANCE AUTHORIZING THE RELEASE FROM THE CITY OF WAXAHACHIE'S EXTRATERRITORIAL JURISDICTION OF A 10.018 ACRE TRACT OF LAND, LOCATED DIRECTLY EAST OF 201 CIMARRON MEADOWS DRIVE, KNOWN AS PROPERTY ID 295055, AND ORDERING THE CHANGING OF THE CITY OF WAXAHACHIE'S EXTRATERRITORIAL JURISDICTION BOUNDARY MAP IN ACCORDANCE WITH SAID CHANGE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WAXAHACHIE, TEXAS:

WHEREAS, as authorized by Subchapter D of the Texas Local Government Code, the landowners of the herein described property have requested and petitioned in writing that the City of Waxahachie ("**City**") exclude the property herein described from the City's Extraterritorial Jurisdiction ("**ETJ**"); and

WHEREAS, City staff has determined that the submitted petition, case number ETJ-PTN-8-2024, complies with the requirements of Subchapter D of the Texas Local Government Code and that such law requires the release of the herein described property from the City's ETJ.

NOW, THEREFORE, the following described tracts of land are hereby released and removed from the City's ETJ, effective as of the date of the passage of this Ordinance:

All those certain lots, tracts or parcels of land situated in Ellis County, Texas, and being more particularly described by the metes and bounds in Exhibit A and shown on the location map in Exhibit B, which are made a part hereof and attached hereto for all purposes.

The City's ETJ boundary is hereby amended in accordance with said change. City staff is hereby directed to make all required changes to the City map showing the boundaries of the City's ETJ, as required by Section 41.002 of the Texas Local Government Code, and to promptly notify Ellis County of such changes.

PASSED, APPROVED AND ADOPTED on this 19th day of February, 2024.

MAYOR

ATTEST:

City Secretary

EXHIBIT A - METES & BOUNDS (50)

Esrow File No.: 021-61661

EXHIBIT "A"

BEING a 10.018 acre tract of land situated in the HENRY BIGHAM SURVEY, ABSTRACT NUMBER 114, of Ellis County, Texas, and being part of that certain 89.95 acre tract of land as conveyed by deed to ELLIS COUNTY DD PROPERTIES LLC., as recorded in Instrument No. 20210202-MV-2104724, of the Deed Records of Ellis County, Texas, and being more particularly described by metes and bounds as follows:

COMMENCING at the Northwest corner of said 89.95 acre tract of land, at a found 3/4" iron pipe, said iron pipe is also situated on the East right of Way Line of Farm to Market Road 664

THENCE S 01 deg. 34 min. 27 sec. E, along said East R.O.W. Line of FM 664, a Dist. of 1020.52', to a found 1/2" iron rod with an Orange BLS 5251 Cap;

THENCE S 01 deg. 15 min. 57 sec. E, along the East R.O.W. Line of FM 664, a Dist. of 358.27', to a set 1/2" iron rod with an Orange BLS 5251 Cap, for the Point of Beginning of this tract of land;

THENCE N 89 deg. 31 min. 03 sec. E, a Dist. of, 755.91', to a set 1/2" iron rod with Orange BLS 5251 cap, for a corner;

THENCE S 01 deg. 07 min. 00 sec. E, a Dist. of 578.08', to a set 1/2" iron rod with Orange BLS cap, for a corner, situated on the North R.O.W. Line of Bob White Road;

THENCE S 89 deg. 31 min. 03 sec. W, along the North R.O.W. Line of Bob White Road, a Dist. of 731.06', for a corner, and the beginning of a curve to the right;

THENCE along said curve to the right, and North R.O.W. Line of Bob White Road, with a Radius of 23.66', a Delta of 89 deg. 14 min. 53 sec. with an Arc Length of 36.85', With a Chord Bearing of N 45 deg. 52 min. 27 sec. W, and with a Chord Dist. of 33.24', to a found 1/2" iron rod with Orange BLS 5251 Cap, for a corner situated on the East R.O.W. Line of FM 664;

THENCE N 01 deg. 15 min. 57 sec. W, along the East R.O.W. Line of FM 664, a Dist. of 554.75', to the Point of Beginning, and containing 10.018 acres of land, more or less.

FILED FOR RECORD - ELLIS COUNTY, TEXAS
INST NO. 2220893 on May 17, 2022 at 3:37 PM

Initials

STATE OF TEXAS COUNTY OF ELLIS
I hereby certify this instrument was filed on the date
and time stamped hereon and was duly recorded in
the records of Ellis County, Texas as stamped hereon.
COUNTY CLERK, ELLIS COUNTY, TEXAS



Hunter Valley

(50)



Planning & Zoning Department

Petition for ETJ Release

Case: ETJ-PTN-10-2024



MEETING DATE(S)

City Council:

February 19, 2024

CAPTION

Consider the proposed Ordinance approving a request by Brad Owens, for a **Petition for ETJ Release** for approximately 20.172 acres, located directly west of 658 Angus Road (Property ID 303077) – Owner: Angus Road Partners, LLC (ETJ-PTN-10-2024)

RECOMMENDED MOTION

"I move to approve ETJ-PTN-10-2024, a request by Brad Owens, for a Petition for ETJ Release for approximately 20.172, located directly west of 658 Angus Road, authorizing the Mayor to sign the associated documents accordingly."

APPLICANT REQUEST

The property owner has petitioned the City to remove his property from the extraterritorial jurisdiction (ETJ).

CASE INFORMATION

Applicant:	Brad Owens
Property Owner(s):	Angus Road Partners, LLC
Site Acreage:	20.172 acres
Number of Lots:	1 tract
Number of Dwelling Units:	0 units

SUBJECT PROPERTY

General Location:	Located directly west of 658 Angus Road
Parcel ID Number(s):	303077
Current Zoning:	ETJ
Existing Use:	Undeveloped Land
Platting History:	The subject property is not platted
CCN Service Area:	Buena Vista-Bethel Special Utility District

Site Aerial:

PLANNING ANALYSIS

Starting September 1, 2023, residents living in areas within a municipality's ETJ are allowed to file a petition requesting their release from the ETJ. Upon providing the City with the minimum information listed below, the City must immediately release the area from its ETJ.

- The petition must be in writing and detail the area's boundaries through either metes and bounds or a recorded plat; and
- The petition must include the property owner's name, signature, date of birth, residence address, and date of signing.

This application satisfies the requirements of Chapter 42, Subchapter D of the Texas Local Government Code governing the requirements for an ETJ petition.

RECOMMENDATION

City staff has determined that the submitted petition complies with the requirements of Chapter 42, Subchapter D of the Texas Local Government Code and that such law requires the release of the subject property from the City's ETJ.

ATTACHED EXHIBITS

1. ETJ Petition Map for October 16, 2023 City Council Meeting
2. Proposed Ordinance
3. Legal Description (Exhibit A)
4. Location Map (Exhibit B)

STAFF CONTACT INFORMATION

Prepared by:

Oanh Vu

Senior Planner

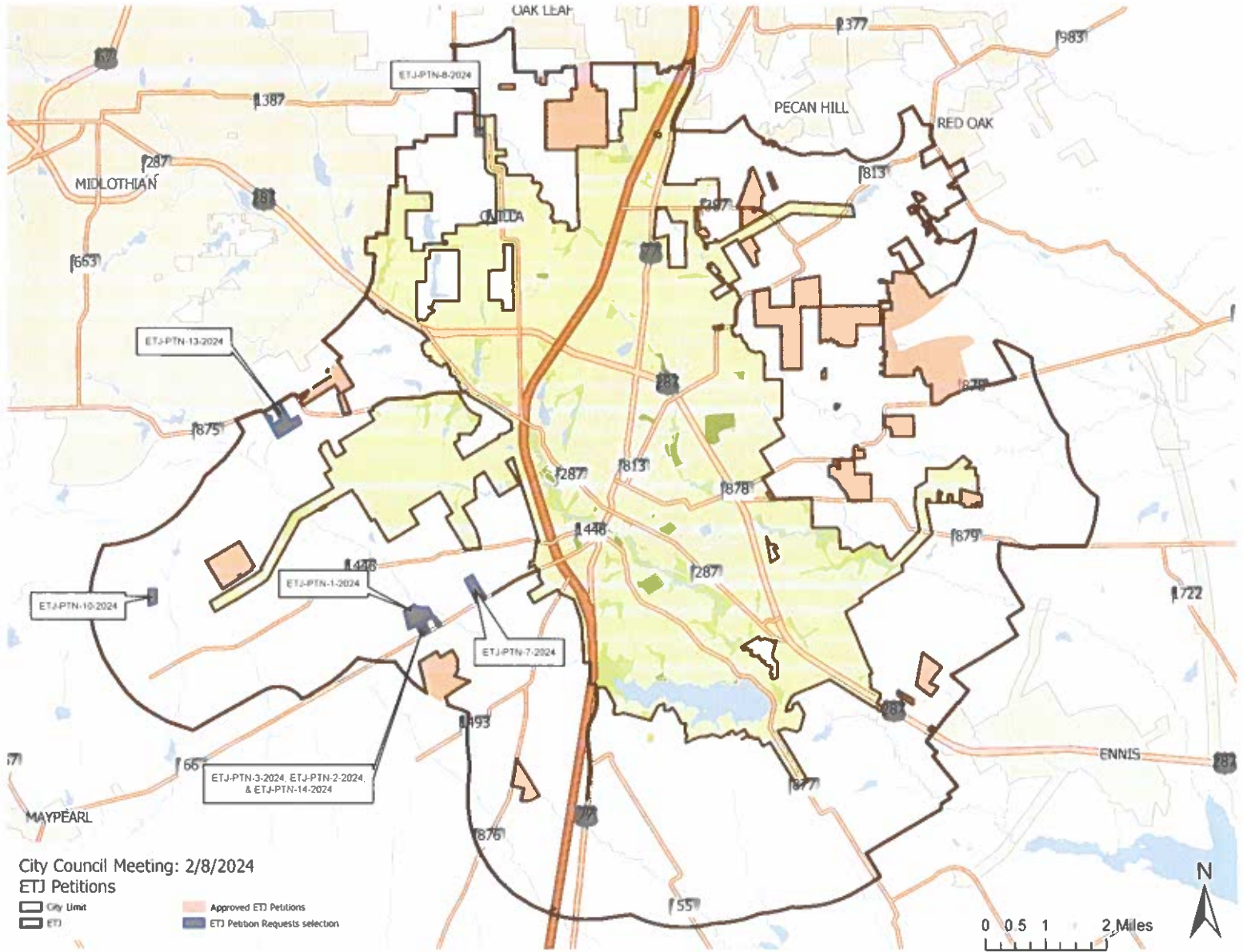
oanh.vu@waxahachie.com

Reviewed by:

Jennifer Pruitt, AICP, LEED-AP, CNU-A

Senior Director of Planning

jennifer.pruitt@waxahachie.com



ORDINANCE NO.

AN ORDINANCE AUTHORIZING THE RELEASE FROM THE CITY OF WAXAHACHIE'S EXTRATERRITORIAL JURISDICTION OF A 20.172 ACRE TRACT OF LAND, LOCATED DIRECTLY WEST OF 658 ANGUS ROAD, KNOWN AS PROPERTY ID 303077, AND ORDERING THE CHANGING OF THE CITY OF WAXAHACHIE'S EXTRATERRITORIAL JURISDICTION BOUNDARY MAP IN ACCORDANCE WITH SAID CHANGE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WAXAHACHIE, TEXAS:

WHEREAS, as authorized by Subchapter D of the Texas Local Government Code, the landowners of the herein described property have requested and petitioned in writing that the City of Waxahachie ("City") exclude the property herein described from the City's Extraterritorial Jurisdiction ("**ETJ**"); and

WHEREAS, City staff has determined that the submitted petition, case number ETJ-PTN-10-2024, complies with the requirements of Subchapter D of the Texas Local Government Code and that such law requires the release of the herein described property from the City's ETJ.

NOW, THEREFORE, the following described tracts of land are hereby released and removed from the City's ETJ, effective as of the date of the passage of this Ordinance:

All those certain lots, tracts or parcels of land situated in Ellis County, Texas, and being more particularly described by legal description in Exhibit A and shown on the location map in Exhibit B, which are made a part hereof and attached hereto for all purposes.

The City's ETJ boundary is hereby amended in accordance with said change. City staff is hereby directed to make all required changes to the City map showing the boundaries of the City's ETJ, as required by Section 41.002 of the Texas Local Government Code, and to promptly notify Ellis County of such changes.

PASSED, APPROVED AND ADOPTED on this 19th day of February, 2024.

MAYOR

ATTEST:

City Secretary

(5p)



(59)

Planning & Zoning Department

Petition for ETJ Release

Case: ETJ-PTN-13-2024



MEETING DATE(S)

City Council:

February 19, 2024

CAPTION

Consider the proposed Ordinance approving a request by Hunter Glass, for a **Petition for ETJ Release** for approximately 83.567 acres, located adjacent to 3896 E. FM 875 (Property ID 296637 and 296638) – Owner: Vernon Jack Developments, LLC (ETJ-PTN-13-2024)

RECOMMENDED MOTION

"I move to approve ETJ-PTN-13-2024, a request by Hunter Glass, for a Petition for ETJ Release for approximately 83.567, located adjacent to 3896 E. FM 875, authorizing the Mayor to sign the associated documents accordingly."

APPLICANT REQUEST

The property owner has petitioned the City to remove his property from the extraterritorial jurisdiction (ETJ).

CASE INFORMATION

<i>Applicant:</i>	Hunter Glass
<i>Property Owner(s):</i>	Vernon Jack Developments
<i>Site Acreage:</i>	83.567 acres
<i>Number of Lots:</i>	2 tracts
<i>Number of Dwelling Units:</i>	0 units

SUBJECT PROPERTY

<i>General Location:</i>	Located adjacent to 3896 E. FM 875
<i>Parcel ID Number(s):</i>	296637 and 296638
<i>Current Zoning:</i>	ETJ
<i>Existing Use:</i>	Undeveloped Land
<i>Platting History:</i>	The subject property is not platted
<i>CCN Service Area:</i>	Mountain Peak Special Utility District

Site Aerial:**PLANNING ANALYSIS**

Starting September 1, 2023, residents living in areas within a municipality's ETJ are allowed to file a petition requesting their release from the ETJ. Upon providing the City with the minimum information listed below, the City must immediately release the area from its ETJ.

- The petition must be in writing and detail the area's boundaries through either metes and bounds or a recorded plat; and
- The petition must include the property owner's name, signature, date of birth, residence address, and date of signing.

This application satisfies the requirements of Chapter 42, Subchapter D of the Texas Local Government Code governing the requirements for an ETJ petition.

RECOMMENDATION

City staff has determined that the submitted petition complies with the requirements of Chapter 42, Subchapter D of the Texas Local Government Code and that such law requires the release of the subject property from the City's ETJ.

ATTACHED EXHIBITS

1. ETJ Petition Map for October 16, 2023 City Council Meeting
2. Proposed Ordinance
3. Legal Description (Exhibit A)
4. Location Map (Exhibit B)

STAFF CONTACT INFORMATION

Prepared by:

Oanh Vu

Senior Planner

oanh.vu@waxahachie.com

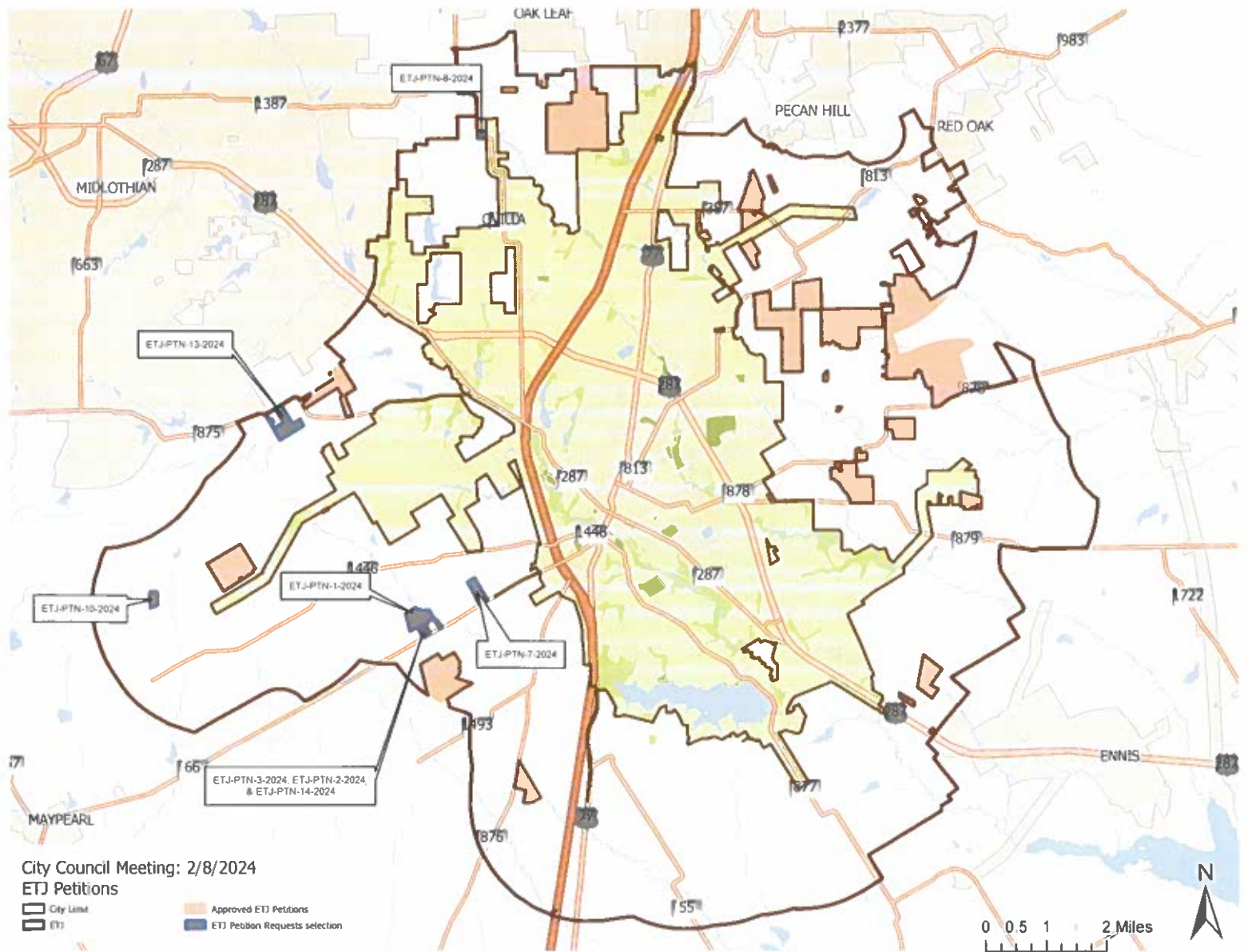
Reviewed by:

Jennifer Pruitt, AICP, LEED-AP, CNU-A

Senior Director of Planning

jennifer.pruitt@waxahachie.com

(59)



(54)

ORDINANCE NO.

