

# **A G E N D A**

A regular meeting of the Mayor and City Council of the City of Waxahachie, Texas to be held in the Council Chamber at City Hall, 401 S. Rogers, Waxahachie, Texas, on ***Monday, February 20, 2023 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 6, 2023
- b. Event application for Funday Run Day Tot Trot to be held March 2, 2023
- c. Event application for City-Wide Easter Egg Hunt on April 8, 2023
- d. Event application for Rainbow Room Fun Run at Railyard Park to be held April 15, 2023
- e. Event application for Hachie 50 event to be held April 21-22, 2023
- f. Event application for Cinco de Mayo Festival to be held May 6, 2023
- g. Event application for C10s in the Park to be held September 16, 2023 at Getzendaner Park
- h. Event application for C10s in the Park Party on the Square to be held September 16, 2023
- i. Event application for Wheels of Fire Bike Ride to be held June 24, 2023
- j. Adoption of the Downtown Building Improvement Grant Program and authorize funding from the Tax Increment Reinvestment Zone No. 1 fund
- k. Authorize funding from the Tax Increment Reinvestment Zone No. 1 fund for Walk of Fame Stars fabrication and installation
- l. Authorize funding from the Tax Increment Reinvestment Zone No. 1 fund for Downtown Rehabilitation Projects

- m. Authorize supplemental appropriation for the emergency repair of the Brookside Road bridge erosion in the amount of \$63,618
6. **Introduce** Honorary Council Member
7. **Present** Proclamation recognizing Paul Box's participation in the 2023 World Marathon Challenge
8. **Consider** proposed Resolution supporting the memorial designation of the FM 878 overpass at Highway 287 as "Bessie Coleman Memorial Bridge," through the Texas Department of Transportation Highway Naming Program; and providing an effective date
9. **Receive** Fiscal Year 2023 1<sup>st</sup> Quarter Financial Report
10. **Public Hearing** on a request by Henry Quigg, Richmond Group, for a Replat of a portion of Lot 3A, Block 30 of the Bullard's Revision, to create Lot 3A-R, being 0.324 acres, located at 100 S US Highway 77 (Property ID: 172431) Owner: PEARMAN OIL & LP GAS, INC. (SUB-146-2022) Staff: Zack King
11. **Consider** approval of SUB-146-2022
12. **Public Hearing** on a request by Chris Snow for a Specific Use Permit (SUP) for an accessory structure +700 sf use within a Single Family Residential-2 zoning district located at 107 University Avenue (Property ID 176369) - Owner: CHRISTOPHER & KAREN SNOW (ZDC-160-2022)
13. **Consider** proposed Ordinance approving ZDC-160-2022
14. **Public Hearing** on a request by Steve Homeyer, Homeyer Engineering Inc., for a Specific Use Permit (SUP) for a Drive-Through Car Wash use within a General Retail (GR) zoning district located directly North 500 N US Highway 77 (Property ID: 289738) – Owner: RS WAXAHACHIE LLC (ZDC-173-2022)
15. **Consider** proposed Ordinance approving ZDC-173-2022
16. **Consider** Development Agreement for ZDC-173-2022
17. **Public Hearing** on a request by Iris Showalter, Owner of Studio Iris, for a Zoning Change from a General Retail (GR) zoning district to Planned Development – General Retail (PD-GR) zoning district, located at 120 North Highway 77 (Property ID 173425) - Owner: 120 NORTH, LLC (ZDC-177-2022)
18. **Consider** proposed Ordinance approving ZDC-177-2022
19. **Consider** proposed Resolution adopting the 2022 Ellis County Multi-jurisdictional Hazard Mitigation Plan
20. **Consider** decertifying a portion of the City's Water and Wastewater Certificate of Convenience and Necessity (CCN)
21. **Consider** approval of a Service Contract with Andale Construction, Inc. for High Density Mineral Bond Seal, Pavement Preservation

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

23. Adjourn

**The City Council reserves the right to go into Executive Session on any posted item.** 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

A regular meeting of the Mayor and City Council of the City of Waxahachie, Texas was held in the Council Chamber at City Hall, 401 S. Rogers, Waxahachie, Texas, on Monday, February 6, 2023 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  
Robert Brown, 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**

Pastor Bruce Zimmerman, Waxahachie Bible Church, gave the invocation. Mayor Hill led the Pledge of Allegiance and the Texas Pledge of Allegiance.

**4. Public Comments**

Ira Tenpenny, 109 Rosa, Waxahachie, Texas, expressed concern with citizens not knowing the rules for brush pickup by Waste Connections. He asked for brush pickup information to be provided to the residents.

Rose Cameron, 221 Patrick, Waxahachie, Texas, agreed with the need to provide more information to citizens regarding brush pickup. Ms. Cameron requested City Council support and adopt an open space conservation plan to protect the earth and reduce the amount of concrete on vacant land.

Bruce Zimmerman, 2821 Howard Road, Waxahachie, Texas, expressed his appreciation for learning about the requirements needed to allow liquor sales in Waxahachie. He encouraged City Council to take a stand and not allow liquor stores in Waxahachie. Mr. Zimmerman thanked the citizens of the city of Waxahachie and the city of Red Oak for their contributions to assisting his sponsored family from Ukraine.

Alan Fox, 327 University, Waxahachie, Texas, spoke in support of two-year terms, a seven-member City Council, and eliminating runoffs. Mr. Fox spoke in opposition to pickleball courts and encouraged City Council to use that funding to improve and add more hike and bike trails or a skatepark. He spoke in opposition to allowing liquor stores in residential neighborhoods, but noted he does not have a problem with a liquor store being allowed on I35E.

(5a)

Kevin Ivey, 1980 E. Highland Road, Waxahachie, Texas, encouraged citizens to vote in city elections and get involved.

**5. Consent Agenda**

- a. Minutes of the City Council meeting of January 17, 2023
- b. Minutes of the City Council briefing of January 17, 2023
- c. Minutes of the City Council work session of January 25, 2023
- d. Event application for Worship at the Park to be held March 25, 2023 at Railyard Park
- e. Event application for Navarro PTA 5k Run to be held April 29, 2023 at Getzendaner Park
- f. Authorize funding from Park Dedication Fees for appraisal services in the amount of \$3,800
- g. Supplemental appropriation for insurance reimbursement to the Parks Department budget in the amount of \$5,089.82

**Action:**

*Council Member Billie Wallace moved to approve items a. through g. on the Consent Agenda. Mayor Pro Tem Chris Wright seconded, All Ayes.*

**6. Introduce Honorary Councilmember**

Council Member Travis Smith introduced Jacob Ervin as the Honorary Council Member for February 2023. Mr. Ervin is the son of Greg and Paula and brother to Caleb and Joshua. Jacob is a sophomore at Waxahachie High who burst onto the scene at defensive tackle for the Indian football team. He recorded 40 tackles, 8 tackles-for-loss, 1 interception and blocked 3 kicks. He was named to the District 11-6A second team for his efforts, which is quite the feat considering there were over a dozen defensive seniors who signed Division-I letters of intent on National Signing Day, not including the dozen or so Division-I offensive linemen he competed against on every down. Off the field, Jacob is described as a servant leader throughout the community who opens car doors at local elementary schools and is a bell ringer for the Salvation Army. Jacob carries a 3.6 GPA and is a member of The Potter's House. Waxahachie's head football coach Shane Tolleson was quick to label Jacob as a leader on and off the field and applauded him for always being one of the first to step up to serve teammates, coaches, teachers, fellow students and the community.

**7. Hear presentation on "Shop with a Cop"**

Bishop Aaron Blake Sr., Harvest Family Life Ministries, presented a presentation on "Shop with a Cop" noting the Police Department's participation the past six years is greatly appreciated. He explained 58 children were able to participate because of the partnership with the School District, community, and funding from businesses. Each child was given money to spend and a pair of shoes. Bishop Blake explained Harvest Family Life Ministries has helped those in need in our community.

Assistant Police Chief Dale Sigler stated the event is the most rewarding community event for officers. He thanked Bishop Blake, his family, staff, participating vendors, Sheriff's Office,

(5a)

Constable's Office, and Waxahachie Police Officer James Taylor for their collaboration on a successful event.

8. **Consider proposed Ordinance ordering an election to be held for the purpose of electing At-Large Council Members Places 4 and 5, providing for the filing of applications for official ballots for said elections; providing for a Joint Election Services Contract with Ellis County Elections Administration; 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 elections; and providing for a run-off election, if needed**

**ORDINANCE NO. 3358**

**AN ORDINANCE ORDERING AN ELECTION TO BE HELD FOR THE PURPOSE OF ELECTING AT-LARGE COUNCIL MEMBER PLACES 4 AND 5; PROVIDING FOR THE FILING OF APPLICATIONS FOR OFFICIAL BALLOTS FOR SAID ELECTIONS; PROVIDING FOR A JOINT ELECTION SERVICES CONTRACT WITH ELLIS COUNTY ELECTIONS ADMINISTRATION; 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.**

**Action:**

*Council Member Billie Wallace moved to approve the Ordinance as presented and authorize the City Secretary and/or Mayor to execute the Joint Election Services Contract with Ellis County Elections Administration. Council Member Travis Smith seconded, All Ayes.*

9. **Consider supplemental appropriation for runway/taxiway re-striping and replacement of the self-service fuel island card reader at Mid-Way Regional Airport in the amount of \$69,201**

Richard Abernethy, Director of Administrative Services, requested approval of a supplemental appropriation in the amount of \$69,201 from the Mid-Way Regional Airport working capital reserve balance for runway/taxi re-striping and replacement of self-service fuel island card reader at Mid-Way Regional Airport. Three quotes were obtained and Eagle Airport Marking Inc. had the lowest acceptable quote of \$42,098. He noted this project is only addressing the striping of the runway and taxiway to ensure safety for aircraft landing and taking off from the airport. A comprehensive re-striping of the entire pavement system will be addressed in the future rehabilitation project funding utilizing the TxDOT 90/10 grant program.

Mr. Abernethy explained the self-service fuel island card reader point of sale system has been failing and needs replacement. Three quotes were obtained and BGIS has the lowest acceptable quote of \$27,103 to install the new system, as well as provide five years of cloud storage, service, and support.

Mr. Abernethy stated the Mid-Way Regional Airport Board met on January 12, 2023 and approved moving forward with both requests. The City of Waxahachie has to approve the supplemental appropriation because they prepare and manage the airport budget/funds per the Joint Airport

(5a)

Agreement. Mr. Abernethy explained both projects qualify for the Routine Airport Maintenance Program (RAMP) funds and the airport will receive a refund of 50% of the costs after submission to TxDOT.

Council Member Smith asked if the City of Midlothian is participating in funding and if City staff is able to restripe. Mr. Abernethy explained Midlothian is participating in funding and neither City has the equipment or expertise to restripe at the airport.

**Action:**

*Council Member Billie Wallace moved to approve a supplemental appropriation in the amount of \$69,201 from the Mid-Way Regional Airport working capital reserve balance for runway/taxiway re-striping and replacement of the self-service fuel island card reader at Mid-Way Regional Airport. Council Member Travis Smith seconded, All Ayes.*

- 10. Consider proposed Ordinance approving a general homestead exemption in an amount equal to 1% of the appraised value of the residence homestead with a minimum exemption of \$5,000 for the tax year beginning January 1, 2023**

Chad Tustison, Senior Director of Finance, requested approval of an Ordinance approving a general homestead exemption in an amount equal to 1% of the appraised value of the residence homestead with a minimum of \$5,000 for the tax year beginning January 1, 2023. He explained the City has long recognized the need to provide tax relief and the City currently offers the following exemptions Over 65, Disabled Person, Tax Ceiling, Historical, and Disabled Veteran.

Mr. Tustison stated during the January 25, 2023 Work Session, City Council was presented information regarding the City's current offered exemptions, fiscal impact of a general homestead exemption, and proposed timeline for implementation. There was general consensus to prepare a 1% general homestead exemption Ordinance to present to Council for approval. He reported the estimated revenue loss to the General Fund is \$168,000 and \$92,000 in the Debt Service Fund. The estimated average savings to the homeowner is \$32 annually and will be applied automatically to those with an existing homestead exemption.

**ORDINANCE NO. 3359**

**AN ORDINANCE AMENDING THE CITY OF WAXAHACHIE, TEXAS, CODE OF ORDINANCES, CHAPTER 30 TAXATION, TO INCLUDE A GENERAL RESIDENCE HOMESTEAD EXEMPTION FOR THE TAX YEAR BEGINNING JANUARY 1, 2023 IN THE AMOUNT EQUAL TO ONE PERCENT (1%) OF THE APPRAISED VALUE OF THE RESIDENCE HOMESTEAD WITH A MINIMUM EXEMPTION OF \$5,000; AND FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.**

**Action:**

*Council Member Patrick Souter moved to adopt a one percent (1 %) general homestead exemption from ad valorem taxes with a minimum exemption of \$5,000 for the tax year beginning January 1, 2023. Council Member Travis Smith seconded, All Ayes.*

- 11. Comments by Mayor, City Council, City Attorney and City Manager**

(5a)

Council Member Travis Smith thanked Honorary Council Member Jacob Ervin, and his parents Greg and Paula, for their attendance. He stated the approval of the 1% homestead tax exemption is fantastic and he thanked City Manager Michael Scott, Senior Finance Director Chad Tustison and the finance department for their work.

Council Member Billie Wallace encouraged citizens to apply for eligible tax exemptions and noted City Council continues to explore ways to provide tax relief to citizens. Ms. Wallace thanked first responders for their work during the recent ice storm.

Mayor Pro Tem Chris Wright stated it is an honor to have Jacob Ervin, and his parents, participate in the Honorary Council Member program. Mr. Wright acknowledged Waxahachie resident, Paul Box, currently competing in 7 marathons, in 7 continents, in 7 days. Mayor Pro Tem Wright thanked the Waxahachie Police Department and Bishop Blake for their work on the "Shop with a Cop" event. Mr. Wright informed citizens that briefings for the Planning & Zoning Commission and City Council are eliminated to allow more transparency and open discussion during live streamed meetings.

Council Member Patrick Souter recognized Honorary Council Member Jacob Ervin as an outstanding young adult. Mr. Souter acknowledged the overwhelming opposition from citizens regarding liquor stores in Waxahachie. He expressed his support for two-year City Council terms and encouraged citizen participation in meetings and encouraged interested citizens to apply to serve on a City board/commission.

Jacob Ervin thanked City Council for allowing him to participate as an Honorary Council Member for February.

Mayor David Hill applauded the police and fire departments for their continued service in the community. He asked City Attorney Robert Brown to recap the process required to allow liquor sales in Waxahachie.

City Attorney Robert Brown explained the Texas legislature removed the power from cities to regulate liquor sales. He explained if an applicant submits the required documents and petition, verified by the City Secretary, the City Council has to order an election at the next uniform election date. A petition with at least 35% of the number of registered voters that voted in the last gubernatorial election is required for the City Council to order a local option election.

## **12. Adjourn**

There being no further business, the meeting adjourned at 8:02 p.m.

Respectfully submitted,

Amber Villarreal  
City Secretary



Date submitted 2/9/20

### Applicant Information

Applicant name: Krista Bartos

Are you representing the host organization? Yes ☒ No ☐

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

Phone: 972-937-4113 Cell: 469-337-2614

Email: fundayschool@fumcwaxahachie.org

Mailing address: 505 W Marvin Ave Waxahachie, TX 75165

Host organization name: Funday School- First United Methodist Church

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

On-site contact name: Krista Bartos Cell: 469-337-2614

### About the Event

Event name: Funday Run Day Tot Trot

Location: First United Methodist Church

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

Anticipated attendance: 250

Description of event: Funday School students will be running a tot trot race around the church for a fundraiser event. We want to ensure their safety by closing off the parking lot.

How many times has this event been hosted before?

1<sup>st</sup> time ☐ 2 – 4 times ☐ 5 or more times ☒ Location:

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:                              |



City of Waxahachie  
City Secretary's Office

Special Event Application

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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:                                  |

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	3/2/2023	8:00 am	1:30 pm
Event Set-up	3/1/2023	6:00 pm	8:00 pm
Event Breakdown	3/2/2023	1:30 pm	3:00 pm

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.



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### 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: \_\_\_\_\_ 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, please contact Sgt. Brian Fuller at [bfuller@waxahachiepd.org](mailto:bfuller@waxahachiepd.org) 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: \_\_\_\_\_

We will be blocking off a portion of First United Methodist Church to keep the children safe from the streets. (Marvin Ave/Bryson St)

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: 60      Barricades      How many: 30

Other: \_\_\_\_\_

Where should equipment be dropped off & picked up? On the side of the Family Life Center



City of Waxahachie  
City Secretary's Office

Special Event Application

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When will the traffic equipment be set-up?

Date: 3/1/2023

Time: 5:00 pm

When will the traffic equipment be removed?

Date: 3/2/2023

Time: 1:30 pm

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

2/9/2023

Date

**Contract Agreement**

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

Signature

2/9/2023

Date

Email completed Special Event Application and site map to Jami Bonner at [jami.bonner@waxahachie.com](mailto:jami.bonner@waxahachie.com).

# Funday Run Day 2023 Activity Map

## Funday Run Day Stations

- 1 - Chalk & Games
- 2 - Tattoos & Bubbles
- 3 - DJ Dance Party & Popsicles
- 4 - Bounce House A
- 5 - Bounce House B
- 6 - Sports Fun
- 7 - Bikes & Scooters

Silent Auction items are located in the gym. Bidding ends at 12:00 pm.

Text **Funday** to (406) 302-5086 to get a link to bid.



(45)

(5b)

**Bonner, Jami**

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**From:** Joe Bill Wiser  
**Sent:** Thursday, February 9, 2023 4:23 PM  
**To:** Bonner, Jami  
**Subject:** RE: Event Application - Funday Run Day Tot Trot 3/2/23

No concerns  
Joe Wiser

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**From:** Bonner, Jami  
**Sent:** Thursday, February 9, 2023 2:46 PM  
**To:** Massey, Matt <mmassey@waxahachie.com>; Gaertner, James <jgaertner@waxahachie.com>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Joe Bill Wiser <JWiser@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 - Funday Run Day Tot Trot 3/2/23

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](http://www.waxahachie.com)

(5b)

**Bonner, Jami**

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**From:** Boyd, Ricky  
**Sent:** Thursday, February 9, 2023 3:39 PM  
**To:** Bonner, Jami  
**Subject:** RE: Event Application - Funday Run Day Tot Trot 3/2/23

I have no concerns with this request.

*Ricky Boyd, Fire Chief*

Waxahachie Fire-Rescue  
214-463-9335

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**From:** Bonner, Jami <jami.bonner@waxahachie.com>  
**Sent:** Thursday, February 9, 2023 2:46 PM  
**To:** Massey, Matt <mmassey@waxahachie.com>; Gaertner, James <jgaertner@waxahachie.com>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Joe Bill Wiser <JWiser@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 - Funday Run Day Tot Trot 3/2/23

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](http://www.waxahachie.com)

(5b)

**Bonner, Jami**

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**From:** Massey, Matt  
**Sent:** Wednesday, February 15, 2023 7:55 AM  
**To:** Bonner, Jami; Gaertner, James  
**Subject:** RE: Event Application - Funday Run Day Tot Trot 3/2/23

There are no issues.

*Matt Massey*

Street Operations Manager  
City of Waxahachie  
Office 469-309-4312  
[mmassey@waxahachie.com](mailto:mmassey@waxahachie.com)

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**From:** Bonner, Jami <[jami.bonner@waxahachie.com](mailto:jami.bonner@waxahachie.com)>  
**Sent:** Wednesday, February 15, 2023 7:49 AM  
**To:** Gaertner, James <[jgaertner@waxahachie.com](mailto:jgaertner@waxahachie.com)>; Massey, Matt <[mmassey@waxahachie.com](mailto:mmassey@waxahachie.com)>  
**Subject:** FW: Event Application - Funday Run Day Tot Trot 3/2/23

Good morning,

Please review the attached application and reply with your 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](http://www.waxahachie.com)

---

**From:** Bonner, Jami <>  
**Sent:** Thursday, February 9, 2023 2:46 PM  
**To:** Massey, Matt <[mmassey@waxahachie.com](mailto:mmassey@waxahachie.com)>; Gaertner, James <[jgaertner@waxahachie.com](mailto:jgaertner@waxahachie.com)>; Ricky Boyd <[rboyd@waxahachiefire.org](mailto:rboyd@waxahachiefire.org)>; Joe Bill Wiser <[JWiser@waxahachiepd.org](mailto:JWiser@waxahachiepd.org)>  
**Cc:** Scott, Michael <[mscott@waxahachie.com](mailto:mscott@waxahachie.com)>; Lawrence, Albert <[alawrence@waxahachie.com](mailto:alawrence@waxahachie.com)>; Villarreal, Amber <[avillarreal@waxahachie.com](mailto:avillarreal@waxahachie.com)>; Crocker, Clarice <[ccrocker@waxahachie.com](mailto:ccrocker@waxahachie.com)>  
**Subject:** Event Application - Funday Run Day Tot Trot 3/2/23

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](http://www.waxahachie.com)

(5b)

**Bonner, Jami**

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**From:** Gaertner, James  
**Sent:** Thursday, February 16, 2023 6:16 PM  
**To:** Bonner, Jami; Massey, Matt  
**Subject:** RE: Event Application - Funday Run Day Tot Trot 3/2/23

Jami,

Matt told me that in the past they don't block off the street. So I don't have any comments.

**James Gaertner, PE, CFM, CPM**  
**Executive Director of Public Works & Utilities**  
Office: 469-309-4301  
[jgaertner@waxahachie.com](mailto:jgaertner@waxahachie.com)

---

**From:** Gaertner, James <>  
**Sent:** Wednesday, February 15, 2023 5:30 PM  
**To:** Bonner, Jami <[jami.bonner@waxahachie.com](mailto:jami.bonner@waxahachie.com)>; Massey, Matt <[mmassey@waxahachie.com](mailto:mmassey@waxahachie.com)>  
**Subject:** RE: Event Application - Funday Run Day Tot Trot 3/2/23

Based on the description they will only be blocking their own parking lot and not city parking/public streets.

If that is the case, then I don't have any comments.

We would need something in writing from the property owners along Bryson that they are ok with the street closure. We don't need this if they are only closing their private parking lot.

**James Gaertner, PE, CFM, CPM**  
**Executive Director of Public Works & Utilities**  
Office: 469-309-4301  
[jgaertner@waxahachie.com](mailto:jgaertner@waxahachie.com)

---

**From:** Bonner, Jami <[jami.bonner@waxahachie.com](mailto:jami.bonner@waxahachie.com)>  
**Sent:** Wednesday, February 15, 2023 8:24 AM  
**To:** Massey, Matt <[mmassey@waxahachie.com](mailto:mmassey@waxahachie.com)>; Gaertner, James <[jgaertner@waxahachie.com](mailto:jgaertner@waxahachie.com)>  
**Subject:** RE: Event Application - Funday Run Day Tot Trot 3/2/23

Thank you.

---

**From:** Massey, Matt <[mmassey@waxahachie.com](mailto:mmassey@waxahachie.com)>  
**Sent:** Wednesday, February 15, 2023 7:55 AM  
**To:** Bonner, Jami <[jami.bonner@waxahachie.com](mailto:jami.bonner@waxahachie.com)>; Gaertner, James <[jgaertner@waxahachie.com](mailto:jgaertner@waxahachie.com)>  
**Subject:** RE: Event Application - Funday Run Day Tot Trot 3/2/23

There are no issues.



(5C)

Date submitted 2/6/23

### Applicant Information

Applicant name: ~~Kristi Wilson~~ Caylee Tracy

Are you representing the host organization? Yes ☒ No ☐

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

Phone: 469-309-9791 Cell: 309-9791

Email: \_\_\_\_\_

Mailing address: 507 N Hwy 77 Ste. 508 Waxahachie TX

Host organization name: Mission 75165

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

On-site contact name: Kristi Wilson Cell: 469-337-0111

### About the Event

Event name: Annual Easter Egg Hunt

Location: Getzenaner Park

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

Anticipated attendance: 4,000

Description of event: Family event to celebrate Easter by searching for eggs

How many times has this event been hosted before?

1<sup>st</sup> time ☐ 2 - 4 times ☐ 5 or more times ☒ Location: Getzenaner

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: _____    |



(50)

**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 checked="" type="checkbox"/> Announcement / Speeches    | <input checked="" type="checkbox"/> Live music   |
| <input 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 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	April 8, 2023	10:00 Am	12:00 Pm
Event Set-up	April 8, 23	8:00 Am	10:00 Am
Event Breakdown	April 8, 23	12:00 Pm	2:00 Pm

**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

☐

100-199

☐

200-299

☐

300+

☐

Provide route on attached site map.



(50)

### 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: \_\_\_\_\_ 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, please contact Sgt. Brian Fuller at [bfuller@waxahachiepd.org](mailto:bfuller@waxahachiepd.org) 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

(50)

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:

*we use the outlets in the pavilion*

**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.

*Caylen Tracy*

Signature

*2/6/23*

Date

**Contract Agreement**

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

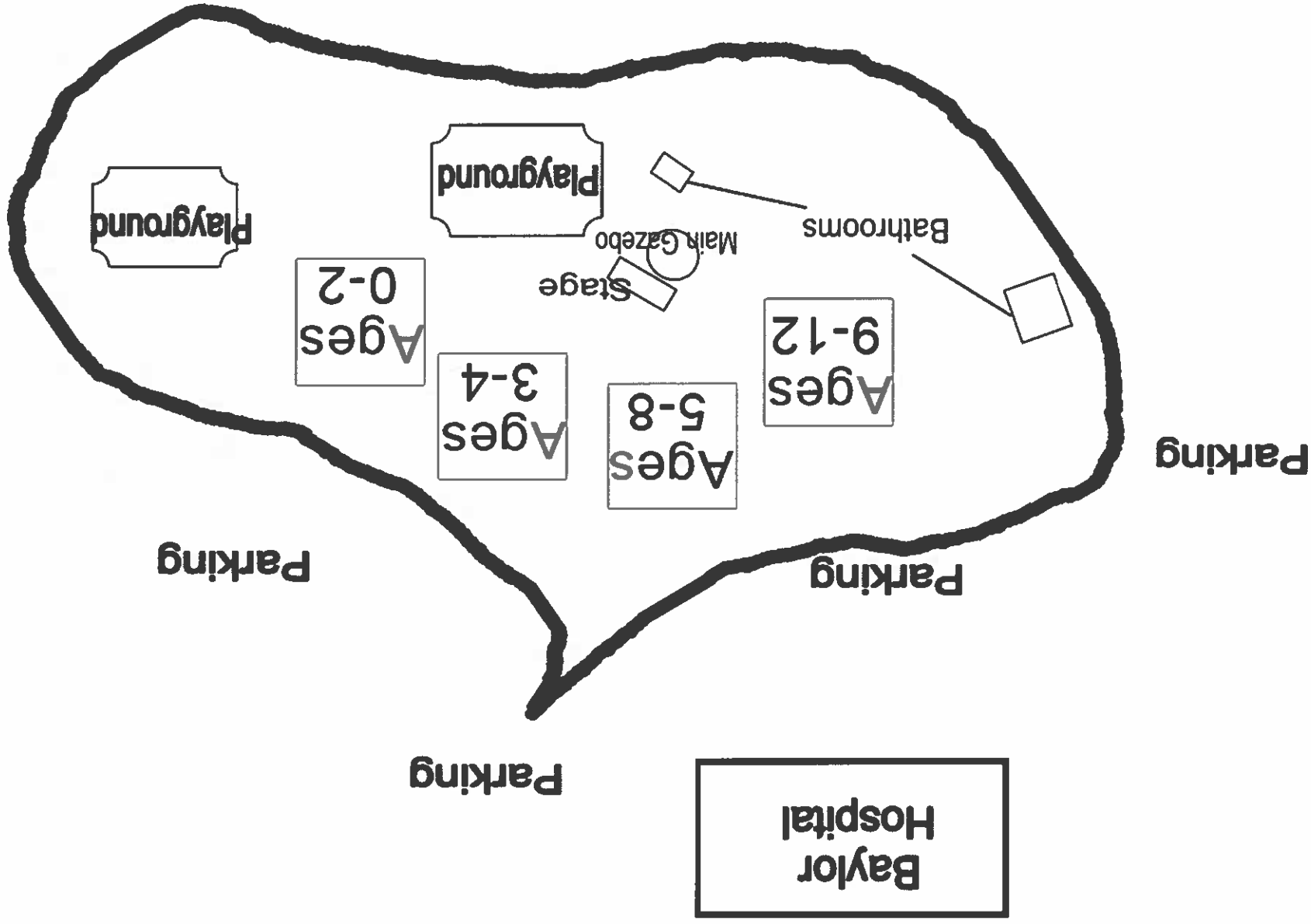
*Caylen Tracy*

Signature

*2/6/23*

Date

Email completed Special Event Application and site map to Jami Bonner at [jami.bonner@waxahachie.com](mailto:jami.bonner@waxahachie.com).



(24)

(5c)

**Bonner, Jami**

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**From:** Martinez, Gumaro  
**Sent:** Tuesday, February 14, 2023 11:34 AM  
**To:** Bonner, Jami; Cooper, Kyle; Barnes, Bradley; Campos, Yadira; Joe Bill Wiser; Griffith, Thomas; Daniel Frisby  
**Subject:** RE: Event Application - Mission 75165 Annual Easter Egg Hunt 4.8.23

Only comments I have are same as previous years. No staking to delineate different age groups/zones for egg hunt, please use cones.



---

**From:** Bonner, Jami  
**Sent:** Tuesday, February 14, 2023 8:31 AM  
**To:** Cooper, Kyle <kyle.cooper@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Campos, Yadira <ycampos@waxahachie.com>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Griffith, Thomas <john.griffith@waxahachie.com>; Daniel Frisby <daniel.frisby@waxahachiepd.org>  
**Subject:** FW: Event Application - Mission 75165 Annual Easter Egg Hunt 4.8.23

Good morning,

I am following up in regards to the "Annual Easter Egg Hunt" event application submitted by Mission 75165. (attached) Please reply with any comments you may have. 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](http://www.waxahachie.com)

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**From:** Bonner, Jami <>  
**Sent:** Monday, February 6, 2023 1:39 PM  
**To:** Cooper, Kyle <kyle.cooper@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Campos, Yadira <ycampos@waxahachie.com>; Ricky Boyd <rboyd@waxahachiefire.org>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Griffith, Thomas <john.griffith@waxahachie.com>; Daniel Frisby <daniel.frisby@waxahachiepd.org>  
**Cc:** Scott, Michael <mscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Villarreal, Amber

(5c)

**Bonner, Jami**

---

**From:** Boyd, Ricky  
**Sent:** Monday, February 6, 2023 2:08 PM  
**To:** Bonner, Jami  
**Subject:** RE: Event Application - Mission 75165 Annual Easter Egg Hunt 4.8.23

I have no concerns with this request.

***Ricky Boyd, Fire Chief***

**Waxahachie Fire-Rescue**

**214-463-9335**

---

**From:** Bonner, Jami <jami.bonner@waxahachie.com>  
**Sent:** Monday, February 6, 2023 1:39 PM  
**To:** Cooper, Kyle <kyle.cooper@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Campos, Yadira <ycampos@waxahachie.com>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Griffith, Thomas <john.griffith@waxahachie.com>; Daniel Frisby <daniel.frisby@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 - Mission 75165 Annual Easter Egg Hunt 4.8.23

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](http://www.waxahachie.com)

(5c)

**Bonner, Jami**

---

**From:** Joe Bill Wiser  
**Sent:** Tuesday, February 14, 2023 10:57 AM  
**To:** Bonner, Jami  
**Subject:** RE: Event Application - Mission 75165 Annual Easter Egg Hunt 4.8.23

No concerns

Joe Wiser

---

**From:** Bonner, Jami  
**Sent:** Tuesday, February 14, 2023 8:31 AM  
**To:** Cooper, Kyle <kyle.cooper@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Campos, Yadira <ycampos@waxahachie.com>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Griffith, Thomas <john.griffith@waxahachie.com>; Daniel Frisby <daniel.frisby@waxahachiepd.org>  
**Subject:** FW: Event Application - Mission 75165 Annual Easter Egg Hunt 4.8.23

Good morning,

I am following up in regards to the "Annual Easter Egg Hunt" event application submitted by Mission 75165. (attached) Please reply with any comments you may have. 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](http://www.waxahachie.com)

---

**From:** Bonner, Jami <>  
**Sent:** Monday, February 6, 2023 1:39 PM  
**To:** Cooper, Kyle <kyle.cooper@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Campos, Yadira <ycampos@waxahachie.com>; Ricky Boyd <rboyd@waxahachiefire.org>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Griffith, Thomas <john.griffith@waxahachie.com>; Daniel Frisby <daniel.frisby@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 - Mission 75165 Annual Easter Egg Hunt 4.8.23

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](http://www.waxahachie.com)



City of Waxahachie  
City Secretary's Office

Special Event Application

(5d)

Date submitted 1/19/23

### 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: 469-955-2077

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 Eguia Cell: 972-352-9251

### About the Event

Event name: Rainbow Room Fun Run

Location: Railyard Park / Hike and bike trail towards Lions 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?