AN ORDINANCE AUTHORIZING THE RELEASE FROM THE CITY OF WAXAHACHIE'S EXTRATERRITORIAL JURISDICTION OF A 83.567 ACRE TRACT OF LAND, LOCATED ADJACENT TO 3896 E. FM 875, KNOWN AS PROPERTY ID 296637 AND 296638, AND ORDERING THE CHANGING OF THE CITY OF WAXAHACHIE'S EXTRATERRITORIAL JURISDICTION BOUNDARY MAP IN ACCORDANCE WITH SAID CHANGE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WAXAHACHIE, TEXAS:

WHEREAS, as authorized by Subchapter D of the Texas Local Government Code, the landowners of the herein described property have requested and petitioned in writing that the City of Waxahachie ("**City**") exclude the property herein described from the City's Extraterritorial Jurisdiction ("**ETJ**"); and

WHEREAS, City staff has determined that the submitted petition, case number ETJ-PTN-13-2024, complies with the requirements of Subchapter D of the Texas Local Government Code and that such law requires the release of the herein described property from the City's ETJ.

NOW, THEREFORE, the following described tracts of land are hereby released and removed from the City's ETJ, effective as of the date of the passage of this Ordinance:

All those certain lots, tracts or parcels of land situated in Ellis County, Texas, and being more particularly described by metes and bounds in Exhibit A and shown on the location map in Exhibit B, which are made a part hereof and attached hereto for all purposes.

The City's ETJ boundary is hereby amended in accordance with said change. City staff is hereby directed to make all required changes to the City map showing the boundaries of the City's ETJ, as required by Section 41.002 of the Texas Local Government Code, and to promptly notify Ellis County of such changes.

PASSED, APPROVED AND ADOPTED on this 19th day of February, 2024.

MAYOR

ATTEST:

City Secretary

EXHIBIT A - METES & BOUNDS (5q)

PROPERTY ID: 296637

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OF THE FOLLOWING INFORMATION FROM THIS INSTRUMENT BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

TEXAS DEED OF TRUST

Date: September 15, 2023

Grantor: Vernon Jack Developments, LLC, a Texas limited liability company

Grantor's Mailing Address (including county):

**3140 Harvard Ave
Dallas, Dallas County, Texas 75205**

Trustee: James R. Pitts

Trustee's Mailing Address (including county):

**P.O. Box 561
Waxahachie, Ellis County, Texas 75168**

Lender: Doug Curry and Glenda Curry

Lender's Mailing Address (including county):

**3241 Mount Zion Road
Midlothian, Ellis County, Texas 76065**

Obligation

Note

Date: September 15, 2023

Amount: Two Million and 00/100 Dollars (\$2,000,000.00)

Borrower: Vernon Jack Developments, LLC, a Texas limited liability company

Lender: Doug Curry and Glenda Curry

Maturity Date: AS PROVIDED IN THE NOTE

Terms of Payment: AS PROVIDED IN THE NOTE

Other Debt:

None

Property (including any improvements):

BEGINNING AT A 5/8" IRON ROD WITH CAP STAMPED "TXRCS" SET FOR THE NORTHEAST CORNER OF SAID MMM PROCUREMENT TRACT AND THE COMMON NORTHWEST CORNER OF THAT TRACT OF LAND DESCRIBED IN DEED TO MIKE ASHMORE AND TABBY ASHMORE,

(59)

RECORDED IN VOLUME 1090, PAGE 735, OPRECT AND IN THE SOUTH RIGHT-OF-WAY (ROW) LINE OF FM HIGHWAY 875 (A CALLED 80' ROW);

THENCE S 31°13'09" E, ALONG THE EAST LINE OF SAID MMM PROCUREMENT TRACT AND THE COMMON WEST LINE OF SAID ASHMORE TRACT, PASSING AT A DISTANCE OF 832.60 FEET A 1/2" IRON ROD FOUND FOR THE SOUTHWEST CORNER OF SAID ASHMORE TRACT AND THE COMMON NORTHWEST CORNER OF THAT TRACT OF LAND DESCRIBED IN DEED TO H.M. RICE AND MARY ELLA RICE, RECORDED IN VOLUME 404, PAGE 313, OPRECT, CONTINUING ALONG THE EAST LINE OF SAID MMM PROCUREMENT TRACT AND THE COMMON WEST LINE OF SAID RICE TRACT, A TOTAL DISTANCE OF 1854.42 FEET TO A 1/2" IRON PIPE FOUND FOR AN INTERIOR ELL CORNER OF SAID MMM PROCUREMENT TRACT AND THE COMMON SOUTHWEST CORNER OF SAID RICE TRACT;

THENCE N 59°20'04" E, ALONG A NORTH LINE OF SAID MMM PROCUREMENT TRACT AND THE COMMON SOUTH LINE OF SAID RICE TRACT, A DISTANCE OF 775.13 FEET TO A 1/2" IRON PIPE FOUND FOR A NORTHEAST CORNER OF SAID MMM PROCUREMENT TRACT AND THE COMMON NORTHWEST CORNER OF THAT TRACT OF LAND DESCRIBED IN DEED TO THE MAYFIELD FAMILY REVOCABLE LIVING TRUST AND JAMES R. MAYFIELD AND DEANNE MAYFIELD, RECORDED IN INSTRUMENT NO. 1724270, OPRECT;

THENCE S 27°06'14" E, ALONG AN EAST LINE OF SAID MMM PROCUREMENT TRACT AND THE COMMON WEST LINE OF SAID MAYFIELD TRACT, A DISTANCE OF 668.22 FEET TO A 1/2" IRON PIPE FOUND FOR THE SOUTHEAST CORNER OF SAID MMM PROCUREMENT TRACT AND A COMMON SOUTHWEST CORNER OF SAID MAYFIELD TRACT AND IN THE NORTH LINE OF THAT TRACT OF LAND DESCRIBED IN DEED TO BAY HARBOR INVESTMENT GROUP, RECORDED IN INSTRUMENT NO. 1610586, OPRECT;

THENCE S 58°38'48" W, ALONG THE SOUTH LINE OF SAID MMM PROCUREMENT TRACT AND THE COMMON NORTH LINE OF SAID BAY HARBOR INVESTMENT GROUP TRACT. A DISTANCE OF 2464.36 FEET TO A 5/8" IRON ROD WITH CAP STAMPED "TXRCS" SET FOR THE SOUTHWEST CORNER OF SAID MMM PROCUREMENT TRACT AND A COMMON INTERIOR ELL CORNER OF SAID BAY HARBOR INVESTMENT GROUP TRACT;

THENCE N 29°26'19" W, ALONG THE WEST LINE OF SAID MMM PROCUREMENT TRACT AND THE COMMON EAST LINE OF SAID BAY HARBOR INVESTMENT GROUP TRACT, A DISTANCE OF 2577.52 FEET TO A 5/8" IRON ROD WITH CAP STAMPED "TXRCS" SET FOR THE NORTHWEST CORNER OF SAID MMM PROCUREMENT TRACT AND THE COMMON NORTHEAST CORNER OF SAID BAY HARBOR INVESTMENT GROUP TRACT AND IN THE SOUTH ROW LINE OF SAID FM HIGHWAY 875 AND BEING THE BEGINNING OF A NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 449.26 FEET, A CHORD BEARING OF N 80°49'15" E, A CHORD LENGTH OF 63.96 FEET;

THENCE ALONG THE NORTH LINE OF SAID MMM PROCUREMENT TRACT AND THE COMMON SOUTH ROW LINE OF SAID FM HIGHWAY 875 AND WITH SAID NON-TANGENT CURVE TO THE LEFT AN ARC LENGTH OF 64.01 FEET TO A 5/8" IRON ROD WITH CAP STAMPED "TXRCS" SET FOR CORNER;

(59)

THENCE S 29°26'19" E, OVER AND ACROSS SAID MMM PROCUREMENT TRACT, A DISTANCE OF 1369.62 FEET TO A 5/8" IRON ROD WITH CAP STAMPED "TXRCS" SET FOR CORNER;

THENCE N 58°46'51" E, OVER AND ACROSS SAID MMM PROCUREMENT TRACT, A DISTANCE OF 995.41 FEET TO A 5/8" IRON ROD WITH CAP STAMPED "TXRCS" SET FOR CORNER;

THENCE N 31°13'09" W, OVER AND ACROSS SAID MMM PROCUREMENT TRACT, A DISTANCE OF 1349.19 FEET TO A 5/8" IRON ROD WITH CAP STAMPED "TXRCS" SET FOR CORNER IN THE NORTH LINE OF SAID MMM PROCUREMENT TRACT AND THE COMMON SOUTH ROW LINE OF SAID FM HIGHWAY 875;

THENCE N 58°37'55" E, ALONG THE NORTH LINE OF SAID MMM PROCUREMENT TRACT AND THE COMMON SOUTH ROW LINE OF SAID FM HIGHWAY 875, A DISTANCE OF 645.00 FEET TO THE POINT OF BEGINNING, AND CONTAINING 80.077 ACRES OF LAND MORE OR LESS.

Prior Lien(s) (including recording information):

None

Other Exceptions to Conveyance and Warranty:

SUBJECT, however, to all valid outstanding easements, rights-of-way, mineral and/or ground leases, mineral reservations, mineral conveyances, restrictive covenants of record, and to zoning laws, regulations and ordinances of municipal and other governmental authorities, if any.

A. Granting Clause

For value received and to secure payment of the Note, Grantor conveys the property to Trustee in trust. Grantor warrants and agrees to defend the title to the Property, subject to the Other Exceptions to Conveyance and Warranty. On payment of the Note and all other amounts secured by this Deed of Trust, this Deed of Trust will have no further effect, and Lender will release it at Grantor's expense.

B. Grantor's Obligations

1. Grantor agrees to maintain all property and liability insurance coverages with respect to the Property, revenues generated by the Property, and operations on the Property that Lender reasonably requires ("Required Insurance Coverages"), issued by insurers and written on policy forms acceptable to Lender, and as to property loss, that are payable to Lender under policies containing standard mortgagee clauses, and deliver evidence of the Required Insurance Coverages in a form acceptable to Lender before execution of this deed of trust and again at least ten days before the expiration of the Required Insurance Coverages.
2. Grantor agrees to—
 - a. keep the Property in good repair and condition;
 - b. pay all taxes and assessments on the Property before delinquency, not authorize a taxing entity to transfer its tax lien on the Property to anyone other than Lender, and not request a deferral of the collection of taxes pursuant to section 33.06 of the Texas Tax Code;
 - c. defend title to the Property subject to the Other Exceptions to Conveyance and Warranty and preserve the lien's priority as it is established in this deed of trust;
 - d. obey all laws, ordinances, and restrictive covenants applicable to the Property;
 - e. keep any buildings occupied as required by the Required Insurance Coverages;
 - f. if the lien of this deed of trust is not a first lien, pay or cause to be paid all prior lien notes and abide by or cause to be abided by all prior lien instruments; and
 - g. notify Lender of any change of address.

EXHIBIT A - METES & BOUNDS (59)
PROPERTY ID: 296638

3885
GF#2211004M

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

TEXAS GENERAL WARRANTY DEED

Date: November 21, 2022

Grantor: MMM PROCUREMENT LTD

Grantor's Mailing Address (including county):

2845 E FM 875
MIDLOTHIAN, ELLIS COUNTY, TX 76065

Grantee: VERNON JACK DEVELOPMENTS, LLC

Grantee's Mailing Address (including county):

5811 LIMESTONE LANE
MIDLOTHIAN, ELLIS COUNTY, TX 76065

Consideration: Cash and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged.

Property (including any improvements):

BEING A TRACT OF LAND SITUATED IN THE D. FEARIS SURVEY, ABSTRACT NO. 378, ELLIS COUNTY, TEXAS AND BEING A PORTION OF THAT TRACT OF LAND DESCRIBED IN DEED TO MMM PROCUREMENT, LTD, RECORDED IN INSTRUMENT NO. 1518851, OF THE OFFICIAL PUBLIC RECORDS OF ELLIS COUNTY, TEXAS AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A 5/8" IRON ROD WITH CAP STAMPED "TXRCS" SET IN THE NORTH LINE OF SAID MMM PROCUREMENT TRACT FOR A NORTHEAST CORNER OF THAT TRACT OF LAND DESCRIBED IN DEED TO DOUG CURRY AND GLENDA CURRY, RECORDED IN INSTRUMENT NO. 2230783, OPRECT AND IN THE SOUTH RIGHT-OF-WAY (ROW) LINE OF FM HIGHWAY 875 (A CALLED 80' ROW), AND IN A CURVE TO THE RIGHT HAVING A RADIUS OF 449.26 FEET, A CHORD BEARING OF S 80°49'15" W, A CHORD DISTANCE OF 63.96 FEET, FROM WHICH A 5/8" IRON ROD WITH CAP STAMPED "TXRCS" SET FOR THE NORTHWEST CORNER OF SAID CURRY TRACT AND THE COMMON NORTHEAST CORNER OF THAT TRACT OF LAND DESCRIBED IN DEED TO BAY HARBOR INVESTMENT GROUP, RECORDED IN INSTRUMENT NO. 1610586, OPRECT, BEARS AN ARC DISTANCE OF 64.01 FEET;

THENCE S 29°26'19" E, ALONG AN EAST LINE OF SAID CURRY TRACT AND A DISTANCE OF 243.84 FEET TO A 5/8" IRON ROD WITH CAP STAMPED "TXRCS" SET IN THE BEGINNING OF A NON-TANGENT CURVE TO THE LEFT HAVING A RADIUS OF 220.00

FILED FOR RECORD - ELLIS COUNTY, TEXAS
INST NO. 2244013 FILING DATE/TIME: November 22, 2022 at 12:31 PM

(59)

FEET, A CHORD BEARING OF S 55°51'38" E, A CHORD LENGTH OF 195.79 FEET FOR THE POINT OF BEGINNING;

THENCE OVER AND ACROSS SAID MMM PROCUREMENT TRACT, AS FOLLOWS:

THENCE WITH SAID NON-TANGENT CURVE TO THE LEFT AN ARC LENGTH OF 202.91 FEET TO A 5/8" IRON ROD WITH CAP STAMPED "TXRCS" SET FOR CORNER;

THENCE S 82°16'57" E, A DISTANCE OF 136.52 FEET TO A 5/8" IRON ROD WITH CAP STAMPED "TXRCS" SET FOR THE BEGINNING OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 280.00 FEET, A CHORD BEARING OF S 24°28'26" E, A CHORD LENGTH OF 473.91 FEET;

THENCE WITH SAID CURVE TO THE RIGHT AN ARC LENGTH OF 565.01 FEET TO A 5/8" IRON ROD WITH CAP STAMPED "TXRCS" SET FOR CORNER;

THENCE S 33°20'05" W, A DISTANCE OF 40.00 FEET TO A 5/8" IRON ROD WITH CAP STAMPED "TXRCS" SET FOR THE BEGINNING OF A CURVE TO THE LEFT, HAVING A RADIUS OF 220.00 FEET, A CHORD BEARING OF S 01°56'53" W, A CHORD LENGTH OF 229.16 FEET;

THENCE WITH SAID CURVE TO THE LEFT AN ARC LENGTH OF 241.03 FEET TO A 5/8" IRON ROD WITH CAP STAMPED "TXRCS" SET FOR CORNER IN THE EAST LINE OF SAID CURRY TRACT;

THENCE N 29°26'19" W, ALONG THE EAST LINE OF SAID CURRY TRACT, A DISTANCE OF 943.86 FEET TO THE POINT OF BEGINNING, AND CONTAINING 3.490 ACRES OF LAND MORE OR LESS.

Reservations from Conveyance:

NONE

Exceptions to Conveyance and Warranty:

Liens described as part of the Consideration and any other liens described in this deed as being either assumed or subject to which title is taken; validly existing easements, rights-of-way, and prescriptive rights, whether of record or not; all presently recorded and validly existing restrictions, reservations, covenants, conditions, oil and gas leases, mineral interest, and water interests outstanding in persons other than Grantor, and other instruments, other than conveyances of the surface fee estate, that affect the Property; validly existing rights of adjoining owners in any walls and fences situated on a common boundary; any discrepancies, conflicts, or shortages in area or boundary lines; any encroachments or overlapping of improvements; zoning laws, regulations and ordinances of municipal and other governmental authorities, if any; and taxes for 2023, which Grantee assumes and agrees to pay, and subsequent assessment for that and prior years due to change in land usage, ownership, or both, the payment of which Grantee assumes.

Grantor, for the Consideration and subject to the Reservations from Conveyance and the Exceptions to Conveyance and Warranty, grants, sells, and conveys to Grantee the Property, together with all and singular the rights and appurtenances thereto in any wise belonging, to have and hold it to Grantee, and Grantee's heirs, successors, and assigns forever. Grantor binds Grantor and Grantor's heirs, and successors to warrant and forever defend all and singular the Property to Grantee and Grantee's heirs, successors, and assigns against every person whomsoever lawfully claiming or to claim the same or any part thereof, except as to the Reservations from Conveyance and the Exceptions to Conveyance and Warranty.

When the context requires, singular nouns and pronouns include the plural.

(59)

MMM PROCUREMENT LTD, a Texas limited partnership

By: MMM ADMINISTRATION, LLC, a Texas limited liability company, it's General Partner

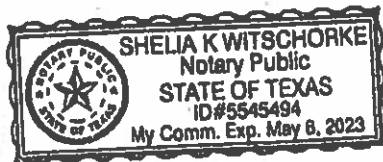
By: David Gene McAlpin
David Gene McAlpin, Member

By: Jerry McAlpin
Jerry McAlpin, Member

Acknowledgment

STATE OF TEXAS
COUNTY OF ELLIS

This instrument was acknowledged before me on the 21st day of November, 2022
by DAVID GENE MCALPIN AND JERRY MCALPIN AS MEMBERS OF MMM PROCUREMENT, LTD.



Shelia K. Witschorke

Notary Public, State of Texas

Notary's commission expires:

AFTER RECORDING RETURN TO:

HUNTER GLASS

5811 LIMESTONE LANE
MIDLOTHIAN, TX 76065

PREPARED IN THE LAW OFFICE OF:

James R. Pitts, Attorney at Law
P. O. Box 561
Waxahachie, TX 75168

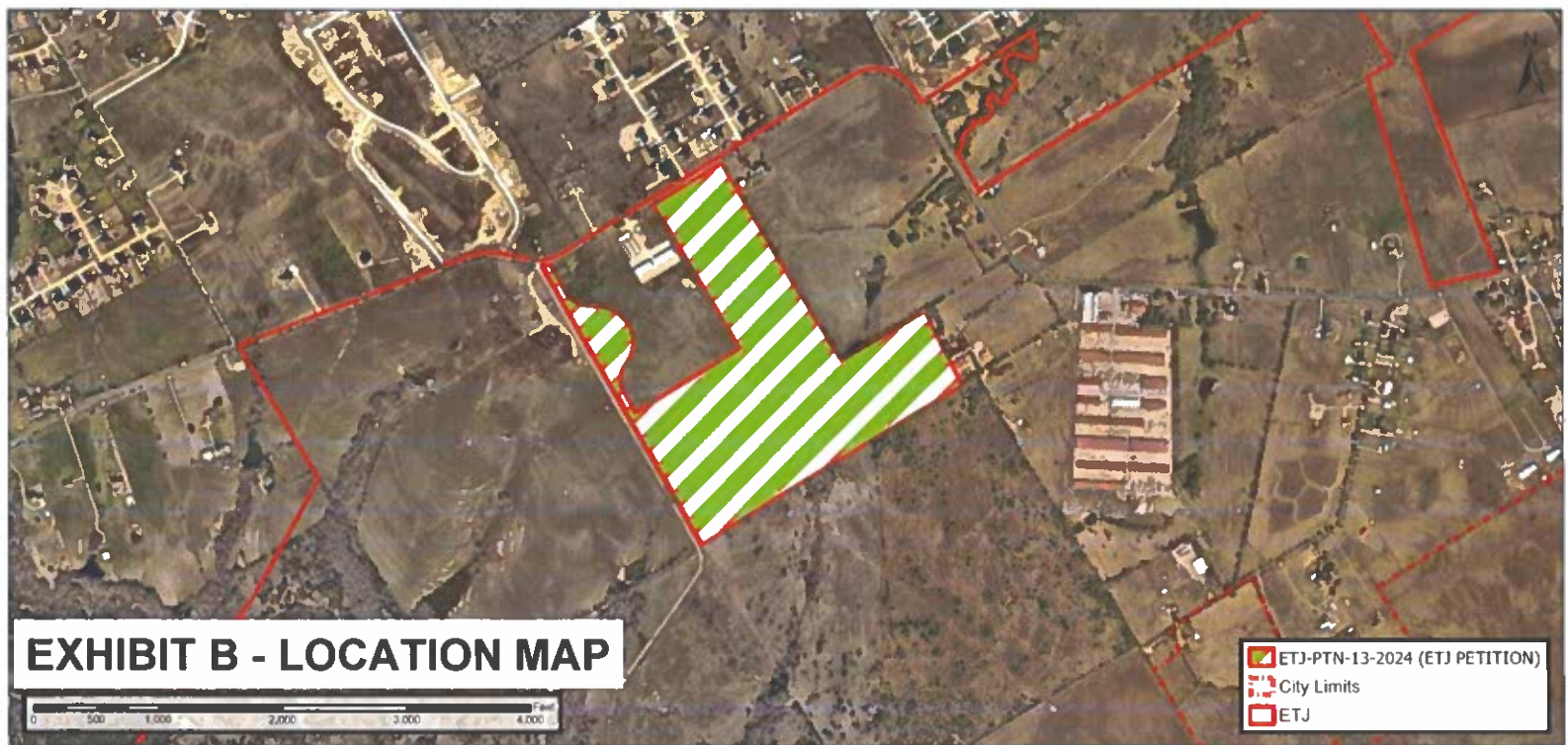
FILED FOR RECORD - ELLIS COUNTY, TEXAS
INST NO. 224013 on November 22, 2022 at 12:31 PM

STATE OF TEXAS COUNTY OF ELLIS
I hereby certify this instrument was filed on the date
and time stamped hereon and was duly recorded in
the records of Ellis County, Texas as stamped hereon.
COUNTY CLERK, ELLIS COUNTY, TEXAS



Hunter Glass

(54)



(5r)

Planning & Zoning Department

Petition for ETJ Release

Case: ETJ-PTN-14-2024



MEETING DATE(S)

City Council:

February 19, 2024

CAPTION

Consider the proposed Ordinance approving a request by Amy Rader, Series Zoe 9, for a **Petition for ETJ Release** for approximately 5.493 acres, located directly north of 2974 FM 66 (Property ID 296604 and 296606) – Owner: Series Zoe 9 (ETJ-PTN-14-2024)

RECOMMENDED MOTION

"I move to approve ETJ-PTN-14-2024, a request by Amy Rader, for a Petition for ETJ Release for approximately 5.493 acres, located directly north of 2974 FM 66, authorizing the Mayor to sign the associated documents accordingly."

APPLICANT REQUEST

The property owner has petitioned the City to remove her property from the extraterritorial jurisdiction (ETJ).

CASE INFORMATION

Applicant: Amy Rader

Property Owner(s): Series Zoe 9

Site Acreage: 5.493 acres

Number of Lots: 1 lot

Number of Dwelling Units: 0 units

SUBJECT PROPERTY

General Location: Located directly north of 2974 FM 66

Parcel ID Number(s): 296604 and 296606

Current Zoning: ETJ

Existing Use: Undeveloped (vacant lot)

Platting History: The property was platted in 2022.

CCN Service Area: Buena Vista-Bethel Special Utility District

Site Aerial:

PLANNING ANALYSIS

Starting September 1, 2023, residents living in areas within a municipality's ETJ are allowed to file a petition requesting their release from the ETJ. Upon providing the City with the minimum information listed below, the City must immediately release the area from its ETJ.

- The petition must be in writing and detail the area's boundaries through either metes and bounds or a recorded plat; and
- The petition must include the property owner's name, signature, date of birth, residence address, and date of signing.

This application satisfies the requirements of Chapter 42, Subchapter D of the Texas Local Government Code governing the requirements for an ETJ petition.

RECOMMENDATION

City staff has determined that the submitted petition complies with the requirements of Chapter 42, Subchapter D of the Texas Local Government Code and that such law requires the release of the subject property from the City's ETJ.

ATTACHED EXHIBITS

1. ETJ Petition Map for February 19, 2024 City Council Meeting
2. Proposed Ordinance
3. Rader Ranch Recorded Plat (Exhibit A)
4. Location Map (Exhibit B)

STAFF CONTACT INFORMATION

Prepared by:

Oanh Vu

Senior Planner

oanh.vu@waxahachie.com

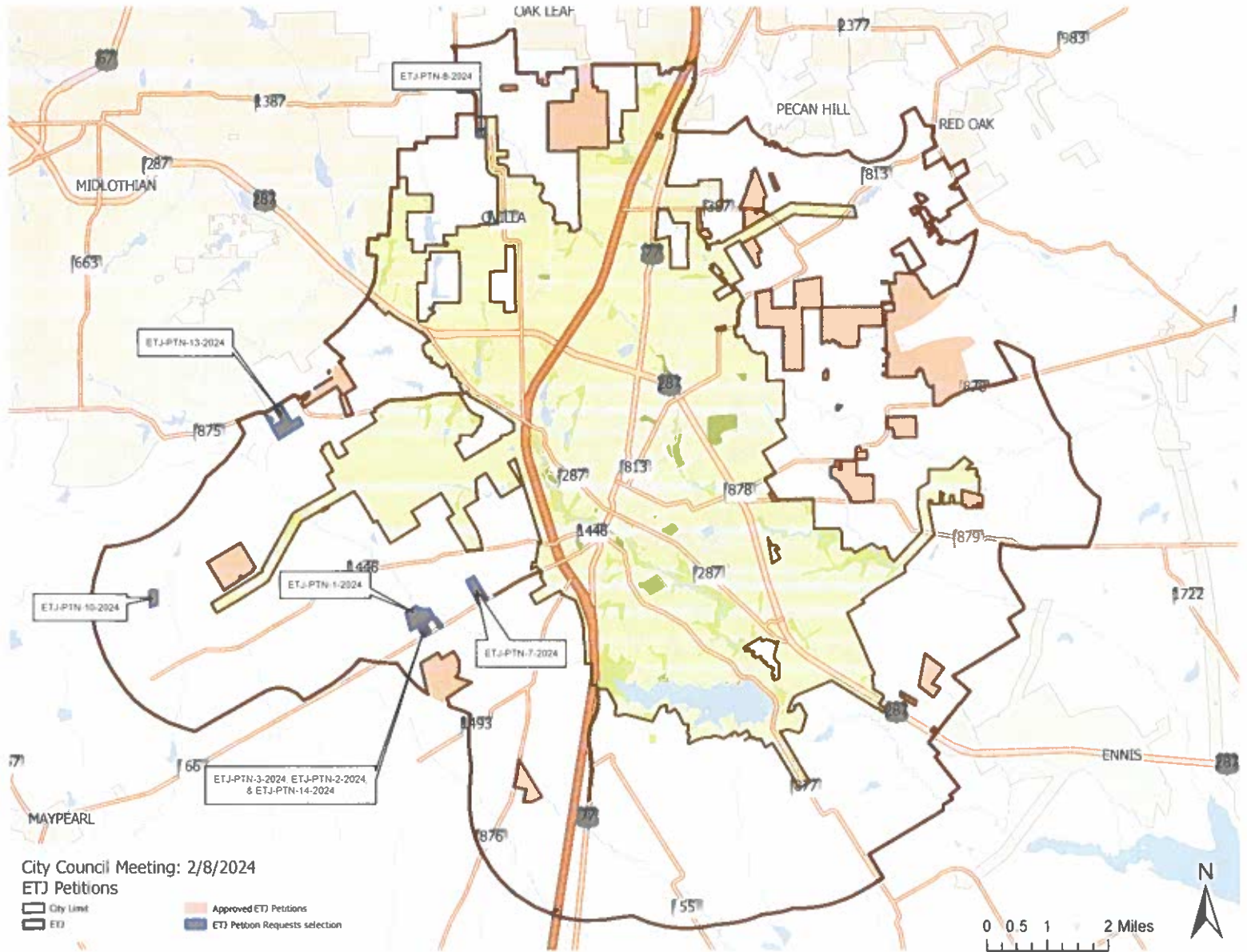
Reviewed by:

Jennifer Pruitt, AICP, LEED-AP, CNU-A

Senior Director of Planning

jennifer.pruitt@waxahachie.com

(5r)



ORDINANCE NO.

AN ORDINANCE AUTHORIZING THE RELEASE FROM THE CITY OF WAXAHACHIE'S EXTRATERRITORIAL JURISDICTION OF A 5.493 ACRE TRACT OF LAND, LOCATED DIRECTLY NORTH OF 2974 FM 66, KNOWN AS PROPERTY ID 296604 AND 296606, AND ORDERING THE CHANGING OF THE CITY OF WAXAHACHIE'S EXTRATERRITORIAL JURISDICTION BOUNDARY MAP IN ACCORDANCE WITH SAID CHANGE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WAXAHACHIE, TEXAS:

WHEREAS, as authorized by Subchapter D of the Texas Local Government Code, the landowners of the herein described property have requested and petitioned in writing that the City of Waxahachie ("City") exclude the property herein described from the City's Extraterritorial Jurisdiction ("**ETJ**"); and

WHEREAS, City staff has determined that the submitted petition, case number ETJ-PTN-14-2024, complies with the requirements of Subchapter D of the Texas Local Government Code and that such law requires the release of the herein described property from the City's ETJ.

NOW, THEREFORE, the following described tracts of land are hereby released and removed from the City's ETJ, effective as of the date of the passage of this Ordinance:

All those certain lots, tracts or parcels of land situated in Ellis County, Texas, and being more particularly described by recorded plat in Exhibit A and shown on the location map in Exhibit B, which are made a part hereof and attached hereto for all purposes.

The City's ETJ boundary is hereby amended in accordance with said change. City staff is hereby directed to make all required changes to the City map showing the boundaries of the City's ETJ, as required by Section 41.002 of the Texas Local Government Code, and to promptly notify Ellis County of such changes.

PASSED, APPROVED AND ADOPTED on this 19th day of February, 2024.

MAYOR

ATTEST:

City Secretary

(5r)





CITY OF WAXAHACHIE QUARTERLY FINANCIAL REPORT

FISCAL YEAR 2024 - 1ST QUARTER

(Oct 1, 2023 - Dec 31, 2023)

GENERAL FUND SUMMARY

	ACTUALS FY 2023	BUDGET FY 2024	1ST QUARTER FY 2024	QTR ACTUAL AS % OF BUDGET
REVENUES				
Property Tax	\$22,410,016	\$24,043,100	\$1,590,656	7%
Sales Tax	21,780,819	22,663,000	5,550,022	24%
Franchise Fees	5,021,257	5,176,200	549,100	11%
Licenses & Permits	1,521,643	1,385,592	971,207	70%
Charges for Service	2,886,313	2,629,658	258,084	10%
Miscellaneous	2,392,399	1,442,417	616,286	43%
Transfers In	3,884,756	4,069,524	1,030,335	25%
Total Revenues	\$59,897,202	\$61,409,491	\$10,565,690	17%
EXPENDITURES BY FUNCTION				
Public Safety	\$25,491,562	\$31,280,227	\$7,868,732	25%
Public Works	9,297,016	11,093,058	2,804,073	25%
Culture & Recreation	4,873,057	5,537,838	1,278,270	23%
General Government	16,087,752	6,052,989	1,290,371	21%
Support Services	3,523,527	4,151,312	930,444	22%
Total Expenditures	\$59,272,914	\$58,115,424	\$14,171,890	24%

* Quarterly actual figures are preliminary and unaudited

* Budget figures includes budget amendments since October 1, 2023 and prior-year encumbrances



CITY OF WAXAHACHIE QUARTERLY FINANCIAL REPORT

FISCAL YEAR 2024 - 1ST QUARTER

(Oct 1, 2023 - Dec 31, 2023)

OTHER FUNDS SUMMARY

	ACTUALS FY 2023	BUDGET FY 2024	1ST QUARTER FY 2024	QTR ACTUAL AS % OF BUDGET
WATER FUND				
Revenues	\$28,421,706	\$20,716,900	\$5,460,916	26%
Expenses	31,475,803	21,361,000	4,267,126	20%
WASTEWATER FUND				
Revenues	\$22,173,547	\$14,479,779	\$3,390,738	23%
Expenses	15,398,077	14,212,907	2,723,840	19%
WAXAHACHIE COMMUNITY DEVELOPMENT FUND (WCDC)				
Revenues	\$8,523,974	\$8,518,375	\$2,069,627	24%
Expenses	7,652,990	7,182,679	1,483,939	21%
HOTEL / MOTEL FUND				
Revenues	\$1,185,896	\$1,097,000	\$306,349	28%
Expenses	979,454	1,086,074	203,765	19%
TAX INCREMENT FINANCE ZONE FUND (TIRZ 1)				
Revenues	\$810,142		\$282,198	-
Expenses	504,065		134,867	-

* Quarterly actual figures are preliminary and unaudited

* Budget figures includes budget amendments since October 1, 2023 and prior-year encumbrances

(55)



BUDGET AMENDMENTS - COUNCIL ACTIONS

(Oct 2023 - Dec 2023)

FUND	DESCRIPTION	AMOUNT
General	Operation funding for The Heights, Ellis County Family Resources	\$50,000
General	GovOS - contractor - identify, monitoring, collections STR taxes	\$29,178
General	Balance of new ambulance service (AMH)	\$6,582
Water	Replace 2 - Water Treatment Plant Tube Settlers & Sodium Hypochlorite Tanks	\$913,868
WCDC	Installing lighting at Oak Lawn Park	\$140,490
WCDC	A.C.E.S. Atr, LLC - Downtown mural	\$100,000
WCDC	Replace 2 - chiller compressor at Civic Center	\$76,620
TIRZ	Improvements at 221 S. Highway 77	\$10,824

Budget amendments approved by City Council during the period of October 1, 2023 to December, 2023.

Jan. 23, 2024	General	City Hall Remodel / Renovation	\$ 5,603,251
Jan. 23, 2024	General	Human Resources Positions - Assist Director & Employee Engagement Coordinator	\$ 223,305



Memorandum

To: Honorable Mayor and City Council

From: James Gaertner, Executive Director of Public Works & Utilities

Thru: Michael Scott, City Manager

Date: February 19, 2024

Re: Consider Supplemental Appropriation for the Wastewater Fund Operations and Maintenance Budget

Motion: "I move to approve a supplemental appropriation from the Wastewater Fund unrestricted fund balance in the amount of \$92,000 to Wastewater Fund Operations and Maintenance Budget and authorize the City Manager to execute all necessary documents."