1<sup>st</sup> time ☐ 2 – 4 times ☒ 5 or more times ☐ Location:

### 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 checked="" type="radio"/> Run / Walk | <input type="radio"/> Other:                     |



City of Waxahachie  
City Secretary's Office

Special Event Application

(5d)

**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 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 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.

\$35

**Event timeline:**

	Date(s)	Start Time:	End Time:
Event Date	April 15 th	8:30 a.m.	12 p.m.
Event Set-up	April 15 th	7 a.m.	8:30 a.m.
Event Breakdown	April 15 th	12 p.m.	12:30 p.m.

**Run / Walk:**

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

10:15 a.m. 1 mile 9:30 a.m. 5K Other distance

Please indicate your expected attendance:

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)

### 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: \_\_\_\_\_ Date(s) & time(s): \_\_\_\_\_  
Volunteers How many: 10 to 12 Date(s) & time(s): We are providing  
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, please contact Sgt. Brian Fuller at [bfuller@waxahachiepd.org](mailto:bfuller@waxahachiepd.org) 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? \_\_\_\_\_

(5d)



City of Waxahachie  
City Secretary's Office

Special Event Application

When will the traffic equipment be set-up?  
When will the traffic equipment be removed?  
Are you requesting the use of City traffic equipment?

Date: \_\_\_\_\_ Time: \_\_\_\_\_  
Date: \_\_\_\_\_ Time: \_\_\_\_\_  
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: We will have 2 small tents smaller than 10 x 20

*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: None needed

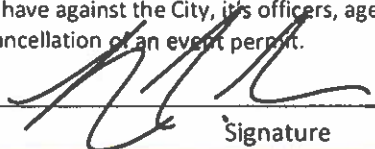
**Insurance**

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

January 19, 2023

Date

**Contract Agreement**

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



Signature

January 19, 2023

Date

Email completed Special Event Application and site map to Jami Bonner at jami.bonner@waxahachie.com.

(hd)

**Bonner, Jami**

---

**From:** Boyd, Ricky  
**Sent:** Friday, February 10, 2023 12:47 PM  
**To:** Bonner, Jami  
**Subject:** RE: Event Application - Rainbow Room Fun Run 4/29/23

I have no concerns with this request.

*Ricky Boyd, Fire Chief*

**Waxahachie Fire-Rescue**

**214-463-9335**

---

**From:** Bonner, Jami <jami.bonner@waxahachie.com>  
**Sent:** Friday, February 10, 2023 11:27 AM  
**To:** Cooper, Kyle <kyle.cooper@waxahachie.com>; Campos, Yadira <ycampos@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Jordan, Me'Lony <mjordan@waxahachie.com>  
**Cc:** Scott, Michael <msscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Villarreal, Amber <avillarreal@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>  
**Subject:** Event Application - Rainbow Room Fun Run 4/29/23

For your review / comments. The Rainbow Room is aware of the "Navarro PTA 5K Run" being held on the same date at Getzendaner. I have notified Navarro's organizer of the Rainbow Room's application. She does not believe there will be any conflicts. 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](http://www.waxahachie.com)

(gd)

**Bonner, Jami**

---

**From:** Joe Bill Wiser  
**Sent:** Friday, February 10, 2023 12:19 PM  
**To:** Bonner, Jami  
**Subject:** RE: Event Application - Rainbow Room Fun Run 4/29/23

No Concerns.  
Joe Wiser

---

**From:** Bonner, Jami  
**Sent:** Friday, February 10, 2023 11:27 AM  
**To:** Cooper, Kyle <kyle.cooper@waxahachie.com>; Campos, Yadira <ycampos@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Jordan, Me'Lony <mjordan@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 - Rainbow Room Fun Run 4/29/23

For your review / comments. The Rainbow Room is aware of the "Navarro PTA 5K Run" being held on the same date at Getzendaner. I have notified Navarro's organizer of the Rainbow Room's application. She does not believe there will be any conflicts. Thank you.

Jami Bonner  
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[www.waxahachie.com](http://www.waxahachie.com)

(5d)

**Bonner, Jami**

---

**From:** Bonner, Jami  
**Sent:** Friday, February 17, 2023 9:10 AM  
**To:** Guinn, Danielle  
**Cc:** Mosley, Laurie; Campos, Yadira  
**Subject:** RE: Approved - Event Application "Project Shelter Walkathon" 4/29/23

Thank you, Danielle. I have spoken with the Ramona with Rainbow Room. She would like to utilize Railyard Park (and hike and bike trail going towards Lions Park) on April 15<sup>th</sup>. The application will be considered at the February 20<sup>th</sup> City Council meeting. Thank you.

---

**From:** Guinn, Danielle <danielle.guinn@waxahachie.com>  
**Sent:** Friday, February 17, 2023 8:42 AM  
**To:** Bonner, Jami <jami.bonner@waxahachie.com>  
**Cc:** Mosley, Laurie <lmosley@waxahachiecvb.com>; Campos, Yadira <ycampos@waxahachie.com>  
**Subject:** RE: Approved - Event Application "Project Shelter Walkathon" 4/29/23

Jami,  
You are very much making sense and I appreciate your keen eye while I am still getting my bearings! You are right about the Project Shelter Walkathon date change and I have now noted it on the application files on this end. I apologize as I did read the email with the approval but must have glanced over the date and just went with what is in the application – I have made note to make sure it all matches in the future. I had noted the street closure not being approved – thank you!

As for April 15, it appears to be all clear on this end for the Rainbow Room to use Railyard Park (and hike & bike trail) for their walk/run. I will pencil them in on our calendars while we are pending approval from council.

Thank you for all you do!

**Danielle Guinn**  
*Cultural Arts & Programming Manager*  
Waxahachie Convention & Visitors Bureau  
[danielle.guinn@waxahachie.com](mailto:danielle.guinn@waxahachie.com)  
Office: 469-309-4051  
Cell: 214-463-7815  
[www.visitwaxahachie.com](http://www.visitwaxahachie.com)  
[www.facebook.com/railyardparkwaxahachie](https://www.facebook.com/railyardparkwaxahachie)

---

**From:** Bonner, Jami <jami.bonner@waxahachie.com>  
**Sent:** Friday, February 17, 2023 8:23 AM  
**To:** Guinn, Danielle <danielle.guinn@waxahachie.com>  
**Cc:** Mosley, Laurie <lmosley@waxahachiecvb.com>; Campos, Yadira <ycampos@waxahachie.com>  
**Subject:** FW: Approved - Event Application "Project Shelter Walkathon" 4/29/23

Good morning Danielle,

(5d)

**Bonner, Jami**

---

**From:** Bonner, Jami  
**Sent:** Friday, February 17, 2023 9:21 AM  
**To:** Martinez, Gumaro; Cooper, Kyle; Campos, Yadira; Guinn, Danielle; Mosley, Laurie; Ricky Boyd; Joe Bill Wiser; Jordan, Me'Lony  
**Cc:** Scott, Michael; Lawrence, Albert; Villarreal, Amber; Crocker, Clarice  
**Subject:** Revised Event Application - Rainbow Room Fun Run  
**Attachments:** EA2023.04.15 Rainbow Room Fun Run - Revised.pdf

Good morning,

Due to scheduling conflicts, the Rainbow Room has revised their event application. The application is now requesting the event to be held on April 15<sup>th</sup> at Railyard Park and utilizing the hike and bike trail going towards Lions Park. Please let me know if you have any questions or concerns. 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](http://www.waxahachie.com)



(5e)

Date submitted

## Applicant Information

Applicant name: Ken Box

Are you representing the host organization?

Yes ☒

No ☐

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

Yes ☒

No ☐

Phone: 469-337-8044 Cell: \_\_\_\_\_

Email: \_\_\_\_\_

Mailing address: 330 Hunter Pass, Wax, TX 75165

Host organization name: Waxahachie Lions Club

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

On-site contact name: Paul Box

Cell: 903-851-1271

## About the Event

Event name: Hachie 50

Date: April 22, 2023

Location: Getzendaner Park to Lions Park

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

Anticipated attendance: 300

Description of event: Run 50 mile, 30 mile, 26.2 mile

	Date(s)	Start Time:	End Time:
Event Date	<u>4-22-23</u>	<u>6:00 AM</u>	<u>7:00 pm</u>
Event Set-up	<u>4-21-23</u>	<u>8:00 AM</u>	<u>7:00 pm</u>
Event Breakdown	<u>4-22-23</u>	<u>7:00 pm</u>	<u>8:00 pm</u>

How many times has this event been hosted before?

1<sup>st</sup> time ☐

2 - 4 times ☐

5 or more times ☒

Location: \_\_\_\_\_



(56)

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 checked="" type="radio"/> Run / Walk | <input type="radio"/> Other:                     |

Event activities include (check all that apply):

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

Entry Fee \$80<sup>00</sup> pp

Run / Walk:

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

6:00 Am <sup>50</sup> 1/2 mile      6:30 Am <sup>30 mile</sup>      7:00 Am <sup>26.2 mile</sup> Other distance

Please indicate your expected attendance:

300

Number of participants:

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

Provide route on attached site map.

Provided



(5e)

### 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: \_\_\_\_\_

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:

Close Matthew St.  
from Rail Road to Howard R.L., Trail intersecting Rogers ST.

Street closings to begin on date: 4-22-23

Start time: 6:00AM

End time: 7:00pm

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: 300

Barricades

How many: 10



City of Waxahachie  
City Secretary's Office

Special Event Application

(5e)

Other:

Generator and Light

Where should equipment be dropped off & picked up?

When will the equipment be set-up?

Date: 4-21-23

Time: Noon

When will the equipment be removed?

Date: 4-22-23

Time: Noon

**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]  
Signature

1-26-23  
Date

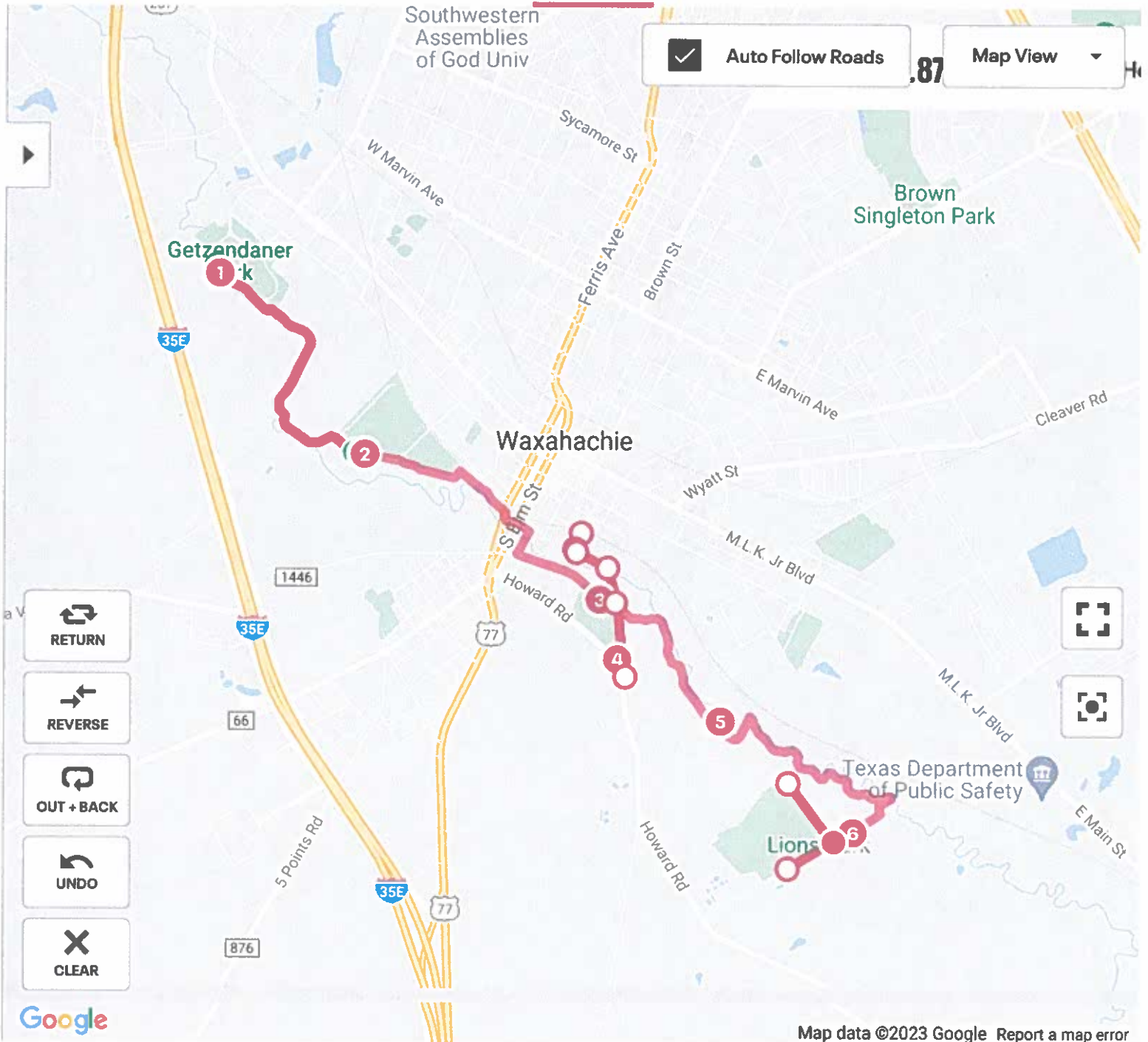
**Contract Agreement**

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

[Signature]  
Signature

1-26-23  
Date

Email completed Special Events Application and site map to  
Jami Bonner at [Jami.Bonner@waxahachie.com](mailto:Jami.Bonner@waxahachie.com).



We are requesting to have full access to Lions Park Soccer fields on race day, April 22, 2023.

Kim Bof



Interstate 35 East Service Rd

Google

Map data © 2023 100 ft

(52)

(He)

**Bonner, Jami**

---

**From:** Bonner, Jami  
**Sent:** Thursday, January 26, 2023 10:34 AM  
**To:** Mosley, Laurie; Borders, Amy; Cooper, Kyle; Martinez, Gumaro; Campos, Yadira; Barnes, Bradley; Joe Bill Wiser; Ricky Boyd; Gaertner, James; Massey, Matt; Jordan, Me'Lony; Warren, Anthony; Griffith, Thomas; Daniel Frisby; Brooks, Shon  
**Cc:** Scott, Michael; Lawrence, Albert; Crocker, Clarice; Villarreal, Amber  
**Subject:** Event Application - Hachie 50 4/21-22/23  
**Attachments:** EA2023.04.21-22 Hachie 50.pdf

For your review / comments. A few notes...

- This event is planned for the same weekend as Crossroads of Texas Film and Music Festival. The applicant is aware.
- Alcohol will be available from a cooler to runners as they cross the finish line.
- The applicant stated they will have volunteers stationed at road crossings to assist with traffic.
- The applicant stated they will need trash pickup and access to bathrooms.

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](http://www.waxahachie.com)

(He)

**Bonner, Jami**

---

**From:** Scott, Michael  
**Sent:** Thursday, January 26, 2023 10:42 AM  
**To:** Bonner, Jami; Mosley, Laurie; Borders, Amy; Cooper, Kyle; Martinez, Gumaro; Campos, Yadira; Barnes, Bradley; Joe Bill Wiser; Boyd, Ricky; Gaertner, James; Massey, Matt; Jordan, Me'Lony; Warren, Anthony; Griffith, Thomas; Daniel Frisby; Brooks, Shon  
**Cc:** Lawrence, Albert; Crocker, Clarice; Villarreal, Amber  
**Subject:** RE: Event Application - Hachie 50 4/21-22/23

I notice they are wanting "full access to Lion's Park"—I am not for sure this has been the request in the past or if there are soccer games, etc. that may conflict...just something to review.

thx

---

**From:** Bonner, Jami <jami.bonner@waxahachie.com>  
**Sent:** Thursday, January 26, 2023 10:34 AM  
**To:** Mosley, Laurie <lmosley@waxahachiecvb.com>; Borders, Amy <aborders@waxahachie.com>; Cooper, Kyle <kyle.cooper@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Campos, Yadira <ycampos@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Gaertner, James <jgaertner@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Jordan, Me'Lony <mjordan@waxahachie.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Griffith, Thomas <john.griffith@waxahachie.com>; Daniel Frisby <daniel.frisby@waxahachiepd.org>; Brooks, Shon <sbrooks@waxahachie.com>  
**Cc:** Scott, Michael <mscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>; Villarreal, Amber <avillarreal@waxahachie.com>  
**Subject:** Event Application - Hachie 50 4/21-22/23

For your review / comments. A few notes...

- This event is planned for the same weekend as Crossroads of Texas Film and Music Festival. The applicant is aware.
- Alcohol will be available from a cooler to runners as they cross the finish line.
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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](http://www.waxahachie.com)

(5e)

**Bonner, Jami**

---

**From:** Barnes, Bradley  
**Sent:** Thursday, January 26, 2023 11:29 AM  
**To:** Bonner, Jami; Mosley, Laurie; Borders, Amy; Cooper, Kyle; Martinez, Gumaro; Campos, Yadira; Joe Bill Wiser; Boyd, Ricky; Gaertner, James; Massey, Matt; Jordan, Me'Lony; Warren, Anthony; Griffith, Thomas; Daniel Frisby; Brooks, Shon  
**Cc:** Scott, Michael; Lawrence, Albert; Crocker, Clarice; Villarreal, Amber  
**Subject:** RE: Event Application - Hachie 50 4/21-22/23

In the past they have asked for the use of our utility vehicles. I let Mr. Box know last year that they would not be available for their use in the future.

Additionally, they used spray paint to make directional marks on the Hike & Bike Trail and roads that have still not been removed/faded/cleaned up. I would ask that they be limited to temporary markings in the future.

Brad Barnes  
Assistant Director of Parks and Recreation  
City of Waxahachie  
Mobile: 214-903-5733  
Work: 469-309-4272

---

**From:** Bonner, Jami  
**Sent:** Thursday, January 26, 2023 10:34 AM  
**To:** Mosley, Laurie <lmosley@waxahachiecvb.com>; Borders, Amy <aborders@waxahachie.com>; Cooper, Kyle <kyle.cooper@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Campos, Yadira <ycampos@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Gaertner, James <jgaertner@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Jordan, Me'Lony <mjordan@waxahachie.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Griffith, Thomas <john.griffith@waxahachie.com>; Daniel Frisby <daniel.frisby@waxahachiepd.org>; Brooks, Shon <sbrooks@waxahachie.com>  
**Cc:** Scott, Michael <msscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>; Villarreal, Amber <avillarreal@waxahachie.com>  
**Subject:** Event Application - Hachie 50 4/21-22/23

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- The applicant stated they will have volunteers stationed at road crossings to assist with traffic.
- The applicant stated they will need trash pickup and access to bathrooms.

Thank you,

Jami Bonner  
Assistant City Secretary  
City of Waxahachie

(5e)

**Bonner, Jami**

---

**From:** Boyd, Ricky  
**Sent:** Thursday, January 26, 2023 12:48 PM  
**To:** Bonner, Jami  
**Subject:** RE: Event Application - Hachie 50 4/21-22/23

I have no concerns with this request.

***Ricky Boyd, Fire Chief***

**Waxahachie Fire-Rescue**  
**214-463-9335**

---

**From:** Bonner, Jami <jami.bonner@waxahachie.com>  
**Sent:** Thursday, January 26, 2023 10:34 AM  
**To:** Mosley, Laurie <lmosley@waxahachiecvb.com>; Borders, Amy <aborders@waxahachie.com>; Cooper, Kyle <kyle.cooper@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Campos, Yadira <ycampos@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Gaertner, James <jgaertner@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Jordan, Me'Lony <mjordan@waxahachie.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Griffith, Thomas <john.griffith@waxahachie.com>; Daniel Frisby <daniel.frisby@waxahachiepd.org>; Brooks, Shon <sbrooks@waxahachie.com>  
**Cc:** Scott, Michael <msscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>; Villarreal, Amber <avillarreal@waxahachie.com>  
**Subject:** Event Application - Hachie 50 4/21-22/23

For your review / comments. A few notes...

- This event is planned for the same weekend as Crossroads of Texas Film and Music Festival. The applicant is aware.
- Alcohol will be available from a cooler to runners as they cross the finish line.
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- The applicant stated they will need trash pickup and access to bathrooms.

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](http://www.waxahachie.com)

(5e)

**Bonner, Jami**

---

**From:** Martinez, Gumaro  
**Sent:** Thursday, January 26, 2023 1:54 PM  
**To:** Scott, Michael; Bonner, Jami; Mosley, Laurie; Borders, Amy; Cooper, Kyle; Campos, Yadira; Barnes, Bradley; Joe Bill Wiser; Boyd, Ricky; Gaertner, James; Massey, Matt; Jordan, Me'Lony; Warren, Anthony; Griffith, Thomas; Daniel Frisby; Brooks, Shon  
**Cc:** Lawrence, Albert; Crocker, Clarice; Villarreal, Amber  
**Subject:** RE: Event Application - Hachie 50 4/21-22/23

In the past they've requested a few portas near the trail at Lions Park. They also run down to Howard Road using Lion's park road, and that can get pretty tight when you have residents with trailers coming and going. Soccer fields and pavilion at Lions are available for that day.

We need to meet with the applicant to discuss the "full access" part and also determine the actual running path in Lions Park.



**From:** Scott, Michael <msscott@waxahachie.com>  
**Sent:** Thursday, January 26, 2023 10:42 AM  
**To:** Bonner, Jami <jami.bonner@waxahachie.com>; Mosley, Laurie <Imosley@waxahachiecvb.com>; Borders, Amy <aborders@waxahachie.com>; Cooper, Kyle <kyle.cooper@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Campos, Yadira <ycampos@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Gaertner, James <jgaertner@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Jordan, Me'Lony <mjordan@waxahachie.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Griffith, Thomas <john.griffith@waxahachie.com>; Daniel Frisby <daniel.frisby@waxahachiepd.org>; Brooks, Shon <sbrooks@waxahachie.com>  
**Cc:** Lawrence, Albert <alawrence@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>; Villarreal, Amber <avillarreal@waxahachie.com>  
**Subject:** RE: Event Application - Hachie 50 4/21-22/23

I notice they are wanting "full access to Lion's Park"—I am not for sure this has been the request in the past or if there are soccer games, etc. that may conflict...just something to review.

thx

---

**From:** Bonner, Jami <jami.bonner@waxahachie.com>  
**Sent:** Thursday, January 26, 2023 10:34 AM

(5e)

**Bonner, Jami**

---

**From:** Gaertner, James  
**Sent:** Thursday, January 26, 2023 6:27 PM  
**To:** Bonner, Jami; Mosley, Laurie; Borders, Amy; Cooper, Kyle; Martinez, Gumaro; Campos, Yadira; Barnes, Bradley; Joe Bill Wiser; Boyd, Ricky; Massey, Matt; Jordan, Me'Lony; Warren, Anthony; Griffith, Thomas; Daniel Frisby; Brooks, Shon  
**Cc:** Scott, Michael; Lawrence, Albert; Crocker, Clarice; Villarreal, Amber  
**Subject:** RE: Event Application - Hachie 50 4/21-22/23

I don't have comments.

Please have them coordinate with Matt for traffic control (cones/barricades).

**James Gaertner, PE, CFM, CPM**  
**Executive Director of Public Works & Utilities**  
Office: 469-309-4301  
[jgaertner@waxahachie.com](mailto:jgaertner@waxahachie.com)

**From:** Bonner, Jami <jami.bonner@waxahachie.com>  
**Sent:** Thursday, January 26, 2023 10:34 AM  
**To:** Mosley, Laurie <lmosley@waxahachiecvb.com>; Borders, Amy <aborders@waxahachie.com>; Cooper, Kyle <kyle.cooper@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Campos, Yadira <ycampos@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Gaertner, James <jgaertner@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Jordan, Me'Lony <mjordan@waxahachie.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Griffith, Thomas <john.griffith@waxahachie.com>; Daniel Frisby <daniel.frisby@waxahachiepd.org>; Brooks, Shon <sbrooks@waxahachie.com>  
**Cc:** Scott, Michael <msscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>; Villarreal, Amber <avillarreal@waxahachie.com>  
**Subject:** Event Application - Hachie 50 4/21-22/23

For your review / comments. A few notes...

- This event is planned for the same weekend as Crossroads of Texas Film and Music Festival. The applicant is aware.
- Alcohol will be available from a cooler to runners as they cross the finish line.
- The applicant stated they will have volunteers stationed at road crossings to assist with traffic.
- The applicant stated they will need trash pickup and access to bathrooms.

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](http://www.waxahachie.com)

(He)

**Bonner, Jami**

---

**From:** Barnes, Bradley  
**Sent:** Friday, February 3, 2023 3:41 PM  
**To:** Gaertner, James; Bonner, Jami; Mosley, Laurie; Borders, Amy; Cooper, Kyle; Martinez, Gumaro; Campos, Yadira; Joe Bill Wiser; Boyd, Ricky; Massey, Matt; Jordan, Me'Lony; Warren, Anthony; Griffith, Thomas; Daniel Frisby; Brooks, Shon  
**Cc:** Scott, Michael; Lawrence, Albert; Crocker, Clarice; Villarreal, Amber  
**Subject:** RE: Event Application - Hachie 50 4/21-22/23

For clarification...

I just spoke with Ken Box and he provided additional information about the request to close Matthews Street.

As I read the application, I assumed they wanted to close Mathews so the runners would be protected as they crossed. However, the intention of the closure is so the organization can reroute part of the race course along Matthews Street between Howard Road and the railroad crossing.

Just wanted to make sure we were all reading from the same sheet of music.

Brad Barnes  
Assistant Director of Parks and Recreation  
City of Waxahachie  
Mobile: 214-903-5733  
Work: 469-309-4272

---

**From:** Gaertner, James  
**Sent:** Thursday, January 26, 2023 6:27 PM  
**To:** Bonner, Jami <jami.bonner@waxahachie.com>; Mosley, Laurie <Imosley@waxahachiecvb.com>; Borders, Amy <aborders@waxahachie.com>; Cooper, Kyle <kyle.cooper@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Campos, Yadira <ycampos@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Massey, Matt <mmassey@waxahachie.com>; Jordan, Me'Lony <mjordan@waxahachie.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Griffith, Thomas <john.griffith@waxahachie.com>; Daniel Frisby <daniel.frisby@waxahachiepd.org>; Brooks, Shon <sbrooks@waxahachie.com>  
**Cc:** Scott, Michael <msscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>; Villarreal, Amber <avillarreal@waxahachie.com>  
**Subject:** RE: Event Application - Hachie 50 4/21-22/23

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**James Gaertner, PE, CFM, CPM**  
**Executive Director of Public Works & Utilities**  
Office: 469-309-4301  
[jgaertner@waxahachie.com](mailto:jgaertner@waxahachie.com)

(5e)

**Bonner, Jami**

---

**From:** Massey, Matt  
**Sent:** Friday, February 3, 2023 3:51 PM  
**To:** Barnes, Bradley  
**Cc:** Gaertner, James; Bonner, Jami; Mosley, Laurie; Borders, Amy; Cooper, Kyle; Martinez, Gumaro; Campos, Yadira; Joe Bill Wiser; Boyd, Ricky; Jordan, Me'Lony; Warren, Anthony; Griffith, Thomas; Daniel Frisby; Brooks, Shon; Scott, Michael; Lawrence, Albert; Crocker, Clarice; Villarreal, Amber  
**Subject:** Re: Event Application - Hachie 50 4/21-22/23

Matthew's is a very busy street. I don't believe closing it would be a good idea. I would recommend Mr. Box to provide a crossing guard rather than close the street.

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

On Feb 3, 2023, at 3:41 PM, Barnes, Bradley <bradley.barnes@waxahachie.com> wrote:

For clarification...

I just spoke with Ken Box and he provided additional information about the request to close Matthews Street.

As I read the application, I assumed they wanted to close Mathews so the runners would be protected as they crossed. However, the intention of the closure is so the organization can reroute part of the race course along Matthews Street between Howard Road and the railroad crossing.

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Brad Barnes  
Assistant Director of Parks and Recreation  
City of Waxahachie  
Mobile: 214-903-5733  
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**Sent:** Thursday, January 26, 2023 6:27 PM  
**To:** Bonner, Jami <jami.bonner@waxahachie.com>; Mosley, Laurie <mosley@waxahachiecvb.com>; Borders, Amy <aborders@waxahachie.com>; Cooper, Kyle <kyle.cooper@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Campos, Yadira <ycampos@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Massey, Matt <mmassey@waxahachie.com>; Jordan, Me'Lony <mjordan@waxahachie.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Griffith, Thomas <john.griffith@waxahachie.com>; Daniel Frisby <daniel.frisby@waxahachiepd.org>; Brooks, Shon <sbrooks@waxahachie.com>



Date submitted 11/17/23

### 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: 972-935-3684

Email: \_\_\_\_\_

Mailing address: 418 W. Franklin

Host organization name: Ellis County Hispanic Organization

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

On-site contact name: Jose Villarreal Cell: 972-921-7121

### 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: 4,000

Description of event: Festival

### How many times has this event been hosted before?

1<sup>st</sup> time ☐ 2 - 4 times ☒ 5 or more times ☐ Location: \_\_\_\_\_

### Choose the best description of the event:

- |   |  |
|---|--|
| <input checked="" 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 type="radio"/> Other: _____               |



**Event activities include (check all that apply):**

- |   |  |
|---|--|
| <input checked="" type="checkbox"/> Amusement rides / <u>Inflatables</u>  | <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: <u>car show,</u>                            |

**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	<u>may 6, 2023</u>	<u>11:00am</u>	<u>11:00pm</u>
Event Set-up	<u>may 4, 2023</u>	<u>7:00am</u>	<u>11:00am</u>
Event Breakdown	<u>May 6, 2023</u>	<u>11:00pm</u>	<u>1:00am</u>

**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 ☐

### 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 6, 2023 7:00am - 1:00am  
Volunteers How many: ? Date(s) & time(s): May 6, 2023 7:00am - 1:00am  
Private security How many: ? Date(s) & time(s): May 6, 2023 3:00pm - 11:00pm

Company name: Safe Venues LLC

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

Off duty police How many: ? Date(s) & time(s): May 6, 2023 3:00pm - 11:30pm

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

If no, please contact Sgt. Brian Fuller at bfuller@waxahachiepd.org 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 5, 2023 (see attachment) Start time: 7:00am End time: 1:00 AM

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

### 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, metal Barriers, Trash cans, bags

Where should equipment be dropped off & picked up? 2 dumpsters, hand sanitizer  
Pocket Park



City of Waxahachie  
City Secretary's Office

Special Event Application

(5f)

When will the traffic equipment be set-up?

Date: May 5, 2023 Time: 5:00pm

When will the traffic equipment be removed?

Date: May 7, 2023 Time: 1:00pm

Are you requesting the use of City traffic equipment?

Yes ☒ No ☐

**Availability is not guaranteed**

**Streets cannot be blocked without prior approval.**

See attachment

**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. Henning

Signature

11/7/23

Date

**Contract Agreement**

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

Cynthia H. Henning

Signature

11/7/23

Date

Email completed Special Event Application and site map to Jami Bonner at [jami.bonner@waxahachie.com](mailto:jami.bonner@waxahachie.com).

# attachment

(5f)

We will need street closures on Friday May 5, 2023  
at 5:00 pm to set up stage.

Closure from Elm St to Franklin St  
also close Rogers to Franklin until  
stage is set up.

---

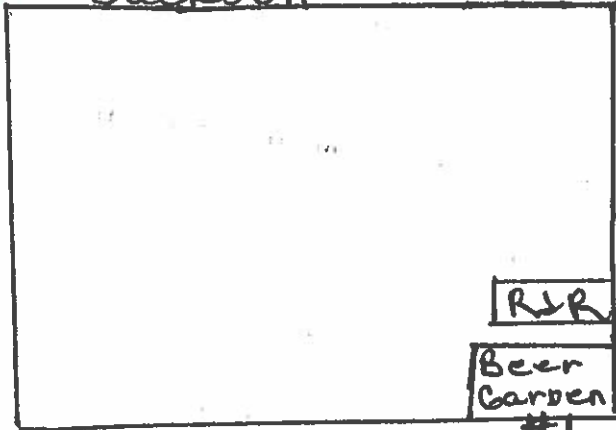
We will talk to Brian Fuller about  
security.