Item Description: Consider a supplemental appropriation from the Wastewater Fund unrestricted reserve fund balance in the amount of \$92,000 to fund unexpected maintenance, repairs and replacements that have occurred and will likely occur in throughout the rest of the fiscal year.

Item Summary: In the Wastewater Treatment FY24 Operations and Maintenance budget, a contingency of \$50,000 was budgeted for any unexpected maintenance expenses. Over the past four months, approximately \$30,000 from this account was used for the unexpected repair of a 2000 Mack semi-truck and pending expenses of \$15,000 for the replacement of a yard valve for clarifier #3.

Staff has now identified the necessity to replace two 4" return activated sludge pumps that have reached their end of service life, and one water plant pump that failed recently. Replacement of these three pumps is estimated to cost another \$42,000 and is required for continued effective operations at the wastewater treatment plant. Staff is requesting a \$92,000 supplemental appropriation to cover the replacement of the pumps and replenish the budgeted contingency to cover unforeseen costs throughout the rest of the fiscal year.

Fiscal Impact: The Wastewater General unrestricted reserve fund balance has sufficient capacity to fund the \$92,000 supplemental appropriation, ensuring immediate support for the operational needs of the Wastewater Treatment Plant through the remainder of FY24.

Planning & Zoning Department

Zoning Staff Report

Case: ZDC-195-2023



MEETING DATE(S)

Planning & Zoning Commission: February 13, 2024
City Council: February 19, 2024

CAPTION

Public Hearing on a request by Brenda Arellano, for a **Specific Use Permit (SUP)** for a Private Club (Event Venue) use within a Central Area (CA) zoning district, located at 200 S Rogers Street, Suite 303 (Property ID: 170521) – Owner: Rogers & Franklin LLC (ZDC-195-2023) Staff: Zack King

RECOMMENDED MOTION

"I move to approve ZDC-195-2023, a Specific Use Permit (SUP) request for a Private Club (Emma Grace Events & Studio) use at 200 S Rogers Street, Suite 303, subject to the conditions the staff report."

ACTION SINCE INICIAL STAFF REPORT

At the Planning & Zoning Commission meeting held on February 13, 2024, the Commission voted 7-0 to recommend approval of case number ZDC-195-2023, subject to the conditions of the staff report.

APPLICANT REQUEST

The applicant requests approval of a Specific Use Permit (SUP) to allow for a Private Club (Emma Grace Events & Studio) use in Suite 303 of 200 S Rogers Street.

CASE INFORMATION

Applicant: Brenda Arellano, Emma Grace Events & Studio

Property Owner(s): Rogers & Franklin LLC

Site Acreage: 0.224 acres

Current Zoning: Central Area (CA)

Requested Zoning: Central Area (CA) with SUP for a Private Club use.

SUBJECT PROPERTY

General Location: 200 S Rogers Street

Parcel ID Number(s): 170521

Existing Use: The subject property currently houses multiple suites with active office, restaurant, and custom personal services uses.

Development History: The subject property is currently platted as lots 1A-C, 2B-C, and 3A-C, Block 16 of the Original Town Addition.

Adjoining Zoning & Uses:

Direction	Zoning	Current Use
North	Central Area (CA)	Prime 115 & Office Uses
East	Central Area (CA)	Farm Luck & Various Retail Uses
South	Central Area (CA)	Various Retail & Office Uses
West	Central Area (CA)	Webb Gallery & Office Uses

Future Land Use Plan:

Downtown

Comprehensive Plan:

It is most appropriate to think of the Downtown placetype as a modification of the mixed-use neighborhood placetype. Waxahachie benefits from an attractive historic core and this placetype serves to preserve and allow for incremental improvement of that area. The core of Downtown is ripe for quality vertical mixed-use development. New single-family homes are generally discouraged here as denser housing types are desired in downtown to provide more patrons to support the abundance of local businesses downtown. Attached and stacked housing is appropriate, since the downtown core is predominantly developed, denser housing will most likely occur on the fringes or edges of downtown. Active rooftops, sidewalk cafes, and parklets are an opportunity to further activate the downtown core.

Thoroughfare Plan:

The property is accessible via W Franklin Street and S Rogers Street.

Site Image:**PLANNING ANALYSIS**

The applicant proposes a Specific Use Permit (SUP) to allow for a Private Club (Emma Grace Events & Studio) use in Suite 303 of 200 S Rogers Street. Suite 303 is approximately 761 square feet in size. Suite 303 is accessible from entrances on both W Franklin Street and S Rogers Street. The applicant has noted that the venue will play host to private events such as birthdays, tea parties, and photography sessions. No food will be provided by the operator and no food preparation area is proposed in the venue. The venue is anticipated to be open from 7:00 am to 9:00 pm and events are scheduled by appointment only. The applicant anticipates retaining between 2 and 3 staff members for the venue. No external signage is proposed with this SUP.

PUBLIC NOTIFICATIONS

To comply with State law contained in Local Government Code Chapter 211 and the City's public hearing notice requirements, 29 notices were mailed to property owners within 200 feet of the request. In addition, a notice was published in the Waxahachie Sun and a sign was visibly posted at the property.

PUBLIC NOTIFICATION RESPONSES

Staff has received one (1) letter of concern and no letters of support for the proposed SUP.

RECOMMENDATION

Based on the details provided in this Staff Report and the present status of the documents subject to the request, staff recommends approval of the SUP request subject to the conditions noted below.

Conditions:

1. Permission to operate a Private Club use in Suite 303 at 200 S Rogers Street is granted only to Brenda Arellano, owner of "Emma Grace Events & Studio". Approval to operate a Private Club use at this location will not transfer to another Private Club establishment or owner of Emma Grace Events & Studio.
2. An amendment to the SUP will be required in the event that the property owner wishes to expand the Private Club area beyond the approximately 761 square foot area in Suite 303.
3. Food preparation is not permitted in the Private Club. An amendment to the SUP will be required to be approved by City Council to allow food preparation in the Private Club.
4. Alcohol Sales are not permitted in the Private Club. An amendment to the SUP will be required to be approved by City Council to allow alcohol sales in the Private Club. A TABC approval will also be required to allow alcohol sales in the Private Club.
5. Events are required to be scheduled by appointment only. Events are only permitted between the hours of 7:00 am and 9:00 pm. Modifications to the hours of operation shall require an amendment to the SUP to be approved by City Council.
6. A Certificate of Occupancy shall be issued by the Building and Community Services Department for "Emma Grace Events & Studio" prior to the opening of the business.
7. All exterior signage shall require a sign permit from the Building & Community Services Department and approval by the Heritage Preservation Commission.
8. If the premises covered by this Specific Use Permit is vacated and/or cease to operate for a period exceeding six months (6 months), a new Specific Use Permit shall be required to re-establish the use.

ATTACHED EXHIBITS

1. Public Notification Response Letter
2. SUP Ordinance
3. Exhibit A – Location Map
4. Exhibit B – Floor Plan
5. Exhibit C – Operational Plan

APPLICANT REQUIREMENTS

1. If approved by City Council, the applicant can apply for building permits and a Certificate of Occupancy (CO) from the Building and Community Services Department.

STAFF CONTACT INFORMATION*Prepared by:*

Zack King, AICP

Senior Planner

zking@waxahachie.com

Reviewed by:

Jennifer Pruitt, AICP, LEED-AP, CNU-A

Senior Director of Planning

jennifer.pruitt@waxahachie.com

(7)

To the Planning & Zoning Committee & City Council,

We have concerns with

"SPECIFIC USE PERMIT for a Private Club

use within a Central Area Zoning District located at 200 S. Rogers Street, Suite 303.

Our private home and business for the past 33 years is across the alley and next door which as we understand would act as a "private club" or event center.

The operating hours as we understand would be 7am to 9pm and surely accessed from the side doors, close to the doors to our home and business.

We are concerned with these extended hours for additional noise level to already challenging living and operating a business just on the other side of the alley from 200 S. Rogers Street.

This is a concern for the respect of noise level, especially during early morning and evening in the shared space in downtown.

Thank you,

Julie & Bruce Webb
Webb Gallery
209 W. Franklin

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING A SPECIFIC USE PERMIT (SUP) TO PERMIT A PRIVATE CLUB (EMMA GRACE EVENTS & STUDIO) USE WITHIN A CENTRAL AREA (CA) ZONING DISTRICT, LOCATED 200 S ROGERS STREET, SUITE 303, BEING PROPERTY ID 170521, IN THE CITY OF WAXAHACHIE, ELLIS COUNTY, TEXAS, BEING LOTS 1A-C, 2A-C, 3A-C, BLOCK 16 OF THE ORIGINAL TOWN ADDITION, AND ORDERING THE CHANGING OF THE ZONING MAP THEREOF IN ACCORDANCE WITH SAID CHANGE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WAXAHACHIE, TEXAS:

WHEREAS, the City Council of the City of Waxahachie having heretofore adopted a zoning ordinance and map showing the classification of the various property located within the city limits of said City; and

WHEREAS, the described property is classified in said ordinance and any amendments thereto as CA; and

WHEREAS, a proper application for a SUP has been made in accordance with the zoning ordinances in the City of Waxahachie and said application has been assigned case number ZDC-195-2023. Said application having been referred to the Planning and Zoning (P&Z) Commission was recommended by the P&Z Commission for approval and the issuance thereof; and

WHEREAS, proper notification has been published for the time and in the manner as prescribed by the city ordinance of the City of Waxahachie for a public hearing thereon; and,

WHEREAS, a proper hearing was held as required by law and the Council having heard all arguments for and against said SUP;

NOW, THEREFORE, this property is rezoned from CA to CA, with a SUP in order to permit Private Club (Emma Grace Events & Studio) use on the following property: 200 S Rogers Street, Suite 303, Lots 1A-C, 2A-C, 3A-C, Block 16 of the Original Town Addition, which is shown on Exhibit A, in accordance with the Floor Plan attached as Exhibit B, and the Operational Plan attached as Exhibit C.

SPECIFIC USE PERMIT

Purpose and Intent

The purpose of this Ordinance is to provide the appropriate restrictions and development controls that ensure this Specific Use Permit is compatible with the surrounding development and zoning and to also ensure that the development complies with the City's Comprehensive Plan and Zoning Ordinance.

Specific Use Permit

FOR OPERATION OF A SPECIFIC USE PERMIT FOR A PRIVATE CLUB (EMMA GRACE EVENTS & STUDIO) USE WITHIN A CENTRAL AREA (CA) ZONING DISTRICT; the following standards and conditions are hereby established as part of this ordinance:

1. Permission to operate a Private Club use in Suite 303 at 200 S Rogers Street is granted only to Brenda Arellano, owner of "Emma Grace Events & Studio". Approval to operate a Private Club use at this location will not transfer to another Private Club establishment or owner of Emma Grace Events & Studio.
2. An amendment to the SUP will be required in the event that the property owner wishes to expand the Private Club area beyond the approximately 761 square foot area in Suite 303.
3. Food preparation is not permitted in the Private Club. An amendment to the SUP will be required to be approved by City Council to allow food preparation in the Private Club.
4. Alcohol Sales are not permitted in the Private Club. An amendment to the SUP will be required to be approved by City Council to allow alcohol sales in the Private Club. A TABC approval will also be required to allow alcohol sales in the Private Club.
5. Events are required to be scheduled by appointment only. Events are only permitted between the hours of 7:00 am and 9:00 pm. Modifications to the hours of operation shall require an amendment to the SUP to be approved by City Council.
6. A Certificate of Occupancy shall be issued by the Building and Community Services Department for "Emma Grace Events & Studio" prior to the opening of the business.
7. All exterior signage shall require a sign permit from the Building & Community Services Department and approval by the Heritage Preservation Commission.
8. The development shall adhere to the City Council approved in Exhibit A- Location Map, Exhibit B – Floor Plan, and Exhibit C – Operational Plan.
9. All improvements within the subject property will be subject to obtaining building permits from the City in accordance with the City's applicable rules and regulations governing such permits.
10. The development shall maintain compliance with all Federal, State and Local regulations; including, but not necessarily limited to, all applicable standards and regulations of the City of Waxahachie Municipal Code and City of Waxahachie Zoning Ordinance.
11. Any zoning, land use requirement, or restriction not contained within this Zoning Ordinance, shall conform to those requirements and/or standards prescribed in Exhibits B – Floor Plan

and Exhibit C – Operational Plan. Where regulations are not specified in Exhibits B or C, or this Zoning Ordinance, the regulations of the Central Area (CA) Zoning District shall apply to this development.

12. City Council shall have the right to review the Specific Use Permit at any point, if needed.

Compliance

1. It shall be unlawful for the owner, manager, or any person in charge of a business or other establishment to violate the conditions imposed by the City Council when a Specific Use Permit is granted, and the violation of those conditions could result in a citation being issued by the appropriate enforcement officers of the City of Waxahachie.
2. Furthermore, by this Ordinance, if the premises covered by this Specific Use Permit is vacated and/or cease to operate for a period exceeding six months (6 months), a new Specific Use Permit shall be required to re-establish the use.
3. The Certificate of Occupancy shall note the existence of this Specific Use Permit by its number and title.

An emergency is declared to exist in that needed and approved improvements will be unnecessarily delayed if this ordinance is not effective upon passage and this ordinance is to be effective upon passage.

The zoning map of the City of Waxahachie is hereby authorized and directed to be demarked in accordance therewith.

PASSED, APPROVED AND ADOPTED on this 19th day of February, 2024.

MAYOR

ATTEST:

City Secretary

(8)

Exhibit A - Location Map



Exhibit B - Floor Plan

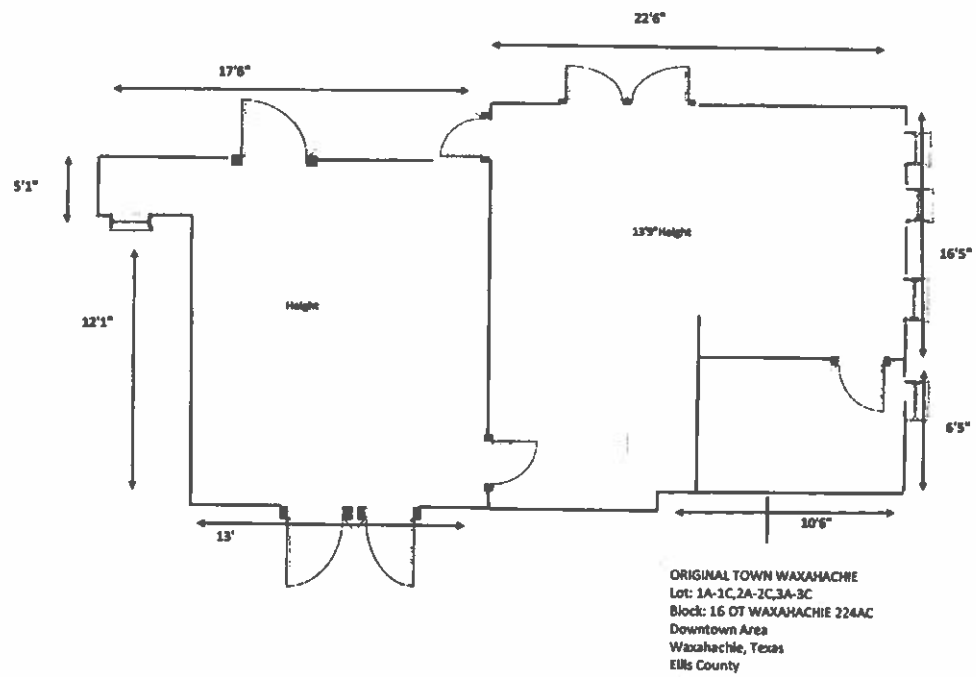


Exhibit C - Operational Plan

Proposal hours of operation: 7am-9pm (By appointment only)

Number of Employees: 2-3

Compatibility with adjoining uses: This Event/Studio will fit in very well with surrounding areas. There is no foreseen problem that would be an issue with other businesses.

Dumpster: Is located on Rogers St. at the end of the building

There will not be anything that generates smoke, fumes, odor, dust, glare vibration or heat associated with this space.

Waxahachie does not have many local space for small children or photography studios. Our plan is to have this space available for small girls can celebrate their birthday party. Renting the space decorated with girly areas such as a pretend spa area (girls are able to put on nail polish, small makeup tables, runway area and a table set up for the birthday girl. The other section will be an area set up with different back drops for photographers to schedule photo sessions for individuals. This space if for young girls to "play princess pretend and celebrate their special day!"

There will be a designated area for renters to stage cupcakes and children beverages. Parents have the option to bring the Cupcakes or we can provide them from local vendors listed below. No food will be heated or prepared at this space.

Everyone entering the space will be asked to fill out a waiver. (Draft provided with application)

We plan to partner up with different local vendors such as Bittersweet Bakery, Nothing Bundt Cakes, HEB to help families have options from our locals for their event.

This space will make an amazing addition to downtown Waxahachie. This idea is to allow your girls and families around the area to come make and capture memories.

Planning & Zoning Department

Zoning Staff Report

Case: ZDC-150-2023



MEETING DATE(S)

Planning & Zoning Commission:

February 13, 2024

City Council:

February 19, 2024

CAPTION

Public Hearing on a request by Brad Yates, for a **Zoning Change** from a Commercial zoning district to a **Planned Development-Multi-Family-2 (PD-MF-2)** zoning district, located at 600 S Rogers Street, (Property ID: 298309) – Owner: Billy K. Pruitt (ZDC-150-2023) Staff: Zack King

RECOMMENDED MOTION

"I move to approve ZDC-150-2022, a Zoning Change from a Commercial zoning district to a Planned Development-Multi-Family-2 (PD-MF-2) zoning district at 600 S Rogers Street, subject to the conditions the staff report."

ACTION SINCE INICIAL STAFF REPORT

At the Planning & Zoning Commission meeting held on February 13, 2023, the Commission voted 7-0 to recommend approval of case number ZDC-150-2023, subject to the conditions of the staff report.

APPLICANT REQUEST

The applicant requests to rezone the subject property to allow for the development of four (4) 3.5-story townhome style multi-family units on a single lot.

CASE INFORMATION

<i>Applicant:</i>	Brad Yates, Colonial Restoration
<i>Property Owner(s):</i>	Billy K. Pruitt
<i>Site Acreage:</i>	0.41 acres
<i>Current Zoning:</i>	Commercial (C)
<i>Requested Zoning:</i>	Planned Development-Multi-Family-2 (PD-MF-2)

SUBJECT PROPERTY

<i>General Location:</i>	600 S Rogers Street
<i>Parcel ID Number(s):</i>	298309
<i>Existing Use:</i>	The subject property is currently undeveloped.
<i>Development History:</i>	The subject property is currently platted as portions of Lots 1, 2, 4, 5, & 6, Block 19 of the Bullards Revision.

Adjoining Zoning & Uses:

Direction	Zoning	Current Use
North	Commercial (C)	Undeveloped
East	S Rogers Street & S Monroe Street	Right-of-Way (ROW)
South	Commercial (C)	Southbound Tattoo
West	Planned Development-Single Family-3 (PD-SF-3)	Single Family Detached Homes

Future Land Use Plan: Downtown

Comprehensive Plan:

Downtown: It is most appropriate to think of the Downtown placetype as a modification of the mixed-use neighborhood placetype. Waxahachie benefits from an attractive historic core and this placetype serves to preserve and allow for incremental improvement of that area. The core of Downtown is ripe for quality vertical mixed-use development. New single-family homes are generally discouraged here as denser housing types are desired in downtown to provide more patrons to support the abundance of local businesses downtown. Attached and stacked housing is appropriate, since the downtown core is predominantly developed, denser housing will most likely occur on the fringes or edges of downtown. Active rooftops, sidewalk cafes, and parklets are an opportunity to further activate the downtown core.

Thoroughfare Plan:

The subject property fronts onto S Rogers Street; but will only be accessible by vehicles via Dunaway Street. Only pedestrian access via a sidewalk will be provided along S Rogers Street.

Site Image:

PLANNING ANALYSIS

The applicant proposes to rezone the subject property to allow for the development of four (4) 3.5-story 3,600+ square foot townhomes on a single 17,860 square foot lot. The applicant intends for the dwelling units to be nearly identical to the existing townhomes on W Franklin Street and S Monroe Street. However, it should be clearly noted that this is a multi-family PD proposal, not a PD proposal for fee-simple and individually platted single-family townhomes. The applicant intends to keep all four units on a single lot and lease each of the individual units. While the development will function as multi-family project, the design of each unit is intended to match the existing townhomes on W Franklin Street and S Monroe Street. Each unit is proposed to include an elevator, two-car garage, and rooftop patio. Despite the intent to lease each unit, the small-scale multi-family use is consistent with the type of residential development recommended for the Downtown Placetype by the 2023 Comprehensive Plan.

Proposed Use: The proposed development is designed to face the intersection of S Rogers Street and S Monroe Street. This site design was chosen to ensure the primary façade is visible when traveling along Highway 77 as opposed to the rear façade. The applicant is proposing to install a walkway to connect the front door of each unit to the parking lot and existing sidewalk along S Monroe Street. Each unit is proposed to include 3-bedrooms and 3 ½ baths. In order to facilitate the planned development on the subject property, the applicant has proposed several planned development (PD) standards that deviate from the base MF-2 zoning district. These PD standards are necessary to facilitate a multi-family development due to the small size and irregular shape of the subject property. The table below, along with Exhibit B, can be referenced for the proposed PD development standards.

PROPOSED PD DEVELOPMENT STANDARDS

The following table identifies the development standard requirements in the base MF-2 zoning district in comparison to the proposed development standards for this PD. **Items highlighted in **bold** indicate a deviation from the base Multi Family-2 (MF-2) requirements.*

<u>Standard</u>	<u>Base MF-2</u>	<u>Proposed PD</u>
Dwelling Units Per Acre (DUA)	18 DUA	4 units proposed on .41 acres
Maximum Height	3 stories	3.5 stories with a rooftop patio
Minimum Dwelling Size	800 SF (3-bedroom units)	2,000 SF
Minimum Utility Easement	15'	10'
Minimum Water Line Size	12"	8"
Minimum Front Yard Setback	25' up to 100'	10'
Minimum Side Yard Setback	25' up to 100'	5'
Minimum Rear Yard Setback	75'	20'
Parking Regulations	Minimum of 2.5 parking spaces per unit. (10 spaces total with a minimum of 5 attached garage spaces.)	Minimum of 2 attached garage parking spaces per unit. Plus, an additional two (2) off-street spaces per unit. (16 total spaces)
Screening	6' masonry wall directly adjacent to Single Family and Non-Residential zoning districts.	8' wood board on board with cap fence with masonry columns along the southern property line. 4' ornamental iron front yard fences.

Access: Each unit is proposed to have direct driveway access to from Dunaway Street. In addition to the driveway for each unit, the applicant is proposing an 8-stall parking lot with access off of Dunaway Street. A concrete sidewalk is proposed to connect the parking lot to the front door of each unit.

Landscaping: The applicant is proposing to exceed all landscaping requirements for the development and has notably proposed to preserve four (4) large existing trees on the site. Additionally, the applicant proposes to incorporate several crape myrtles into the Landscape Plan for the site. Landscape islands are proposed between each driveway along Dunaway Street to help soften the rear façade.

Elevation/Façade Plan: The applicant has provided a detailed elevation/façade plan with the PD proposal. The elevation/façade plan closely resembles the existing townhomes on W Franklin Street and S Monroe Street. The applicant proposes to utilize a minimum of 90% brick for each elevation. Accent siding is proposed for select architectural elements and the portion of the building providing roof-top access. Due to the topography of the site, each unit will "step down" from south to north. In effect, this will enhance the vertical articulation of the building. All HVAC equipment is proposed to be roof-mounted and screened from view of the right-of-way (ROW). Exhibit D can be referenced below for a detailed look at the elevation/façade plan.

Screening:

The Waxahachie Zoning Ordinance typically requires a 6' solid masonry wall to be installed between residential and commercial uses. The applicant proposes to deviate from the typical requirement with this PD. Specifically, the applicant proposes to utilize an 8' wood board-on-board fence with a cap and masonry columns to provide screening between the development and the adjacent commercial business to the south. The proposed screening is superior to the standard 6' wood fence used along the rear of the existing townhomes at W Franklin Street and S Monroe Street; but still does not meet the City's typical requirement.

Variance Requests:

Water line size: An 8" waterline currently exists along Dunaway Street adjacent to the subject property. Typically, a multi-family project is required to install a 12" waterline to serve the development. Due to the limited number of dwelling units proposed with this development, the applicant has requested to utilize the existing 8" water line as opposed to installing a new 12" water line along Dunaway Street. In order to determine if the 8" water line is sufficient to serve the development; the applicant will be required to conduct a fire flow test and engineering analysis in the area around the development and provide the results to staff. The Fire Flow test and engineering analysis must demonstrate the presence of a minimum fire flow and domestic flow that is acceptable to the Director of Utilities. This fire flow test and engineering analysis are required to be conducted prior to replatting the property.

Utility Easement Width: The applicant proposes to reduce the minimum utility easement width from 15' to 10' along Dunaway Street and S Monroe Street. The applicant has provided Letters of No Objection from franchise utility providers in the area. Due to the presence of existing infrastructure in the area and the provision of No Objection letters, staff does not have concerns with this request.

Thoroughfare Plan: The applicant is not proposing to dedicate right-of-way (ROW) with this planned development. The Waxahachie Thoroughfare Plan currently identifies a 120' thoroughfare crossing through the center of the subject property. This thoroughfare is intended to connect Cantrell Street directly to US Highway 77 and Howard Road at the existing intersection south of the viaduct bridges. The Waxahachie Thoroughfare Plan proposes to replace the existing intersection with a roundabout. However, expansion of Cantrell Street and the construction of a roundabout at the intersection south of the viaduct is not currently feasible without the purchase of multiple adjacent properties. Due to the questionable near-term feasibility of the 2023 Thoroughfare Plan, staff has evaluated alternative thoroughfare options in the area. After discussions with TxDOT, staff has identified viable alternatives that can be pursued via a future amendment to the Thoroughfare Plan. These options would allow for development to occur on the subject property while still allowing for future thoroughfare improvements south of downtown. Staff is supportive of a deviation from the thoroughfare plan for this PD due to the fact that viable alternatives are available.

PUBLIC NOTIFICATIONS

To comply with State law contained in Local Government Code Chapter 211 and the City's public hearing notice requirements, 22 notices were mailed to property owners within 200 feet of the request. In addition, a notice was published in the Waxahachie Sun and a sign was visibly posted at the property.

PUBLIC NOTIFICATION RESPONSES

Staff has received two (2) letters of support and zero (0) letters of opposition for the proposed zoning change. Notably, one letter of support was provided by the property owner.

RECOMMENDATION

Based on the details provided in this Staff Report and the present status of the documents subject to the request, staff recommends approval of the PD request, subject to the conditions noted below.

Conditions:

1. A mutually agreed upon Development Agreement will be required for the property.
2. The property is required to be replatted into a single lot prior to development.
3. All materials, location of materials, and percentage of materials for the building shall be consistent with the Elevation/Façade Plan (Exhibit D).
4. The owner shall provide a permanent irrigation system for all required landscape areas shown on Exhibit E - Landscape Plan and maintain the required landscaping at all times.
5. All development within the subject property will be subject to obtaining building permits from the City in accordance with the City's applicable rules and regulations governing such permits.
6. The applicant is required to conduct a fire flow test and engineering analysis in the area around the subject property to demonstrate the presence of a minimum fire flow and domestic flow that is acceptable to the Director of Utilities. This fire flow test and engineering analysis are required to be conducted prior to replatting the property.

ATTACHED EXHIBITS

1. Letter of Support
2. Development Agreement/PD Ordinance
3. Exhibit A – Location Map
4. Exhibit B – Development Standards
5. Exhibit C – Site Plan
6. Exhibit D – Elevation/Façade Plan
7. Exhibit E – Landscape Plan
8. Exhibit F – Floor Plan

APPLICANT REQUIREMENTS

1. If approved by City Council, within 30 days the applicant shall provide the Planning Department one revised electronic plan set that incorporates all comments.
2. Once the revised plans are provided, staff will verify all outstanding comments were satisfied.
 - a. If comments were not satisfied, then the applicant will be notified to make corrections.
 - b. If all comments were satisfied, then the applicant shall provide five signed, hard-copy plats.

STAFF CONTACT INFORMATION*Prepared by:*

Zack King, AICP

Senior Planner

zking@waxahachie.com

Reviewed by:

Jennifer Pruitt, AICP, LEED-AP, CNU-A

Senior Director of Planning

jennifer.pruitt@waxahachie.com

(9)



City of Waxahachie, Texas
Notice of Public Hearing
Case Number: ZDC-150-2023

PRUITT, BILLY K REVOCABLE TRUST
4915 THUNDER RD
DALLAS, TX 75244-6544

The Waxahachie Planning & Zoning Commission will hold a Public Hearing on Tuesday, January 23, 2024 at 7:00 p.m. and the Waxahachie City Council will hold a Public Hearing on Monday, February 5, 2024 at 7:00 p.m. in Meeting Rooms A & B at the Waxahachie Civic Center, 2000 Civic Center Ln, Waxahachie, Texas to consider the following:

Request by Brad Yates, for a Zoning Change from a Commercial zoning district to a Planned Development-Multi-Family-3 (PD-MF-3) zoning district, located at 600 S Rogers Street, (Property ID: 298309) - Owner: Billy K. Pruitt (ZDC-150-2023) Staff: Zack King

You received this notice because your property is within the area of notification as required by law. As an interested party you are welcome to make your views known by attending the hearings. If you cannot attend the hearings, you may express your views by filling in and returning the bottom portion of this notice. Please contact the Planning Department at (469) 309-4290 or via email: planning@waxahachie.com for additional information on this request.

Case Number: ZDC-150-2023

City Reference: 298309

Your response to this notification is optional. If you choose to respond, please return this form by 5:00 P.M. on January 17, 2024 to ensure inclusion in the Agenda Packet. Forms can be e-mailed to Planning@Waxahachie.com or you may drop off mail your form to City of Waxahachie, Attention: Planning, 408 South Rogers Street, Waxahachie, TX 75165.

☒ SUPPORT

☐ OPPOSE

Comments:

Billy K. Pruitt
Signature

Billy K. Pruitt
Printed Name and Title

1-6-2024
Date

4915 Thunder Rd.
Address
Dallas, Tx. 75244

It is a crime to knowingly submit a false zoning reply form. (Texas Penal Code §7.10)

If you are not the addresser on the top of this form, but would like to submit a response, please contact the City for a blank form.

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City of Waxahachie, Texas
Notice of Public Hearing
Case Number: ZDC-150-2023



BREKENGLENN LTD
238 KATY LAKE
WAXAHACHIE, TX 75165

The Waxahachie Planning & Zoning Commission will hold a Public Hearing on Tuesday, January 23, 2024 at 7:00 p.m. and the Waxahachie City Council will hold a Public Hearing on Monday, February 5, 2024 at 7:00 p.m. in Meeting Rooms A & B at the Waxahachie Civic Center, 2000 Civic Center Ln, Waxahachie, Texas to consider the following:

Request by Brad Yates, for a **Zoning Change** from a Commercial zoning district to a **Planned Development-Multi-Family-2 (PD-MF-2)** zoning district, located at 600 S Rogers Street, (Property ID: 298309) – Owner: Billy K. Pruitt (ZDC-150-2023) Staff: Zack King

You received this notice because your property is within the area of notification as required by law. As an interested party you are welcome to make your views known by attending the hearings. If you cannot attend the hearings, you may express your views by filling in and returning the bottom portion of this notice. Please contact the Planning Department at (469) 309-4290 or via email: planning@waxahachie.com for additional information on this request.

Case Number: ZDC-150-2023

City Reference: 172321

Your response to this notification is optional. If you choose to respond, please return this form by 5:00 P.M. on *January 17, 2024* to ensure inclusion in the Agenda Packet. Forms can be e-mailed to Planning@Waxahachie.com or you may drop off/mail your form to City of Waxahachie, Attention: Planning, 408 South Rogers Street, Waxahachie, TX 75165.

☒ SUPPORT

☐ OPPOSE

Comments:

We support All development in this area.

John Ed Justice
Signature

John Ed Justice
Printed Name and Title

01/22/24
Date

238 Katy Lake Dr
Address

It is a crime to knowingly submit a false zoning reply form. (Texas Penal Code 37.10)

If you are not the addressee at the top of this form, but would like to submit a response, please contact the City for a blank form.

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING A ZONING CHANGE FROM COMMERCIAL (C) TO PLANNED DEVELOPMENT-MULTI-FAMILY-2 1 (PD-MF-2), WITH SITE PLAN LOCATED NORTH OF 602 S ROGERS STREET IN THE CITY OF WAXAHACHIE, ELLIS COUNTY, TEXAS, BEING 0.41 ACRES KNOWN AS PROPERTY ID 298309, A PORTION OF LOTS 1, 2, 4, 5, & 6, BLOCK 19 OF THE BULLARD-REVISION SUBDIVISION, AND ORDERING THE CHANGING OF THE ZONING MAP THEREOF IN ACCORDANCE WITH SAID CHANGE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WAXAHACHIE, TEXAS:

WHEREAS, the City Council of the City of Waxahachie having heretofore adopted a zoning ordinance and map showing the classification of the various property located within the city limits of said City; and

WHEREAS, a proper application for a PD, with Site Plan has been made in accordance with the zoning ordinances in the City of Waxahachie and said application has been assigned case number ZDC-150-2023. Said application, having been referred to the Planning and Zoning (P&Z) Commission for their final report, was recommended by the P&Z Commission for zoning change approval of the subject property from C to PD-MF-2, with Site Plan; and

WHEREAS, proper notification has been published for the time and in the manner as prescribed by the city ordinance of the City of Waxahachie for a public hearing thereon; and

WHEREAS, a proper hearing was held as required by law and the Council having heard all arguments for and against said zoning amendment;

NOW, THEREFORE, this property is rezoned from C to PD-MF-2, with Site Plan in order to facilitate development of the subject property in a manner that allows for multi-family residential townhome structures on the following property: Property ID 298309, a portion of Lots 1, 2, 4, 5, & 6, Block 19 of the Bullard-Revision subdivision, which is shown on Exhibit A, in accordance with the Development Standards attached as Exhibit B, the Site Plan attached as Exhibit C, the Elevation/Façade Plan attached as Exhibit D, Landscape Plan attached as Exhibit E, and the Floor Plan attached as Exhibit F.

PLANNED DEVELOPMENT

Purpose and Intent

The purpose of this planned development is to create a multi-family residential townhome development, and to establish appropriate restrictions and development controls necessary to ensure predictable land development, safe and efficient vehicular and pedestrian circulation, compatible uses of land and compliance with appropriate design standards.

Development Standards

All development on land located within the boundaries of this Planned Development District shall adhere to the rules and regulations set forth in this ordinance. The locations of buildings, exterior construction materials, driveways, parking areas, amenity areas, sidewalks, fencing, landscaping, and other common areas shall substantially conform to the locations shown on the approved Site Plan (Exhibit C), Elevation/Façade Plan (Exhibit D), Landscape Plan (Exhibit E), and Floor Plan (Exhibit F).