---

Businesses that might be affected Crafty Scrapper  
due to a private event she is hosting, but we will  
make accommodations for them to unload at 10:00am

Kids Zone

Jackson



Non Food Vendor

College

Food Vendor Court

Car show

Jackson

(5f)

NON FOOD Vendor

Franklin st

Mexican Grill

Museum

College

Food Vendor Court

Main st

Court house

VIP

Porta Potty (2)

(Non Food Vendor over Flow) Rogers

Beer Garden #2

Prime 115

Dancing

260AS

Porta Potty

Mix

Subway

Franklin st

Farm Truck

Porta Potty (2)

(Non Food Vendor over Flow) Rogers

Jefferson

Big Al

Franklin st

(5f)

February 10, 2023

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 8<sup>th</sup>, 2023, during 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.

A second motion was made and passed unanimously by the WDMA to help further support ECHO with their hard work in the organization and execution of this event with a \$500 donation. WDMA sees an event of this magnitude and cultural significance as an opportunity to welcome thousands of attendees to our downtown businesses and will launch a "BIENVENIDOS" campaign within our membership to help further support the mission of ECHO and the Cinco de Mayo Festival.

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

A. Shane Henry  
President - WDMA

(5f)



E.C.H.O will be hosting it's yearly Cinco de Mayo on Saturday May 6, 2023 from 11:00am to 11:00pm in downtown Waxahachie. There will be food vendors, non-food vendors, live music and lots of fun for the entire family.

We expect this years Cinco de Mayo to beat last years 2,500, which makes Cinco a perfect venue to showcase your products, services and commitment to support the Ellis County Hispanic Organization.

E.C.H.O. is requesting the closer of Franklin St, Rogers St, College St, and Jackson St.

Thank you for your support in our past festivals as it is greatly appreciated. We look forward to 2023's festival and thank you in advance for your continued support.

Yours truly,

Cynthia Herrera and Jose Villarreal

President

Vice President

Name of your business:

Blacks Down the Hatch

I AGREE TO THE STREET CLOSURES

Signature:

(5f)



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Yours truly,

Cynthia Herrera and Jose Villarreal

President

Vice President

Name of your business:

The Mix + Eubank Florist

I AGREE TO THE STREET CLOSURES

Signature: Charlotte McKelvin

Need ally way clear untill 1:00pm

Echo has made accommodations for Eubanks

(5f)



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Yours truly,

Cynthia Herrera and Jose Villarreal

President

Vice President

972-938-3875

Name of your business:

Prime 115

I AGREE TO THE STREET CLOSURES

Signature:



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Yours truly,

Cynthia Herrera and Jose Villarreal

President

Vice President

Name of your business:

Beauty & Image Studio by Ana Reyes

I AGREE TO THE STREET CLOSURES

Signature:



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Yours truly,

Cynthia Herrera and Jose Villarreal

President

Vice President

Name of your business:

The Perfect Pair

I AGREE TO THE STREET CLOSURES

Signature:

Carra Karaman



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Yours truly,

Cynthia Herrera and Jose Villarreal

President

Vice President

Name of your business:

Ellis County Museum

I AGREE TO THE STREET CLOSURES

Signature:

[Signature]



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Yours truly,

Cynthia Herrera and Jose Villarreal

President

Vice President

Name of your business:

McGuire Law Office

I AGREE TO THE STREET CLOSURES

Signature:

Robert J. McGuire



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Yours truly,

Cynthia Herrera and Jose Villarreal

President

Vice President

Name of your business:

Bishop Law

I AGREE TO THE STREET CLOSURES

Signature: Heidi Baxter



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Yours truly,

Cynthia Herrera and Jose Villarreal

President

Vice President

Name of your business:

Beaty + Sipis Law PLLC

I AGREE TO THE STREET CLOSURES

Signature:

[Signature]



E.C.H.O. will be hosting it's yearly Cinco de Mayo on Saturday May 6, 2023 from 11:00am to 11:00pm in downtown Waxahachie. There will be food vendors, non-food vendors, live music and lots of fun for the entire family.

We expect this years Cinco de Mayo to beat last years 2,500, which makes Cinco a perfect venue to showcase your products, services and commitment to support the Ellis County Hispanic Organization.

E.C.H.O. is requesting the closer of Franklin St, Rogers St, College St, and Jackson St.

Thank you for your support in our past festivals as it is greatly appreciated. We look forward to 2023's festival and thank you in advance for your continued support.

Yours truly,

Cynthia Herrera and Jose Villarreal

President

Vice President

Name of your business:

Landrum & Evans, PC

I AGREE TO THE STREET CLOSURES

Signature: Katrina Evans



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Cynthia Herrera and Jose Villarreal

President

Vice President

Name of your business:

GARY GILES REAL ESTATE

I AGREE TO THE STREET CLOSURES

Signature:

Gary G. Giles



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Yours truly,

Cynthia Herrera and Jose Villarreal

President

Vice President

Name of your business:

Rocking Lorynny Boutique

I AGREE TO THE STREET CLOSURES

Signature: Kff



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Yours truly,

Cynthia Herrera and Jose Villarreal

President

Vice President

Name of your business:

Westbound Trading Co.

I AGREE TO THE STREET CLOSURES

Signature: *[Signature]*



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Cynthia Herrera and Jose Villarreal

President

Vice President

Name of your business:

*Heart in Hand*

I AGREE TO THE STREET CLOSURES

Signature:

*Sam Wright*



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Yours truly,

Cynthia Herrera and Jose Villarreal

President

Vice President

Name of your business:

OLIVIA JAYDE SALON

I AGREE TO THE STREET CLOSURES

Signature:

(5f)



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Yours truly,

Cynthia Herrera and Jose Villarreal

President

Vice President

Name of your business:

Vaqueras Boutique

I AGREE TO THE STREET CLOSURES

Signature:

*[Handwritten signature]*



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Yours truly,

Cynthia Herrera and Jose Villarreal

President

Vice President

Name of your business:

Art on the Square

I AGREE TO THE STREET CLOSURES

Signature:  Heather Gaughan

(5f)



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Yours truly,

Cynthia Herrera and Jose Villarreal

President

Vice President

Name of your business:

A-1 Bail Bonds

I AGREE TO THE STREET CLOSURES

Signature:

Rhacel Sanchez



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Yours truly,

Cynthia Herrera and Jose Villarreal

President

Vice President

Name of your business:

El Mexicano Grill

I AGREE TO THE STREET CLOSURES

Signature: 



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Yours truly,

Cynthia Herrera and Jose Villarreal

President

Vice President

Name of your business:

Prickly Boba

I AGREE TO THE STREET CLOSURES

Signature:

[Signature]



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Yours truly,

Cynthia Herrera and Jose Villarreal

President

Vice President

Name of your business:

Waxahachie Driving School

I AGREE TO THE STREET CLOSURES

Signature: Diana Aguiar

(5f)

**Bonner, Jami**

---

**From:** Boyd, Ricky  
**Sent:** Tuesday, January 17, 2023 4:01 PM  
**To:** Bonner, Jami  
**Cc:** Griffith, Thomas; Mosley, Laurie  
**Subject:** RE: Event Application - Cinco de Mayo 5/6/23

In speaking with Laurie and Thomas, I think this event is growing to the point that they will need to submit a Safety Plan to include an EMS presence (off-road vehicle) from either AMR or the Fire Department. Thank you.

*Ricky Boyd, Fire Chief*

**Waxahachie Fire-Rescue**  
**214-463-9335**

---

**From:** Bonner, Jami <jami.bonner@waxahachie.com>  
**Sent:** Tuesday, January 17, 2023 1:59 PM  
**To:** Simpson, Anita <asimpson@waxahachie.com>; Mosley, Laurie <lmosley@waxahachiecvb.com>; Gaertner, James <jgaertner@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Brooks, Shon <sbrooks@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Jordan, Me'Lony <mjordan@waxahachie.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Griffith, Thomas <john.griffith@waxahachie.com>; Daniel Frisby <daniel.frisby@waxahachiepd.org>; Cooper, Kyle <kyle.cooper@waxahachie.com>  
**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 5/6/23

For your review / comments. Ms. Herrera will reach out to Wally / Matt to discuss barricades and cones.

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](http://www.waxahachie.com)

(5f)

## Bonner, Jami

---

**From:** Mosley, Laurie  
**Sent:** Tuesday, January 17, 2023 4:01 PM  
**To:** Bonner, Jami; Simpson, Anita; Gaertner, James; Massey, Matt; Brooks, Shon; Martinez, Gumaro; Jordan, Me'Lony; Warren, Anthony; Joe Bill Wiser; Boyd, Ricky; Griffith, Thomas; Daniel Frisby; Cooper, Kyle  
**Cc:** Scott, Michael; Lawrence, Albert; Villarreal, Amber; Crocker, Clarice  
**Subject:** RE: Event Application - Cinco de Mayo 5/6/23

This is always a great annual event that I look forward to working with their team of volunteers on for even a bigger event this year. Last year several of our departments met with them in advance.

Many thanks,

Laurie Mosley, CTE  
Director  
Waxahachie CVB  
2000 Civic Center Lane  
Waxahachie, TX 75165  
469-309-4046

---

**From:** Bonner, Jami <jami.bonner@waxahachie.com>  
**Sent:** Tuesday, January 17, 2023 1:59 PM  
**To:** Simpson, Anita <asimpson@waxahachie.com>; Mosley, Laurie <lmosley@waxahachiecvb.com>; Gaertner, James <jgaertner@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Brooks, Shon <sbrooks@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Jordan, Me'Lony <mjordan@waxahachie.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Griffith, Thomas <john.griffith@waxahachie.com>; Daniel Frisby <daniel.frisby@waxahachiepd.org>; Cooper, Kyle <kyle.cooper@waxahachie.com>  
**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 5/6/23

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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](http://www.waxahachie.com)

(5f)

**Bonner, Jami**

---

**From:** Villarreal, Amber  
**Sent:** Thursday, January 19, 2023 12:19 PM  
**To:** Bonner, Jami; Simpson, Anita; Mosley, Laurie; Gaertner, James; Massey, Matt; Brooks, Shon; Martinez, Gumaro; Jordan, Me'Lony; Warren, Anthony; Joe Bill Wiser; Boyd, Ricky; Griffith, Thomas; Daniel Frisby; Cooper, Kyle  
**Cc:** Scott, Michael; Lawrence, Albert; Crocker, Clarice  
**Subject:** Re: Event Application - Cinco de Mayo 5/6/23

Team,

There is a property owner on Rogers Street who spoke in opposition to closing Rogers Street for this event. She said she has a sold out event at her business that same weekend. Would staff like to meet with ECHO to discuss an alternate layout downtown for the Cinco de Mayo event or will staff support the closing of the street as requested?

Thank you,  
Amber

Sent via the Samsung Galaxy S10e, an AT&T 5G Evolution capable smartphone  
Get [Outlook for Android](#)

---

**From:** Bonner, Jami <jami.bonner@waxahachie.com>  
**Sent:** Tuesday, January 17, 2023 1:59:00 PM  
**To:** Simpson, Anita <asimpson@waxahachie.com>; Mosley, Laurie <lmosley@waxahachiecvb.com>; Gaertner, James <jgaertner@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Brooks, Shon <sbrooks@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Jordan, Me'Lony <mjordan@waxahachie.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Griffith, Thomas <john.griffith@waxahachie.com>; Daniel Frisby <daniel.frisby@waxahachiepd.org>; Cooper, Kyle <kyle.cooper@waxahachie.com>  
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[www.waxahachie.com](http://www.waxahachie.com)

(5f)

**Bonner, Jami**

---

**From:** Martinez, Gumaro  
**Sent:** Thursday, January 19, 2023 1:33 PM  
**To:** Villarreal, Amber; Bonner, Jami; Simpson, Anita; Mosley, Laurie; Gaertner, James; Massey, Matt; Brooks, Shon; Jordan, Me'Lony; Warren, Anthony; Joe Bill Wiser; Boyd, Ricky; Griffith, Thomas; Daniel Frisby; Cooper, Kyle  
**Cc:** Scott, Michael; Lawrence, Albert; Crocker, Clarice; Villarreal, James  
**Subject:** RE: Event Application - Cinco de Mayo 5/6/23

The other possible site would be the Sports Complex, to handle that size of crowd. However, James has scheduled tournaments and league play for May 6th.

We need to explore this option sooner next year, especially if they have another big name act like Michael Salgado.

Gumaro Martinez  
Executive Director of Parks & Leisure Services  
City of Waxahachie  
(214) 903-3676

----- Original message -----

**From:** "Villarreal, Amber" <avillarreal@waxahachie.com>  
**Date:** 1/19/23 12:19 PM (GMT-06:00)  
**To:** "Bonner, Jami" <jami.bonner@waxahachie.com>, "Simpson, Anita" <asimpson@waxahachie.com>, "Mosley, Laurie" <lmosley@waxahachiecvb.com>, "Gaertner, James" <jgaertner@waxahachie.com>, "Massey, Matt" <mmassey@waxahachie.com>, "Brooks, Shon" <sbrooks@waxahachie.com>, "Martinez, Gumaro" <gmartinez@waxahachie.com>, "Jordan, Me'Lony" <mjordan@waxahachie.com>, "Warren, Anthony" <anthony.warren@waxahachie.com>, Joe Bill Wiser <JWiser@waxahachiepd.org>, "Boyd, Ricky" <RBoyd@waxahachiefire.org>, "Griffith, Thomas" <john.griffith@waxahachie.com>, Daniel Frisby <daniel.frisby@waxahachiepd.org>, "Cooper, Kyle" <kyle.cooper@waxahachie.com>  
**Cc:** "Scott, Michael" <mscott@waxahachie.com>, "Lawrence, Albert" <alawrence@waxahachie.com>, "Crocker, Clarice" <ccrocker@waxahachie.com>  
**Subject:** Re: Event Application - Cinco de Mayo 5/6/23

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Thank you,  
Amber

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(5f)

**Bonner, Jami**

---

**From:** Mosley, Laurie  
**Sent:** Thursday, January 19, 2023 1:34 PM  
**To:** Villarreal, Amber; Bonner, Jami; Simpson, Anita; Gaertner, James; Massey, Matt; Brooks, Shon; Martinez, Gumaro; Jordan, Me'Lony; Warren, Anthony; Joe Bill Wiser; Boyd, Ricky; Griffith, Thomas; Daniel Frisby; Cooper, Kyle  
**Cc:** Scott, Michael; Lawrence, Albert; Crocker, Clarice  
**Subject:** RE: Event Application - Cinco de Mayo 5/6/23

Even if there wasn't a Cinco de Mayo event, downtown parking is not promised to the business owner's customers. This event has taken place annually since 2009 and brings thousands.

---

**From:** Villarreal, Amber <avillarreal@waxahachie.com>  
**Sent:** Thursday, January 19, 2023 12:19 PM  
**To:** Bonner, Jami <jami.bonner@waxahachie.com>; Simpson, Anita <asimpson@waxahachie.com>; Mosley, Laurie <lmosley@waxahachiecvb.com>; Gaertner, James <jgaertner@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Brooks, Shon <sbrooks@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Jordan, Me'Lony <mjordan@waxahachie.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Griffith, Thomas <john.griffith@waxahachie.com>; Daniel Frisby <daniel.frisby@waxahachiepd.org>; Cooper, Kyle <kyle.cooper@waxahachie.com>  
**Cc:** Scott, Michael <msscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>  
**Subject:** Re: Event Application - Cinco de Mayo 5/6/23

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**Sent:** Tuesday, January 17, 2023 1:59:00 PM  
**To:** Simpson, Anita <asimpson@waxahachie.com>; Mosley, Laurie <lmosley@waxahachiecvb.com>; Gaertner, James <jgaertner@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Brooks, Shon <sbrooks@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Jordan, Me'Lony <mjordan@waxahachie.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Griffith, Thomas <john.griffith@waxahachie.com>; Daniel Frisby <daniel.frisby@waxahachiepd.org>; Cooper, Kyle <kyle.cooper@waxahachie.com>  
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**Subject:** Event Application - Cinco de Mayo 5/6/23

(5f)

## Bonner, Jami

---

**From:** Mosley, Laurie  
**Sent:** Thursday, January 19, 2023 1:42 PM  
**To:** Simpson, Anita; Villarreal, Amber; Bonner, Jami; Gaertner, James; Massey, Matt; Brooks, Shon; Martinez, Gumaro; Jordan, Me'Lony; Warren, Anthony; Joe Bill Wiser; Boyd, Ricky; Griffith, Thomas; Daniel Frisby; Cooper, Kyle  
**Cc:** Scott, Michael; Lawrence, Albert; Crocker, Clarice  
**Subject:** RE: Event Application - Cinco de Mayo 5/6/23

It actually works to the business owner's advantage that the street is blocked so her customers can get in and unload which is what the event organizer is offering.

---

**From:** Simpson, Anita <[asimpson@waxahachie.com](mailto:asimpson@waxahachie.com)>  
**Sent:** Thursday, January 19, 2023 1:36 PM  
**To:** Mosley, Laurie <[lmosley@waxahachiecvb.com](mailto:lmosley@waxahachiecvb.com)>; Villarreal, Amber <[avillarreal@waxahachie.com](mailto:avillarreal@waxahachie.com)>; Bonner, Jami <[jami.bonner@waxahachie.com](mailto:jami.bonner@waxahachie.com)>; Gaertner, James <[jgaertner@waxahachie.com](mailto:jgaertner@waxahachie.com)>; Massey, Matt <[mmassey@waxahachie.com](mailto:mmassey@waxahachie.com)>; Brooks, Shon <[sbrooks@waxahachie.com](mailto:sbrooks@waxahachie.com)>; Martinez, Gumaro <[gmartinez@waxahachie.com](mailto:gmartinez@waxahachie.com)>; Jordan, Me'Lony <[mjordan@waxahachie.com](mailto:mjordan@waxahachie.com)>; Warren, Anthony <[anthony.warren@waxahachie.com](mailto:anthony.warren@waxahachie.com)>; Joe Bill Wiser <[JWiser@waxahachiepd.org](mailto:JWiser@waxahachiepd.org)>; Boyd, Ricky <[RBoyd@waxahachiefire.org](mailto:RBoyd@waxahachiefire.org)>; Griffith, Thomas <[john.griffith@waxahachie.com](mailto:john.griffith@waxahachie.com)>; Daniel Frisby <[daniel.frisby@waxahachiepd.org](mailto:daniel.frisby@waxahachiepd.org)>; Cooper, Kyle <[kyle.cooper@waxahachie.com](mailto:kyle.cooper@waxahachie.com)>  
**Cc:** Scott, Michael <[mscott@waxahachie.com](mailto:mscott@waxahachie.com)>; Lawrence, Albert <[alawrence@waxahachie.com](mailto:alawrence@waxahachie.com)>; Crocker, Clarice <[ccrocker@waxahachie.com](mailto:ccrocker@waxahachie.com)>  
**Subject:** RE: Event Application - Cinco de Mayo 5/6/23

I second what Laurie said. Also, how many are in her sold out event and how does that compare to the crowd expected from the festival? What will have the greater impact?

---

**From:** Mosley, Laurie  
**Sent:** Thursday, January 19, 2023 1:34 PM  
**To:** Villarreal, Amber <[avillarreal@waxahachie.com](mailto:avillarreal@waxahachie.com)>; Bonner, Jami <[jami.bonner@waxahachie.com](mailto:jami.bonner@waxahachie.com)>; Simpson, Anita <[asimpson@waxahachie.com](mailto:asimpson@waxahachie.com)>; Gaertner, James <[jgaertner@waxahachie.com](mailto:jgaertner@waxahachie.com)>; Massey, Matt <[mmassey@waxahachie.com](mailto:mmassey@waxahachie.com)>; Brooks, Shon <[sbrooks@waxahachie.com](mailto:sbrooks@waxahachie.com)>; Martinez, Gumaro <[gmartinez@waxahachie.com](mailto:gmartinez@waxahachie.com)>; Jordan, Me'Lony <[mjordan@waxahachie.com](mailto:mjordan@waxahachie.com)>; Warren, Anthony <[anthony.warren@waxahachie.com](mailto:anthony.warren@waxahachie.com)>; Joe Bill Wiser <[JWiser@waxahachiepd.org](mailto:JWiser@waxahachiepd.org)>; Boyd, Ricky <[RBoyd@waxahachiefire.org](mailto:RBoyd@waxahachiefire.org)>; Griffith, Thomas <[john.griffith@waxahachie.com](mailto:john.griffith@waxahachie.com)>; Daniel Frisby <[daniel.frisby@waxahachiepd.org](mailto:daniel.frisby@waxahachiepd.org)>; Cooper, Kyle <[kyle.cooper@waxahachie.com](mailto:kyle.cooper@waxahachie.com)>  
**Cc:** Scott, Michael <[mscott@waxahachie.com](mailto:mscott@waxahachie.com)>; Lawrence, Albert <[alawrence@waxahachie.com](mailto:alawrence@waxahachie.com)>; Crocker, Clarice <[ccrocker@waxahachie.com](mailto:ccrocker@waxahachie.com)>  
**Subject:** RE: Event Application - Cinco de Mayo 5/6/23

Even if there wasn't a Cinco de Mayo event, downtown parking is not promised to the business owner's customers. This event has taken place annually since 2009 and brings thousands.

---

**From:** Villarreal, Amber <[avillarreal@waxahachie.com](mailto:avillarreal@waxahachie.com)>  
**Sent:** Thursday, January 19, 2023 12:19 PM  
**To:** Bonner, Jami <[jami.bonner@waxahachie.com](mailto:jami.bonner@waxahachie.com)>; Simpson, Anita <[asimpson@waxahachie.com](mailto:asimpson@waxahachie.com)>; Mosley, Laurie <[lmosley@waxahachiecvb.com](mailto:lmosley@waxahachiecvb.com)>; Gaertner, James <[jgaertner@waxahachie.com](mailto:jgaertner@waxahachie.com)>; Massey, Matt

(5f)

**Bonner, Jami**

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**From:** Villarreal, Amber  
**Sent:** Thursday, January 19, 2023 2:21 PM  
**To:** Mosley, Laurie; Simpson, Anita; Bonner, Jami; Gaertner, James; Massey, Matt; Brooks, Shon; Martinez, Gumaro; Jordan, Me'Lony; Warren, Anthony; Joe Bill Wiser; Boyd, Ricky; Griffith, Thomas; Daniel Frisby; Cooper, Kyle  
**Cc:** Scott, Michael; Lawrence, Albert; Crocker, Clarice  
**Subject:** Re: Event Application - Cinco de Mayo 5/6/23

Thanks for the responses. I agree with all staff comments. Some Council Members seemed sympathetic to Ms. Ross saying she'd lose \$10,000 if she cancels her event, so I wanted to get staff's feedback on how we should proceed. I know for planning purposes, ECHO will need their application considered by Council soon.

Thank you,

**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](http://www.waxahachie.com)

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---

**From:** Mosley, Laurie <Imosley@waxahachiecvb.com>  
**Sent:** Thursday, January 19, 2023 1:41:38 PM  
**To:** Simpson, Anita <asimpson@waxahachie.com>; Villarreal, Amber <avillarreal@waxahachie.com>; Bonner, Jami <jami.bonner@waxahachie.com>; Gaertner, James <jgaertner@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Brooks, Shon <sbrooks@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>; Jordan, Me'Lony <mjordan@waxahachie.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Griffith, Thomas <john.griffith@waxahachie.com>; Daniel Frisby <daniel.frisby@waxahachiepd.org>; Cooper, Kyle <kyle.cooper@waxahachie.com>  
**Cc:** Scott, Michael <msscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>  
**Subject:** RE: Event Application - Cinco de Mayo 5/6/23

It actually works to the business owner's advantage that the street is blocked so her customers can get in and unload which is what the event organizer is offering.

---

**From:** Simpson, Anita <asimpson@waxahachie.com>  
**Sent:** Thursday, January 19, 2023 1:36 PM  
**To:** Mosley, Laurie <Imosley@waxahachiecvb.com>; Villarreal, Amber <avillarreal@waxahachie.com>; Bonner, Jami <jami.bonner@waxahachie.com>; Gaertner, James <jgaertner@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Brooks, Shon <sbrooks@waxahachie.com>; Martinez, Gumaro

(5f)

**Bonner, Jami**

---

**From:** Simpson, Anita  
**Sent:** Thursday, January 19, 2023 2:26 PM  
**To:** Villarreal, Amber; Mosley, Laurie; Bonner, Jami; Gaertner, James; Massey, Matt; Brooks, Shon; Martinez, Gumaro; Jordan, Me'Lony; Warren, Anthony; Joe Bill Wiser; Boyd, Ricky; Griffith, Thomas; Daniel Frisby; Cooper, Kyle  
**Cc:** Scott, Michael; Lawrence, Albert; Crocker, Clarice; Mendez, Wally  
**Subject:** RE: Event Application - Cinco de Mayo 5/6/23

She doesn't have to cancel her event. ECHO seems willing to accommodate her participants and Wally is going to suggest a parking option for them. Hopefully it will all work out for everyone.

---

**From:** Villarreal, Amber  
**Sent:** Thursday, January 19, 2023 2:21 PM  
**To:** Mosley, Laurie <[imosley@waxahachiecvb.com](mailto:imosley@waxahachiecvb.com)>; Simpson, Anita <[asimpson@waxahachie.com](mailto:asimpson@waxahachie.com)>; Bonner, Jami <[jami.bonner@waxahachie.com](mailto:jami.bonner@waxahachie.com)>; Gaertner, James <[jgaertner@waxahachie.com](mailto:jgaertner@waxahachie.com)>; Massey, Matt <[mmassey@waxahachie.com](mailto:mmassey@waxahachie.com)>; Brooks, Shon <[sbrooks@waxahachie.com](mailto:sbrooks@waxahachie.com)>; Martinez, Gumaro <[gmartinez@waxahachie.com](mailto:gmartinez@waxahachie.com)>; Jordan, Me'Lony <[mjordan@waxahachie.com](mailto:mjordan@waxahachie.com)>; Warren, Anthony <[anthony.warren@waxahachie.com](mailto:anthony.warren@waxahachie.com)>; Joe Bill Wiser <[JWiser@waxahachiepd.org](mailto:JWiser@waxahachiepd.org)>; Boyd, Ricky <[RBoyd@waxahachiefire.org](mailto:RBoyd@waxahachiefire.org)>; Griffith, Thomas <[john.griffith@waxahachie.com](mailto:john.griffith@waxahachie.com)>; Daniel Frisby <[daniel.frisby@waxahachiepd.org](mailto:daniel.frisby@waxahachiepd.org)>; Cooper, Kyle <[kyle.cooper@waxahachie.com](mailto:kyle.cooper@waxahachie.com)>  
**Cc:** Scott, Michael <[msscott@waxahachie.com](mailto:msscott@waxahachie.com)>; Lawrence, Albert <[alawrence@waxahachie.com](mailto:alawrence@waxahachie.com)>; Crocker, Clarice <[ccrocker@waxahachie.com](mailto:ccrocker@waxahachie.com)>  
**Subject:** Re: Event Application - Cinco de Mayo 5/6/23

Thanks for the responses. I agree with all staff comments. Some Council Members seemed sympathetic to Ms. Ross saying she'd lose \$10,000 if she cancels her event, so I wanted to get staff's feedback on how we should proceed. I know for planning purposes, ECHO will need their application considered by Council soon.

Thank you,

**Amber Villarreal, TRMC, CMC**  
City Secretary  
City of Waxahachie

Direct [\(469\) 309-4006](tel:469-309-4006) | Fax [\(469\) 309-4003](tel:469-309-4003) | PO Box 757, Waxahachie, Texas 75168  
[www.waxahachie.com](http://www.waxahachie.com)

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**From:** Mosley, Laurie <[imosley@waxahachiecvb.com](mailto:imosley@waxahachiecvb.com)>  
**Sent:** Thursday, January 19, 2023 1:41:38 PM  
**To:** Simpson, Anita <[asimpson@waxahachie.com](mailto:asimpson@waxahachie.com)>; Villarreal, Amber <[avillarreal@waxahachie.com](mailto:avillarreal@waxahachie.com)>; Bonner, Jami <[jami.bonner@waxahachie.com](mailto:jami.bonner@waxahachie.com)>; Gaertner, James <[jgaertner@waxahachie.com](mailto:jgaertner@waxahachie.com)>; Massey, Matt <[mmassey@waxahachie.com](mailto:mmassey@waxahachie.com)>; Brooks, Shon <[sbrooks@waxahachie.com](mailto:sbrooks@waxahachie.com)>; Martinez, Gumaro

(5f)

## Villarreal, Amber

---

**From:** Joe Bill Wiser  
**Sent:** Thursday, February 2, 2023 2:01 PM  
**To:** Villarreal, Amber  
**Cc:** Scott, Michael  
**Subject:** RE: Event Application - Cinco de Mayo 5/6/23

Good Morning Amber,

I spoke with Ms. Herrera by phone this morning. She has agreed to ask the ECHO group for 10 security guards from Safe Venues LLC. She has also agreed to hire 6 off-duty officers from WPD. That would have the number of on-site security at 16. Ms. Herrera agrees that the event might bring in as many as 10k or 15k people. She is aware that a Houston area promoter is promoting the event in South Texas and on in to Mexico. She stated she has no way of knowing how many will attend.

She said she was waiting to hear if they were approved by city council before moving forward with any planning. I explained that approach was actually delaying the approval. She will get back with me, or Sgt. Fuller, with confirmation on the private security. That number is my best estimate for what would be needed. It could be an over estimation for security, but, I didn't feel comfortable with less, with not knowing how many attendees will be there. Thank you.

Joe Wiser

---

**From:** Villarreal, Amber  
**Sent:** Tuesday, January 31, 2023 8:33 AM  
**To:** Directors Mail <directorsmail@waxahachie.com>  
**Subject:** FW: Event Application - Cinco de Mayo 5/6/23

FYI We'll discuss at Director's meeting today.

**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](http://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.

---

**From:** Bonner, Jami <[jami.bonner@waxahachie.com](mailto:jami.bonner@waxahachie.com)>  
**Sent:** Tuesday, January 17, 2023 1:59 PM  
**To:** Simpson, Anita <[asimpson@waxahachie.com](mailto:asimpson@waxahachie.com)>; Mosley, Laurie <[lmosley@waxahachiecvb.com](mailto:lmosley@waxahachiecvb.com)>; Gaertner, James <[jgaertner@waxahachie.com](mailto:jgaertner@waxahachie.com)>; Massey, Matt <[mmassey@waxahachie.com](mailto:mmassey@waxahachie.com)>; Brooks, Shon <[sbrooks@waxahachie.com](mailto:sbrooks@waxahachie.com)>; Martinez, Gumaro <[gmartinez@waxahachie.com](mailto:gmartinez@waxahachie.com)>; Jordan, Me'Lony <[mjordan@waxahachie.com](mailto:mjordan@waxahachie.com)>; Warren, Anthony <[anthony.warren@waxahachie.com](mailto:anthony.warren@waxahachie.com)>; Joe Bill Wiser <[JWiser@waxahachiepd.org](mailto:JWiser@waxahachiepd.org)>; Boyd, Ricky <[RBoyd@waxahachiefire.org](mailto:RBoyd@waxahachiefire.org)>; Griffith, Thomas <[john.griffith@waxahachie.com](mailto:john.griffith@waxahachie.com)>; Daniel Frisby <[daniel.frisby@waxahachiepd.org](mailto:daniel.frisby@waxahachiepd.org)>; Cooper, Kyle <[kyle.cooper@waxahachie.com](mailto:kyle.cooper@waxahachie.com)>  
**Cc:** Scott, Michael <[miscott@waxahachie.com](mailto:miscott@waxahachie.com)>; Lawrence, Albert <[alawrence@waxahachie.com](mailto:alawrence@waxahachie.com)>; Villarreal, Amber

(5f)

**Villarreal, Amber**

---

**Subject:** FW: Cinco de Mayo and Carolyn Ross

**From:** Simpson, Anita

**Sent:** Friday, February 3, 2023 2:27 PM

**To:** Scott, Michael <mscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Villarreal, Amber <avillarreal@waxahachie.com>

**Cc:** Martinez, Gumaro <gmartinez@waxahachie.com>; Mendez, Wally <wmendez@waxahachie.com>

**Subject:** Cinco de Mayo and Carolyn Ross

Here's an update on the issue with Crafty Scrapper for the Cinco de Mayo festival:

Wally got the okay from CNB to let Carolyn's people use their lot

Wally and I went to talk to Carolyn just now

She is not interested in any compromise, she intends to fight it and she said many times she has friends on the city council who agree with her

So....unless she stops to think about what she is rejecting—assured place for her attendees to unload, park for the day, and pack up that night at midnight—and reconsiders, expect her to speak against it at the council meeting the event is on.

I believe the WDMA is going to provide a letter of support but won't know for sure until after their meeting next Wednesday. However, ECHO has joined the organization as a member and Shane indicated that he is intent on working with them.



City of Waxahachie  
401 S. Rogers  
P.O. Box 757  
Waxahachie, Texas 75165

**Anita Simpson**  
*Director of  
Downtown Development  
Heritage Preservation Officer*

Office 469-309-4111  
Cell 972-672-3035  
Fax 469-309-4003  
asimpson@waxahachie.com



City of Waxahachie  
City Secretary's Office

Special Event Application

(5g)

Date submitted 1/9/23

### 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: 9729215187

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: 9729215187

### About the Event

Event name: C10s in the Park

Date: 09/16/2023

Location: Getzendaner Park

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

Anticipated attendance: 3500-5000 people

Description of event: Classic trucks show in Getzendaner Park

	Date(s)	Start Time:	End Time:
Event Date	09/16/2023	5am	5pm
Event Set-up	9/15/2023	10am	5am
Event Breakdown	9/16/2023		5pm

How many times has this event been hosted before?

1<sup>st</sup> time ☐

2 – 4 times ☒

5 or more times ☐

Location: Getzendaner Park



(59)

**Choose the best description of the event:**

- |   |  |
|---|--|
| <input checked="" 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 type="radio"/> Other:                     |

**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 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 type="checkbox"/> Street closure  |
| <input checked="" 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.**



(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: \_\_\_\_\_ 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: 7 Date(s) & time(s): 9/15 - 9/19

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: \_\_\_\_\_

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: \_\_\_\_\_



City of Waxahachie  
City Secretary's Office

Special Event Application

(59)

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**

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

1/9/2023  
\_\_\_\_\_  
Date

**Contract Agreement**

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

\_\_\_\_\_  
Signature

1/9/2023  
\_\_\_\_\_  
Date

Email completed Special Events Application and site map to  
Jami Bonner at [Jami.Bonner@waxahachie.com](mailto:Jami.Bonner@waxahachie.com).



(59)

**Villarreal, Amber**

---

**From:** Boyd, Ricky  
**Sent:** Tuesday, January 10, 2023 11:48 AM  
**To:** Villarreal, Amber  
**Subject:** RE: Event Applications-C10s in the Park and Party on the Square

I have no concerns with this request.

***Ricky Boyd, Fire Chief***

**Waxahachie Fire-Rescue**

**214-463-9335**

**From:** Villarreal, Amber <avillarreal@waxahachie.com>  
**Sent:** Monday, January 9, 2023 4:00 PM  
**To:** Boyd, Ricky <RBoyd@waxahachiefire.org>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Gaertner, James <jgaertner@waxahachie.com>; Simpson, Anita <asimpson@waxahachie.com>; Griffith, Thomas <john.griffith@waxahachie.com>; Mosley, Laurie <Imosley@waxahachiecvb.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Jordan, Me'Lony <mjordan@waxahachie.com>; Cooper, Kyle <kyle.cooper@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>  
**Cc:** Scott, Michael <msscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Bonner, Jami <jami.bonner@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>  
**Subject:** Event Applications-C10s in the Park and Party on the Square

For your review/comments.

Thank you,

**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](http://www.waxahachie.com)

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(5g)

## Crocker, Clarice

---

**From:** Villarreal, Amber  
**Sent:** Thursday, January 12, 2023 11:04 AM  
**To:** Crocker, Clarice  
**Subject:** Fwd: Event Applications-C10s in the Park and Party on the Square

Please print Thomas' response below.

Sent via the Samsung Galaxy S10e, an AT&T 5G Evolution capable smartphone  
Get [Outlook for Android](#)

---

**From:** Griffith, Thomas <john.griffith@waxahachie.com>  
**Sent:** Thursday, January 12, 2023 11:01:02 AM  
**To:** Villarreal, Amber <avillarreal@waxahachie.com>  
**Subject:** RE: Event Applications-C10s in the Park and Party on the Square

Please complete a safety plan check [list](#).

**John Thomas Griffith**  
**Emergency Management Coordinator**  
**630 Farly St. Waxahachie, Tx 75165**  
**Office 469-309-4417**  
**Moble 469-550-3231**



**From:** Villarreal, Amber <avillarreal@waxahachie.com>  
**Sent:** Monday, January 9, 2023 4:00 PM  
**To:** Boyd, Ricky <RBoyd@waxahachiefire.org>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Gaertner, James <jgaertner@waxahachie.com>; Simpson, Anita <asimpson@waxahachie.com>; Griffith, Thomas <john.griffith@waxahachie.com>; Mosley, Laurie <Imosley@waxahachiecvb.com>; Warren, Anthony

(59)

**Crocker, Clarice**

---

**From:** Cooper, Kyle  
**Sent:** Thursday, January 12, 2023 9:25 AM  
**To:** Villarreal, Amber; Boyd, Ricky; Joe Bill Wiser; Gaertner, James; Simpson, Anita; Griffith, Thomas; Mosley, Laurie; Warren, Anthony; Jordan, Me'Lony; Martinez, Gumaro  
**Cc:** Scott, Michael; Lawrence, Albert; Bonner, Jami; Crocker, Clarice  
**Subject:** RE: Event Applications-C10s in the Park and Party on the Square

I noticed the application indicated a tent larger than 10x20. However, I did not see an attached site map.

In order to ensure that the tent placement is approved and does not cause any damage to the park, it would be helpful to have a site map attached to the application.



**Kyle Cooper, CPRP**  
*Senior Director*  
*Parks and Recreation*  
City of Waxahachie  
469-309-4277  
972-268-4549  
[Kyle.Cooper@waxahachie.com](mailto:Kyle.Cooper@waxahachie.com)

**From:** Villarreal, Amber  
**Sent:** Monday, January 9, 2023 4:00 PM  
**To:** Boyd, Ricky <RBoyd@waxahachiefire.org>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Gaertner, James <jgaertner@waxahachie.com>; Simpson, Anita <asimpson@waxahachie.com>; Griffith, Thomas <john.griffith@waxahachie.com>; Mosley, Laurie <lmosley@waxahachiecvb.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Jordan, Me'Lony <mjordan@waxahachie.com>; Cooper, Kyle <kyle.cooper@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>  
**Cc:** Scott, Michael <msscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Bonner, Jami <jami.bonner@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>  
**Subject:** Event Applications-C10s in the Park and Party on the Square

For your review/comments.

Thank you,

**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](http://www.waxahachie.com)

(5g)

## Crocker, Clarice

---

**From:** Scott, Michael  
**Sent:** Thursday, January 12, 2023 9:39 AM  
**To:** Villarreal, Amber; Simpson, Anita; Boyd, Ricky; Joe Bill Wiser; Gaertner, James; Griffith, Thomas; Mosley, Laurie; Warren, Anthony; Jordan, Me'Lony; Cooper, Kyle; Martinez, Gumaro  
**Cc:** Lawrence, Albert; Bonner, Jami; Crocker, Clarice  
**Subject:** RE: Event Applications-C10s in the Park and Party on the Square

I do not think a letter from individual affected business owners is necessary, however a general support letter from the WDMA is always a good idea to include in downtown closure requests.

**Michael Scott**  
**City Manager**  
**City of Waxahachie**

☎ (469) 309-4002 | 📠 (469) 309-4003 | ✉ [msscott@waxahachie.com](mailto:msscott@waxahachie.com) | 📦 PO Box 757 • Waxahachie, TX • 75168

**From:** Villarreal, Amber <[avillarreal@waxahachie.com](mailto:avillarreal@waxahachie.com)>  
**Sent:** Thursday, January 12, 2023 9:15 AM  
**To:** Simpson, Anita <[asimpson@waxahachie.com](mailto:asimpson@waxahachie.com)>; Boyd, Ricky <[RBoyd@waxahachiefire.org](mailto:RBoyd@waxahachiefire.org)>; Joe Bill Wiser <[JWiser@waxahachiepd.org](mailto:JWiser@waxahachiepd.org)>; Gaertner, James <[jgaertner@waxahachie.com](mailto:jgaertner@waxahachie.com)>; Griffith, Thomas <[john.griffith@waxahachie.com](mailto:john.griffith@waxahachie.com)>; Mosley, Laurie <[Imosley@waxahachiecvb.com](mailto:Imosley@waxahachiecvb.com)>; Warren, Anthony <[anthony.warren@waxahachie.com](mailto:anthony.warren@waxahachie.com)>; Jordan, Me'Lony <[mjordan@waxahachie.com](mailto:mjordan@waxahachie.com)>; Cooper, Kyle <[kyle.cooper@waxahachie.com](mailto:kyle.cooper@waxahachie.com)>; Martinez, Gumaro <[gmartinez@waxahachie.com](mailto:gmartinez@waxahachie.com)>  
**Cc:** Scott, Michael <[msscott@waxahachie.com](mailto:msscott@waxahachie.com)>; Lawrence, Albert <[alawrence@waxahachie.com](mailto:alawrence@waxahachie.com)>; Bonner, Jami <[jami.bonner@waxahachie.com](mailto:jami.bonner@waxahachie.com)>; Crocker, Clarice <[ccrocker@waxahachie.com](mailto:ccrocker@waxahachie.com)>  
**Subject:** Re: Event Applications-C10s in the Park and Party on the Square

I will defer to Michael.

Michael,

Do you request letters of support from each affected owner, a support letter from DMA, or both?

Thank you,  
Amber

Sent via the Samsung Galaxy S10e, an AT&T 5G Evolution capable smartphone  
Get [Outlook for Android](#)

---

**From:** Simpson, Anita <[asimpson@waxahachie.com](mailto:asimpson@waxahachie.com)>  
**Sent:** Thursday, January 12, 2023 9:04:54 AM  
**To:** Villarreal, Amber <[avillarreal@waxahachie.com](mailto:avillarreal@waxahachie.com)>; Boyd, Ricky <[RBoyd@waxahachiefire.org](mailto:RBoyd@waxahachiefire.org)>; Joe Bill Wiser <[JWiser@waxahachiepd.org](mailto:JWiser@waxahachiepd.org)>; Gaertner, James <[jgaertner@waxahachie.com](mailto:jgaertner@waxahachie.com)>; Griffith, Thomas <[john.griffith@waxahachie.com](mailto:john.griffith@waxahachie.com)>; Mosley, Laurie <[Imosley@waxahachiecvb.com](mailto:Imosley@waxahachiecvb.com)>; Warren, Anthony <[anthony.warren@waxahachie.com](mailto:anthony.warren@waxahachie.com)>; Jordan, Me'Lony <[mjordan@waxahachie.com](mailto:mjordan@waxahachie.com)>; Cooper, Kyle <[kyle.cooper@waxahachie.com](mailto:kyle.cooper@waxahachie.com)>; Martinez, Gumaro <[gmartinez@waxahachie.com](mailto:gmartinez@waxahachie.com)>  
**Cc:** Scott, Michael <[msscott@waxahachie.com](mailto:msscott@waxahachie.com)>; Lawrence, Albert <[alawrence@waxahachie.com](mailto:alawrence@waxahachie.com)>; Bonner, Jami <[jami.bonner@waxahachie.com](mailto:jami.bonner@waxahachie.com)>; Crocker, Clarice <[ccrocker@waxahachie.com](mailto:ccrocker@waxahachie.com)>  
**Subject:** RE: Event Applications-C10s in the Park and Party on the Square

(59)

**Crocker, Clarice**

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**From:** Martinez, Gumaro  
**Sent:** Thursday, January 12, 2023 8:59 AM  
**To:** Villarreal, Amber; Boyd, Ricky; Joe Bill Wiser; Gaertner, James; Simpson, Anita; Griffith, Thomas; Mosley, Laurie; Warren, Anthony; Jordan, Me'Lony; Cooper, Kyle  
**Cc:** Scott, Michael; Lawrence, Albert; Bonner, Jami; Crocker, Clarice; Campos, Yadira; Barnes, Bradley  
**Subject:** RE: Event Applications-C10s in the Park and Party on the Square

I didn't see a request for portable toilets for the park or party on the square.

I would recommend having 6 for the park event and another 4 by the downtown restrooms.

No additional comments.



**From:** Villarreal, Amber <avillarreal@waxahachie.com>  
**Sent:** Monday, January 9, 2023 4:00 PM  
**To:** Boyd, Ricky <RBoyd@waxahachiefire.org>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Gaertner, James <jgaertner@waxahachie.com>; Simpson, Anita <asimpson@waxahachie.com>; Griffith, Thomas <john.griffith@waxahachie.com>; Mosley, Laurie <lmosley@waxahachiecvb.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Jordan, Me'Lony <mjordan@waxahachie.com>; Cooper, Kyle <kyle.cooper@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>  
**Cc:** Scott, Michael <msscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Bonner, Jami <jami.bonner@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>  
**Subject:** Event Applications-C10s in the Park and Party on the Square

For your review/comments.

Thank you,

**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](http://www.waxahachie.com)

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(59)

**Villarreal, Amber**

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**From:** Jordan, Me'Lony  
**Sent:** Tuesday, January 10, 2023 7:59 AM  
**To:** Gaertner, James; Villarreal, Amber; Boyd, Ricky; Joe Bill Wiser; Simpson, Anita; Griffith, Thomas; Mosley, Laurie; Warren, Anthony; Cooper, Kyle; Martinez, Gumaro  
**Cc:** Scott, Michael; Lawrence, Albert; Bonner, Jami; Crocker, Clarice  
**Subject:** RE: Event Applications-C10s in the Park and Party on the Square

All pop-up vendors are required to have a (temporary food establishment) health food permit. I have had some issues with this in the past.

**From:** Gaertner, James <jgaertner@waxahachie.com>  
**Sent:** Monday, January 9, 2023 4:19 PM  
**To:** Villarreal, Amber <avillarreal@waxahachie.com>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Simpson, Anita <asimpson@waxahachie.com>; Griffith, Thomas <john.griffith@waxahachie.com>; Mosley, Laurie <mosley@waxahachiecvb.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Jordan, Me'Lony <mjordan@waxahachie.com>; Cooper, Kyle <kyle.cooper@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>  
**Cc:** Scott, Michael <msscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Bonner, Jami <jami.bonner@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>  
**Subject:** RE: Event Applications-C10s in the Park and Party on the Square

I don't have any comments if it is the same as past years.

**James Gaertner, PE, CFM, CPM**  
**Executive Director of Public Works & Utilities**  
Office: 469-309-4301  
[jgaertner@waxahachie.com](mailto:jgaertner@waxahachie.com)

**From:** Villarreal, Amber <avillarreal@waxahachie.com>  
**Sent:** Monday, January 9, 2023 4:00 PM  
**To:** Boyd, Ricky <RBoyd@waxahachiefire.org>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Gaertner, James <jgaertner@waxahachie.com>; Simpson, Anita <asimpson@waxahachie.com>; Griffith, Thomas <john.griffith@waxahachie.com>; Mosley, Laurie <mosley@waxahachiecvb.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Jordan, Me'Lony <mjordan@waxahachie.com>; Cooper, Kyle <kyle.cooper@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>  
**Cc:** Scott, Michael <msscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Bonner, Jami <jami.bonner@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>  
**Subject:** Event Applications-C10s in the Park and Party on the Square

For your review/comments.

Thank you,

**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](http://www.waxahachie.com)

(5g)

**Villarreal, Amber**

---

**From:** Joe Bill Wiser  
**Sent:** Monday, January 9, 2023 4:42 PM  
**To:** Villarreal, Amber  
**Subject:** RE: Event Applications-C10s in the Park and Party on the Square

I have no concerns for either event.

Joe Wiser

**From:** Villarreal, Amber  
**Sent:** Monday, January 9, 2023 4:00 PM  
**To:** Boyd, Ricky <RBoyd@waxahachiefire.org>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Gaertner, James <jgaertner@waxahachie.com>; Simpson, Anita <asimpson@waxahachie.com>; Griffith, Thomas <john.griffith@waxahachie.com>; Mosley, Laurie <Imosley@waxahachiecvb.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Jordan, Me'Lony <mjordan@waxahachie.com>; Cooper, Kyle <kyle.cooper@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>  
**Cc:** Scott, Michael <msscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Bonner, Jami <jami.bonner@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>  
**Subject:** Event Applications-C10s in the Park and Party on the Square

For your review/comments.

Thank you,

**Amber Villarreal, TRMC, CMC**  
City Secretary  
City of Waxahachie  
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(5g)

## Villarreal, Amber

---

**From:** Gaertner, James  
**Sent:** Monday, January 9, 2023 4:19 PM  
**To:** Villarreal, Amber; Boyd, Ricky; Joe Bill Wiser; Simpson, Anita; Griffith, Thomas; Mosley, Laurie; Warren, Anthony; Jordan, Me'Lony; Cooper, Kyle; Martinez, Gumaro  
**Cc:** Scott, Michael; Lawrence, Albert; Bonner, Jami; Crocker, Clarice  
**Subject:** RE: Event Applications-C10s in the Park and Party on the Square

I don't have any comments if it is the same as past years.

**James Gaertner, PE, CFM, CPM**  
**Executive Director of Public Works & Utilities**  
Office: 469-309-4301  
[jgaertner@waxahachie.com](mailto:jgaertner@waxahachie.com)

**From:** Villarreal, Amber <avillarreal@waxahachie.com>  
**Sent:** Monday, January 9, 2023 4:00 PM  
**To:** Boyd, Ricky <RBoyd@waxahachiefire.org>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Gaertner, James <jgaertner@waxahachie.com>; Simpson, Anita <asimpson@waxahachie.com>; Griffith, Thomas <john.griffith@waxahachie.com>; Mosley, Laurie <lmosley@waxahachiecvb.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Jordan, Me'Lony <mjordan@waxahachie.com>; Cooper, Kyle <kyle.cooper@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>  
**Cc:** Scott, Michael <msscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Bonner, Jami <jami.bonner@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>  
**Subject:** Event Applications-C10s in the Park and Party on the Square

For your review/comments.

Thank you,

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

(5g)

**Crocker, Clarice**

---

**From:** Villarreal, Amber  
**Sent:** Thursday, January 12, 2023 10:44 AM  
**To:** Scott, Michael; Simpson, Anita; Boyd, Ricky; Joe Bill Wiser; Gaertner, James; Griffith, Thomas; Mosley, Laurie; Warren, Anthony; Jordan, Me'Lony; Cooper, Kyle; Martinez, Gumaro  
**Cc:** Lawrence, Albert; Bonner, Jami; Crocker, Clarice  
**Subject:** Re: Event Applications-C10s in the Park and Party on the Square  
**Attachments:** 2023 map.jpg

Mr. Hill is working on getting his DMA letter.

Response on tents:

Please see attached site map. Really only tents are these canopy style tents.

Sent via the Samsung Galaxy S10e, an AT&T 5G Evolution capable smartphone

Get [Outlook for Android](#)

---

**From:** Villarreal, Amber <avillarreal@waxahachie.com>  
**Sent:** Thursday, January 12, 2023 9:41:30 AM  
**To:** Scott, Michael <mscott@waxahachie.com>; Simpson, Anita <asimpson@waxahachie.com>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Gaertner, James <jgaertner@waxahachie.com>; Griffith, Thomas <john.griffith@waxahachie.com>; Mosley, Laurie <lmosley@waxahachiecvb.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Jordan, Me'Lony <mjordan@waxahachie.com>; Cooper, Kyle <kyle.cooper@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>  
**Cc:** Lawrence, Albert <alawrence@waxahachie.com>; Bonner, Jami <jami.bonner@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>  
**Subject:** Re: Event Applications-C10s in the Park and Party on the Square

Thank you. I'll let him know and send him the contact info for the DMA President. I'll also ask him for a site map for the park event.

Sent via the Samsung Galaxy S10e, an AT&T 5G Evolution capable smartphone

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---

**From:** Scott, Michael <mscott@waxahachie.com>  
**Sent:** Thursday, January 12, 2023, 9:39 AM  
**To:** Villarreal, Amber <avillarreal@waxahachie.com>; Simpson, Anita <asimpson@waxahachie.com>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Gaertner, James <jgaertner@waxahachie.com>; Griffith, Thomas <john.griffith@waxahachie.com>; Mosley, Laurie <lmosley@waxahachiecvb.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Jordan, Me'Lony <mjordan@waxahachie.com>; Cooper, Kyle <kyle.cooper@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>  
**Cc:** Lawrence, Albert <alawrence@waxahachie.com>; Bonner, Jami <jami.bonner@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>  
**Subject:** RE: Event Applications-C10s in the Park and Party on the Square



(5h)

Date submitted 1/9/23

### 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: 9729215187

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: 9729215187

### About the Event

Event name: C10s in the Park Party on the Square

Date: 09/16/2023

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	09/16/2023	5pm	10pm
Event Set-up	9/16	12pm	
Event Breakdown	9/16/2023		10:15pm

How many times has this event been hosted before?

1<sup>st</sup> time ☐

2 – 4 times ☒

5 or more times ☐

Location: Downtown Waxahachie



(5h)

**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 checked="" type="radio"/> Concert / Live Performance |
| <input type="radio"/> Run / Walk      | <input type="radio"/> Other:                                |

**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 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.**



(5h)

### 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: \_\_\_\_\_ 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: 4 Date(s) & time(s): 9/16 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: 9/16 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: \_\_\_\_\_



(5h)

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

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 \_\_\_\_\_

1/9/2023

Date \_\_\_\_\_

### Contract Agreement

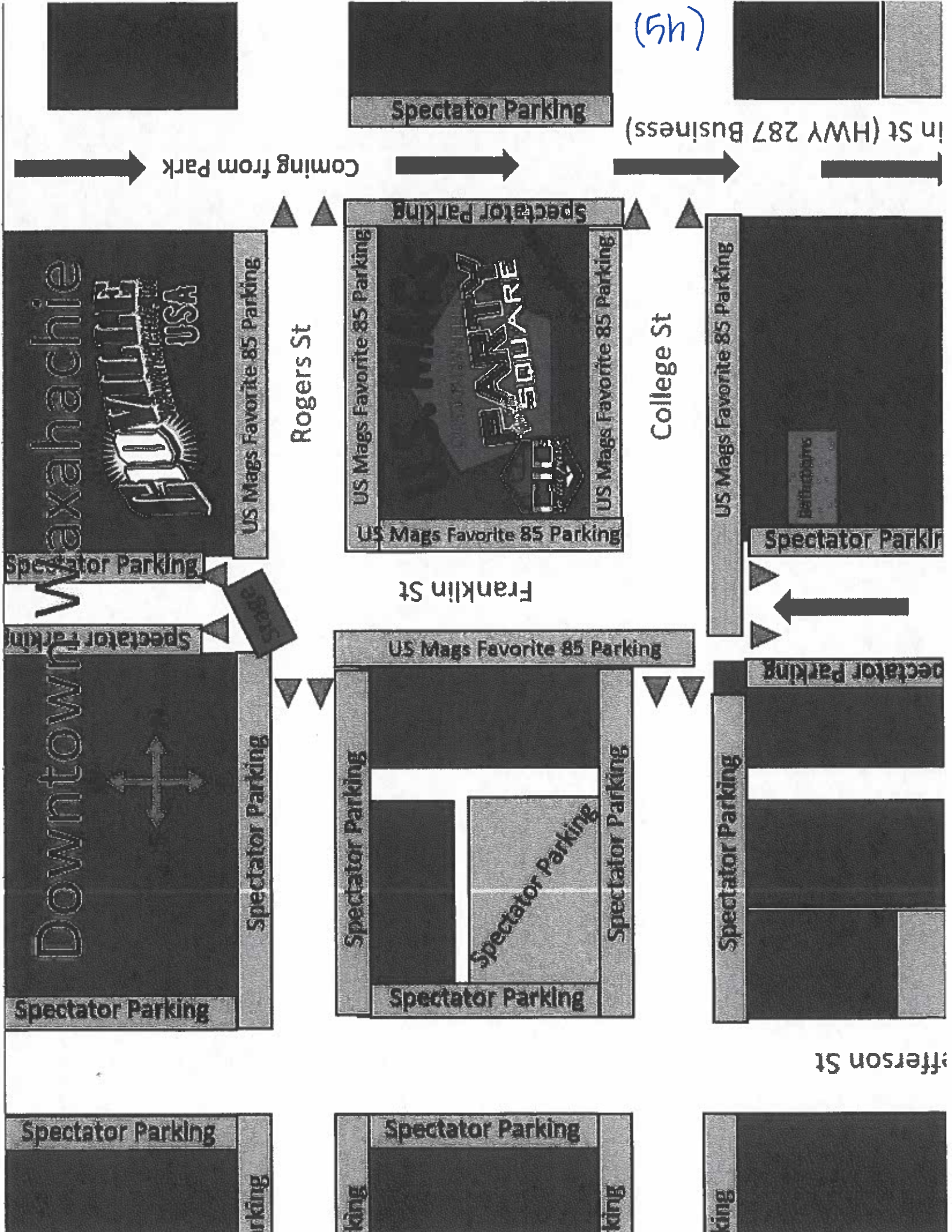
Applicant / organization has thoroughly read, understands, and agrees to all conditions listed on this application.

1/9/2023

Signature \_\_\_\_\_

Date \_\_\_\_\_

Email completed Special Events Application and site map to  
Jami Bonner at [Jami.Bonner@waxahachie.com](mailto:Jami.Bonner@waxahachie.com).



(5h)

in St (HWY 287 Business)

Coming from Park

Rogers St

College St

Franklin St

Jefferson St

Downtown Waxahachie HOVILLAGE USA

PARTY SQUARE

Spectator Parking

Spectator Parking

Spectator Parking

Spectator Parking

Spectator Parking

Spectator Parking

US Mags Favorite 85 Parking

Spectator Parking

US Mags Favorite 85 Parking

US Mags Favorite 85 Parking

US Mags Favorite 85 Parking

US Mags Favorite 85 Parking

Spectator Parking

Spectator Parking

Spectator Parking

Spectator Parking

Spectator Parking

Spectator Parking

(5h)

February 10, 2023

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 8<sup>th</sup>, 2023, during 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. Shane Henry  
President - WDMA

(5h)

**Villarreal, Amber**

---

**From:** Boyd, Ricky  
**Sent:** Tuesday, January 10, 2023 11:48 AM  
**To:** Villarreal, Amber  
**Subject:** RE: Event Applications-C10s in the Park and Party on the Square

I have no concerns with this request.

**Ricky Boyd, Fire Chief**

**Waxahachie Fire-Rescue**  
**214-463-9335**

---

**From:** Villarreal, Amber <avillarreal@waxahachie.com>  
**Sent:** Monday, January 9, 2023 4:00 PM  
**To:** Boyd, Ricky <RBoyd@waxahachiefire.org>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Gaertner, James <jgaertner@waxahachie.com>; Simpson, Anita <asimpson@waxahachie.com>; Griffith, Thomas <john.griffith@waxahachie.com>; Mosley, Laurie <lmosley@waxahachiecvb.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Jordan, Me'Lony <mjordan@waxahachie.com>; Cooper, Kyle <kyle.cooper@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>  
**Cc:** Scott, Michael <msscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Bonner, Jami <jami.bonner@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>  
**Subject:** Event Applications-C10s in the Park and Party on the Square

For your review/comments.

Thank you,

**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](http://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.**

(5h)

## Crocker, Clarice

---

**From:** Villarreal, Amber  
**Sent:** Thursday, January 12, 2023 11:04 AM  
**To:** Crocker, Clarice  
**Subject:** Fwd: Event Applications-C10s in the Park and Party on the Square

Please print Thomas' response below.

Sent via the Samsung Galaxy S10e, an AT&T 5G Evolution capable smartphone  
Get [Outlook for Android](#)

---

**From:** Griffith, Thomas <john.griffith@waxahachie.com>  
**Sent:** Thursday, January 12, 2023 11:01:02 AM  
**To:** Villarreal, Amber <avillarreal@waxahachie.com>  
**Subject:** RE: Event Applications-C10s in the Park and Party on the Square

Please complete a [safety plan check list](#).

**John Thomas Griffith**  
**Emergency Management Coordinator**  
630 Farly St. Waxahachie, Tx 75165  
Office 469-309-4417  
Mobile 469-550-3231



---

**From:** Villarreal, Amber <avillarreal@waxahachie.com>  
**Sent:** Monday, January 9, 2023 4:00 PM  
**To:** Boyd, Ricky <RBoyd@waxahachiefire.org>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Gaertner, James <jgaertner@waxahachie.com>; Simpson, Anita <asimpson@waxahachie.com>; Griffith, Thomas <john.griffith@waxahachie.com>; Mosley, Laurie <Imosley@waxahachiecvb.com>; Warren, Anthony

(5h)

## Crocker, Clarice

---

**From:** Cooper, Kyle  
**Sent:** Thursday, January 12, 2023 9:25 AM  
**To:** Villarreal, Amber; Boyd, Ricky; Joe Bill Wiser; Gaertner, James; Simpson, Anita; Griffith, Thomas; Mosley, Laurie; Warren, Anthony; Jordan, Me'Lony; Martinez, Gumaro  
**Cc:** Scott, Michael; Lawrence, Albert; Bonner, Jami; Crocker, Clarice  
**Subject:** RE: Event Applications-C10s in the Park and Party on the Square

I noticed the application indicated a tent larger than 10x20. However, I did not see an attached site map.

In order to ensure that the tent placement is approved and does not cause any damage to the park, it would be helpful to have a site map attached to the application.



**Kyle Cooper, CPRP**  
*Senior Director*  
*Parks and Recreation*  
City of Waxahachie  
469-309-4277  
972-268-4549  
[Kyle.Cooper@waxahachie.com](mailto:Kyle.Cooper@waxahachie.com)

---

**From:** Villarreal, Amber  
**Sent:** Monday, January 9, 2023 4:00 PM  
**To:** Boyd, Ricky <RBoyd@waxahachiefire.org>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Gaertner, James <jgaertner@waxahachie.com>; Simpson, Anita <asimpson@waxahachie.com>; Griffith, Thomas <john.griffith@waxahachie.com>; Mosley, Laurie <Imosley@waxahachiecvb.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Jordan, Me'Lony <mjordan@waxahachie.com>; Cooper, Kyle <kyle.cooper@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>  
**Cc:** Scott, Michael <msscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Bonner, Jami <jami.bonner@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>  
**Subject:** Event Applications-C10s in the Park and Party on the Square

For your review/comments.

Thank you,

**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](http://www.waxahachie.com)

(5h)

## Crocker, Clarice

---

**From:** Scott, Michael  
**Sent:** Thursday, January 12, 2023 9:39 AM  
**To:** Villarreal, Amber; Simpson, Anita; Boyd, Ricky; Joe Bill Wiser; Gaertner, James; Griffith, Thomas; Mosley, Laurie; Warren, Anthony; Jordan, Me'Lony; Cooper, Kyle; Martinez, Gumaro  
**Cc:** Lawrence, Albert; Bonner, Jami; Crocker, Clarice  
**Subject:** RE: Event Applications-C10s in the Park and Party on the Square

I do not think a letter from individual affected business owners is necessary, however a general support letter from the WDMA is always a good idea to include in downtown closure requests.

**Michael Scott**  
**City Manager**  
**City of Waxahachie**

📞 (469) 309-4002 | 📠 (469) 309-4003 | ✉️ [mscott@waxahachie.com](mailto:mscott@waxahachie.com) | 📮 PO Box 757 • Waxahachie, TX • 75168

---

**From:** Villarreal, Amber <[avillarreal@waxahachie.com](mailto:avillarreal@waxahachie.com)>  
**Sent:** Thursday, January 12, 2023 9:15 AM  
**To:** Simpson, Anita <[asimpson@waxahachie.com](mailto:asimpson@waxahachie.com)>; Boyd, Ricky <[RBoyd@waxahachiefire.org](mailto:RBoyd@waxahachiefire.org)>; Joe Bill Wiser <[JWiser@waxahachiepd.org](mailto:JWiser@waxahachiepd.org)>; Gaertner, James <[jgaertner@waxahachie.com](mailto:jgaertner@waxahachie.com)>; Griffith, Thomas <[john.griffith@waxahachie.com](mailto:john.griffith@waxahachie.com)>; Mosley, Laurie <[Imosley@waxahachiecvb.com](mailto:Imosley@waxahachiecvb.com)>; Warren, Anthony <[anthony.warren@waxahachie.com](mailto:anthony.warren@waxahachie.com)>; Jordan, Me'Lony <[mjordan@waxahachie.com](mailto:mjordan@waxahachie.com)>; Cooper, Kyle <[kyle.cooper@waxahachie.com](mailto:kyle.cooper@waxahachie.com)>; Martinez, Gumaro <[gmartinez@waxahachie.com](mailto:gmartinez@waxahachie.com)>  
**Cc:** Scott, Michael <[mscott@waxahachie.com](mailto:mscott@waxahachie.com)>; Lawrence, Albert <[alawrence@waxahachie.com](mailto:alawrence@waxahachie.com)>; Bonner, Jami <[jami.bonner@waxahachie.com](mailto:jami.bonner@waxahachie.com)>; Crocker, Clarice <[ccrocker@waxahachie.com](mailto:ccrocker@waxahachie.com)>  
**Subject:** Re: Event Applications-C10s in the Park and Party on the Square

I will defer to Michael.

Michael,  
Do you request letters of support from each affected owner, a support letter from DMA, or both?