Development Regulations

1. A mutually agreed upon Development Agreement will be required for the property.
2. The property is required to be replatted into a single lot prior to development.
3. The development shall conform as approved by the City Council under case number ZDC-150-2023.
4. All materials, location of materials, and percentage of materials for all buildings shall be consistent as prescribed in the Elevation/Façade Plan (Exhibit D).
5. A permanent irrigation system for all required landscape areas shown on Exhibit E - Landscape Plan and required landscaping shall be maintained at all times.
6. The developer is required to conduct a fire flow test and engineering analysis in the area around the subject property to demonstrate the presence of a minimum fire flow and domestic flow that is acceptable to the Director of Utilities. This fire flow test and engineering analysis are required to be conducted prior to replatting the property.
7. The development shall adhere to the City Council approved Exhibit A – Location Map, Exhibit B – Development Standards, Exhibit C – Site Plan, Exhibit D – Elevation/ Façade Plan, Exhibit E – Landscape Plan, and Exhibit F – Floor Plan.
8. Any zoning, land use requirement, or restriction not contained within this Zoning Ordinance or the Dunaway Townhomes Development Agreement, shall conform to those requirements and/or standards prescribed in Exhibit A – Location Map, Exhibit B – Development Standards, Exhibit C – Site Plan, Exhibit D – Elevation/ Façade Plan, Exhibit E – Landscape Plan, and Exhibit F – Floor Plan. Where regulations are not specified in Exhibits A, B, C, D, E, and F, in this Ordinance, or the Dunaway Townhomes Development Agreement, the regulations of the City of Waxahachie Zoning Ordinance shall apply to this development.
9. All development within the subject property will be subject to obtaining building permits from the City in accordance with the City's applicable rules and regulations governing such permits.

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10. The development shall maintain compliance with all Federal, State and Local regulations; including, but not necessarily limited to, all applicable standards and regulations of the City of Waxahachie Municipal Code and City of Waxahachie Zoning Ordinance.

An emergency is declared to exist in that needed and approved improvements will be unnecessarily delayed if this ordinance is not effective upon passage and this ordinance is to be effective upon passage.

The zoning map of the City of Waxahachie is hereby authorized and directed to be demarked in accordance therewith.

PASSED, APPROVED, AND ADOPTED on this 19th day of February, 2024.

MAYOR

ATTEST:

City Secretary

Exhibit A - Location Map



Dunaway Townhomes

Overall concept is 3 story townhomes with rooftop balcony for residential living. Development of this lot encourages walkability to the downtown area and moves entrance from Rogers to Dunaway. With an adaptive use, this takes an otherwise challenging vacant commercial lot and allows for more residents in and near the downtown area.

- *Front yard setback to be 10'

- * Side yard setback to be 5'

- *Building height not to exceed 55'

- *Provide a minimum of two off street parking spaces per townhome. Remainder of lot will be maximized for guest parking

- *Any accessory buildings to match style of townhome

- *Minimum of 2000 sq. ft. living

- *Fence to be wood with masonry columns no greater than 8' tall to separate PD from residential/commercial neighbors on back and sides and ornamental iron on front

- *Exterior materials shall include wood, masonry, stone and hardie. Buildings to be 90% masonry

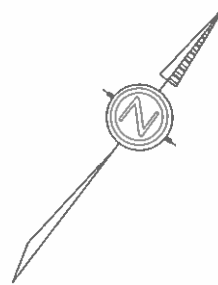
- *Infill lot language shall apply to this project because project will remain on one lot

- *Mail receptacles to be on structure if allowed by USPS. If structure mounted receptacles are not allowed a suitable mail receptacle will be placed per USPS recommendation.

- *Utility easement to be 10' in width.

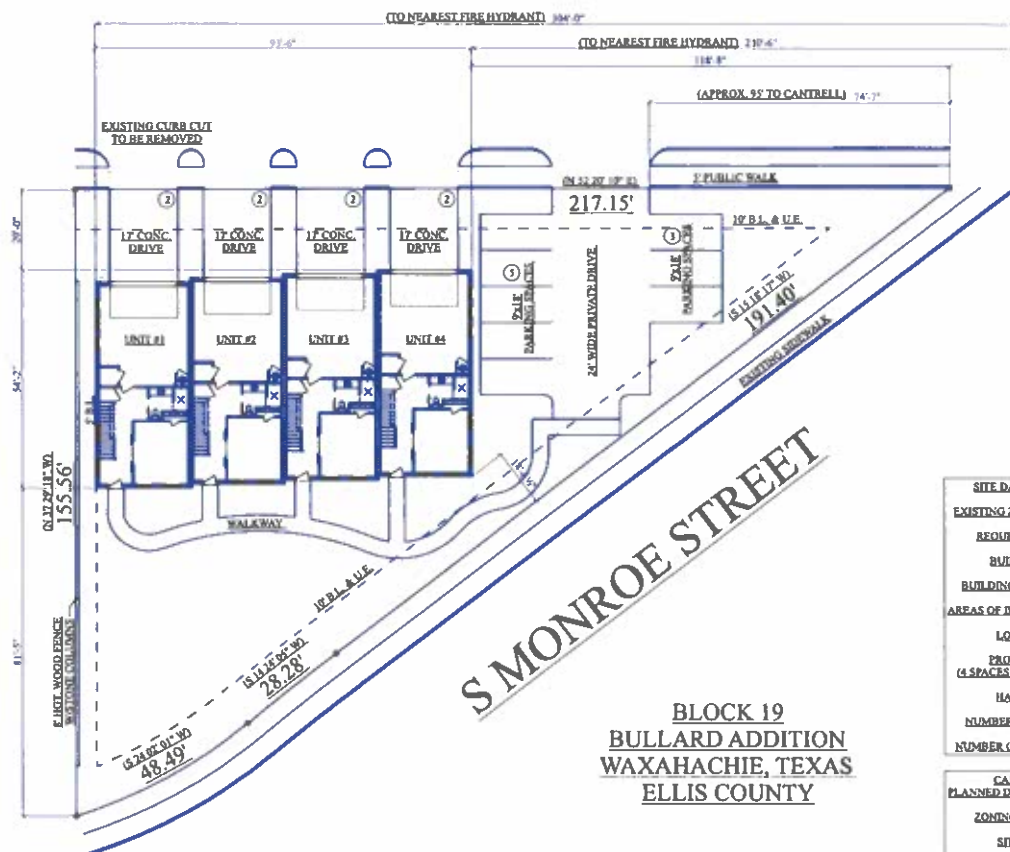
- *Water line size serving the lot to be 8".

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T.B.D. DUNAWAY STREET

(APPROX. 25 B.O.W. VERIFIED)



SITE DATA SUMMARY TABLE
EXISTING ZONING: COMMERCIAL (C)
REQUESTED ZONING: PD-MF
BUILDING AREAS: 4,786
BUILDING HEIGHT(S): MAX: 41'-6"
AREAS OF IMPERVIOUS SURFACE: 4,853
LOT COVERAGE: 54%
PROVIDED PARKING: 16
(4 SPACES PER UNIT - 16 REQUIRED)
HANDICAP SPACES: 0
NUMBER OF DWELLING UNITS: 4
NUMBER OF BEDROOMS PER UNIT: 3

CASE & SHEET TYPE:
PLANNED DEVELOPMENT - SITE PLAN

ZONING (PROPOSED): PD-MF

SITE ACREAGE: 0.41

WAXAHACHE, TEXAS

PREPARATION DATE: 9/15/21

CASE NUMBER: ZDC-150-2021



**130 CHIEFTAIN DRIVE
SUITE 101
WAXAHACHIE, TX 75165
OFFICE# (972)935-9710
WWW.PLAN-MASTER.COM**



DECEMBER 14th, 2023
A NEW MULTI-FAMILY
RESIDENCE TO BE LOCATED @
BLOCK 19
BULLARD ADDITION
WAXAHACHIE, TEXAS
ELLIS COUNTY

**BILLY KIIRK
PRUITT**
P.O. BOX 2868
WAXAHACHIE, TEXAS 75168
CELL 214-882-4699



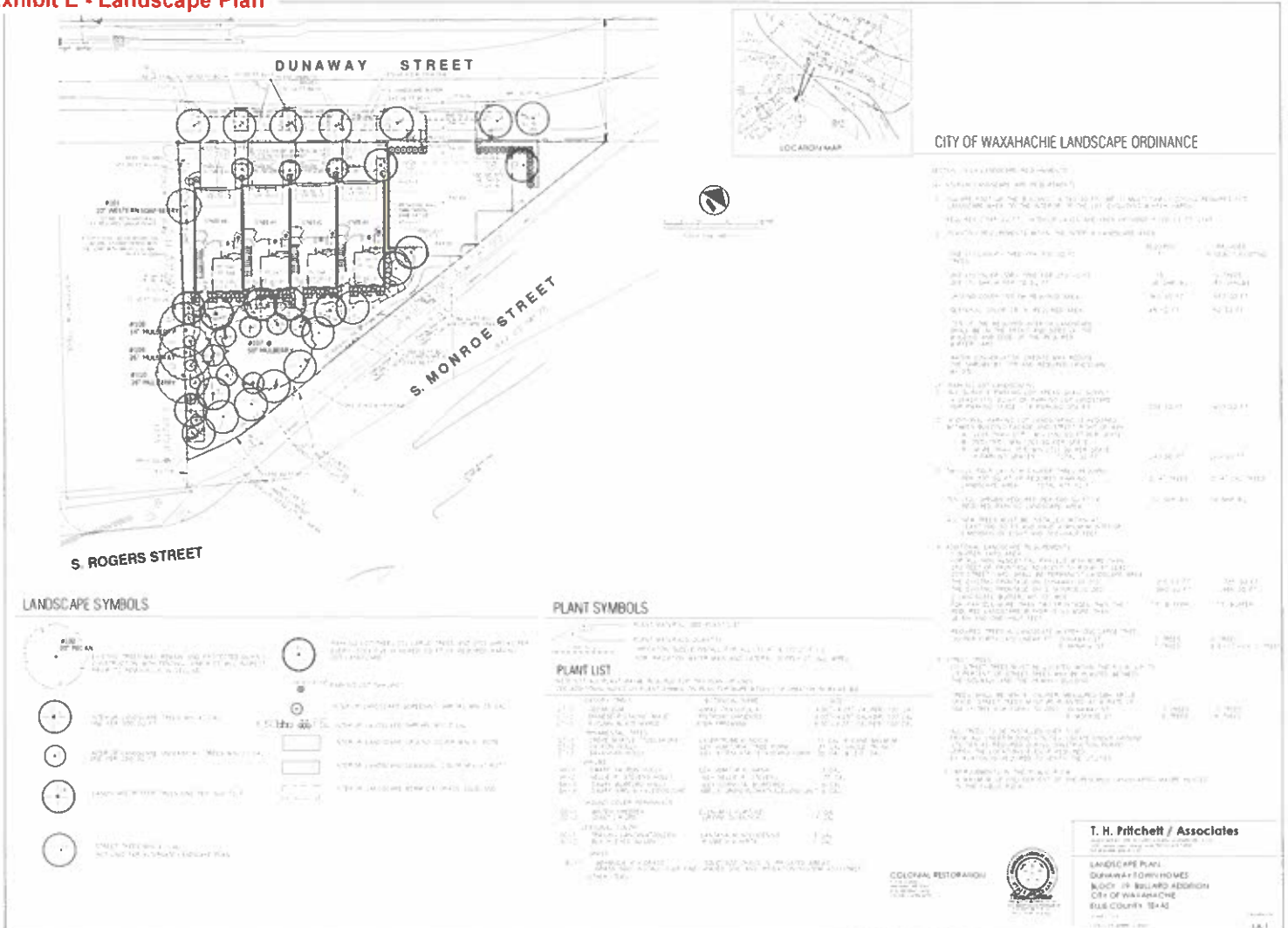
Exhibit D - Elevation/Facade Plan



Exhibit D - Elevation/Facade Plan



Exhibit E - Landscape Plan



(10)

Exhibit F - Floor Plan

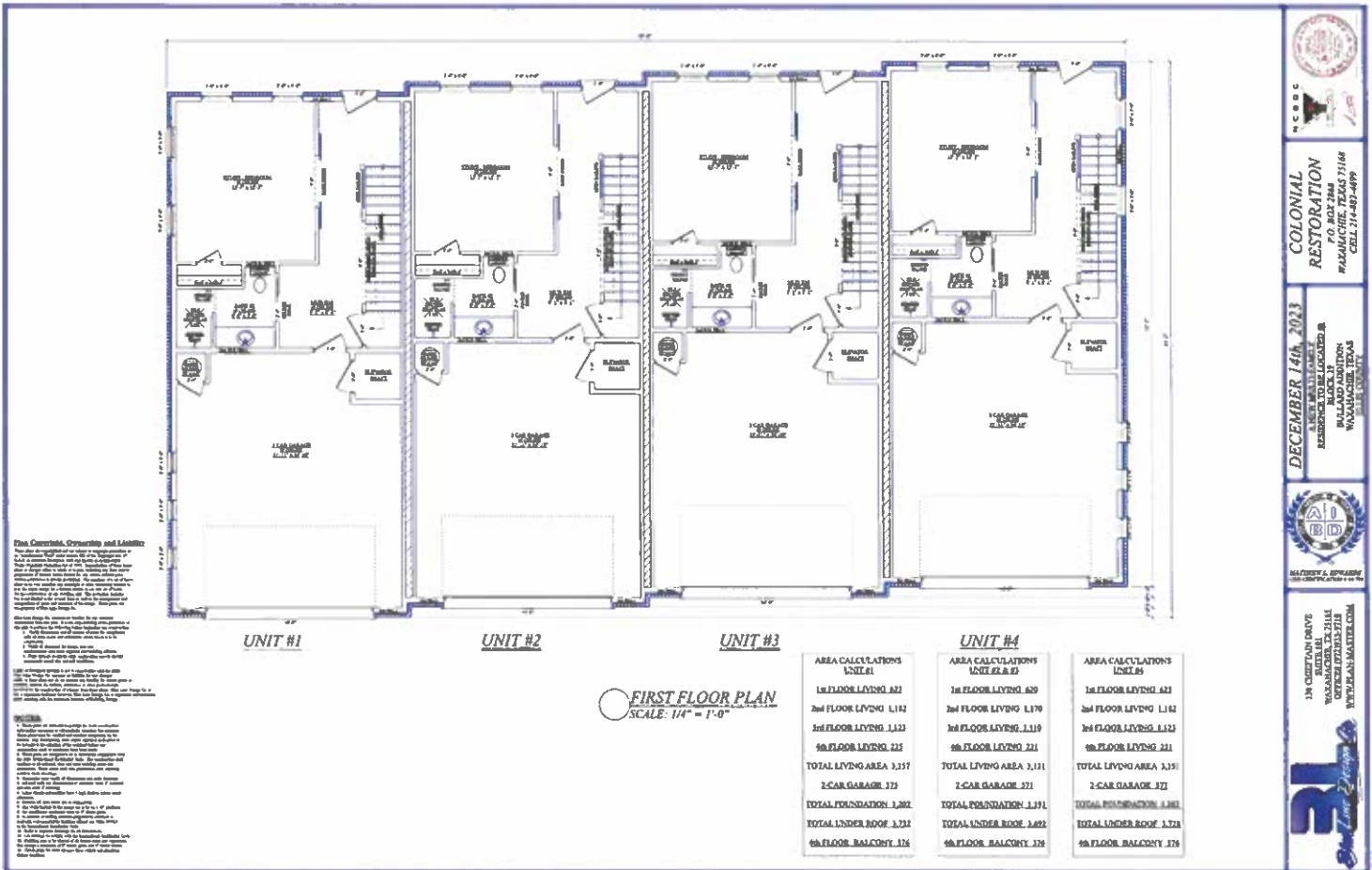
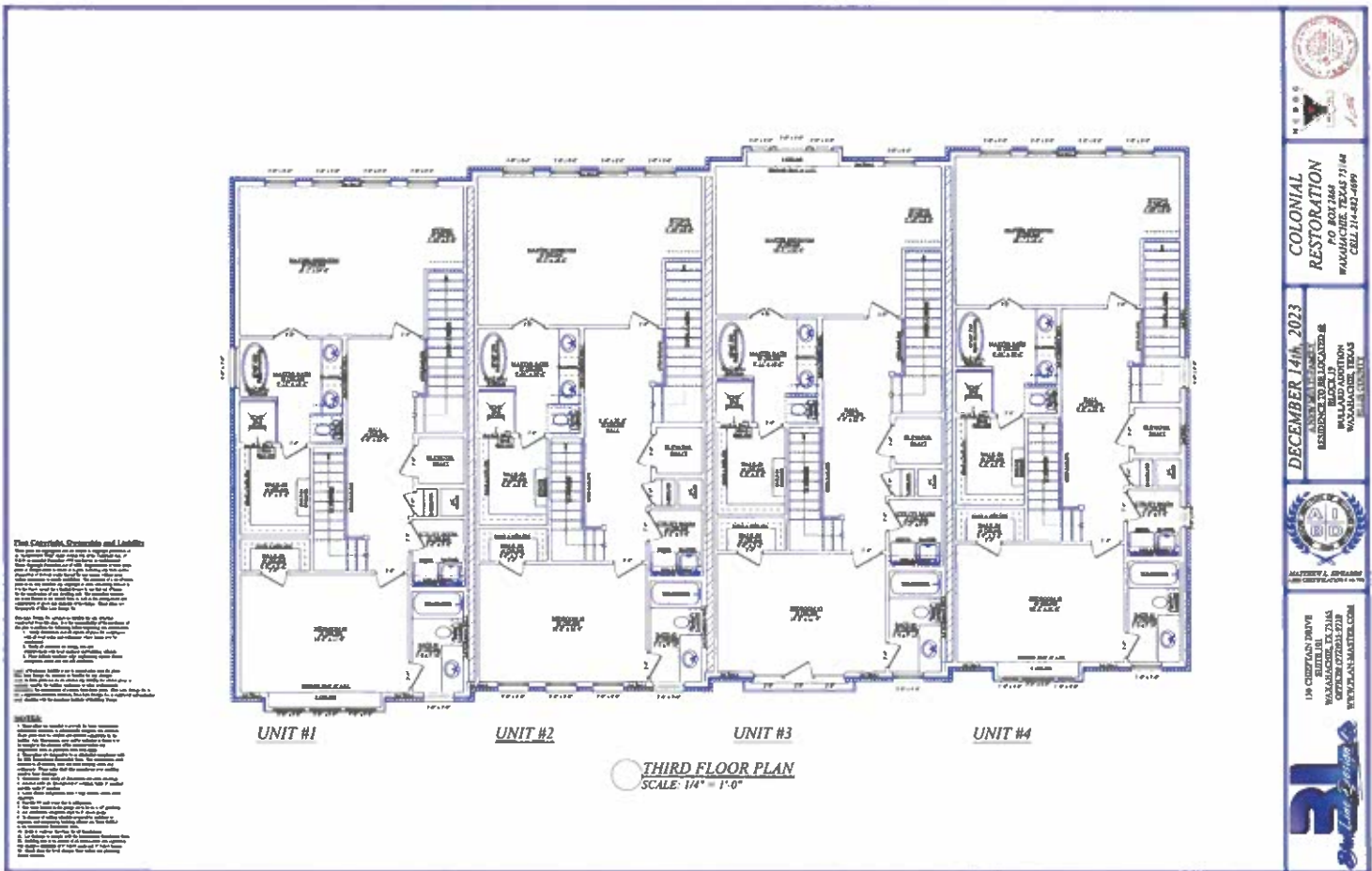