Thank you,  
Amber

Sent via the Samsung Galaxy S10e, an AT&T 5G Evolution capable smartphone  
Get [Outlook for Android](#)

---

**From:** Simpson, Anita <[asimpson@waxahachie.com](mailto:asimpson@waxahachie.com)>  
**Sent:** Thursday, January 12, 2023 9:04:54 AM  
**To:** Villarreal, Amber <[avillarreal@waxahachie.com](mailto:avillarreal@waxahachie.com)>; Boyd, Ricky <[RBoyd@waxahachiefire.org](mailto:RBoyd@waxahachiefire.org)>; Joe Bill Wiser <[JWiser@waxahachiepd.org](mailto:JWiser@waxahachiepd.org)>; Gaertner, James <[jgaertner@waxahachie.com](mailto:jgaertner@waxahachie.com)>; Griffith, Thomas <[john.griffith@waxahachie.com](mailto:john.griffith@waxahachie.com)>; Mosley, Laurie <[Imosley@waxahachiecvb.com](mailto:Imosley@waxahachiecvb.com)>; Warren, Anthony <[anthony.warren@waxahachie.com](mailto:anthony.warren@waxahachie.com)>; Jordan, Me'Lony <[mjordan@waxahachie.com](mailto:mjordan@waxahachie.com)>; Cooper, Kyle <[kyle.cooper@waxahachie.com](mailto:kyle.cooper@waxahachie.com)>; Martinez, Gumaro <[gmartinez@waxahachie.com](mailto:gmartinez@waxahachie.com)>  
**Cc:** Scott, Michael <[mscott@waxahachie.com](mailto:mscott@waxahachie.com)>; Lawrence, Albert <[alawrence@waxahachie.com](mailto:alawrence@waxahachie.com)>; Bonner, Jami <[jami.bonner@waxahachie.com](mailto:jami.bonner@waxahachie.com)>; Crocker, Clarice <[ccrocker@waxahachie.com](mailto:ccrocker@waxahachie.com)>  
**Subject:** RE: Event Applications-C10s in the Park and Party on the Square

(9h)

## Crocker, Clarice

---

**From:** Martinez, Gumaro  
**Sent:** Thursday, January 12, 2023 8:59 AM  
**To:** Villarreal, Amber; Boyd, Ricky; Joe Bill Wiser; Gaertner, James; Simpson, Anita; Griffith, Thomas; Mosley, Laurie; Warren, Anthony; Jordan, Me'Lony; Cooper, Kyle  
**Cc:** Scott, Michael; Lawrence, Albert; Bonner, Jami; Crocker, Clarice; Campos, Yadira; Barnes, Bradley  
**Subject:** RE: Event Applications-C10s in the Park and Party on the Square

I didn't see a request for portable toilets for the park or party on the square.

I would recommend having 6 for the park event and another 4 by the downtown restrooms.

No additional comments.



**From:** Villarreal, Amber <avillarreal@waxahachie.com>  
**Sent:** Monday, January 9, 2023 4:00 PM  
**To:** Boyd, Ricky <RBoyd@waxahachiefire.org>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Gaertner, James <jgaertner@waxahachie.com>; Simpson, Anita <asimpson@waxahachie.com>; Griffith, Thomas <john.griffith@waxahachie.com>; Mosley, Laurie <Imosley@waxahachiecvb.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Jordan, Me'Lony <mjordan@waxahachie.com>; Cooper, Kyle <kyle.cooper@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>  
**Cc:** Scott, Michael <msscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Bonner, Jami <jami.bonner@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>  
**Subject:** Event Applications-C10s in the Park and Party on the Square

For your review/comments.

Thank you,

**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](http://www.waxahachie.com)

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(5h)

**Villarreal, Amber**

---

**From:** Jordan, Me'Lony  
**Sent:** Tuesday, January 10, 2023 7:59 AM  
**To:** Gaertner, James; Villarreal, Amber; Boyd, Ricky; Joe Bill Wiser; Simpson, Anita; Griffith, Thomas; Mosley, Laurie; Warren, Anthony; Cooper, Kyle; Martinez, Gumaro  
**Cc:** Scott, Michael; Lawrence, Albert; Bonner, Jami; Crocker, Clarice  
**Subject:** RE: Event Applications-C10s in the Park and Party on the Square

All pop-up vendors are required to have a (temporary food establishment) health food permit. I have had some issues with this in the past.

---

**From:** Gaertner, James <jgaertner@waxahachie.com>  
**Sent:** Monday, January 9, 2023 4:19 PM  
**To:** Villarreal, Amber <avillarreal@waxahachie.com>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Simpson, Anita <asimpson@waxahachie.com>; Griffith, Thomas <john.griffith@waxahachie.com>; Mosley, Laurie <lmosley@waxahachiecvb.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Jordan, Me'Lony <mjordan@waxahachie.com>; Cooper, Kyle <kyle.cooper@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>  
**Cc:** Scott, Michael <msscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Bonner, Jami <jami.bonner@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>  
**Subject:** RE: Event Applications-C10s in the Park and Party on the Square

I don't have any comments if it is the same as past years.

**James Gaertner, PE, CFM, CPM**  
**Executive Director of Public Works & Utilities**  
Office: 469-309-4301  
[jgaertner@waxahachie.com](mailto:jgaertner@waxahachie.com)

---

**From:** Villarreal, Amber <[avillarreal@waxahachie.com](mailto:avillarreal@waxahachie.com)>  
**Sent:** Monday, January 9, 2023 4:00 PM  
**To:** Boyd, Ricky <[RBoyd@waxahachiefire.org](mailto:RBoyd@waxahachiefire.org)>; Joe Bill Wiser <[JWiser@waxahachiepd.org](mailto:JWiser@waxahachiepd.org)>; Gaertner, James <[jgaertner@waxahachie.com](mailto:jgaertner@waxahachie.com)>; Simpson, Anita <[asimpson@waxahachie.com](mailto:asimpson@waxahachie.com)>; Griffith, Thomas <[john.griffith@waxahachie.com](mailto:john.griffith@waxahachie.com)>; Mosley, Laurie <[lmosley@waxahachiecvb.com](mailto:lmosley@waxahachiecvb.com)>; Warren, Anthony <[anthony.warren@waxahachie.com](mailto:anthony.warren@waxahachie.com)>; Jordan, Me'Lony <[mjordan@waxahachie.com](mailto:mjordan@waxahachie.com)>; Cooper, Kyle <[kyle.cooper@waxahachie.com](mailto:kyle.cooper@waxahachie.com)>; Martinez, Gumaro <[gmartinez@waxahachie.com](mailto:gmartinez@waxahachie.com)>  
**Cc:** Scott, Michael <[msscott@waxahachie.com](mailto:msscott@waxahachie.com)>; Lawrence, Albert <[alawrence@waxahachie.com](mailto:alawrence@waxahachie.com)>; Bonner, Jami <[jami.bonner@waxahachie.com](mailto:jami.bonner@waxahachie.com)>; Crocker, Clarice <[ccrocker@waxahachie.com](mailto:ccrocker@waxahachie.com)>  
**Subject:** Event Applications-C10s in the Park and Party on the Square

For your review/comments.

Thank you,

**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](http://www.waxahachie.com)

(5h)

**Villarreal, Amber**

---

**From:** Joe Bill Wiser  
**Sent:** Monday, January 9, 2023 4:42 PM  
**To:** Villarreal, Amber  
**Subject:** RE: Event Applications-C10s in the Park and Party on the Square

I have no concerns for either event.

Joe Wiser

---

**From:** Villarreal, Amber  
**Sent:** Monday, January 9, 2023 4:00 PM  
**To:** Boyd, Ricky <RBoyd@waxahachiefire.org>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Gaertner, James <jgaertner@waxahachie.com>; Simpson, Anita <asimpson@waxahachie.com>; Griffith, Thomas <john.griffith@waxahachie.com>; Mosley, Laurie <lmosley@waxahachiecvb.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Jordan, Me'Lony <mjordan@waxahachie.com>; Cooper, Kyle <kyle.cooper@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>  
**Cc:** Scott, Michael <msscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Bonner, Jami <jami.bonner@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>  
**Subject:** Event Applications-C10s in the Park and Party on the Square

For your review/comments.

Thank you,

**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](http://www.waxahachie.com)

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(9h)

**Villarreal, Amber**

---

**From:** Gaertner, James  
**Sent:** Monday, January 9, 2023 4:19 PM  
**To:** Villarreal, Amber; Boyd, Ricky; Joe Bill Wiser; Simpson, Anita; Griffith, Thomas; Mosley, Laurie; Warren, Anthony; Jordan, Me'Lony; Cooper, Kyle; Martinez, Gumaro  
**Cc:** Scott, Michael; Lawrence, Albert; Bonner, Jami; Crocker, Clarice  
**Subject:** RE: Event Applications-C10s in the Park and Party on the Square

I don't have any comments if it is the same as past years.

**James Gaertner, PE, CFM, CPM**  
**Executive Director of Public Works & Utilities**  
Office: 469-309-4301  
[jgaertner@waxahachie.com](mailto:jgaertner@waxahachie.com)

---

**From:** Villarreal, Amber <avillarreal@waxahachie.com>  
**Sent:** Monday, January 9, 2023 4:00 PM  
**To:** Boyd, Ricky <RBoyd@waxahachiefire.org>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Gaertner, James <jgaertner@waxahachie.com>; Simpson, Anita <asimpson@waxahachie.com>; Griffith, Thomas <john.griffith@waxahachie.com>; Mosley, Laurie <Imosley@waxahachiecvb.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Jordan, Me'Lony <mjordan@waxahachie.com>; Cooper, Kyle <kyle.cooper@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>  
**Cc:** Scott, Michael <msscott@waxahachie.com>; Lawrence, Albert <alawrence@waxahachie.com>; Bonner, Jami <jami.bonner@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>  
**Subject:** Event Applications-C10s in the Park and Party on the Square

For your review/comments.

Thank you,

**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](http://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.**

(5h)

## Crocker, Clarice

---

**From:** Villarreal, Amber  
**Sent:** Thursday, January 12, 2023 10:44 AM  
**To:** Scott, Michael; Simpson, Anita; Boyd, Ricky; Joe Bill Wiser; Gaertner, James; Griffith, Thomas; Mosley, Laurie; Warren, Anthony; Jordan, Me'Lony; Cooper, Kyle; Martinez, Gumaro  
**Cc:** Lawrence, Albert; Bonner, Jami; Crocker, Clarice  
**Subject:** Re: Event Applications-C10s in the Park and Party on the Square  
**Attachments:** 2023 map.jpg

Mr. Hill is working on getting his DMA letter.

Response on tents:

Please see attached site map. Really only tents are these canopy style tents.

Sent via the Samsung Galaxy S10e, an AT&T 5G Evolution capable smartphone

Get [Outlook for Android](#)

---

**From:** Villarreal, Amber <avillarreal@waxahachie.com>  
**Sent:** Thursday, January 12, 2023 9:41:30 AM  
**To:** Scott, Michael <msscott@waxahachie.com>; Simpson, Anita <asimpson@waxahachie.com>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Gaertner, James <jgaertner@waxahachie.com>; Griffith, Thomas <john.griffith@waxahachie.com>; Mosley, Laurie <Imosley@waxahachiecvb.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Jordan, Me'Lony <mjordan@waxahachie.com>; Cooper, Kyle <kyle.cooper@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>  
**Cc:** Lawrence, Albert <alawrence@waxahachie.com>; Bonner, Jami <jami.bonner@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>  
**Subject:** Re: Event Applications-C10s in the Park and Party on the Square

Thank you. I'll let him know and send him the contact info for the DMA President. I'll also ask him for a site map for the park event.

Sent via the Samsung Galaxy S10e, an AT&T 5G Evolution capable smartphone

Get [Outlook for Android](#)

---

**From:** Scott, Michael <msscott@waxahachie.com>  
**Sent:** Thursday, January 12, 2023, 9:39 AM  
**To:** Villarreal, Amber <avillarreal@waxahachie.com>; Simpson, Anita <asimpson@waxahachie.com>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Gaertner, James <jgaertner@waxahachie.com>; Griffith, Thomas <john.griffith@waxahachie.com>; Mosley, Laurie <Imosley@waxahachiecvb.com>; Warren, Anthony <anthony.warren@waxahachie.com>; Jordan, Me'Lony <mjordan@waxahachie.com>; Cooper, Kyle <kyle.cooper@waxahachie.com>; Martinez, Gumaro <gmartinez@waxahachie.com>  
**Cc:** Lawrence, Albert <alawrence@waxahachie.com>; Bonner, Jami <jami.bonner@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>  
**Subject:** RE: Event Applications-C10s in the Park and Party on the Square



(51)

Date submitted 2/6/20

## Applicant Information

Applicant name: Wheels of Fire Bike Ride

Are you representing the host organization?

Yes ☒

No ☐

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

Yes ☒

No ☐

Phone:

Cell: 918-232-1454

Email:

wheelsoffireride@gmail.com

Mailing address: 119 W University Waxahachie, TX

Host organization name: Wheels of Fire

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

On-site contact name: Kevin Cozine

Cell: 512-420-3575

## About the Event

Event name: Wheels of Fire

Location: 405 W Madison Waxahachie, TX

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

Anticipated attendance: 400

Description of event: Bike ride beginning and ending at 405 W Madison. Proceeds benefit Campfire Creek Therapeutic Riding and The Jon Wilson Scholarship Fund

## How many times has this event been hosted before?

1<sup>st</sup> 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:



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**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 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.

**Event timeline:**

	Date(s)	Start Time:	End Time:
Event Date	6/24/2023	7:15	1:30
Event Set-up	6/23/2023	7:00 p.m.	
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 checked="" type="radio"/> |

*Provide route on attached site map.*



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### 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: 30 Date(s) & time(s): 6/24/2023 6:00 a.m.  
Private security How many: 0 Date(s) & time(s):  
Company name: Wheels of Fire

Contact name and number: Michelle Cozine 918-232-1454

Off duty police How many: 2-3 Date(s) & time(s): 6/24/2023 8:00 a.m.

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

If no, please contact Sgt. Brian Fuller at bfuller@waxahachiepd.org 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: Madison

Street closings to begin on date: 6/24/2023 Start time: 6:00 a.m. End time: 1:30 p.m.

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: The firefighters provide our traffic control for Madison and provide cones.

Where should equipment be dropped off & picked up?



City of Waxahachie  
City Secretary's Office

Special Event Application

(51)

When will the traffic equipment be set-up?

Date: 6/24/2023

Time: 6:30

When will the traffic equipment be removed?

Date: 6/24/2023

Time: 1:30

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:

NA

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

2/6/2023

Date

**Contract Agreement**

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



Signature

2/6/2023

Date

Email completed Special Event Application and site map  
to Jami Bonner at jami.bonner@waxahachie.com.

(517)



## WHEELS OF FIRE 21M ROUTE

**20.56 mi**

Distance

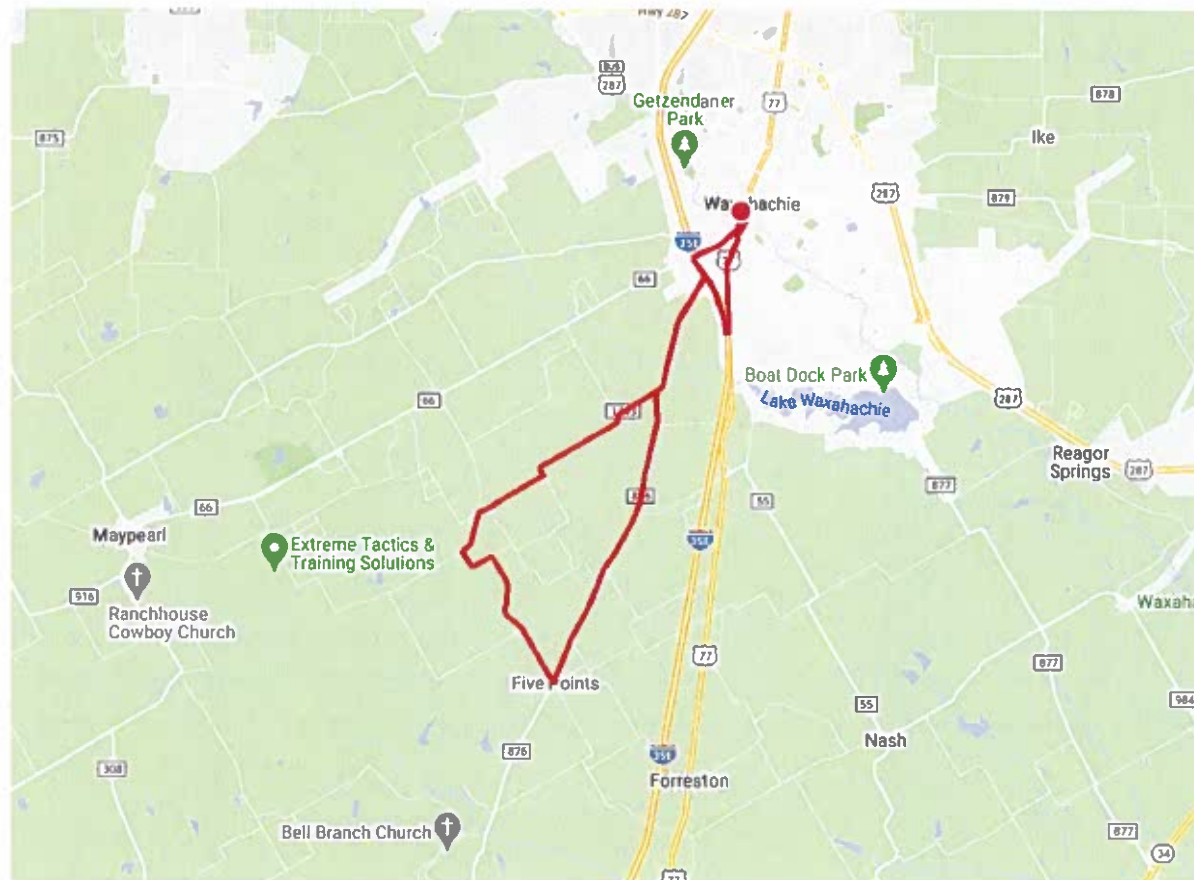
**420 ft**

Elevation Gain

**Bike Ride**

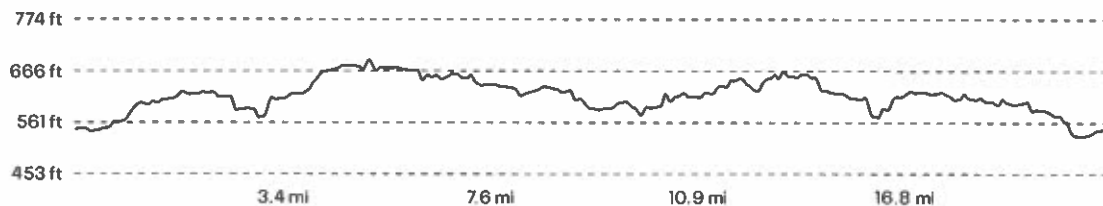
Activity Type

### Notes



### Elevation

Start	Max	Gain
<b>547 ft</b>	<b>692 ft</b>	<b>420 ft</b>



DISTANCE (MI)	DIRECTION
0.00	Head southeast on W Madison St toward S Monroe St Destination will be on the left
0.05	Head southeast on W Madison St toward S Monroe St

(51)

DISTANCE (MI)	DIRECTION
0.05	Turn right at S Monroe StDestination will be on the left
0.14	Head south
0.29	Head south on Dunaway St toward Rogers StDestination will be on the right
0.36	Head south toward Rogers St
0.37	Slight right onto Rogers StDestination will be on the right
0.57	Head southwest on FM 66 W/Rogers St toward W Ave CContinue to follow FM 66 W
0.77	Head southwest on S Rogers St toward West Ave
1.17	Head southwest on S Rogers St toward S Interstate 35 East Service Rd S
1.17	Turn left onto S Interstate 35 East Service Rd S
1.51	Turn right onto 5 Points RdDestination will be on the left
1.52	Head southwest on FM 876 W/5 Points RdContinue to follow FM 876 WDestination will be on the left
2.51	Head south on FM 876Destination will be on the right
3.48	Head southwest on FM 876 toward FM 1493
3.49	Slight right onto FM 1493
4.18	Slight left to stay on FM 1493Destination will be on the right
4.28	Head south on FM 1493
5.54	Continue onto Curry RdDestination will be on the left
5.73	Head south on Curry Rd toward Boz Rd
5.86	Turn right onto Boz RdDestination will be on the left
5.86	Head southwest on Boz Rd toward Bakers Branch Rd
6.86	Continue onto Bearden Rd
7.03	Head northeast on Bearden Rd toward Greathouse Rd
7.03	Sharp right onto Greathouse RdDestination will be on the left
7.71	Head southwest on Greathouse Rd toward Dunaway Rd
7.71	Turn left onto Dunaway RdDestination will be on the left
8.31	Head northeast on Dunaway Rd toward Bethel Rd
8.31	Slight right onto Bethel RdDestination will be on the right
8.58	Head southeast on Bethel RdDestination will be on the left
9.13	Head south on Bethel Rd toward Cemetery Rd
9.67	Turn right onto Higgins RdDestination will be on the right
9.67	Head northeast on Higgins Rd toward Bethel Rd
9.68	Turn right onto Bethel Rd
10.60	Head northeast on FM 876 toward Bradbury LnDestination will be on the right
12.27	Head north on FM 876 toward Sims RdDestination will be on the left
14.21	Head north on FM 876 toward Bigham RdDestination will be on the left
15.39	Head north on FM 876 toward FM 1493Destination will be on the right
17.35	Head northeast on 5 Points Rd toward S Interstate 35 East Service Rd S
17.47	Turn right onto S Interstate 35 East Service Rd S
17.53	Slight right to stay on S Interstate 35 East Service Rd S
18.42	Turn left onto Connecting Rd
18.42	Head east on Connecting Rd toward US-77 N

2/7/23, 11:57 AM

Wheels of Fire 21M Route - MapMyRide

(5i)

DISTANCE (MI)	DIRECTION
18.48	Head north on US-77 N toward Park Hills Dr
20.02	Turn right onto S College StDestination will be on the right
20.03	Head northeast on S College St toward Howard Rd
20.27	Continue onto S Rogers StDestination will be on the right
20.39	Head northeast on S Rogers St toward W Madison St
20.41	Turn left onto W Madison StDestination will be on the right
20.50	Head northwest on W Madison St toward S Monroe St
20.54	Destination

(51)



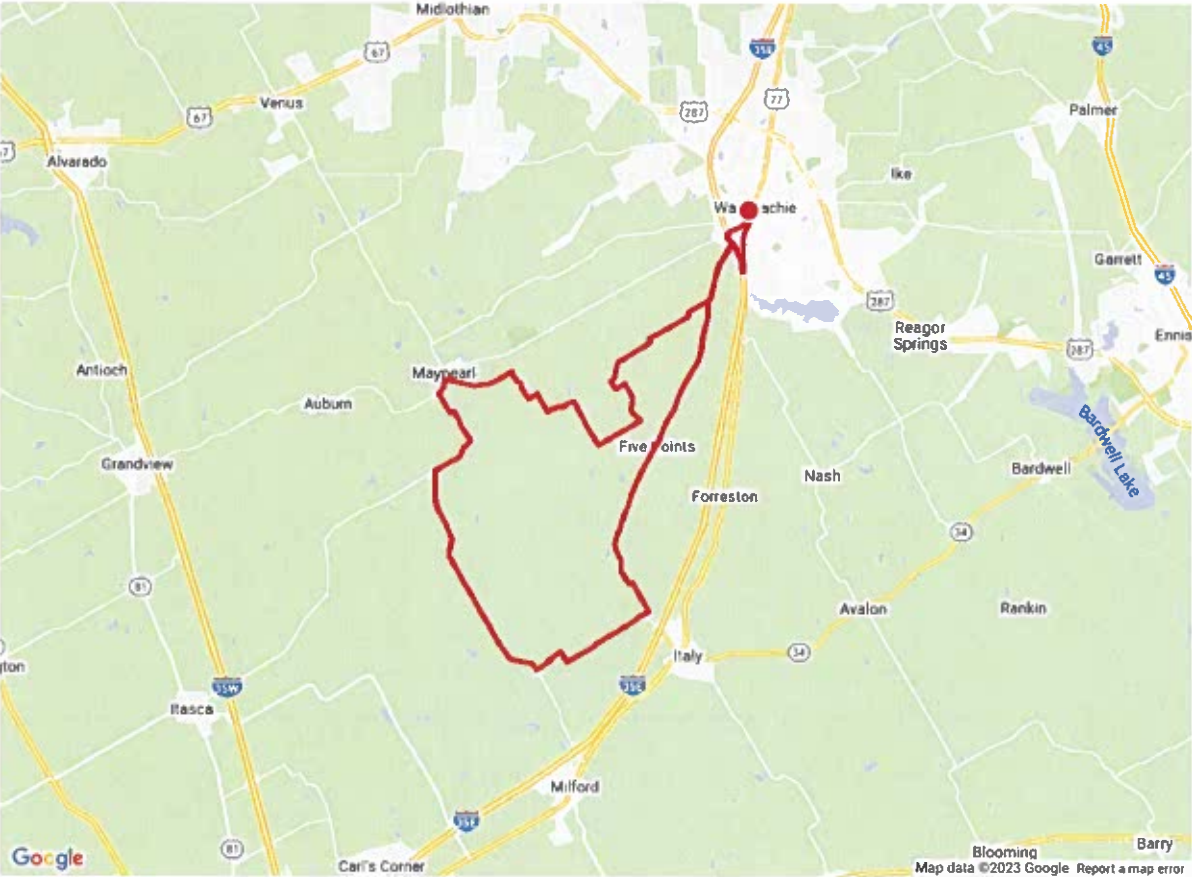
WHEELS OF FIRE 50 M ROUTE

49.54 mi  
Distance

1,225 ft  
Elevation Gain

Bike Ride  
Activity Type

Notes



Elevation

Start

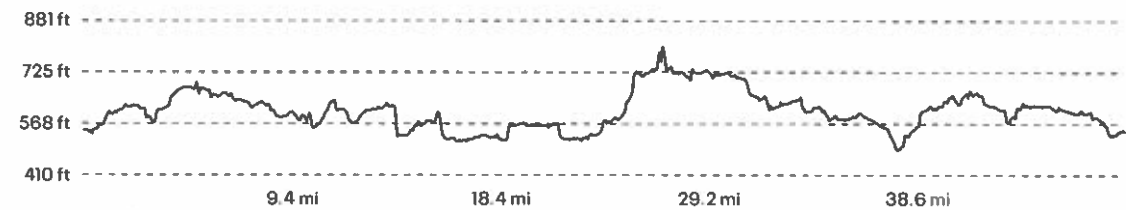
549 ft

Max

799 ft

Gain

1,225 ft



DISTANCE (MI)	DIRECTION
0.00	Head southeast on W Madison St toward S Monroe St
0.03	Head southeast on W Madison St toward S Monroe St

(51)

DISTANCE (MI)	DIRECTION
0.03	Turn right at S Monroe St
0.27	Continue onto Dunaway St
0.28	Head south on Dunaway St toward Rogers StDestination will be on the right
0.35	Head south toward Rogers St
0.35	Slight right onto FM 66 W/Rogers StContinue to follow FM 66 W
1.15	Head southwest on S Rogers St toward S Interstate 35 East Service Rd S
1.16	Turn left onto S Interstate 35 East Service Rd S
1.50	Turn right onto S Points RdDestination will be on the left
1.51	Head southwest on FM 876 W/S Points RdContinue to follow FM 876 WDestination will be on the right
3.42	Head southwest on FM 876 toward FM 1493
3.48	Slight right onto FM 1493Destination will be on the right
4.08	Head southwest on FM 1493
4.17	Slight left to stay on FM 1493
5.53	Continue onto Curry Rd
5.85	Turn right onto Boz RdDestination will be on the left
5.87	Head southwest on Boz Rd toward Bakers Branch Rd
6.84	Continue onto Bearden Rd
7.02	Head northeast on Bearden Rd toward Greathouse Rd
7.02	Sharp right onto Greathouse Rd
7.70	Head southwest on Greathouse Rd toward Dunaway Rd
7.70	Turn left onto Dunaway RdDestination will be on the right
8.33	Head northeast on Dunaway Rd toward Bethel Rd
8.34	Turn right onto Bethel Rd
9.15	Head south on Bethel Rd toward Cemetary Rd
9.68	Turn right onto Higgins RdDestination will be on the left
9.68	Head southwest on Higgins RdDestination will be on the right
11.20	Head southwest on Higgins Rd toward Dawson Rd
11.22	Turn right onto Dawson RdDestination will be on the right
12.77	Head northwest on Dawson Rd toward Greathouse Rd
12.77	Turn left onto Greathouse RdDestination will be on the left
13.67	Head southwest on Greathouse Rd
13.67	Turn right to stay on Greathouse RdDestination will be on the right
14.62	Head west on Greathouse Rd toward Old Maypearl Rd
15.66	Head northeast on Greathouse Rd toward Old Maypearl Rd
15.66	Turn left onto Old Maypearl RdDestination will be on the right
17.64	Head west on Old Maypearl Rd toward E First St
17.70	Continue onto E First St
17.88	Turn left onto S Main StDestination will be on the left
17.89	Head south on FM 66 W/S Main St toward E Martin Luther King Jr StContinue to follow FM 66 W
18.39	Turn left to stay on FM 66 WDestination will be on the left
18.40	Head southeast on FM 66 W

(51)

DISTANCE (MI)	DIRECTION
19.20	Slight left
19.23	Turn rightDestination will be on the right
19.24	Head southeast toward FM 86 E
19.25	Continue onto FM 86 WDestination will be on the left
21.77	Head southwest on FM 86 W toward FM 308 S
21.77	Turn left onto FM 308 S
28.96	Head southeast on FM 308 S toward Derris Chapel Rd
29.19	Turn left onto Derris Chapel Rd
30.21	Turn right onto County Rd/Derris Chapel RdDestination will be on the left
30.49	Head southeast on County Rd/Derris Chapel Rd toward Valley RdContinue to follow Derris Chapel Rd
32.43	Continue onto Carolyn Rd
33.47	Turn right onto L R Campbell Rd
33.48	Turn left to stay on L R Campbell RdDestination will be on the right
33.50	Head north on L R Campbell Rd toward Carolyn Rd
33.50	Turn right onto Carolyn Rd
33.58	Continue onto L R Campbell RdDestination will be on the right
36.38	Head northeast on L R Campbell Rd toward Bell Branch Rd
37.09	Continue onto FM 876Destination will be on the left
44.22	Head north on FM 876 toward FM 1493
46.33	Turn right onto S Interstate 35 East Service Rd S
46.38	Slight right to stay on S Interstate 35 East Service Rd S
46.42	Turn rightDestination will be on the left
46.45	Head northeast toward S Interstate 35 East Service Rd S
46.48	Turn right onto S Interstate 35 East Service Rd SDestination will be on the left
47.34	Head north on S Interstate 35 East Service Rd S toward Connecting RdWalk your bicycle
47.34	Turn right onto Connecting Rd
47.40	Turn left onto US-77 NDestination will be on the right
47.40	Head north on US-77 N toward Park Hills Dr
48.95	Turn right onto S College StDestination will be on the left
48.95	Head northeast on S College St toward Howard Rd
49.19	Continue onto S Rogers StDestination will be on the right
49.31	Head northeast on S Rogers St toward W Madison St
49.33	Turn left onto W Madison StDestination will be on the right
49.49	Destination

(51)



WHEELS OF FIRE 100K ROUTE

62.02 mi

Distance

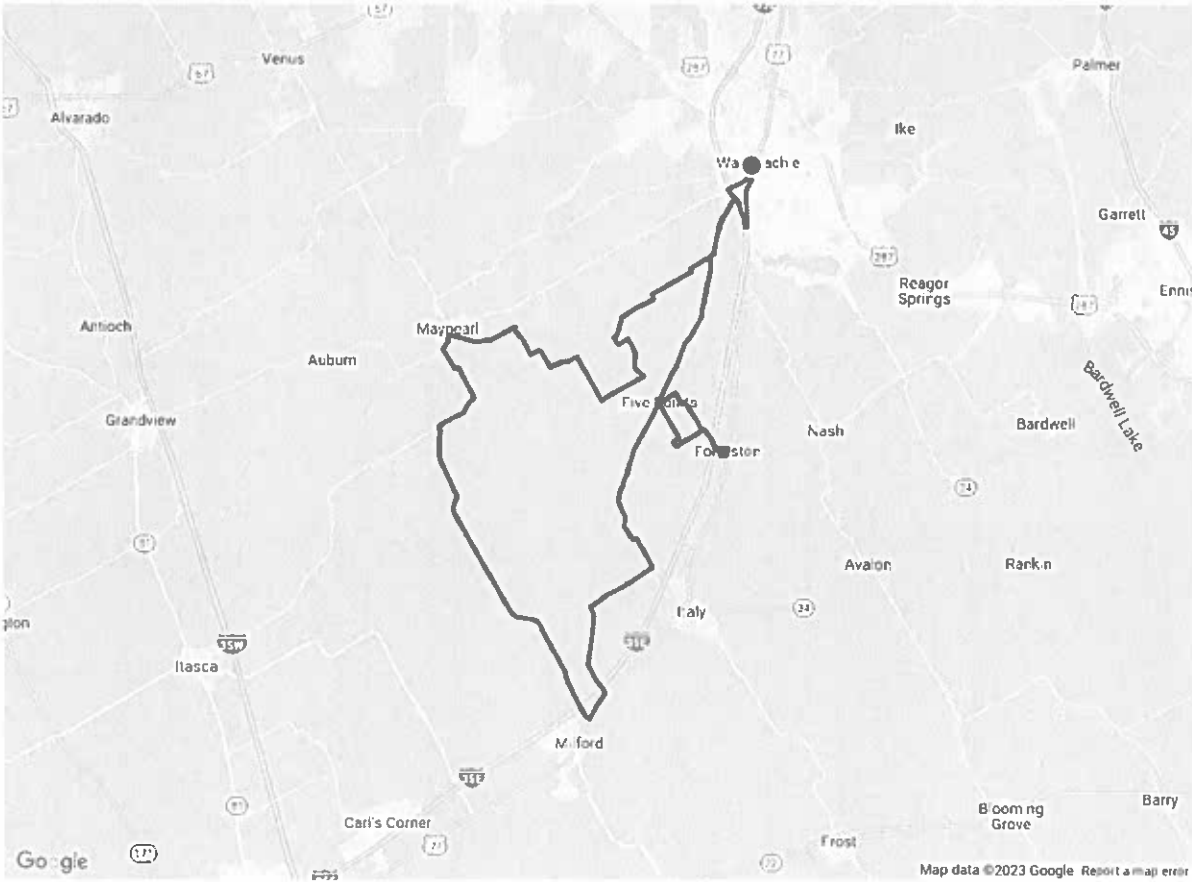
1,431 ft

Elevation Gain

Run

Activity Type

Notes



Elevation

Start

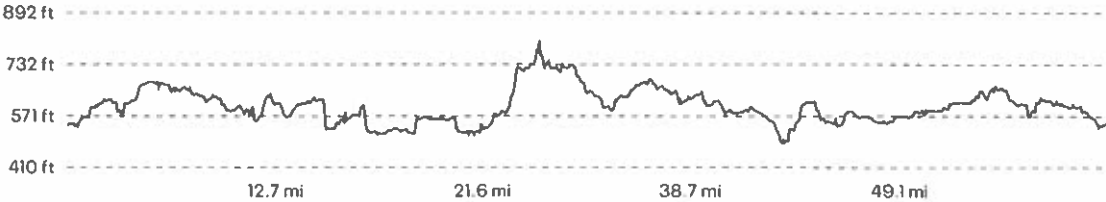
547 ft

Max

810 ft

Gain

1,431 ft



DISTANCE (MI)	DIRECTION
0.00	Head southeast on W Madison St toward S Monroe St
0.06	Turn right at S Monroe St

DISTANCE (MI)	DIRECTION
0.06	Head southwest
0.30	Continue onto Dunaway St
0.38	Continue onto US-77 N
0.40	Turn rightDestination will be on the left
0.41	Head southwest on FM 66 W/Rogers St toward Turner StContinue to follow FM 66 WDestination will be on the left
0.80	Head southwest on FM 66 W toward Dunaway St
1.20	Head southwest on S Rogers St toward S Interstate 35 East Service Rd S
1.20	Turn left onto S Interstate 35 East Service Rd S
1.54	Turn right onto FM 876 W/5 Points RdContinue to follow FM 876 W
3.53	Head north on FM 876 toward FM 1493
3.54	Sharp left onto FM 1493
4.23	Slight left to stay on FM 1493
4.25	Head southwest on FM 1493 toward Cunningham Meadows
5.59	Continue onto Curry RdDestination will be on the left
5.92	Head northwest on Curry Rd toward Boz Rd
5.92	Turn left onto Boz Rd
6.92	Continue onto Bearden Rd
7.09	Head northeast on Bearden Rd toward Greathouse Rd
7.10	Sharp right onto Greathouse RdDestination will be on the left
7.77	Head southwest on Greathouse Rd toward Dunaway Rd
7.78	Turn left onto Dunaway Rd
8.38	Slight right onto Bethel RdDestination will be on the right
8.39	Head east on Bethel RdDestination will be on the right
9.19	Head south on Bethel Rd toward Cemetery Rd
9.73	Turn right onto Higgins RdDestination will be on the left
9.74	Head southwest on Higgins Rd
11.27	Turn right onto Dawson RdDestination will be on the right
11.28	Head northwest on Dawson Rd
12.83	Turn right onto Greathouse Rd
12.83	Head west on Greathouse Rd toward Dawson RdDestination will be on the right
13.73	Head southwest on Greathouse Rd
13.74	Turn right to stay on Greathouse RdDestination will be on the left
14.37	Head west on Greathouse RdDestination will be on the right
14.68	Head west on Greathouse Rd
15.70	Turn left to stay on Greathouse RdWalk your bicycleDestination will be on the right
15.71	Head northwest on Greathouse Rd toward Old Maypearl RdWalk your bicycle
15.73	Slight left onto Old Maypearl Rd
17.74	Continue onto E First St
17.93	Turn left onto S Main St
17.93	Head south on FM 66 W/S Main St toward E Martin Luther King Jr StContinue to follow FM 66 W
18.43	Continue onto FM 916 WDestination will be on the left

(51)

DISTANCE (MI)	DIRECTION
18.43	Head northeast on FM 916 E toward FM 66 W
18.44	Turn right onto FM 66 W Destination will be on the right
19.25	Head east on FM 66 W toward Eubanks Rd Destination will be on the left
21.59	Head southwest on FM 66 W toward FM 308 S
21.80	Turn left onto FM 308 S Destination will be on the left
21.84	Head south on FM 308 S Destination will be on the left
32.02	Head southeast on FM 308 N toward US-77 S
32.56	Turn left onto US-77 N Destination will be on the right
33.50	Head northeast on US-77 N toward Dale Acres Rd
33.52	Turn left onto Dale Acres Rd
36.40	Turn right onto Derris Chapel Rd
36.43	Head northeast on Derris Chapel Rd toward Iola Ln
37.59	Continue onto Carolyn Rd Destination will be on the right
38.63	Head northeast on Carolyn Rd toward L R Campbell Rd
38.73	Continue onto L R Campbell Rd
42.24	Continue onto FM 876
42.36	Head north on FM 876 toward Anderson Rd
44.48	Slight right onto Hight Rd
44.58	Turn right onto Anderson Rd Destination will be on the left
44.59	Head southeast on Anderson Rd
44.64	Head southeast on Anderson Rd
46.05	Turn left to stay on Anderson Rd Destination will be on the left
46.05	Head south on Anderson Rd toward Bill Lewis Rd
46.06	Slight left onto Bill Lewis Rd
46.21	Turn left onto Wright Rd Destination will be on the right
46.58	Head northeast on Wright Rd toward Edmondson Rd
47.16	Continue onto FM 329 E
47.95	Head southeast on FM 329 E
47.95	Continue onto Pecan St
48.17	Turn right onto 7th St
48.23	Continue onto Walnut St
48.29	Head east on Walnut St toward 5th St
48.48	Head east on Walnut St toward US-77 N
48.48	Turn left onto US-77 N
48.68	Head south on US-77 N toward Cherry St
48.69	Turn right onto Cherry St
49.05	Turn left onto FM 329 W Destination will be on the left
49.07	Head southwest on FM 329 W toward Pecan St
49.08	Turn right to stay on FM 329 W
49.87	Turn right onto Edmondson Rd
51.40	Turn left onto Hight Rd

2/7/23, 11:56 AM

Wheels of Fire 100K Route - MapMyRide

(51)

DISTANCE (MI)	DIRECTION
51.97	Slight left onto Bradbury Ln
51.99	Turn left onto Anderson RdDestination will be on the left
51.99	Head northwest on Anderson Rd toward Bradbury Ln
52.00	Turn right onto Bradbury Ln
52.17	Turn right onto FM 876
57.03	Turn rightRestricted usage road
57.05	Head northwest toward FM 876Restricted usage road
57.08	Turn right onto FM 876
58.94	Turn right onto S Interstate 35 East Service Rd S
58.97	Head southeast on S Interstate 35 East Service Rd SDestination will be on the right
59.89	Head east on Connecting Rd toward US-77 N
59.95	Turn left onto US-77 NDestination will be on the right
59.95	Head north on US-77 N toward Park Hills DrDestination will be on the right
61.53	Head north on US-77 N toward Rogers St
61.62	Continue onto Dunaway StDestination will be on the right
61.87	Head northeast toward W Madison St
61.88	Turn left onto W Madison StDestination will be on the left
61.96	Destination

(5i)

**Bonner, Jami**

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**From:** Gaertner, James  
**Sent:** Wednesday, February 8, 2023 9:02 AM  
**To:** Bonner, Jami; Massey, Matt; Joe Bill Wiser; Boyd, Ricky; Dale Sigler; Martinez, Gumaro; Mosley, Laurie; Griffith, Thomas; Daniel Frisby; Cooper, Kyle; Barnes, Bradley; Campos, Yadira  
**Cc:** Lawrence, Albert; Scott, Michael; Crocker, Clarice; Villarreal, Amber  
**Subject:** RE: Event Application - Wheels of Fire 6/24/23

Jami,

If everything is done in the same manner as last time, I don't have any comments.  
Just have them or the Fire Dept contact Matt for the cones they need within the city limits.

Anything outside the city limits, needs to be coordinated with the County.

**James Gaertner, PE, CFM, CPM**  
**Executive Director of Public Works & Utilities**  
Office: 469-309-4301  
[jgaertner@waxahachie.com](mailto:jgaertner@waxahachie.com)

---

**From:** Bonner, Jami <jami.bonner@waxahachie.com>  
**Sent:** Tuesday, February 7, 2023 4:06 PM  
**To:** Gaertner, James <jgaertner@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Dale Sigler <dsigler@waxahachiepd.org>; Martinez, Gumaro <gmartinez@waxahachie.com>; Mosley, Laurie <Imosley@waxahachiecvb.com>; Griffith, Thomas <john.griffith@waxahachie.com>; Daniel Frisby <daniel.frisby@waxahachiepd.org>; Cooper, Kyle <kyle.cooper@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Campos, Yadira <ycampos@waxahachie.com>  
**Cc:** Lawrence, Albert <alawrence@waxahachie.com>; Scott, Michael <msscott@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>; Villarreal, Amber <avillarreal@waxahachie.com>  
**Subject:** Event Application - Wheels of Fire 6/24/23

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](http://www.waxahachie.com)

(51)

**Bonner, Jami**

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**From:** Boyd, Ricky  
**Sent:** Tuesday, February 7, 2023 5:48 PM  
**To:** Bonner, Jami  
**Subject:** Re: Event Application - Wheels of Fire 6/24/23

I have no concerns.

Sent from my iPhone

On Feb 7, 2023, at 16:05, Bonner, Jami <jami.bonner@waxahachie.com> wrote:

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](http://www.waxahachie.com)

<EA2023.06.24 Wheels of Fire.pdf>

(51)

**Bonner, Jami**

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**From:** Cooper, Kyle  
**Sent:** Wednesday, February 8, 2023 9:20 AM  
**To:** Bonner, Jami  
**Subject:** RE: Event Application - Wheels of Fire 6/24/23

No comments from Parks.



**Kyle Cooper, CPRP**  
*Senior Director*  
*Parks and Recreation*  
City of Waxahachie  
469-309-4277  
972-268-4549  
[Kyle.Cooper@waxahachie.com](mailto:Kyle.Cooper@waxahachie.com)

**From:** Bonner, Jami  
**Sent:** Tuesday, February 7, 2023 4:06 PM  
**To:** Gaertner, James <jgaertner@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Dale Sigler <dsigler@waxahachiepd.org>; Martinez, Gumaro <gmartinez@waxahachie.com>; Mosley, Laurie <lmosley@waxahachiecvb.com>; Griffith, Thomas <john.griffith@waxahachie.com>; Daniel Frisby <daniel.frisby@waxahachiepd.org>; Cooper, Kyle <kyle.cooper@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Campos, Yadira <ycampos@waxahachie.com>  
**Cc:** Lawrence, Albert <alawrence@waxahachie.com>; Scott, Michael <msscott@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>; Villarreal, Amber <avillarreal@waxahachie.com>  
**Subject:** Event Application - Wheels of Fire 6/24/23

For your review / comments. Thank you.

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[www.waxahachie.com](http://www.waxahachie.com)

(51)

**Bonner, Jami**

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**From:** Mosley, Laurie  
**Sent:** Wednesday, February 8, 2023 12:12 PM  
**To:** Bonner, Jami  
**Subject:** RE: Event Application - Wheels of Fire 6/24/23

For my department, I do not see any issues with this event.

Thank you!!

Laurie Mosley, CTE  
Director  
Waxahachie CVB  
2000 Civic Center Lane  
Waxahachie, TX 75165  
469-309-4046

**From:** Bonner, Jami <jami.bonner@waxahachie.com>  
**Sent:** Tuesday, February 7, 2023 4:06 PM  
**To:** Gaertner, James <jgaertner@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Dale Sigler <dsigler@waxahachiepd.org>; Martinez, Gumaro <gmartinez@waxahachie.com>; Mosley, Laurie <lmosey@waxahachiecvb.com>; Griffith, Thomas <john.griffith@waxahachie.com>; Daniel Frisby <daniel.frisby@waxahachiepd.org>; Cooper, Kyle <kyle.cooper@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Campos, Yadira <ycampos@waxahachie.com>  
**Cc:** Lawrence, Albert <alawrence@waxahachie.com>; Scott, Michael <msscott@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>; Villarreal, Amber <avillarreal@waxahachie.com>  
**Subject:** Event Application - Wheels of Fire 6/24/23

For your review / comments. Thank you.

Jami Bonner  
Assistant City Secretary  
City of Waxahachie  
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[www.waxahachie.com](http://www.waxahachie.com)

(5i)

**Bonner, Jami**

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**From:** Joe Bill Wiser  
**Sent:** Thursday, February 9, 2023 11:02 AM  
**To:** Bonner, Jami  
**Subject:** RE: Event Application - Wheels of Fire 6/24/23

No Concerns  
Joe Wiser

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**From:** Bonner, Jami  
**Sent:** Tuesday, February 7, 2023 4:06 PM  
**To:** Gaertner, James <jgaertner@waxahachie.com>; Massey, Matt <mmassey@waxahachie.com>; Joe Bill Wiser <JWiser@waxahachiepd.org>; Boyd, Ricky <RBoyd@waxahachiefire.org>; Dale Sigler <dsigler@waxahachiepd.org>; Martinez, Gumaro <gmartinez@waxahachie.com>; Mosley, Laurie <lmosley@waxahachiecvb.com>; Griffith, Thomas <john.griffith@waxahachie.com>; Daniel Frisby <daniel.frisby@waxahachiepd.org>; Cooper, Kyle <kyle.cooper@waxahachie.com>; Barnes, Bradley <bradley.barnes@waxahachie.com>; Campos, Yadira <ycampos@waxahachie.com>  
**Cc:** Lawrence, Albert <alawrence@waxahachie.com>; Scott, Michael <msscott@waxahachie.com>; Crocker, Clarice <ccrocker@waxahachie.com>; Villarreal, Amber <avillarreal@waxahachie.com>  
**Subject:** Event Application - Wheels of Fire 6/24/23

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](http://www.waxahachie.com)



(5j)

## Memorandum

To: City Council

From: Anita Simpson, Downtown Development Director

Thru: Michael Scott, City Manager

Date: February 20, 2023

Re: Consider Adoption of the Downtown Building Improvement Grant Program and Authorize Funding from the City's TIRZ Fund

---

**Recommended Motion:** "I move to adopt the Downtown Building Improvement Grant Program as presented and authorize funding of \$200,000 annually for the program from the Tax Increment Reinvestment Zone No. 1 Fund."

**Item Description:** Consider adoption of the new Downtown Building Improvement Grant Program (DBIP) and authorize funding the program from the TIRZ Fund balance. This program was unanimously approved by the TIRZ board at their meeting on February 15, 2023.

**Item Summary:** One of the Community Transformation Strategies adopted by the Waxahachie Partnership, Inc. (WPI) Board for 2021-2022 was to develop incentives/initiatives for vacant and underutilized downtown buildings. As part of the transformation strategy, the board developed a vacant building ordinance to help with enforcement, but also wanted to provide an incentive and assist with improvements made to downtown buildings.

Staff researched other similar programs and constructed a program to incentivize downtown building owners to make buildings appealing, usable, and safe. The details of the proposed grant program are stated below in summary. This program has been vetted by the WPI Board and also presented in a Council Workshop on January 25, 2023. Council instructed

staff to proceed with the program and present to the appropriate boards for consideration and approval.

### **Downtown Building Improvement Grant Program (DBIP)**

#### **Eligibility**

- The matching grant recipient must be the owner of the downtown property
- The property must be located within the eligible area
- Property owner is eligible party
- The property owner must be willing to comply with all local and state laws and regulations affecting the property, its rehabilitation, and future use

#### **Eligible Projects**

- Life Safety Code compliance
- Improvements for compliance with Americans with Disabilities Act (ADA)
- Structural repairs, infrastructure, roofs
- Work/repairs required to meet current code
- Historic reconstruction including storefront, door or window repair, masonry repointing, etcetera; removal of false fronts and additions that detract from a building's architectural or historical character

#### **City Financial Participation**

- Costs will be shared for the DBIP on the following basis:
- Total grant of up to \$50,000 with a 50/50 match required
- Grant cannot exceed 50% of the total eligible project cost
- Projects that also utilize the Historic Waxahachie, Inc. façade grant are given priority

**Fiscal Impact:** The TIRZ fund has a sufficient fund balance and yearly revenue stream to provide funding for this program. Should interest in this program exceed expectations to the point of putting pressure on available funds, staff will consult with the TIRZ Board to consider annual funding limits for this program.



## Memorandum

To: City Council Members

From: Amy Borders, Director of Communications and Marketing

Thru: Michael Scott, City Manager *[Signature]*

Date: February 20, 2023

Re: Downtown Walk of Fame

---

As in past years, I have come to the TIRZ Board to request funding to add stars to the Downtown Walk of Fame. This year, I am requesting funding for two additional stars. The two new stars will be dedicated during the Crossroads of Texas Film and Music Festival, April 20-22, 2023. They will be located in the 100 block of S. College Street, near the Pocket Park.

The first part of the request is the pricing for the granite from Giles Monument, a total not to exceed \$3,700.00. The second part of the request is for \$4,000.00 for paving and installation of the two stones, by On-Site Construction. These two entities have been used in previous years and have done an outstanding job.

The total request is for up to \$7,700.00 to allow for unforeseen overages, although none are expected.



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## Memorandum

To: City Council

From: Anita Simpson, Downtown Development Director

Thru: Michael Scott, City Manager

Date: February 20, 2023

Re: Consider Authorizing Funding from the TIRZ Fund for Downtown Rehabilitation Projects

---

**Recommended Motion:** "I move to approve funding from the TIRZ fund in the amount of \$130,905 for the projects as presented by staff, and authorize the City Manager to execute all documents as necessary."

**Item Description:** Consider authorizing funding from the TIRZ fund in the amount of \$130,905 for several improvement projects enhancing the aesthetics and safety of downtown. The TIRZ board unanimously approved these requests at their meeting on February 15, 2023.

**Item Summary:** City Staff has evaluated and identified several rehabilitation projects in the downtown area that will enhance aesthetics and safety. These projects are listed below along with projected costs based on estimates gathered by staff.

### Proposed Rehabilitation Projects:

- Replace damaged railing on south side of building at 315 S. Rogers - \$11,000
- Cleaning of the stone facade at Courthouse Pocket Park - \$6,500
- Cleaning exterior & interior of parking garage - \$20,280
- Replace damaged railing at Main Street & Rogers Street, modify tree grates at parking garage along Jackson Street, and add gates under stairwells at parking garage to assist with cleaning - \$11,000
- Sand blast and repaint downtown railing & tables - \$60,307

The total cost of the projects recommended by staff is \$109,087. Staff would also ask the board to consider a 20% contingency totaling \$21,818 for these projects to account for any unforeseen price changes or scope of work. The grand total for all projects including the recommended contingency would be \$130,905.

**Fiscal Impact:** The \$130,905 request would be funded by the TIRZ fund and there is a sufficient fund balance to cover the improvements recommended by staff.

(m)

(5m)



## Memorandum

To: Honorable Mayor and City Council

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

Thru: Michael Scott, City Manager

Date: February 20, 2023

Re: Consider a Supplemental Appropriation for the Emergency Repair of the Brookside Road Bridge Erosion.

---

**Motion:** I move to approve a supplemental appropriation for the Emergency Repair of the Brookside Road Bridge Erosion in the amount of \$63,618 from the City of Waxahachie General Fund Reserve.

**Item Description:** Consider a supplemental appropriation in the amount of \$63,618 to be awarded to Circle H Contractors.

**Item Summary:** City Staff encountered severe erosion on the channel located on the northeast side of the Brookside Road Bridge. The erosion of the channel was approximately 15 feet deep, it undermined the bridge, exposed gas line and exposed water line.

Circle H Contractors installed a storm inlet, 24-inch reinforced concrete pipe, backfilled the channel and install rock riprap to reduce the erosion of this side of the bridge.

**Fiscal Impact:** The proposed supplemental appropriation in the amount \$63,618 would be funded from the City of Waxahachie General Fund Reserve. The fund has sufficient fund balance to cover the supplemental appropriation.

(7)

# **PROCLAMATION**

**WHEREAS**, the World Marathon Challenge is an amazing logistical and physical challenge to run 7 marathons on 7 continents in 7 days and there are less than 200 people to have ever finished the challenge. This year's challenge hosted about 50 participants; and

**WHEREAS**, on January 31, 2023, the first marathon began in Novo (Antarctica) and was followed by marathons in Cape Town (Africa), Perth (Australia), Dubai (Asia), Madrid (Europe), Fortaleza (South America) and Miami (North America); and

**WHEREAS**, participants ran 295 km (183 miles) over the seven-day period and spent approximately 68 hours in the air traveling to each continent; and

**WHEREAS**, successful participants are recognized by the Intercontinental Marathon Club; and

**WHEREAS**, the Book of Alternative Records recognizes the event for world record purposes, including fastest average marathon times for 7 marathons on 7 continents in 7 days and shortest duration to run 7 marathons on 7 continents. The Guinness Book of Records also acknowledges the event for record setting purposes; and

**WHEREAS**, Waxahachie alumni, and current resident, Paul Box dove into the sport of running in 2010. He endured many hours of training, hard work, and self-discipline preparing to compete in the 2023 World Marathon Challenge; and

**WHEREAS**, Paul finished 3<sup>rd</sup> overall in the men's division; and

**WHEREAS**, the Mayor and City Council wish to publicly acknowledge the accomplishment of Paul Box in the outstanding manner in which he represented all of Waxahachie;

**NOW, THEREFORE**, I, David Hill, Mayor of the City of Waxahachie, along with the entire City Council, do hereby extend expression of our pride, honor and appreciation to Paul Box for his accomplishment in representing our fine city throughout the world.

Proclaimed this 20<sup>th</sup> day of February, 2023.

---

MAYOR

ATTEST:

---

CITY SECRETARY

## RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE CITY OF WAXAHACHIE SUPPORTING THE MEMORIAL DESIGNATION OF THE FM 878 OVERPASS AT HIGHWAY 287 AS "BESSIE COLEMAN MEMORIAL BRIDGE," THROUGH THE TEXAS DEPARTMENT OF TRANSPORTATION HIGHWAY NAMING PROGRAM; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, Bessie Coleman was born on January 26, 1892, in Atlanta, Texas, the tenth of thirteen children of George Coleman, whose grandparents were Cherokee, and Susan Coleman; and

**WHEREAS**, at the age of two, Bessie Coleman and her family moved to Waxahachie, Texas, where they lived as sharecroppers. Coleman's routine of school, chores, and church was interrupted by the cotton harvest; and

**WHEREAS**, Bessie Coleman walked four miles each day to Oak Lawn School, a segregated, one-room school, on what is now known as Wyatt Street in Waxahachie, TX, where she loved to read and established herself as an outstanding math student. At the age of 12, Coleman was accepted into the Missionary Baptist Church School on scholarship. When she turned eighteen, she used her savings to enroll in the Oklahoma Colored Agricultural and Normal University in Langston, Oklahoma (now called Langston University); and

**WHEREAS**, Bessie Coleman took a French-language class at the Berlitz Language Schools in Chicago and traveled to Paris on November 20, 1920 to learn to fly and earn her pilot license; and

**WHEREAS**, on June 15, 1921, Bessie Coleman became the first black woman and first Native American to earn an international aviation license from the Fédération Aéronautique Internationale; and

**WHEREAS**, on April 30, 1926, Bessie Coleman was a passenger on a test flight that went into a nose-dive maneuver at 3,000 feet above the ground. Coleman was thrown from the plane at 2,000 feet when the aircraft suddenly flipped over and she fell to her death; and

**WHEREAS**, Bessie Coleman received many honors and accolades including induction into the National Women's Hall of Fame in 2001, induction into the National Aviation Hall of Fame in 2006, named No. 14 on Flying magazine's "*51 Heroes of Aviation*" in 2013, induction into the International Air & Space Hall of Fame at the San Diego Air & Space Museum in 2014.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WAXAHACHIE, TEXAS:**

**SECTION 1.** That the Waxahachie City Council supports the memorial designation of the FM 878 overpass at Highway 287 as the "Bessie Coleman Memorial Bridge," through the Texas Department of Transportation Highway Naming Program.

**SECTION 2.** That this resolution shall take effect immediately from and after the date of passage.

APPROVED AND ADOPTED THIS 20<sup>TH</sup> DAY OF FEBRUARY, 2023.

(87)

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MAYOR

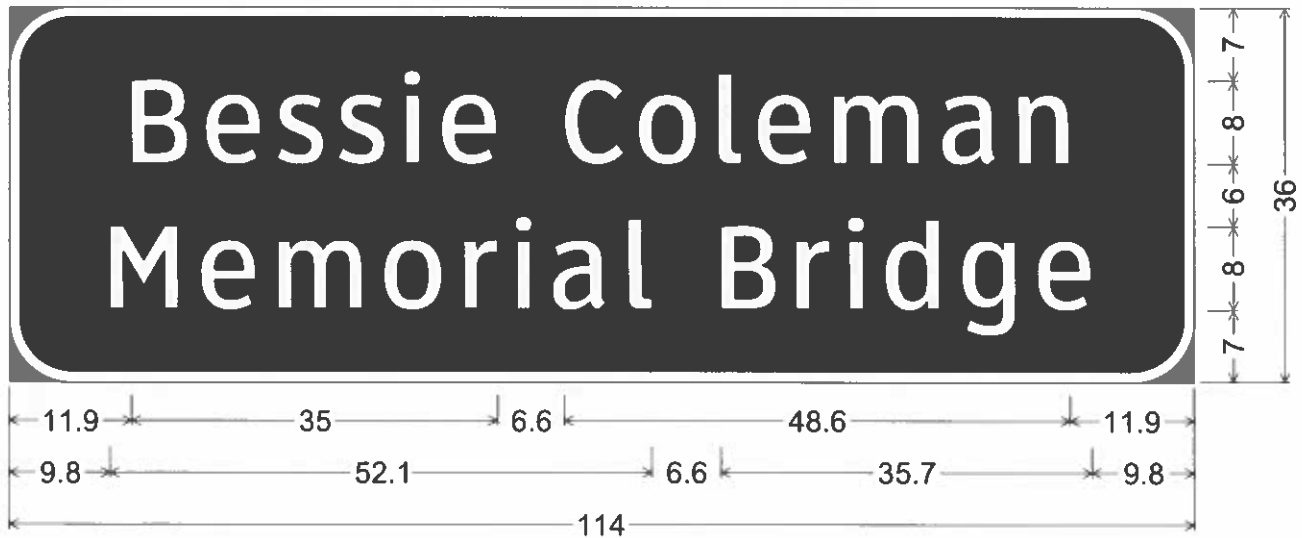
ATTEST:

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CITY SECRETARY

(87)

DISTRICT	COUNTY	CSJ	PROJ NAME	ESTIMATOR	DATE	
Dallas	Ellis		US 287	Mark Aboso	02/06/2023	
ITEM	CODE	DESCRIPTION	UNIT	QUANTITY	BID PRICE	TOTAL
644	6036	IN SM RD SN SUP&AM TYS80(1)SA(U-BM)	EA	2.00	\$1,280.00	\$2,560.00



6.0" Radius, 1.0" Border, White on Brown;

"Bessie Coleman", ClearviewHwy-3-W; "Memorial Bridge", ClearviewHwy-3-W;



## Memorandum

To: Honorable Mayor and City Council  
From: Chad Tustison, Finance Director  
Thru: Michael Scott, City Manager  
Date: February 16, 2023  
Re: Fiscal Year 2023 First Quarter Financial Report

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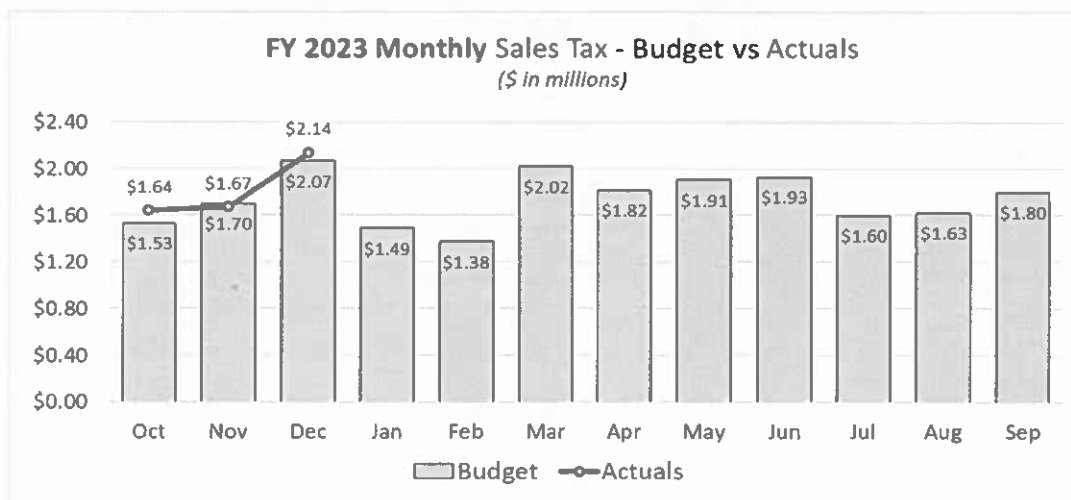
I am pleased to present the First Quarter Financial Report for Fiscal Year 2023, covering the period of October 2022 through December 2022. This report highlights the General Fund, Water and Wastewater funds, Waxahachie Community Development Corporation (WCDC) Fund, Hotel/Motel Fund and the Tax Increment Refinance Zone (TIRZ) Fund. This report compares actual revenue collections and expenses incurred during the year to the approved budget.

### General Fund

- The City's General Fund accounts for activities commonly associated with municipal government such as police and fire protection, parks and recreation, routine street maintenance, and library services. This fund is supported by property tax, sales tax, user fees, permits and other miscellaneous revenues. Overall, revenues and expenses are performing as expected and are in line with the budget.
- **Revenues** for the first quarter (3 months) total \$10.7 million, or 19% of the budget. It is normal for revenues, particularly in the General Fund, to lag due to timing of when payments are actually received.

- **Property tax collections** account for approximately 39% of the City's revenue. Through the first quarter, property taxes in the City's General Fund amount to \$2.5 million and are in line with prior year collections. The majority of collections occur from December through March as property tax payments become due and will be reflected in the report for the second quarter.
- **Sales tax** is the second largest revenue source, accounting for 37% of the City's General Fund. Of the 8.25 cents for every dollar of taxable sales, the state of Texas collects 6.25 cents, while 1.5 cents are distributed to the City's General Fund, and 0.5 cents goes to the WCDC fund.