Exhibit F - Floor Plan

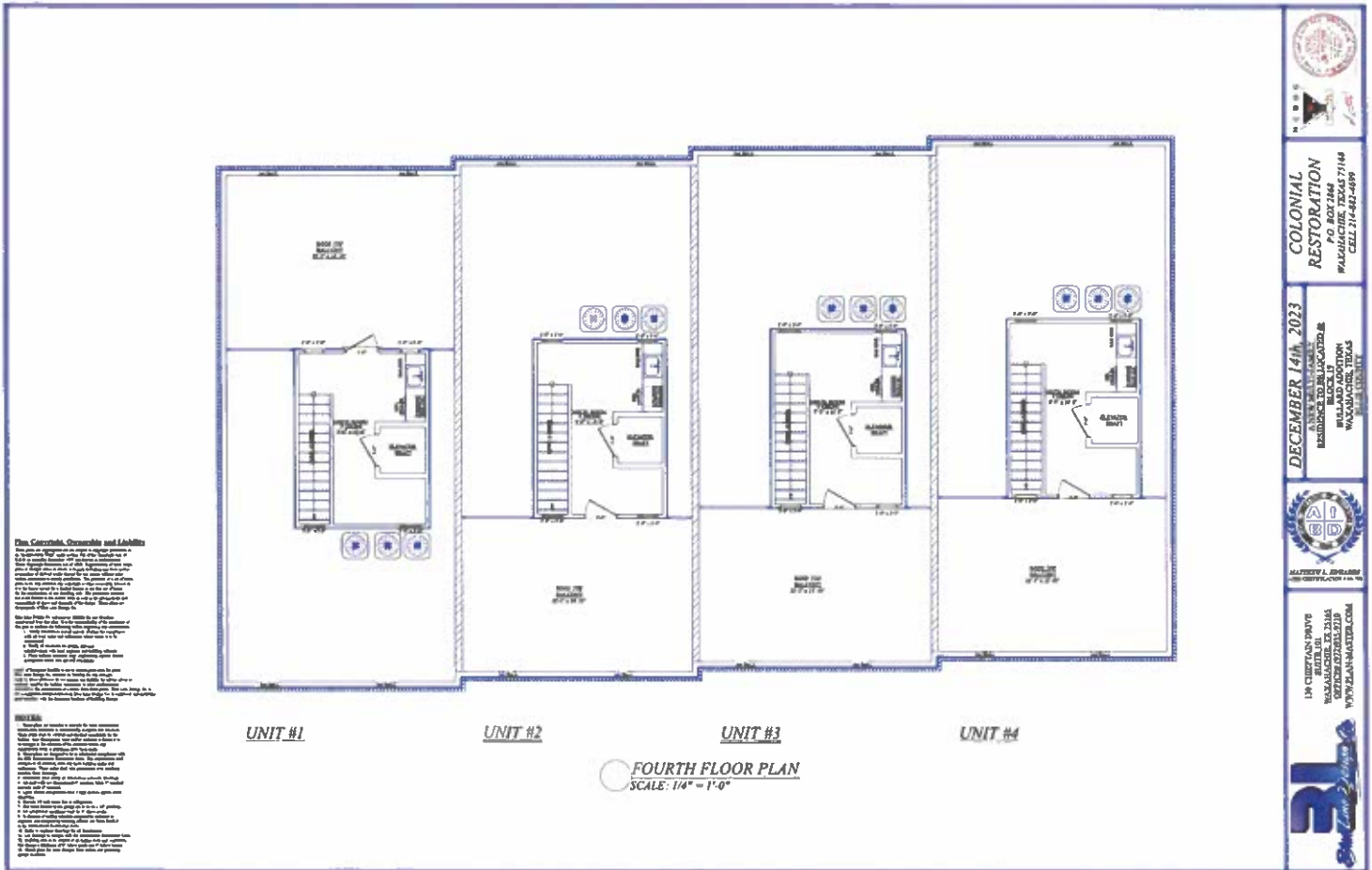


Exhibit F - Floor Plan



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Exhibit F - Floor Plan



STATE OF TEXAS	§	DEVELOPMENT AGREEMENT
	§	FOR DUNAWAY TOWNHOMES
COUNTY OF ELLIS	§	

This Development Agreement for Dunaway Townhomes ("Agreement") is entered into between Billy Kirk Pruitt ("**BKP**") and the City of Waxahachie, Texas ("City"). BKP and the City are sometimes referred herein together as the "Parties" and individually as a "Party."

Recitals:

1. BKP is the owner of approximately 0.41 acres of real property generally located north of 602 S Rogers Street, Parcel Number 298309 in the City of Waxahachie, Texas (the "Property"), for which the applicant has requested a change in the Property's Commercial (C) zoning to a ("PD") Planned Development-Multi-Family (PD-MF) zoning, revising specific development standards. The Property is currently zoned Commercial by the City, and is anticipated to have the PD reviewed on February 19, 2024.

2. The planned use of the Property is to create a Planned Development to allow for the development of townhomes. The PD zoning process is utilized to ensure that the Property would develop in a manner that meets the City's desired development standards, as well as providing BKP with agreed-upon and negotiated standards consistent with their business objectives.

3. As is reflected by the public records of the City, significant discussions and negotiations between representatives of BKP and the City of Waxahachie staff have occurred during various meetings, in an effort to obtain an agreed-upon and negotiated set of zoning and development standards to be reflected in the PD zoning amendment Ordinance No. (TBD) (the "**Dunaway Townhome PD Ordinance**"), a copy of which is attached hereto as *Exhibit A* and which contains the negotiated zoning and development standards for Dunaway Townhomes.

4. This Agreement seeks to incorporate the negotiated and agreed upon zoning and development standards contained in the Dunaway Townhome PD Ordinance as contractually-binding obligations between the City of Waxahachie and BKP, and to recognize BKP's reasonable investment-backed expectations in the Dunaway Townhome PD Ordinance and the planned development of Dunaway Townhomes.

NOW, THEREFORE, for and in consideration of the above and foregoing premises, the benefits to each of the Parties from this Agreement, and other good and valuable consideration, the sufficiency of which is hereby acknowledged and agreed, the Parties do hereby agree as follows:

Section 1. Incorporation of Premises. The above and foregoing Recitals are true and correct and are incorporated herein and made a part hereof for all purposes.

Section 2. Term. This Agreement shall be effective as of the date of execution of this Agreement by the last of the Parties to do so ("**Effective Date**"). This Agreement shall remain in full force and effect from the Effective Date until terminated by the mutual agreement of all of the Parties in writing ("**Term**").

Section 3. Agreements. The Parties agree as follows:

Incorporation of Zoning and Recognition of Investment-Backed Expectations:

The negotiated and agreed upon zoning and development standards contained in the Dunaway Townhome PD Ordinance, which incorporate by reference the general zoning regulations of the City of Waxahachie zoning ordinance, are hereby adopted and incorporated into this Agreement as contractually-binding obligations of the Developer.

The Developer agrees to:

- (A) A mutually agreed upon Development Agreement will be required for the property.
- (B) The property is required to be replatted into a single lot prior to development.
- (C) The development shall conform as approved by the City Council under case number ZDC-150-2023.
- (D) All materials, location of materials, and percentage of materials for the building shall be consistent with the Elevation/Façade Plan (Exhibit D).
- (E) BKP shall provide a permanent irrigation system for all required landscape areas shown on Exhibit E - Landscape Plan and maintain the required landscaping at all times.
- (F) The developer is required to conduct a fire flow test and engineering analysis in the area around the subject property to demonstrate the presence of a minimum fire flow and domestic flow that is acceptable to the Director of Utilities. This fire flow test and engineering analysis are required to be conducted prior to replatting the property.
- (G) The development shall adhere to the City Council approved Exhibit A – Location Map, Exhibit B – Development Standards, Exhibit C – Site Plan, Exhibit D – Elevation/ Façade Plan, Exhibit E – Landscape Plan, and Exhibit F – Floor Plan.
- (H) Any zoning, land use requirement, or restriction not contained within this, Development Agreement or Ordinance No. **(TBD)**, shall conform to those requirements and/or standards prescribed in Exhibit B – Development Standards, Exhibit C – Site Plan, Exhibit D – Elevation/Façade Plan, Exhibit E – Landscape Plan, and Exhibit F – Floor Plan. Where regulations are not specified in Exhibits B, C, D, E, F, in this Development Agreement, or Ordinance No. **(TBD)**, the

(11)

regulations of the Multi-Family-2 (MF-2) zoning district of the City of Waxahachie Zoning Ordinance shall apply to this development.

- (I) All development within the subject property will be subject to obtaining building permits from the City in accordance with the City's applicable rules and regulations governing such permits.
- (J) The development shall maintain compliance with all Federal, State and Local regulations; including, but not necessarily limited to, all applicable standards and regulations of the City of Waxahachie Municipal Code and City of Waxahachie Zoning Ordinance.

In consideration of BKP's agreement in this regard, the City of Waxahachie agrees that BKP has reasonable investment-backed expectations in the Dunaway Townhome PD Ordinance, and that the City of Waxahachie may not unilaterally change the zoning and development standards contained in the Dunaway Townhome PD Ordinance without impacting BKP's reasonable investment-backed expectations.

Section 4. Miscellaneous

- A. This Agreement and any dispute arising out of or relating to this Agreement shall be governed by and construed in accordance with the laws of the State of Texas, without reference to its conflict of law rules. In the event of any dispute or action under this Agreement, venue for any and all disputes or actions shall be instituted and maintained in Ellis County, Texas.
- B. It is acknowledged and agreed by the Parties that the terms hereof are not intended to and shall not be deemed to create a partnership, joint venture, joint enterprise, or other relationship between or among the Parties.
- C. In the event any one or more of the provisions contained in this Agreement shall for any reason be held to be invalid, illegal, or unenforceable in any respect, such invalidity, illegality, or unenforceability shall not affect other provisions, and it is the intention of the Parties to this Agreement that in lieu of each provision that is found to be illegal, invalid, or unenforceable, a provision shall be added to this Agreement which is legal, valid and enforceable and is as similar in terms as possible to the provision found to be illegal, invalid or unenforceable.
- D. The rights and remedies provided by this Agreement are cumulative and the use of any one right or remedy by either Party shall not preclude or waive its right to use any or all other remedies. Said rights and remedies are given in addition to any other rights the Parties may have by law statute, ordinance, or otherwise. The failure by any Party to exercise any right, power, or option given to it by this Agreement, or to insist upon strict compliance with the terms of this Agreement, shall not constitute a waiver of the terms and conditions of this Agreement with respect to any other or subsequent breach thereof, nor a waiver by such Party of its rights at any time thereafter to require exact and strict compliance with all the terms hereof. Any rights and remedies any Party may have with respect to the other arising out of this Agreement shall survive the cancellation, expiration or termination of this Agreement, except as otherwise expressly set forth herein.

E. All exhibits to this Agreement are incorporated herein by reference for all purposes wherever reference is made to the same.

F. Any of the representations, warranties, covenants, and obligations of the Parties, as well as any rights and benefits of the parties, pertaining to a period of time following the termination or expiration of this Agreement shall survive termination or expiration.

G. This Agreement is made subject to the existing provisions of the City of Waxahachie, its present rules, regulations, procedures and ordinances, and all applicable laws, rules, and regulations of the State of Texas and the United States.

H. The undersigned officers and/or agents of the Parties hereto are the properly authorized persons and have the necessary authority to execute this Agreement on behalf of the Parties hereto.

I. This Agreement may be only amended or altered by written instrument signed by the Parties.

J. The headings and captions used in this Agreement are for the convenience of the Parties only and shall not in any way define, limit or describe the scope or intent of any provisions of this Agreement.

K. This Agreement is the entire agreement between the Parties with respect to the subject matters covered in this Agreement. There are no other collateral oral or written agreements between the Parties that in any manner relates to the subject matter of this Agreement, except as provided or referenced in this Agreement.

L. This Agreement shall be recorded in the real property records of Ellis County, Texas. This Agreement and all of its terms, conditions, and provisions is and shall constitute a restriction and condition upon the development of the Property and all portions thereof and a covenant running with the Property and all portions thereof, and is and shall be binding upon BKP and all heirs, successors, and assigns and the future owners of the Property and any portion thereof; provided, however, this Agreement shall not constitute an obligation of or be deemed a restriction or encumbrance with respect to any platted residential lot upon which a completed structure has been constructed.

M. **Form 1295 Certificate.** The Developer agrees to comply with Texas Government Code, Section 2252.908 and in connection therewith, the Developer agrees to go online with the Texas Ethics Commission to complete a Form 1295 Certificate and further agrees to print the completed certificate and execute the completed certificate in such form as is required by Texas Government Code, Section 2252.908 and the rules of the Texas Ethics Commission and provide to the Town, at the time of delivery of an executed counterpart of this Agreement, a duly executed completed Form 1295 Certificate.

N. **Undocumented Workers Provision.** The Developer certifies that Developer does not and will not knowingly employ an undocumented worker in accordance with Chapter 2264 of the Texas Government Code, as amended. If during the Term of this Agreement, Developer is convicted of a violation under 8 U.S.C. § 1324a(f), Developer shall repay the amount of any public

subsidy provided under this Agreement to Developer plus six percent (6.0%), not later than the 120th day after the date the Town notifies Developer of the violation.

O. Non-Boycott of Israel Provision. In accordance with Chapter 2270 of the Texas Government Code, a Texas governmental entity may not enter into an agreement with a business entity for the provision of goods or services unless the agreement contains a written verification from the business entity that it: (1) does not boycott Israel; and (2) will not boycott Israel during the term of the agreement. Chapter 2270 of the Texas Government Code does not apply to a (1) a company that is a sole proprietorship; (2) a company that has fewer than ten (10) full-time employees; or (3) the contract has a value of less than One Hundred Thousand Dollars (\$100,000.00). Unless Developer is not subject to Chapter 2270 of the Texas Government Code for the reasons stated herein, the signatory executing this Agreement on behalf of Developer verifies that Developer does not boycott Israel and will not boycott Israel during the Term of this Agreement.

P. Prohibition on Contracts with Certain Companies Provision. In accordance with Section 2252.152 of the Texas Government Code, the Parties covenant and agree that Developer is not on a list maintained by the State Comptroller's office prepared and maintained pursuant to Section 2252.153 of the Texas Government Code.

Q. Verification Against Discrimination of Firearm or Ammunition Industries. Pursuant to Texas Government Code Chapter 2274, (as added by Texas Senate Bill 19, 87th Tex. Reg. Session (2021) (effective September 1, 2021)) unless otherwise exempt, if the Developer employs at least ten (10) fulltime employees and this Agreement has a value of at least \$100,000 that is paid wholly or partly from public funds of the Town, the Developer represents that: (1) the Developer does not have a practice, policy, guidance, or directive that discriminates against a firearm entity or firearm trade association; and (2) the Developer will not discriminate during the Term of the Agreement against a firearm entity or firearm trade association.

R. Verification Against Discrimination Developer Does Not Boycott Energy Companies. Pursuant to Texas Government Code Chapter 2274, (as added by Texas Senate Bill 13, 87th Tex. Reg. Session (2021) (effective September 1, 2021)) unless otherwise exempt, if the Developer employs at least ten (10) fulltime employees and this Agreement has a value of at least \$100,000 that is paid wholly or partly from public funds of the Town, the Developer represents that: (1) the Developer does not boycott energy companies; and (2) the Developer will not boycott energy companies during the Term of this Agreement.

(11)

{Signature Pages Follow}

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EXECUTED by the Parties on the dates set forth below, to be effective as of the date first written above.

CITY OF WAXAHACHIE, TEXAS

By: _____
Michael Scott, City Manager

Date: _____

ATTEST:

By: _____
City Secretary

STATE OF TEXAS §
 §
COUNTY OF ELLIS §

Before me, the undersigned authority, on this _____ day of _____, personally appeared MICHAEL SCOTT, City Manager of the City of Waxahachie, Texas, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

[Seal]

By: _____
Notary Public, State of Texas

My Commission Expires: _____

(11)

: Brad Yates, Loren Gray Investments LLC (Developer)

By: _____

Date: _____

STATE OF TEXAS §

§

COUNTY OF ELLIS §

Before me, the undersigned authority, on this _____ day of _____, personally appeared _____, representative of Dunaway Townhomes, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

[Seal]

By: _____
Notary Public, State of Texas

My Commission Expires: _____

: Billy Kirk Pruitt (Owner)

By: _____

Date: _____

STATE OF TEXAS §

§

COUNTY OF ELLIS §

Before me, the undersigned authority, on this _____ day of _____, personally appeared _____, representative of Dunaway Townhomes, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

[Seal]

By: _____
Notary Public, State of Texas

My Commission Expires: _____

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Memorandum

To: Honorable Mayor and City Council

From: Jennifer Pruitt, Senior Director of Planning

Thru: Michael Scott, City Manager

Date: January 30, 2024

Re: ZDC-190-2023 – SUP for a STR at 462 Wintergreen Drive

On January 30, 2024, the applicant requested to continue this application from the February 13, 2024, Planning and Zoning and the February 19, 2024, City Council meeting to the February 27, 2024, Planning and Zoning Commission meeting and the March 4, 2024, City Council meeting.

(14)



Memorandum

To: Honorable Mayor and City Council

From: Justin Stoker, P.E., CFM, Director of Public Works & Engineering

Thru: Michael Scott, City Manager

Date: February 19, 2024

Re: Consider Construction Contract for the 2022 Sidewalk Project

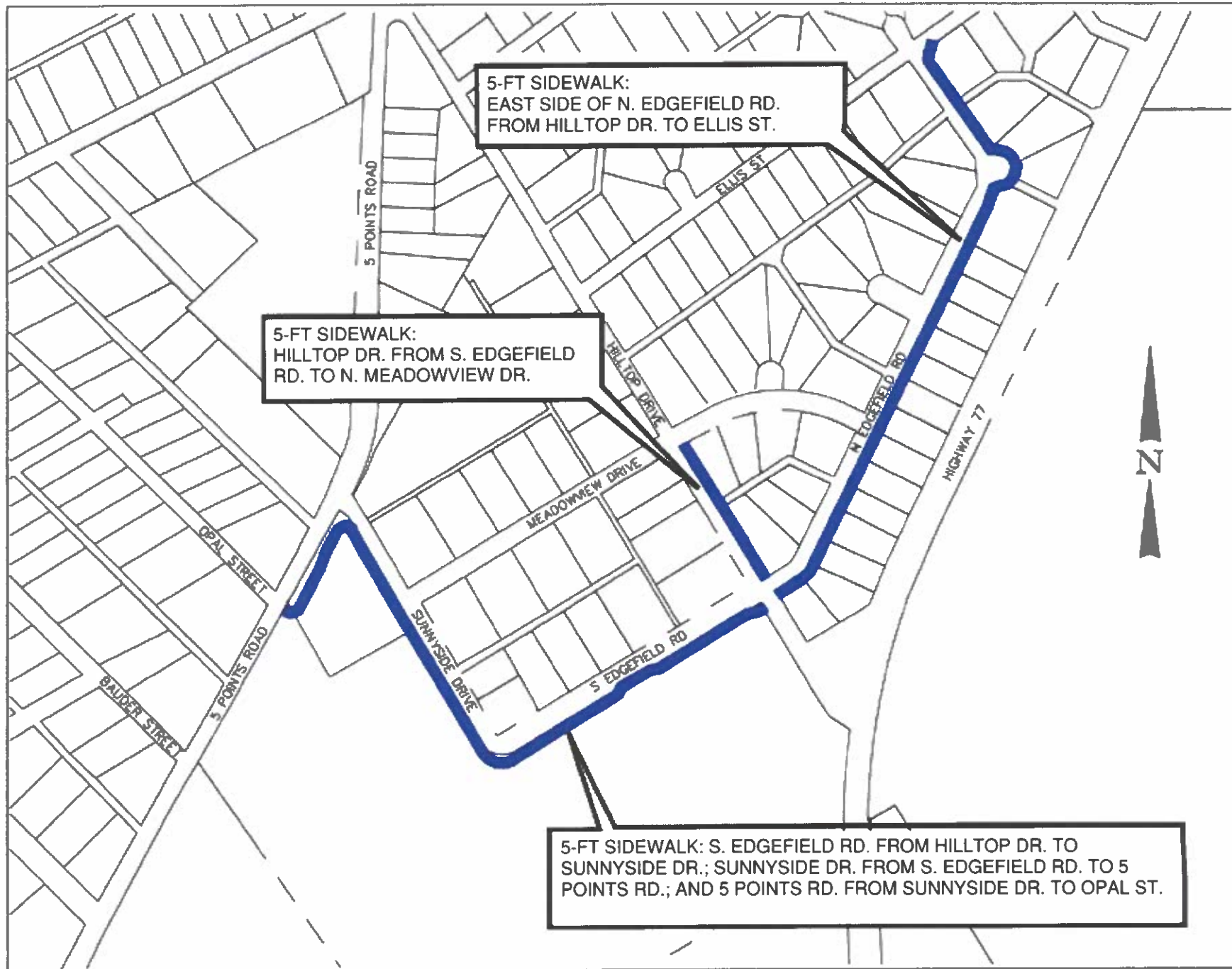
Recommended Motion: "I move to approve the award of a construction contract to Meca Construction LLC in the amount of \$222,841 and a construction contingency of \$27,159 for the 2022 Sidewalk Project and authorize the City Manager to execute all necessary documents."

Item Description: Consider the award of a construction contract to Meca Construction LLC for the 2022 Sidewalk Project.

Item Summary: This project is part of the FY2022 Sidewalk Improvement project. The proposed project is to provide sidewalk along Edgefield Drive adjacent to Dunaway Elementary School, along the north Sunnyside Drive to 5 Points Road, includes sidewalk along Edgefield Road south of Hilltop Drive, and a portion of Hilltop Drive. Refer to the attached Exhibit. We received ten (10) bids and Meca Construction LLC is the lowest responsible bidder. Criado Associates, Inc., the engineer of record, reviewed the bids, contacted the references, and recommends awarding the contract to Meca Construction LLC.

Fiscal Impact: The Streets Capital Fund includes \$400,000 for annual sidewalk improvements from FY22. The lowest responsible bid was \$222,841. City staff requests a construction contingency of \$27,159, for a total construction project budget of \$250,000, providing cost savings of \$150,000.

2022 Sidewalk Project: Edgefield and Sunnyside from Five Points to Ellis Project Location Map



(14)

CRIADO

Civil Engineering | Land Surveying | Subsurface Utility Engineering | ROW | C&I

February 6, 2024

(14)

Elizabeth Quilici, P.E.
Assistant Director of Public Works & Engineering
408 S. Rogers St.
Waxahachie, TX 75165

RE: Recommendation of Award for the 2022 Sidewalk Project – Edgefield and Sunnyside

Dear Ms. Quilici,

On Tuesday, January 30, 2024, at 2:00 pm, bids were opened for the construction of 2022 Sidewalk Project – Edgefield and Sunnyside. There was a total of ten (10) bidders with the following bids:

Bidder	Total Bid Amount
Meca Construction LLC	\$ 222,841.00
CCGMG LLC Series B	\$ 254,875.00
Ken-Do Contracting LP	\$ 256,325.00
Thomas II Development LLC	\$ 312,475.00
A T Construction, LLC	\$ 318,715.00
JR West Texas Concrete LLC	\$ 355,060.00
Texas Chile INC	\$ 362,580.00
American Heavy Construction	\$ 367,949.00
Capko Concrete Structures, LLC	\$ 388,368.00
RNO Construction LLC	\$ 447,252.00

A bid tabulation is attached to this letter.

All bidders provided a bid bond, a signed bid form, and acknowledgment of Addendum No. 1, 2, 3 & 4.

The apparent low bidder is: Meca Construction LLC.

CRIADO checked references for Meca Construction LLC. Received positive feedback from references.

Given the above information, we recommend a construction contract be awarded to Meca Construction LLC for the total bid amount of \$222,841.00.

If you have any questions, please do not hesitate to contact me at (214) 586-4777.

Sincerely,



David Jose Palacios, P.E., S.I.T.
Project Engineer
dpalacios@criadoassociates.com



Memorandum

To: Honorable Mayor and City Council

From: Justin Stoker, P.E., CFM, Director of Public Works & Engineering

Thru: Michael Scott, City Manager

Date: February 19, 2024

Re: Consider Construction Contract for the Northgate Drive at US 77 Intersection Improvements

Recommended Motion: "I move to approve the construction contract with EAR Telecommunications, LLC in the amount of \$475,934.20 for the Northgate Drive at US 77 intersection improvements project, and an additional contingency in the amount of \$24,065.80 for a total amount of \$500,000 to be funded from Roadway Service Area 4 impact fees. and authorize the City Manager to execute all necessary documents."

Item Description: Consider the contract award to EAR Telecommunication, LLC for the Northgate Drive at US 77 Intersection Improvement project.

Item Summary: The proposed Northgate Drive at US 77 intersection improvements consist of the construction of a dedicated westbound left turn lane for Northgate Drive to the southbound lanes on US 77 and related traffic signal modifications. The other three legs of the intersection currently have left turn lanes. The proposed project improves traffic flow at this intersection by adding the left turn lane and by improving the alignment of Northgate Drive traffic crossing US 77. The city received two (2) bids for this project and EAR Telecommunication, LLC was the lowest responsible bidder. Teague Nall and Perkins, Inc., the engineer of record, reviewed the bids, contacted the references, and recommended awarding the contract to EAR Telecommunications, LLC.

Fiscal Impact: This project was originally budgeted from the Roadway Impact Fees Service Area 4 in the amount of \$300,000.00. However, the lowest responsible bid for the construction contract was \$475,934.20. Therefore, an additional \$200,000.00 from impact fees is necessary to cover the cost of the project, including a contingency of \$24,065.80, for a total construction project budget of \$500,000.00.



February 9, 2024

Elizabeth Quilici
City of Waxahachie
408 S. Rogers St.
Waxahachie, TX 75165

**RE: Northgate Drive at US 77 Intersection Improvements
TNP WAX 22525**

Dear Elizabeth:

On January 31st, 2024 bids were received for the above referenced project. A total of two bids were received as follows:

	<u>Total Bid Amount</u>
EAR Telecommunications, LLC	\$ 475,934.20
Durable Specialties	\$ 476,974.50

TNP has evaluated the bids and found them to be complete and responsive.

TNP does not have previous experience with the low bidder, however the low bidder provided a list of previous similar project experience with reference contacts for each project. TNP contacted the references to validate the experience record and solicit feedback on contractor performance. TNP received response from municipalities including City of Fort Worth and City of Round Rock for similar intersection projects. All references that responded were satisfied with the work and would use EAR Telecommunications on future projects.

Based on favorable reviews from these references, I recommend the City of Waxahachie award the construction contract for the Northgate Drive at US 77 Intersection Improvements project to EAR Telecommunications, LLC located at 14719 US HWY 290 E, Suite 106 Manor, Texas 78653, for the Total Bid Amount of \$475,934.20.

If you have any questions or require additional information, please do not hesitate to call.

Sincerely,

TEAGUE NALL AND PERKINS, INC.

Jessica L Hilscher, P.E.

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Memorandum

To: Honorable Mayor and City Council
From: James Gaertner, Executive Director of Public Works & Utilities
Thru: Michael Scott, City Manager
Date: February 19, 2024
Re: Consider Contract for Howard Road Water Treatment Plant Clarifier No.3
Sludge Track and Cable Drive Unit Replacement Project and Supplemental
Appropriation

Motion: "I move to approve a contract with Environmental Improvements, Inc. in the amount of \$115,884.48 for the Howard Road Water Treatment Plant Clarifier No.3 Sludge Track and Cable Drive Unit Replacement Project and approve a supplemental appropriation of \$35,885 from the Water Fund unrestricted fund balance, and authorize the City Manager to execute all necessary documents."

Item Description: Consider the award of a \$115,884.48 contract with Environmental Improvements, Inc. for replacement parts and installation to the Howard Road Water Treatment Plant (HWTP) Clarifier No.3 sludge track and cable drive unit and a supplemental appropriation of \$35,885 to provide enough contingency dollars for future water treatment needs over the remaining fiscal year.

Item Summary: The HWTP Clarifier No.3 sludge track and cable drive system consist of original components installed in 2005. Several components have reached or are nearing the manufacturer's recommended useful life. The sludge track and cable drive system are crucial for removal of suspended and settled solids. Some parts have unexpectedly failed, requiring the clarifier to be drained and taken out of service. Considering long lead times for replacement parts, and

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the need for this basin for the upcoming summer water demands, city staff ordered the necessary parts under emergency conditions, and is now requesting retroactive approval of this parts order in the amount of \$60,984.48. City staff is also requesting to approve the installation of the parts in the amount of \$54,900.00 for a total amount of \$115,884.48.

Fiscal Impact: The project will be funded through the FY24 Water Fund Operations & Maintenance budget. We currently have \$125,000 in Maintenance Unexpected Expenses and Contingencies. This request is for \$115,884.48 and will only leave \$9,115.52 to remain for contingencies throughout the rest of the fiscal year. City staff is requesting a supplemental appropriation from Water Fund unrestricted fund balance in the amount of \$35,885 to maintain enough contingency dollars for future water treatment maintenance needs.



Memorandum

To: Honorable Mayor and City Council

From: James Gaertner, Executive Director of Public Works & Utilities

Thru: Michael Scott, City Manager

Date: February 19, 2024

Re: Consider Construction Contract for Howard Road Wastewater Treatment Plant Clarifier No.4 and No.5 Rehabilitation Project

Motion: "I move to approve the award of a construction contract to Environmental Improvements, Inc. in the amount of \$987,742.83 and additional contingency in the amount of \$12,257.17 for the Howard Road Wastewater Treatment Plant Clarifier No.4 and No.5 Rehabilitation Project and authorize the City Manager to execute all necessary documents."

Item Description: Consider the award of a construction contract for the Howard Road Wastewater Treatment Plant (HWWTP) Clarifier No.4 and No.5 Rehabilitation project.

Item Summary: This project is one of the approved Utility Department's FY 24 Capital Improvement Plan (CIP) projects with bonds sold in 2023 to fund the rehabilitation of the Clarifier No.4 and No.5. This project includes, but is not limited to, the replacement of Leopold Clari-Vac Floating Sludge Collectors in Clarifiers No.4 and No.5. Several components have reached or are nearing the manufacturer's recommended useful life of 20 years. This project includes, but is not limited to, the replacement of the floats, wheel assemblies, drive and motors assembly, skimming mechanism, vacuum pumps and hoses, and electronic control panels.

Leopold, a Xylem brand, is the sole source supplier for the parts of these clarifiers and Environmental Improvements, Inc. is the Leopold local representative.

Fiscal Impact: The project is part of the approved 5-Year CIP included in the approved FY 24 Budget with construction funded through 2023 Wastewater Fund bond sale. The budget for this project is \$1,000,000. The construction contract amount is \$987,742.83 and city staff is requesting additional \$12,257.17 in contingency for a total of \$1,000,000.

CITY OF WAXAHACHIE, TEXAS

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WAXAHACHIE, TEXAS, GRANTING CONDITIONAL CONSENT TO THE CREATION OF THE MYRTLE CREEK MUNICIPAL MANAGEMENT DISTRICT NO. 1 AND THE INCLUSION OF 1,263.272 ACRES OF LAND INTO SAID DISTRICT; MAKING FINDINGS RELATED THERETO; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Waxahachie, Texas (the "City"), a home rule municipality created under the laws of the State of Texas, received a request for consent from Hines Acquisitions, LLC ("Hines") to the creation of the Myrtle Creek Municipal Management District No. 1 (the "District") encompassing 1,263.272 acres as more particularly described in Exhibit A, attached hereto and incorporated by reference; and

WHEREAS, the District will be created and organized pursuant to Article XVI, Section 59 and Article III, Section 52, of the Texas Constitution and Chapter 375 of the Texas Local Government Code, as amended; and

WHEREAS, Chapter 375 of the Texas Local Government Code provides that land within a city or its extraterritorial jurisdiction may not be included within a municipal management district with such city's consent; and

WHEREAS, the City wishes to evidence its conditional support and consent for the creation of the District within the City's corporate limits, subject to the terms of a Development Agreement to be negotiated between the City and the landowners (the "Development Agreement") and the terms of this Resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WAXAHACHIE, TEXAS, THAT:

Section 1. All of the above premises are hereby found to be true and correct legislative findings of the City Council and they are hereby approved and incorporated into the body of this Resolution as if copied in their entirety.

Section 2. The City Council of the City (the "City Council") hereby grants its conditional support and consent for the creation of a district operating pursuant to Article XVI, Section 59 and Article III, Section 52, Texas Constitution and Chapter 375, Texas Local Government Code, as amended, within its corporate limits and the inclusion in the District of land described more fully in Exhibit A, and the City Manager of the City is hereby authorized to execute any documents necessary to effectuate this Resolution.

Section 3. The City Council further states that it has not relinquished any rights, duties or powers relating to the inclusion of the District within its corporate limits, and specifically its zoning authority.

Section 4. The City Council further states that this Resolution is provided subject to and in reliance upon the terms of a Development Agreement, which may be entered into between the City and the landowners within the District. The District shall execute a joinder and become a party to the Development Agreement. The City does not consent to the organization of the District, election, or issuance of bonds from any revenue available to the District until the Development Agreement is executed, if at all, and this consent further requires the Texas Commission on Environmental Quality's order under Section 375.026 of the Act to contain a provision whereby the District, if created, shall be automatically dissolved without further action by the City if a Development Agreement is not approved and executed by the City on or before one hundred and eighty (180) days after the date of adoption of this Resolution.

Section 5. The City Council hereby finds and determines that sufficient written notice of the date, hour, place and subject of this meeting of the City Council was posted as a place convenient to the public at the City Hall of the City for the time required by law preceding this meeting, as required by the Texas Open Meetings Act, contained in Chapter 551 of the Texas Government Code, as amended, and that this meeting was open to the public and the subject matter of this Resolution and its contents have been discussed, considered and formally acted upon by the City Council. Further, the City Council ratifies, approves and confirms such written notice and the contents and posting thereof, and the foregoing fully complied with all applicable law.

Section 6. This Resolution shall be effective from and after its passage by the City Council.

PASSED AND APPROVED by the City Council of the City of Waxahachie, Texas the ____ day of February, 2024.

David Hill, Mayor

ATTEST:

Amber Villarreal, City Secretary

APPROVED AS TO FORM:

Terrence S. Welch, City Attorney

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EXHIBIT A

(Legal Description of Property to be included in the District)