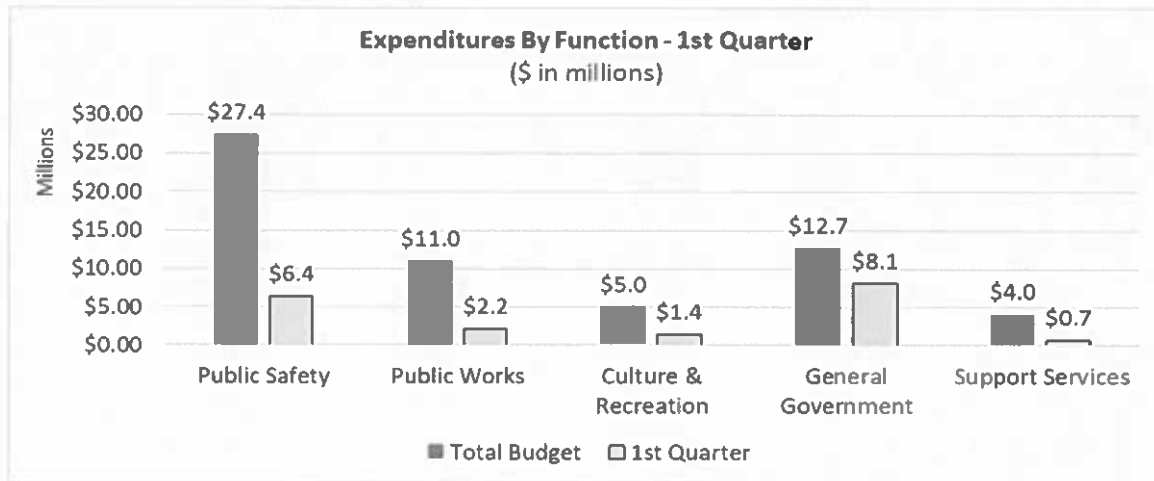
Through the second quarter, collections in the General Fund total \$5.5 million and represent an increase of 7.5% over the prior year. Compared to the budget for the same period, sales tax collections are amount to \$419,000 more than anticipated, or 2.9%.



- Other major revenue sources include Franchise Fees, Licenses and Permits, Charges for Service, Miscellaneous revenue and Transfers In. Franchise fees are collected from local utility companies to pay for the use of the City's right-of-way. The first quarter will lag significantly since the majority of the utilities make payment following the close of their fiscal quarter. In miscellaneous revenue, the City is seeing additional interest income due to the higher interest rates offered by our local government investment pool. In other categories, building inspections and permits is trending slightly lower than budget.

(9)

- **Expenditures** in the General Fund for the first quarter (3 months) total \$11.5 million, or 20% of the budget. The following chart compares the budget for each City function to the actual expenditures through the first quarter.



- In the area of Public Works, spending is lagging slightly as the City ramps up and begins work on the street and sidewalk projects included in the budget. As the year progresses and contracts are authorized and executed, these funds are anticipated to be spent at the budgeted levels.
- In the area of General Government, the higher actual expenditures during the first quarter can be mainly attributed to the transfer of funds for the renovation of City Hall. The funds for this project were transferred to the Capital Projects Fund in the first quarter.

## Other Funds

- The water and wastewater funds account for all revenues and expenditures associated with the operation and maintenance of the City's water distribution and wastewater treatment activities. For the water and wastewater funds, revenue is in line with the budget. Expenses are lower than budget for both funds due to the timing of the annual debt service payments. Principal and interest payments occur in the second and fourth quarters of the fiscal year and will be reflected in those financial reports.
- The WCDC fund accounts for revenues and expenses associated with the Waxahachie Community Development Corporation in operating the Civic

(9)

Center and Sports Complex, promoting economic development, and implementing quality of life improvements throughout the community. This fund is mainly funded by ½ cent sales tax and user fees. Overall, revenues and expenses are within budget. Similar to the General Fund, sales tax is up nearly 7.5% over last year, or \$51,000, over the budget.

- The Hotel/Motel Tax Fund receives the proceeds from a 7% hotel occupancy tax available to be used to promote tourism and the convention and hotel industry. The City uses the fund to operate the Convention and Visitor's Bureau and various smaller non-city organizations that promote the arts and historic tourism and preservation. Due to strong room occupancy rates, revenues from hotel/motel taxes are coming in above budget. Expenditures are lagging slightly due to the timing of the annual transfer to the Arts Council, which represents 25% of hotel revenue collections. This transfer occurs in the third and fourth quarters of the fiscal year.

(9)



## CITY OF WAXAHACHIE QUARTERLY FINANCIAL REPORT

**FISCAL YEAR 2023 - 1ST QUARTER**

(Oct 1, 2022 - Dec 31, 2022)

### GENERAL FUND SUMMARY

	ACTUALS FY 2022	BUDGET FY 2023	1ST QUARTER FY 2023	QTR ACTUAL AS % OF BUDGET
<b>REVENUES</b>				
Property Tax	\$21,178,911	\$22,412,200	\$2,515,571	11%
Sales Tax	20,645,710	20,895,000	5,465,543	26%
Franchise Fees	4,756,576	4,753,762	377,291	8%
Licenses & Permits	1,871,245	2,193,810	440,786	20%
Charges for Service	2,600,229	2,517,427	559,267	22%
Miscellaneous	1,363,723	623,204	440,212	71%
Transfers In	3,506,799	3,577,867	878,331	25%
<b>Total Revenues</b>	<b>\$55,923,193</b>	<b>\$56,973,270</b>	<b>\$10,677,001</b>	<b>19%</b>
<b>EXPENDITURES BY FUNCTION</b>				
Public Safety	\$26,661,127	\$27,418,799	\$6,444,935	24%
Public Works	11,111,447	10,953,675	2,175,072	20%
Culture & Recreation	4,772,607	4,991,492	1,419,271	28%
General Government	19,445,499	12,737,870	8,121,697	64%
Support Services	2,798,931	3,992,603	704,141	18%
<b>Total Expenditures</b>	<b>\$64,789,611</b>	<b>\$60,094,439</b>	<b>\$18,865,115</b>	<b>31%</b>

\* Quarterly actual figures are preliminary and unaudited

\* Budget figures includes budget amendments since October 1, 2022 and prior-year encumbrances



## CITY OF WAXAHACHIE QUARTERLY FINANCIAL REPORT

FISCAL YEAR 2023 - 1ST QUARTER

(Oct 1, 2022 - Dec 31, 2022)

### OTHER FUNDS SUMMARY

	ACTUALS FY 2022	BUDGET FY 2023	1ST QUARTER FY 2023	QTR ACTUAL AS % OF BUDGET
<b>WATER FUND</b>				
Revenues	\$20,830,312	\$18,066,237	\$4,812,833	27%
Expenses	14,660,921	17,944,898	2,667,663	15%
<b>WASTEWATER FUND</b>				
Revenues	\$15,822,389	\$12,760,046	\$3,007,845	24%
Expenses	10,198,100	12,840,636	1,762,739	14%
<b>WAXAHACHIE COMMUNITY DEVELOPMENT FUND (WCDC)</b>				
Revenues	\$7,747,979	\$7,669,700	\$2,098,084	27%
Expenses	6,898,065	7,058,059	1,530,939	22%
<b>HOTEL / MOTEL FUND</b>				
Revenues	\$1,081,168	\$978,000	\$300,193	31%
Expenses	930,094	958,461	188,321	20%
<b>TAX INCREMENT FINANCE ZONE FUND (TIRZ 1)</b>				
Revenues	\$840,299		\$18,680	-
Expenses	328,817		36,406	-

\* Quarterly actual figures are preliminary and unaudited

\* Budget figures includes budget amendments since October 1, 2021 and prior-year encumbrances

(9)

## BUDGET AMENDMENTS

(Oct 2022 - Dec 2022)

FUND	DESCRIPTION	AMOUNT
General Fund	Insurance reimbursement for Shade Cover - Penn Park	\$16,236
WCDC	Lions Park Land Acquisition	\$308,809

\* Budget amendments approved by City Council during the period of October 1, 2022 to December, 2022.

(10+11)

# Planning & Zoning Department

## Plat Staff Report

Case: SUB-146-2022



### MEETING DATE(S)

Planning & Zoning Commission: February 14, 2023

City Council: February 20, 2023

### CAPTION

**Public Hearing on** a request by Henry Quigg, Richmond Group, for a **Replat** of a portion of Lot 3A, Block 30 of the Bullard's Revision, to create Lot 3A-R, being 0.324 acres, located at 100 S US Highway 77 (Property ID: 172431) Owner: Pearman Oil & LP Gas, Inc. (SUB-146-2022) Staff: Zack King

### RECOMMENDED MOTION

*"I move to approve SUB-146-2022, a replat of the Bullard's Revision, with the associated Petition for Relief Waiver."*

### ACTION SINCE INITIAL STAFF REPORT

At the Planning & Zoning Commission meeting, held February 14, 2023, the Commission voted 5-0 to recommend approval of case number SUB-146-2022, and its associated Petition for Relief Waiver.

### APPLICANT REQUEST

The applicant is requesting to replat the subject property into one (1) lot for commercial use. The applicant also requests a Petition for Relief Waiver for right-of-way (ROW) dedication along S. Rogers Street and S US Highway 77.

### CASE INFORMATION

Applicant: Henry Quigg, Richmond Group

Property Owner(s): Pearman Oil & LP Gas, Inc.

Site Acreage: 0.324 acres

Number of Lots: 1 lot

Number of Dwelling Units: 0 units

Park Land Dedication: N/A

Adequate Public Facilities: Adequate public facilities are available to the subject property.

### SUBJECT PROPERTY

General Location: 100 S US Highway 77

Parcel ID Number(s): 172431

Current Zoning: Commercial (C)

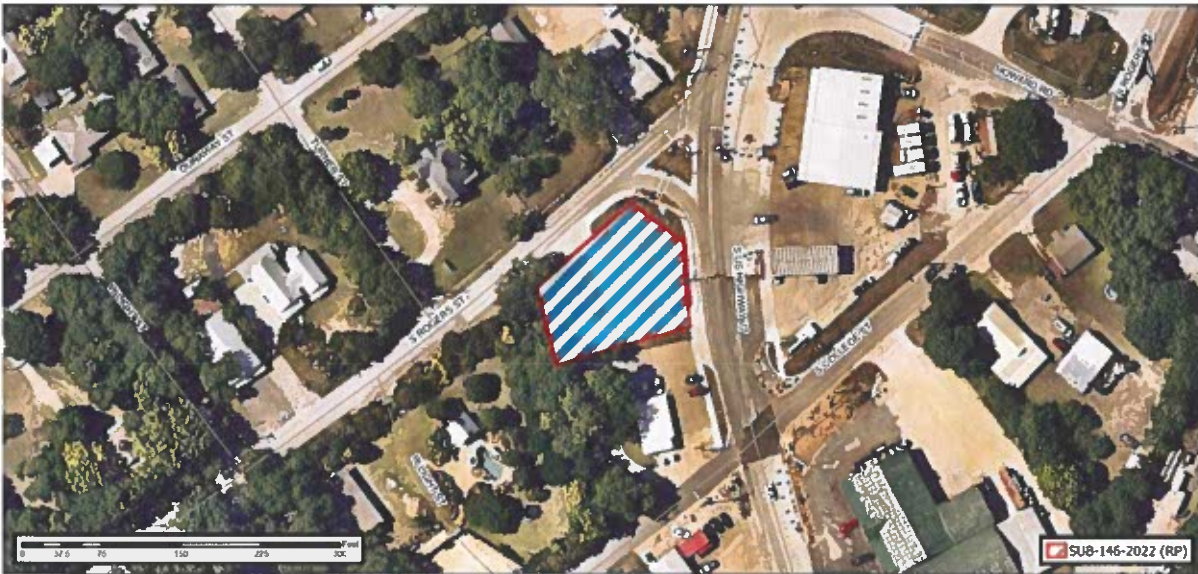
Existing Use: The subject property is currently undeveloped.

(10+11)

**Platting History:**

The subject property is a portion of Block 30 of the Bullard's Addition.

**Site Aerial:**



**PLANNING ANALYSIS**

The applicant is proposing to replat the subject property into one (1) lot for commercial use. The proposed lot meets the minimum required size and dimension standards of the Commercial zoning district. The applicant has filed a mutual access easement on the southeastern corner of the property to allow for access to the site via a shared driveway on S US Highway 77.

**PETITION FOR RELIEF WAIVER**

**Variance for Right-of-Way Dedication**

The applicant has requested a Petition of Relief Waiver for the right-of-way (ROW) dedication requirement along S Rogers Street and S US Highway 77. The City of Waxahachie Thoroughfare Plan identifies S Rogers Street as a future 80' thoroughfare and S US Highway 77 as a future 110' thoroughfare. Due to this, the applicant is required to provide an additional 10' of ROW dedication along S Rogers Street and an additional 15' of ROW dedication along S US Highway 77. The applicant is requesting to provide no additional ROW dedication to due adverse effects on the subject property.

The applicant has noted that a previously existing building on the property had to be demolished when TxDOT acquired ROW for the recent expansion of Highway 77. At that time TxDOT did not opt to acquire additional ROW from the subject property. The applicant is pursuing a replat of the property in order to prepare it for future development. Due to the recent acquisition of ROW from the subject property and the TxDOT control of Highway 77 and S Rogers Street, staff is supportive of the variance request for ROW dedication.

**PUBLIC NOTIFICATIONS**

To comply with State law contained in Local Government Code Chapter 211 and the City's public hearing notice requirements, 14 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 support for the proposed Replat.

**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 replat request as presented.

**ATTACHED EXHIBITS**

1. Replat

**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.

**CITY REQUIREMENTS FOR PLAT RECORDING AND FILING**

A plat shall not be filed with the Ellis County Clerk until:

1. All utilities, infrastructure, and other required improvements have been installed and a letter of acceptance associated with the utilities and infrastructure installation has been received from the Public Works Department;
2. A drainage study has been conducted and/or a traffic impact analysis has been conducted as required by the City's Subdivision ordinance.

**STAFF CONTACT INFORMATION**

*Prepared by:*

Zack King

Senior Planner

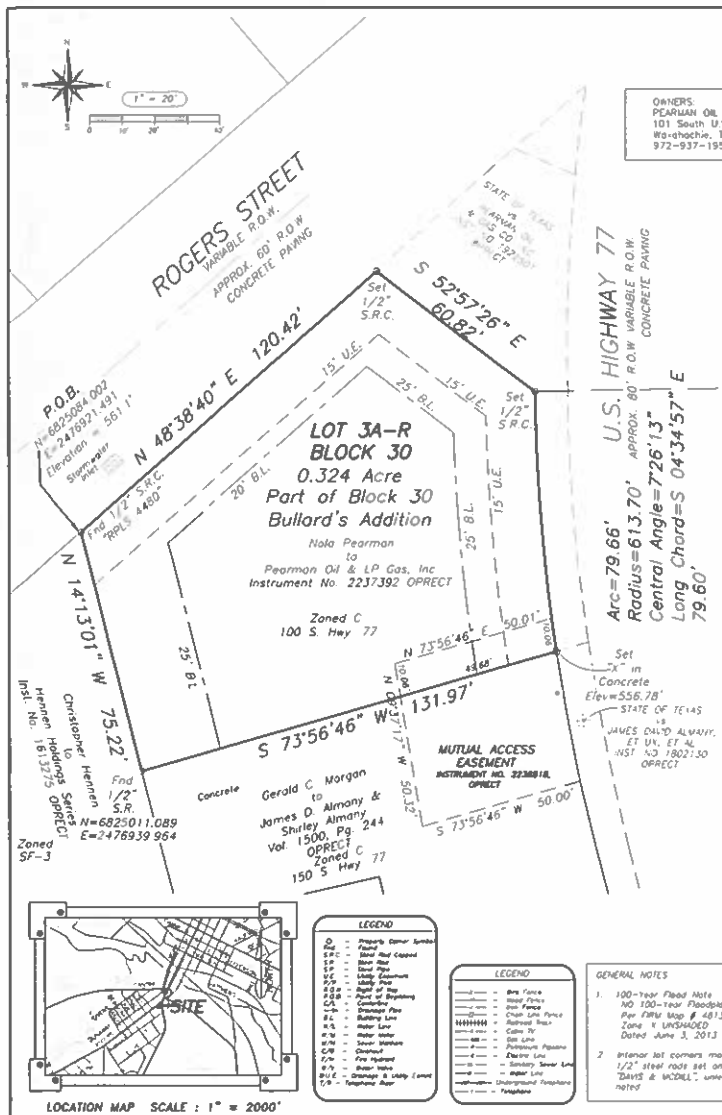
[zking@waxahachie.com](mailto:zking@waxahachie.com)

*Reviewed by:*

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

Senior Director of Planning

[jennifer.pruitt@waxahachie.com](mailto:jennifer.pruitt@waxahachie.com)



OWNERS:  
PEARMAN OIL & LP GAS, INC.  
101 South U.S. Hwy 77,  
Waco, TX 76798  
972-937-1951

STATE OF TEXAS:  
COUNTY OF ELLIS KNOW ALL MEN BY THESE PRESENTS

WHEREAS, Peegman Oil & LP Gas, Inc., Patti Junkin, President is/are the Owner(s) of all of that certain lot, tract or parcel of land:

BEING a part of the Emory W. Rogers Survey, Abstract Number 896, City of Washoache, Ellis County, Texas and being a part of Block 30 Revised Bullard's Addition, an addition to the City of Washoache, Texas according to the plat thereof recorded in Cabinet A, Slide 183, Plat Records, Ellis County, Texas being the tract described in deed from Nola Pearman to Pearman Oil and LP Gas, Inc., recorded in Instrument Number 2237392 OPRECT, and being more particularly described by its metes and bounds as follows:

**BEGINNING** at a point on the southeast right of way line of F. M. Highway 26, also known as Rogers Street, at the northwest corner of said Peimann tract and the northeast corner of the tract described in deed from Christopher Hennan to Mennen Holdings Series, recorded in Instrument Number 1613275, OPRECT, a  $\frac{1}{4}$  inch steel rod with plastic cap stamped "NPLS 4480" found, having surface coordinate values of North = 5825084.002 feet and East = 2476921.491 feet, based on the Texas Coordinate System, North Central Zone (Zone 4202) North American Datum of 1983 and are obtained from observations of Global Positioning System satellites;

THENCE N 48°38'40" E, with said F. M. Highway 86 right of way line and the northeast line of said Pearson tract, 120.42 feet (Deed-N 50°40" E) to the new northeast right of way of U. S. Highway 77 and the west line of the 0.0787 acre tract described in the Agreed Modified Final Judgment of the Condemnation Proceeding filed in the County Court of Las Brea 1 of El Paso County, Texas styled "The State of Texas v. Nola Pearson, Individually and as Trustee, et al." (T-1007) recorded in Instrument Number 1922501, O.P.R.E.C., a ¼ inch steel rod with plastic cap stamped "Jones & McCall" set.

THENCE S 52°57'26" E, with said U. S. Highway 77 right of way line (a variable width right of way) and the west line of said 0.0787 acre tract, 60.62 feet (T=DOT = S 52°48'09" E, 60.61 feet) to a point on a curve to the left having a radius of 613.70 feet, a 1/4 inch steel rod with plastic cap stamped "Duns & McDill" set.

THENCE SOUTHEASTERLY with said east line of said 0.0787 acre tract and with said U. S. Highway 72 right of way line and along the arc of said curve to the left, through a Central angle of 72°13', having a long chord which bears S 64°33' E, 79.60 feet, for an arc length of 79.66 feet to the end of said curve and the southeast line of said Pearson tract on the northeast line of the tract described in deed from Gerald C. Morgan to James O. Almay, et al., Shurley Almay, recorded in Volume 1500, Page 244 OPREC, on "x" cut in concrete:

THENCE S 73°56'46" W (Deed-S 74°40' W), with the southeast line of said Pearman tract and the northeast line of said Albany tract, 131.97 feet to southwest corner of said Pearman tract and the northeast corner of said Albany tract and the northeast line of said Hennen Holdings Series tract, a ½ inch steel rod found.

THENCE N 14°13'01" W, with the southwest line of said Pearson tract and the northeast line of said Hennen Holdings Series tract, 75.22 feet (Deed - N 15°43' W, 78.6 feet) to the point of beginning and containing approximately 0.324 acre of land.

Bearings are based on the Texas Coordinate System of 1983, Texas North Central Zone per GPS  
 observations  
 SURVEYOR'S CERTIFICATE

This is to certify that I, Stuart G. Hamblen, a Registered Public Land Surveyor of the State of Texas, have plotted the subdivision herein from an actual survey on the ground and that all lot corners, angle points, and points of curve have been properly marked on the ground, and that this plat correctly represents that survey made by me.

Preliminary, this document shall not be recorded for any purpose.

Stuart G. Hamilton  
Registered Professional Land Surveyor  
Number 4480

THIS SURVEY IS VALID  
ONLY WITH ORIGINAL  
SIGNATURE IN RED INK

## REPLAT

**BULLARD'S ADDITION**  
**Lot 3A-R, Block 30**

Being a 0.324 Acre replat of  
Bullard's Addition to the City of Waxahachie  
according to the plat thereof  
recorded in Cabinet A, Slide 163,  
Plat Records, Ellis County, Texas  
1 Commercial Lot  
Zoning: C (Commercial)  
Case Number: SUB-146-2022

Revisions	By

**Davis & McDill, LLC**

▲ **Topco** licensed surveying firm ♦ (0194881)



Date: 12/12/2022

Scale: 1" = 20'

Drawn: **D. Hocutt**

Job: 222-0185

Sheet 1

of 2 sheets.

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(10+11)

OWNER'S CERTIFICATE

NOW THEREFORE, KNOW ALL MEN BY THESE PRESENTS

THAT WE, PEARMAN OIL & LP GAS, INC., Patti Junlin, President, acting herein by and through its duly authorized officers, does hereby adopt this plat designating the herein above described property as REPLAT - BULLARD'S ADDITION, LOT 3A-R, BLOCK 30, an addition to the City of Waxahachie, Texas, and does hereby dedicate, in fee simple, to the public use forever, the streets and alleys shown thereon. The streets and alleys are dedicated for street purposes. The Easements and public use areas, as shown, are dedicated for the public use forever, for the purposes indicated on this plat. No buildings, fences, trees, shrubs or other improvements or growths shall be constructed or placed upon, over or across the Easements as shown, except that landscape improvements may be placed in Landscape Easements, if approved by the City of Waxahachie. In addition, Utility Easements may also be used for the mutual use and accommodation of all public utilities desiring to use or using the same unless the easement limits the use to particular utilities, and use by public utilities being subordinate to the Public's and City of Waxahachie's use thereof. The City of Waxahachie and public utility entities shall have the right to remove and keep removed all or parts of any buildings, fences, trees, shrubs or other improvements or growths which may in any way endanger or interfere with the construction, maintenance, or efficiency of their respective systems in said Easements. The City of Waxahachie and public utility entities shall at all times have the full right of ingress and egress to or from their respective easements for the purpose of constructing, reconstructing, inspecting, patrolling, maintaining, reading meters, and adding to or removing all or parts of their respective systems without the necessity of any time procuring permission from anyone.

This plat approved subject to all platting ordinances, rules, regulations and resolutions of the City of Waxahachie, Texas.

WITNESS, my hand, this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

By \_\_\_\_\_

Preliminary, this document shall not be recorded for any purpose.

Patti Junlin, President  
Pearman Oil & LP Gas, Inc.

STATE OF TEXAS §  
COUNTY OF ELLIS §

Before me, the undersigned authority, a Notary Public in and for the State of Texas, on this day personally appeared Patti Junlin, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that she executed the same for the purpose and considerations therein expressed.

Given under my hand and seal of office, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Preliminary, this document shall not be recorded for any purpose.

Notary \_\_\_\_\_, My Commission Expires On \_\_\_\_\_  
WITNESS, my hand, this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

STATE OF TEXAS  
COUNTY OF ELLIS

APPROVED BY: Planning and Zoning Commission City of Waxahachie

Preliminary, this document shall not be recorded for any purpose.

By: \_\_\_\_\_ Date \_\_\_\_\_  
Chairperson

STATE OF TEXAS  
COUNTY OF ELLIS

APPROVED BY: City Council City of Waxahachie

Preliminary, this document shall not be recorded for any purpose.

By: \_\_\_\_\_ Date \_\_\_\_\_  
Mayor

ATTEST \_\_\_\_\_ Date \_\_\_\_\_

DRAINAGE NOTES:

- (1) BLOCKING THE FLOW OF WATER OR CONSTRUCTING IMPROVEMENTS IN THE DRAINAGE EASEMENTS, AND FILLING OR OBSTRUCTION OF THE FLOODWAY IS PROHIBITED.
- (2) THE EXISTING CREEKS OR DRAINAGE CHANNELS TRAVELING ALONG OR ACROSS THE ADDITION WILL REMAIN AS OPEN CHANNELS AND WILL BE MAINTAINED BY THE INDIVIDUAL OWNERS OF THE LOT OR LOTS THAT ARE TRAVERSED BY OR ADJACENT TO THE DRAINAGE COURSES ALONG OR ACROSS SAID LOTS.
- (3) CITY OF WAXAHACHIE WILL NOT BE RESPONSIBLE FOR THE MAINTENANCE AND OPERATIONS OF SAID DRAINAGE WAYS OR FOR THE CONTROL OF EROSION.
- (4) CITY OF WAXAHACHIE WILL NOT BE RESPONSIBLE FOR ANY DAMAGE, PERSONAL INJURY OR LOSS OF LIFE OR PROPERTY OCCASIONED BY FLOODING OR FLOOD CONDITIONS.

NOTE:  
PROPERTY IS IN THE JURISDICTION OF THE CITY OF WAXAHACHIE, TEXAS AND IS SUBJECT TO THEIR PLATTING RULES AND REGULATIONS.

OWNERS  
Pearman Oil & LP Gas Inc.  
Patti Junlin, President  
972-937-1953

SURVEYOR'S CERTIFICATE

This is to certify that I, Stuart G. Hamilton, a Registered Public Land Surveyor of the State of Texas, have plotted the subdivision hereon from an actual survey on the ground and that all lot corners, angle points, and points of curve have been properly marked on the ground, and that this plat correctly represents that survey made by me.

Preliminary, this document shall not be recorded for any purpose.

Stuart G. Hamilton  
Registered Professional Land Surveyor  
Number 4480

THIS SURVEY IS VALID  
ONLY WITH ORIGINAL  
SIGNATURE IN RED INK

REPLAT

**BULLARD'S ADDITION  
Lot 3A-R, Block 30**

Being a 0.324 Acre replat of  
Bullard's Addition to the City of Waxahachie  
according to the plat thereof  
recorded in Cabinet A, Slide 163,  
Plat Records, Ellis County, Texas  
1 Commercial Lot  
Zoning: C (Commercial)  
Case Number: SUB-146-2022

Revisions	By

**Davis & McDill, LLC**  
SURVEYING - LAND PLANNING - FLOODPLAIN MANAGEMENT  
P.O. BOX 428, WAXAHACHIE, TEXAS 75165  
PHONE: 972-937-1953  
FAX: 972-937-1954  
A Texas Licensed Surveying Firm # 1018481



Date 12/12/2022  
Scale N/A  
Drawn D. Mocutt  
Job 222-0185  
Sheet 2  
of 2 sheets

(12)

# Planning & Zoning Department

## Zoning Staff Report

Case: ZDC-160-2022



### MEETING DATE(S)

Planning & Zoning Commission: February 14, 2022

City Council: February 20, 2022

### CAPTION

**Public Hearing** on a request by Chris Snow for a **Specific Use Permit (SUP)** for an accessory structure +700 sf use within a Single Family Residential-2 zoning district located at 107 University Avenue (Property ID 176369) - Owner: Christopher & Karen Snow (ZDC-160-2022)

### RECOMMENDED MOTION

*"I move to approve ZDC-160-2022, a Specific Use Permit (SUP) for an accessory structure +700 sf use, subject to the conditions the staff report, authorizing the City Manager and or Mayor to execute all documents accordingly."*

### ACTION SINCE INITIAL STAFF REPORT

At the Planning and Zoning Commission meeting held on February 14, 2023, the Commission voted 5-0 to recommend approval of case number ZDC-160-2022, subject to staff comments.

### APPLICANT REQUEST

The Applicant is requesting a specific use permit to construct an accessory structure greater than 700 square feet on the rear portion of the single-family residential lot at 107 University Drive.

### CASE INFORMATION

**Applicant:** Christopher & Karen Snow

**Property Owner(s):** Christopher & Karen Snow

**Site Acreage:** 0.32 acres

**Current Zoning:** Single Family-2 Residential District (SF-2)

**Requested Zoning:** SF-2 with a specific use permit (SUP) for an accessory structure greater than 700 square feet

### SUBJECT PROPERTY

**General Location:** 107 University Drive

**Parcel ID Number(s):** 176369

**Existing Use:** Existing Single-Family Residence

*Development History:*

N/A

*Adjoining Zoning & Uses:*

Direction	Zoning	Current Use
North	SF-2	Single Family Residence
East	SF-2	Single Family Residence
South	SF-2	Single Family Residence
West	SF-2	Single Family Residence

*Future Land Use Plan:*

Low Density Residential

*Comprehensive Plan:*

This category is representative of smaller single-family homes and some duplex units. The majority of Waxahachie's current development is of similar density. Therefore, it is appropriate to have approximately 3.5 dwelling units per acre.

*Thoroughfare Plan:*

The subject property is fronting onto University Drive, a collector street (60' right-of-way width). No additional right-of-way improvements are required.

*Site Image:***PLANNING ANALYSIS**

The Applicant is requesting a specific use permit to construct an accessory structure greater than 700 square feet in the rear portion of the single-family residential lot at 107 University Drive. Per the City of Waxahachie Zoning Ordinance, an accessory structure equal to or greater than 700 square feet requires a Specific Use Permit (SUP) to be approved by City Council.

**Proposed Use**

The primary structure is approximately 2,047 square feet, and the accessory structure is 864 square feet. The accessory structure consists of an enclosed building (288 square feet), with an attached carport (576

square feet). The Applicant has confirmed to staff that the structure will not be used as a dwelling of any kind and will not be metered, sold, or leased separately from the existing home.

#### Previous Permits

This specific use permit is different from most requests because the accessory structure is existing. The Applicant received two building permits to construct the accessory structure as it exists today. The first permit was to construct the enclosed component of the accessory structure, which was 288 square feet. The second building permit was to add the attached carport, which added an additional 576 square feet. The Applicant should have requested a specific use permit before the second building permit was issued, since it exceeded the 700-square-foot threshold. However, due to the oversight, the Applicant is requesting the specific use permit after the fact.

Additionally, the Applicant should have been required to improve the driveway with a concrete surface material when the first building permit was issued. However, from the time, the Applicant received the second building permit and the time he requested the SUP, the Applicant resurfaced the driveway with gravel. Given the circumstances, staff is recommending approval of the specific use permit and allowing the Applicant to continue using the existing new driveway in its current conditions since he was not required by staff to improve it with the issuance of the previous building permits.

#### NOTIFICATIONS

To comply with State law contained in Local Government Code Chapter 211 and the City's public hearing notice requirements, 20 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. At time of publishing this report, Staff received 6 letters of support, which included a letter support from the property owner.

#### RECOMMENDATION

Based on the details provided in this Staff Report and the present status of the documents associated with the request, the Planning Department recommends approval of the SUP request with the conditions listed below.

#### Conditions:

1. The accessory structure shall not be used as a dwelling.
2. The accessory structure shall not be used for commercial purposes.
3. The accessory structure shall not be leased or sold separately from the primary residence and shall not be separately metered.

#### ATTACHED EXHIBITS

1. Letters of Support
2. Proposed SUP Ordinance
3. Location Map (Exhibit A)
4. Survey (Exhibit B)
5. Architectural Elevation (Exhibit C)

#### STAFF CONTACT INFORMATION

##### *Prepared by:*

Eleana Tuley, AICP  
Senior Planner  
[eleana.tuley@waxahachie.com](mailto:eleana.tuley@waxahachie.com)

##### *Reviewed by:*

Jennifer Pruitt, AICP, LEED-AP, CNU-A  
Senior Director of Planning  
[jennifer.pruitt@waxahachie.com](mailto:jennifer.pruitt@waxahachie.com)

(12)

Case Number: **ZDC-160-2022**

City Reference: 176367

Your response to this notification is optional. If you choose to respond, please return this form by 5:00 P.M. on **February 8, 2023** to ensure inclusion in the Agenda Packet. Forms can be e-mailed to [Planning@Waxahachie.com](mailto:Planning@Waxahachie.com) or you may drop off/mail your form to City of Waxahachie, Attention: Planning, 401 South Rogers Street, Waxahachie, TX 75165.

☒ SUPPORT

☐ OPPOSE

Comments:

Signature

Printed Name and Title

Date

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.*

(12)



City of Waxahachie, Texas  
Notice of Public Hearing  
Case Number: **ZDC-160-2022**

MILLS JAMES B & MEGAN E  
516 N COLLEGE  
WAXAHACHIE, TX 75165-3362

The Waxahachie Planning & Zoning Commission will hold a Public Hearing on Tuesday, February 14, 2023 at 7:00 p.m. and the Waxahachie City Council will hold a Public Hearing on Monday, February 20, 2023 at 7:00 p.m. in the Council Chamber at the Waxahachie City Hall, 401 South Rogers Street, Waxahachie, Texas to consider the following:

Request by Chris Snow for a **Specific Use Permit (SUP)** for an accessory structure +700 sf use within a Single Family Residential-2 zoning district located at 107 University Avenue (Property ID 176369) - Owner: CHRISTOPHER & KAREN SNOW (ZDC-160-2022) Staff: Eleana Tuley

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](mailto:Planning@Waxahachie.com) for additional information on this request.

Case Number: **ZDC-160-2022**

City Reference: 176376

Your response to this notification is optional. If you choose to respond, please return this form by 5:00 P.M. on **February 8, 2023** to ensure inclusion in the Agenda Packet. Forms can be e-mailed to [Planning@Waxahachie.com](mailto:Planning@Waxahachie.com) or you may drop off/mail your form to City of Waxahachie, Attention: Planning, 401 South Rogers Street, Waxahachie, TX 75165.

☒ SUPPORT

☐ OPPOSE

Comments:

James B Mills  
Signature

JAMES B Mills Home owner  
Printed Name and Title

JAN 29, 2023  
Date

1120 W. Maevin  
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.*

(12)



City of Waxahachie, Texas  
Notice of Public Hearing  
Case Number: **ZDC-160-2022**



DAVIS LINDA  
107 INDIAN HILLS DR  
WAXAHACHIE, TX 75165-1545

PAID FEB 03 2023

The Waxahachie Planning & Zoning Commission will hold a Public Hearing on Tuesday, February 14, 2023 at 7:00 p.m. and the Waxahachie City Council will hold a Public Hearing on Monday, February 20, 2023 at 7:00 p.m. in the Council Chamber at the Waxahachie City Hall, 401 South Rogers Street, Waxahachie, Texas to consider the following:

Request by Chris Snow for a **Specific Use Permit (SUP)** for an accessory structure +700 sf use within a Single Family Residential-2 zoning district located at 107 University Avenue (Property ID 176369) - Owner: CHRISTOPHER & KAREN SNOW (ZDC-160-2022) Staff: Eleana Tuley

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](mailto:Planning@Waxahachie.com) for additional information on this request.

Case Number: **ZDC-160-2022**

City Reference: 176370

Your response to this notification is optional. If you choose to respond, please return this form by 5:00 P.M. on **February 8, 2023** to ensure inclusion in the Agenda Packet. Forms can be e-mailed to [Planning@Waxahachie.com](mailto:Planning@Waxahachie.com) or you may drop off/mail your form to City of Waxahachie, Attention: Planning, 401 South Rogers Street, Waxahachie, TX 75165.

☒ SUPPORT

☐ OPPOSE

Comments:

Linda Davis

Signature

Linda DAVIS

Printed Name and Title

1-30-23

Date

1032 University (Rental)

Address

107 Indian Hills Dr (Home)

*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.*

(12)

Case Number: **ZDC-160-2022**

City Reference: 176286

Your response to this notification is optional. If you choose to respond, please return this form by 5:00 P.M. on **February 8, 2023** to ensure inclusion in the Agenda Packet. Forms can be e-mailed to [Planning@Waxahachie.com](mailto:Planning@Waxahachie.com) or you may drop off/mail your form to City of Waxahachie, Attention: Planning, 401 South Rogers Street, Waxahachie, TX 75165.

☒ SUPPORT

☐ OPPOSE

Comments:

PAID FEB 0 3 2023

Melvin B. Allen  
Signature

Melvin B. Allen  
Printed Name and Title

1/28/2023  
Date

106 UNIVERSITY AVE.  
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.*

(12)



City of Waxahachie, Texas  
Notice of Public Hearing  
Case Number: **ZDC-160-2022**



**SNOW CHRISTOPHER & KAREN SNOW**  
**107 UNIVERSITY AVENUE**  
**WAXAHACHIE, TX 75165**

The Waxahachie Planning & Zoning Commission will hold a Public Hearing on Tuesday, February 14, 2023 at 7:00 p.m. and the Waxahachie City Council will hold a Public Hearing on Monday, February 20, 2023 at 7:00 p.m. in the Council Chamber at the Waxahachie City Hall, 401 South Rogers Street, Waxahachie, Texas to consider the following:

Request by Chris Snow for a **Specific Use Permit (SUP)** for an accessory structure +700 sf use within a Single Family Residential-2 zoning district located at 107 University Avenue (Property ID 176369) - Owner: CHRISTOPHER & KAREN SNOW (ZDC-160-2022) Staff: Eleana Tuley

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](mailto:Planning@Waxahachie.com) for additional information on this request.

Case Number: **ZDC-160-2022**

City Reference: 176369

Your response to this notification is optional. If you choose to respond, please return this form by 5:00 P.M. on **February 8, 2023** to ensure inclusion in the Agenda Packet. Forms can be e-mailed to [Planning@Waxahachie.com](mailto:Planning@Waxahachie.com) or you may drop off/mail your form to City of Waxahachie, Attention: Planning, 401 South Rogers Street, Waxahachie, TX 75165.



SUPPORT



OPPOSE

Comments:

*Majority of driveways on University Ave have gravel drives.*

Signature

*Chris Snow*

Printed Name and Title

Date

*2/10/2023*

Address

*107 University*

*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.*

(12)



City of Waxahachie, Texas  
Notice of Public Hearing  
Case Number: **ZDC-160-2022**

**WINKLE JULIE D V & STEPHEN J V**  
108 University Ave  
Waxahachie, TX 75165-2348

The Waxahachie Planning & Zoning Commission will hold a Public Hearing on Tuesday, February 14, 2023 at 7:00 p.m. and the Waxahachie City Council will hold a Public Hearing on Monday, February 20, 2023 at 7:00 p.m. in the Council Chamber at the Waxahachie City Hall, 401 South Rogers Street, Waxahachie, Texas to consider the following:

Request by Chris Snow for a **Specific Use Permit (SUP)** for an accessory structure +700 sf use within a Single Family Residential-2 zoning district located at 107 University Avenue (Property ID 176369) - Owner: CHRISTOPHER & KAREN SNOW (ZDC-160-2022) Staff: Eleana Tuley

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](mailto:Planning@Waxahachie.com) for additional information on this request.

Case Number: **ZDC-160-2022**

City Reference: 176285

Your response to this notification is optional. If you choose to respond, please return this form by 5:00 P.M. on **February 8, 2023** to ensure inclusion in the Agenda Packet. Forms can be e-mailed to [Planning@Waxahachie.com](mailto:Planning@Waxahachie.com) or you may drop off/mail your form to City of Waxahachie, Attention: Planning, 401 South Rogers Street, Waxahachie, TX 75165.

Comments: ☒ **SUPPORT** ☐ **OPPOSE**  
We Strongly support the Snaws; we live across the street.

Julie Van Winkle Steve Van Winkle  
Signature Date 2/4/2023  
Julie Van Winkle Steve Van Winkle 108 University Ave.  
Printed Name and Title 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 SPECIFIC USE PERMIT (SUP) TO ALLOW AN ACCESSORY STRUCTURE EQUAL TO OR GREATER THAN 700 SQUARE FEET USE WITHIN A SINGLE-FAMILY RESIDENTIAL-2 (SF-2) DISTRICT LOCATED AT 107 UNIVERSITY DRIVE IN THE CITY OF WAXAHACHIE, ELLIS COUNTY, TEXAS, BEING 0.32 ACRES KNOWN AS PROPERTY ID 176369, 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 adopted a zoning ordinance and map showing the classification of the property located within the city limits of said City; and

**WHEREAS**, a proper application for an SUP has been made in accordance with the zoning ordinances in the City of Waxahachie and said application has been assigned case number ZDC-160-2022. 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 City Council having heard all arguments for and against said SUP;

**NOW, THEREFORE**, this property is rezoned from SF-2 to SF-2, with an SUP in order to allow an accessory structure use equal to or greater than 700 square feet on the following property: Property ID 176369, which is shown on the location map (Exhibit A), property survey (Exhibit B), and architectural elevation (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 the Zoning Ordinance.

### Specific Use Permit

**FOR OPERATION OF A SPECIFIC USE PERMIT FOR AN ACCESSORY STRUCTURE EQUAL TO OR GREATER THAN 700 SQUARE FEET USE IN THE SINGLE FAMILY RESIDENTIAL-2 (SF-2) DISTRICT;** the following standards and conditions are hereby established as part of this ordinance:

1. The subject property shall conform to the property survey approved by the City Council under case number ZDC-160-2022.
2. The development shall adhere to the following exhibits approved by the City Council: Exhibit A - Location Map, Exhibit B – Property Survey, and Exhibit C – Architectural Elevation.
3. The accessory structure shall not be used as a dwelling.
4. The accessory structure shall not be used for commercial purposes.
5. The accessory structure shall not be leased or sold separately from the primary residence and shall not be separately metered.
6. 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.
7. If approved, the City Council reserves the right to review the specific use permit at any point in the future, if necessary.

### 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. This Specific Use Permit shall run with the land and therefore may be transferred from owner to owner; however, each new owner shall obtain a new Certificate of Occupancy.

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 20<sup>th</sup> day of February, 2023.

---

MAYOR

ATTEST:

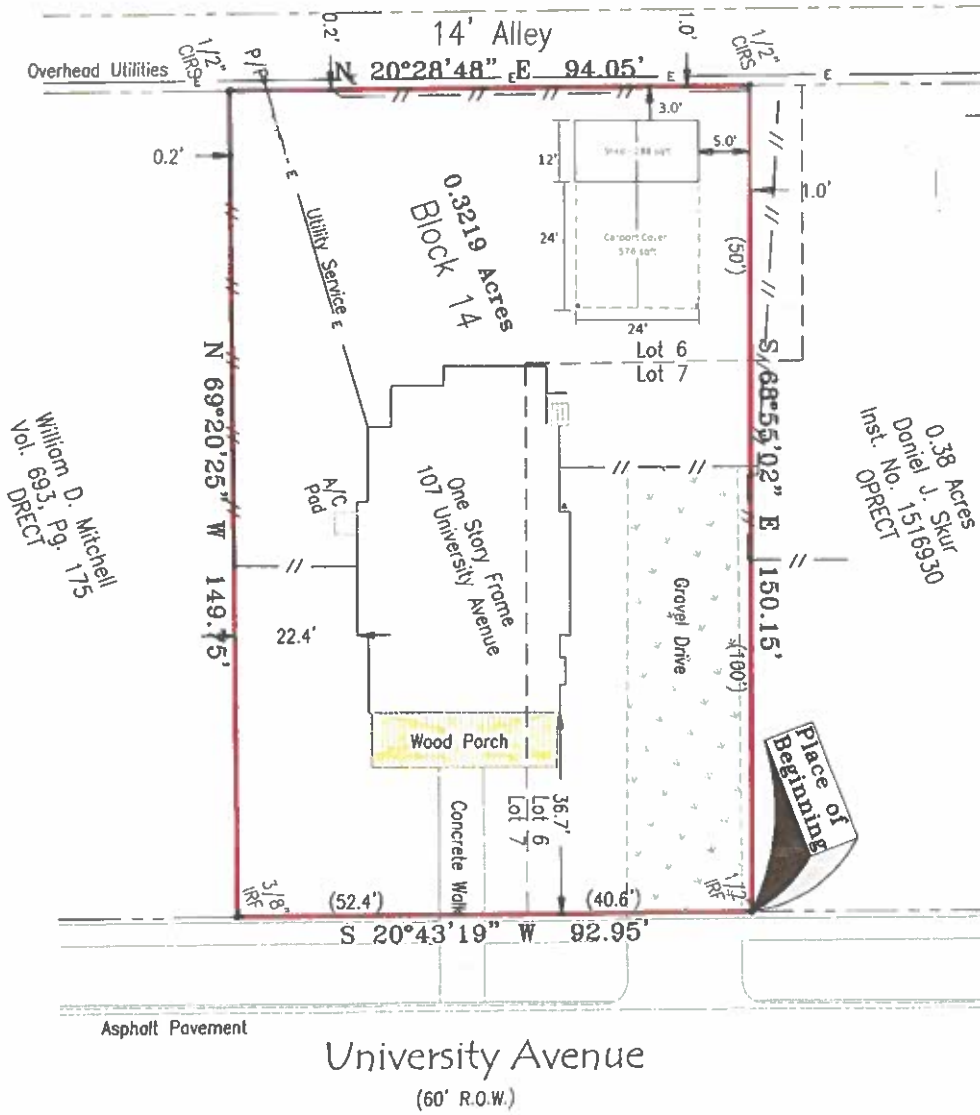
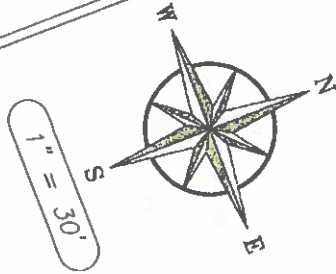
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City Secretary



# EXHIBIT B - PROPERTY SURVEY

MISC



1/11/11  
M. J. Skur  
Surveyor

g...  
reper  
locat  
util  
sh  
o

(13)

# EXHIBIT C - ARCHITECTURAL ELEVATION



2325 South Hwy 287 Bypass Waxahachie TX 75165 Phone: (800) 272-9920

**CUSTOMER:** Chris Snow  
**ADDRESS:** 107 University Ave  
Waxahachie, TX 75165

<b>DATE</b>	11/8/2022
<b>QUOTE #</b>	89256105
<b>SALES</b>	Taylor Jones

## BUILDING TYPE

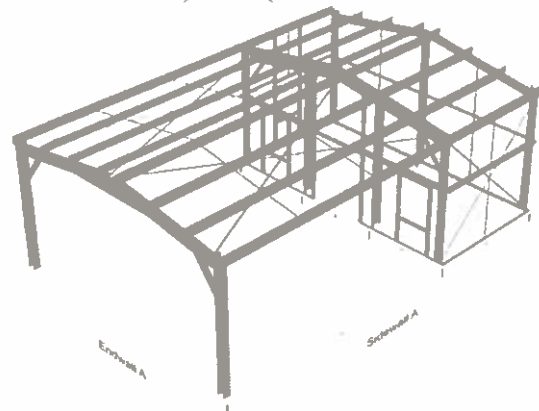
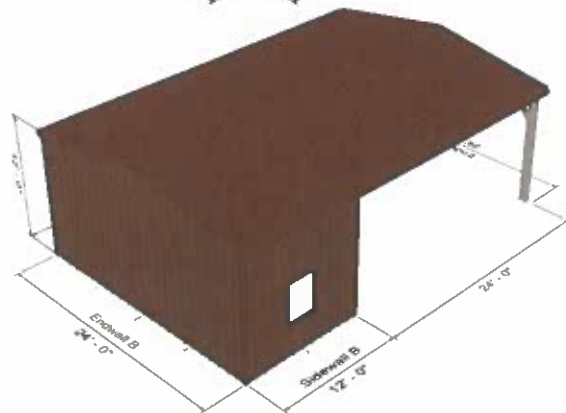
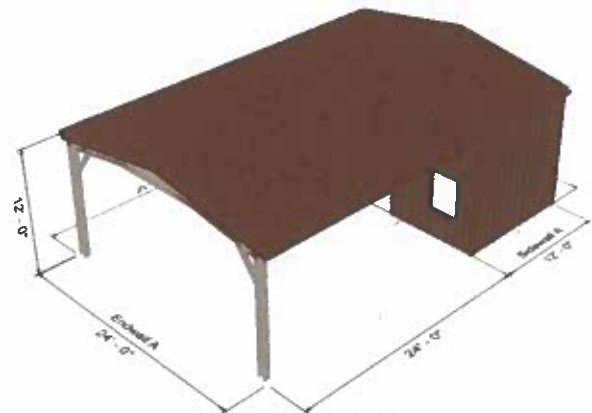
24' - 0" wide x 36' - 0" long x 12' - 0" high building  
with roof pitch of 2:12

## BUILDING OPTIONS

(1) Personnel door opening  
(3) Window openings  
Frame Finish: Galvanized  
Roof Finish: 26G painted  
Wall Finish: 26G painted

## STAMPED ENGINEERING PLANS

Building Layout Plans  
5 psf ground snow load  
115 mph wind speed, exposure 'C'  
2018 IBC



- Quoted prices are valid for 14 days.
- Order pricing will be held for 16 weeks from the date listed on page 1 of this Purchase Agreement.
- Pricing will be subject to price of steel increases if payment is not received at time of delivery or offer to deliver.
- Pricing will not be affected if delivery schedule cannot be met by Mueller.
- Changes (change orders) applied to this Purchase Agreement will incur monetary changes, including but not limited to changes in scope of work and price of steel increases, and may delay Mueller's performance.

# Planning & Zoning Department

## Zoning Staff Report

Case: ZDC-173-2022



### MEETING DATE(S)

Planning & Zoning Commission:  
City Council:

February 14, 2023  
February 20, 2023

### CAPTION

**Public Hearing** on a request by Steve Homeyer, Homeyer Engineering Inc., for a **Specific Use Permit (SUP)** for a Drive-Through Car Wash use within a General Retail (GR) zoning district located directly North 500 N US Highway 77 (Property ID: 289738) – Owner: RS Waxahachie LLC (ZDC-173-2022) Staff: Zack King

### RECOMMENDED MOTION

*"I move to deny ZDC-173-2022, the Specific Use Permit (SUP) request for a Drive-Through Carwash use at Property ID: 289738."*

### ACTION SINCE INITIAL STAFF REPORT

At the Planning & Zoning Commission meeting, held February 14, 2023, the Commission voted 5-0 to recommend denial of case number ZDC-173-2022. At this meeting, the applicant provided staff and the commission with a letter of support for the Specific Use Permit from an adjacent property owner.

### APPLICANT REQUEST

The applicant is requesting approval of a Specific Use Permit (SUP) to allow for a Drive-Through Carwash use on the subject property.

### CASE INFORMATION

**Applicant:** Steve Homeyer, Homeyer Engineering Inc.  
**Property Owner(s):** RS Waxahachie LLC  
**Site Acreage:** 0.747 acres  
**Current Zoning:** Planned Development-24-General Retail (PD-24-GR)  
**Requested Zoning:** PD-GR with SUP for a Drive-Through Carwash

### SUBJECT PROPERTY

**General Location:** Directly North 500 N US Highway 77  
**Parcel ID Number(s):** 289738  
**Existing Use:** The subject property is currently undeveloped.  
**Development History:** The subject property was replatted as Lot 2R of the Chapman Place Business addition in 2021.

**Table 1: Adjoining Zoning and Uses**

Direction	Zoning	Current Use
North	PD-19-GR	Braum's
East	SF-2	Single Family Residences
South	PD-24-GR	Furniture By Sleep Quarters
West	PD-18-GR	Hibachio

*Future Land Use Plan:* Retail

*Comprehensive Plan:* Retail includes areas that have restaurants, shops, grocery stores, and personal service establishments. Retail businesses generally require greater visibility than do other types of nonresidential land use (e.g., office, commercial).

*Thoroughfare Plan:* The subject property fronts onto US Highway 77; but an additional driveway on this thoroughfare is unfeasible. The applicant would need to acquire and utilize mutual access easements to provide access to the subject property.

*Site Image:*



**PLANNING ANALYSIS**

**Purpose of Request**

The applicant is proposing a Specific Use Permit (SUP) to allow for Drive-Through Carwash use (Clear Water Express Carwash) in a General Retail (GR) zoning district. Per the City of Waxahachie Zoning Ordinance, both the use of a Carwash and Drive-Through Establishment within a GR zoning district requires a SUP to be approved by City Council.

**Proposed Use**

The applicant proposes constructing a 4,456 square foot express tunnel car wash. The development is proposed to include a 273-square-foot office and 13 self-service vacuum bays. An 8' masonry thinwall is proposed along the eastern boundary of the property, as required by the existing zoning for the property (PD-24-GR). The applicant is proposing to access the site via mutual access easements connecting to existing private drives to the north and south. These access easements do not currently exist. The proposed carwash is expected to operate from 7:30am to 8:00pm Monday-Saturday and 8:00am to 7:00pm on Sundays. The applicant expects the facility to serve 450 guests per day with an average of 4 employees on site at any one time. No detail services are proposed as part of the car wash.

**Table 2: Proposed Development Standards (General Retail)**

Standard	City of Waxahachie	ClearWater Express	Meets Y/N
Min. Lot Area (Sq. Feet)	7,000	32,541	Yes
Min. Lot Width (Feet)	60	130.82	Yes
Min. Lot Depth (Feet)	100	173.08	Yes
Min. Front Yard (Feet)	40	40	Yes
Min. Side Yard (Feet)	20, 0 (Retail)	20	No
Min. Rear Yard (Feet)	20; 25(Residential)	15	No
Max. Height	2 stories	1 story	Yes
Max. Lot Coverage (%)	40%	13.7%	Yes
Parking: Car Wash 1 per bay, 1 per 150 sq. ft.	15 spaces	16 spaces	Yes

**Elevation/Façade**

The applicant has proposed one elevation/façade plan for consideration with this SUP. The primary façade material proposed for the car wash is a painted concrete masonry unit. The façade plan also utilizes tile, glass and metal panels to a lesser degree. It is important to note that roof-mounted equipment for development is proposed to be screened by louvered metal panels. An overall percentage breakdown of the proposed façade materials can be referenced in Table 3 below. Further reference to the design of the building can be seen in the "Elevation/Façade Plan" and "Renderings" exhibits below. \*It is important to note the "Renderings" exhibit showcases a woven canopy for the proposed vacuum bays. However, the applicant is proposing a metal canopy for all vacuum bays.

**Table 3: Proposed Façade Materials**

Masonry	5509	68%
Tile	280	3%
Glass	1446	18%
Doors	429	5%
Louvers	48	1%
Metal (Canopies and Coping)	339	4%
<b>Total</b>	<b>8051</b>	<b>100%</b>

**Landscaping**

This property is subject to the landscaping requirements of Section 5.04 of the Waxahachie Zoning Ordinance. The applicant is proposing to meet all landscaping requirements for the site. The "Landscape Plan" exhibit below can be referenced for a full view of the landscaping proposed with the development.

**VARIANCE REQUEST****Setbacks**

The applicant has requested a variance to deviate from the minimum rear setback requirement of the General Retail (GR) zoning district. The GR zoning district requires a minimum rear setback of 25' when adjacent to residential uses. The applicant is proposing to proceed with a minimum rear setback of 15'. The applicant is also seeking a variance to deviate from the minimum side setback requirement of 20' along the northern property line.

**STAFF CONCERNS****Access**

At the time of this request, the applicant has not provided staff with filed copies of the mutual access easements necessary to facilitate access to the development as shown on the site plan. The applicant has also provided no confirmation that the adjacent property owners are amenable to granting said mutual access easements. Staff has concern that the proposed access for the development may be unfeasible due to the absence of these mutual access easements.

**Proximity to Residential Uses**

The applicant has requested a variance to deviate from the minimum rear setback requirement of the General Retail (GR) zoning district. The GR zoning district requires a minimum rear setback of 25' when adjacent to residential uses. The applicant is proposing to proceed with a minimum rear setback of 15'. Given the adjacency of existing single-family residences at the rear of the subject property, and the intensity of the proposed use, staff is not supportive of this variance request.

**Saturation**

It is important to note that the proposed development is located less than half a mile from the existing Waxahachie Express Wash. Staff is concerned that the construction of an additional car wash at this location would lead to an oversaturation of car wash uses in the area.

**Compatibility with the Site**

Staff has concern that the scale and intensity of the proposed use is not compatible with the unique conditions of the subject property or the surrounding area. The Clear Water Express Carwash design is proposed to feature interior lighting displays. Staff has concern that this lighting will result in a nuisance for the residences immediately adjacent to the site. The applicant has provided a Photometric Plan to address this concern; but this plan does not account for the internal lighting of the carwash. Further reference to typical Clear Water Express Carwash lighting can be referenced in "Existing Location" exhibit below.

The subject property's small size paired with a lack of direct access to Highway 77 also raises a specific concern with traffic and vehicular flow on site, given that the applicant expects an average of 450 customers per day. Staff is concerned that the level of noise and light associated with the development will constitute a nuisance for the existing residences immediately adjacent to the site. With these concerns in mind, staff does not believe the proposed development is the highest and best use for the subject property.

**APPLICANT RESPONSE TO STAFF CONCERNS**

The applicant is aware of staff concerns and intends to advocate for the SUP request before the City Council.

**PUBLIC NOTIFICATIONS**

To comply with State law contained in Local Government Code Chapter 211 and the City's public hearing notice requirements, 17 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 NOTIFICATIONS**

Staff has received one (1) letter of support for the Specific Use Permit request.

**RECOMMENDATION**

Based on the details & concerns provided in this Staff Report and the present status of the documents subject to the request, staff recommends denial of the SUP request.

**Note:** *A favorable vote of three-fourths (¾) of all members, which equates to four (4) of the five (5) members, of the City Council is also required for any zoning request that was recommended for denial by the Planning and Zoning Commission. (Sec. 2.04, City of Waxahachie Zoning Ordinance)*

If City Council chooses to recommend approval of the SUP request, staff recommends the following conditions:

1. A mutually agreed upon Development Agreement shall be required for the development.
2. The hours of operation of the facility shall be limited to 7:30am to 8:00pm Monday-Saturday and 8:00am to 7:00pm on Sundays. Modifications to the hours of operation shall require a SUP amendment to be approved by the Planning & Zoning Commission and City Council
3. The applicant shall receive all necessary building permits from the Building & Community Services Department prior to construction.
4. Construction of the proposed 8' masonry wall along the eastern property line shall be completed prior to issuance of a Certificate of Occupancy for the carwash.

**ATTACHED EXHIBITS**

1. Letter of Support
2. Development Agreement/Zoning Ordinance
3. Exhibit A – Location Map
4. Exhibit B – Operational Plan
5. Exhibit C – Site Plan
6. Exhibit D – Screening Wall Detail
7. Exhibit E – Landscape Plan
8. Exhibit F – Elevation/Façade Plan
9. Exhibit G – Renderings
10. Exhibit H – Sign Plan
11. Exhibit I – Photometric Plan
12. Existing Location Exhibits

**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.

**STAFF CONTACT INFORMATION**

*Prepared by:*

Zack King  
Senior Planner  
[zking@waxahachie.com](mailto:zking@waxahachie.com)

*Reviewed by:*

Jennifer Pruitt, AICP, LEED-AP, CNU-A  
Senior Director of Planning  
[jennifer.pruitt@waxahachie.com](mailto:jennifer.pruitt@waxahachie.com)

(14)

**Planning & Zoning Department**

401 S. Rogers St,  
Waxahachie, TX 75165  
(469) 309-4000  
planning@waxahachie.com

RECEIVED FEB 14 2023

14th February 2023

To whom it may concern,

I would like to express my support of the Clear Water Express Car Wash development, case number ZDC-173-2022 located at 502 N Highway 77, Waxahachie, TX 75165. I understand that the development will bring the following benefits to our community:

1. A customer service focused car wash that provides a quick, quality wash and is always staffed with 3-6 helpful employees.
2. There will be 12 vacuum bays equipped with:
  - 2 types of powerful vacuum nozzles
  - Fresh towels and cleaning spray for the interior
  - Compressed air nozzle for loosening dust in hard to reach areas
  - Complimentary windshield washer fluid
  - Floor mat vacuum trays
3. Monthly memberships ranging from \$19.99/month to \$39.99/month with the benefit of being able to go as many times as needed in a month. Individual wash prices range from \$10.00 to \$25.00. Bundled family plan for an additional 25% off each additional car, up to four cars.
4. Community fundraisers to benefit schools, churches, non-profits, athletic teams, and service groups.
5. Career opportunities as Clear Water hires from the local community.
6. The support of this project will increase the timing in which the masonry fence will be built between the Chapman's Place community and the commercial property along Highway 77.

Sincerely,

Name: MARY ABBOTT

Address: 1613 Alexander Dr.

Date: 2-14-2023

Signature: W. Abbott

P.S. I support it if its not open  
24/7

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE AUTHORIZING A SPECIFIC USE PERMIT (SUP) TO PERMIT A DRIVE-THROUGH CAR WASH USE WITHIN A PLANNED DEVELOPMENT-GENERAL RETAIL (PD-24-GR) ZONING DISTRICT, LOCATED DIRECTLY NORTH OF 500 N US HIGHWAY 77, BEING PROPERTY ID 289738, IN THE CITY OF WAXAHACHIE, ELLIS COUNTY, TEXAS, BEING LOT 2R OF THE CHAPMAN PLACE BUSINESS 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 PD-24-GR; 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-173-2022. Said application having been referred to the Planning and Zoning (P&Z) Commission was recommended by the P&Z Commission for denial; 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 PD-24-GR to PD-GR, with a SUP in order to permit a Drive-Through Car Wash use on the following property: Lot 2R of the Chapman Place Business Addition, which is shown on Exhibit A, in accordance with the Operational Plan attached as Exhibit B, the Site Plan attached as Exhibit C, the Screening Wall Detail attached as Exhibit D, the Landscape Plan attached as Exhibit E, the Elevation/Façade Plan attached as Exhibit F, the Renderings attached as Exhibit G, the Sign Plan attached as Exhibit H, and the Photometric Plan attached as Exhibit I.

### **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 (SUP) TO PERMIT A DRIVE-THROUGH CAR WASH USE WITHIN A PLANNED DEVELOPMENT-GENERAL RETAIL (PD-24-GR) ZONING DISTRICT;** the following standards and conditions are hereby established as part of this ordinance:

1. A mutually agreed upon Development Agreement will be required for the development.
2. The development shall conform as approved by the City Council under case number ZDC-173-2022 with Exhibit A- Location Map, Exhibit B – Operational Plan, Exhibit C - Site Plan, Exhibit D – Screening Wall Detail, Exhibit E – Landscape Plan, Exhibit F – Elevation/Façade Plan, Exhibit G – Renderings, Exhibit H – Sign Plan, and Exhibit I – Photometric Plan.
3. All materials, location of materials, and percentage of materials for the building shall be consistent with the Elevation/Facade Concept Plan (Exhibit F).
4. The hours of operation of the facility shall be limited to 7:30am to 8:00pm Monday-Saturday and 8:00am to 7:00pm on Sundays. Modifications to the hours of operation shall require a SUP amendment to be approved by the Planning & Zoning Commission and City Council.
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. Construction of the proposed 8' masonry wall along the eastern property line shall be completed prior to issuance of a Certificate of Occupancy for the carwash.
7. 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.
8. Any zoning, land use requirement, or restriction not contained within this Development Agreement, Zoning Ordinance, or Staff Report as approved by City Council, shall conform to those requirements and/or standards prescribed in Exhibit B – Operational Plan, Exhibit C - Site Plan, Exhibit D – Screening Wall Detail, Exhibit E – Landscape Plan, Exhibit F – Elevation/Façade Plan, Exhibit G – Renderings, Exhibit H – Sign Plan, and Exhibit I – Photometric Plan. Where regulations are not specified in Exhibits B, C, D, E, F, G, H, I, zoning ordinance, or Development Agreement, the regulations of the General Retail (GR) Zoning District shall apply to this development.
9. 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 ceases to operate for a period exceeding six months (6 months), a new Specific Use Permit shall be required to reestablish the use.
3. This Specific Use Permit shall run with the land and therefore may be transferred from owner to owner; however, each new owner shall obtain a new Certificate of Occupancy.
4. 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 \_\_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
City Secretary

Exhibit A - Location Map





### Operating Hours

Monday – Saturday

7:30 am to 8:00 pm

Sunday

8:00 to 7:00 pm

(We reduce hours for Daylight Savings Time. Closed Easter, Thanksgiving, and Christmas)

Our team services our guests by providing a clean, state of the art facility. Taking pride with keeping our facility clean and safe for our guests and team. To control sound and lighting, all our equipment is located inside our building to minimize noise and we will not put lighting in the direction of the homes. Our landscape model is on the higher level and we add to the landscape requirements of the city/county. We make sure our sites are well maintained and create a visually pleasant experience to our guests. Our services and amenities are what sets us apart from other car wash operators. ClearWater Express Wash offers free vacuums along with a towel exchange program, high pressure air and window cleaner. Additionally, we provide windshield washer fluid to top off your car. All these amenities are included in your car wash purchase. ClearWater Express provides single wash options, as well as membership packages. Single washes range from \$10.00 to \$25.00 and our memberships begin at \$19.99 to \$39.99. Guest membership is good at all our current and future locations. The average location will serve 450 guests per day. The average site employs roughly 8-10 team members, with an average of 4 team members on site during the day. They are supported by an Operations Team that works alongside our Marketing, Integrations, Sales and Maintenance departments. Our business model is an express wash focus, so we do not provide full service or detail services.

We invest in our communities by supporting the first responders and schools in the areas, with special pricing and scholarships.

Opening Staff – 2 teammates

Clean lot, blow parking lot. Test car wash and vacuum equipment. Open for Business

Mid-Day Staff –

10:00 Additional teammates arrive

Closing Staff

3:00 Additional teammates arrive

After business is closed, the car wash tunnel, offices, parking lot are cleaned and prepared for the next day.

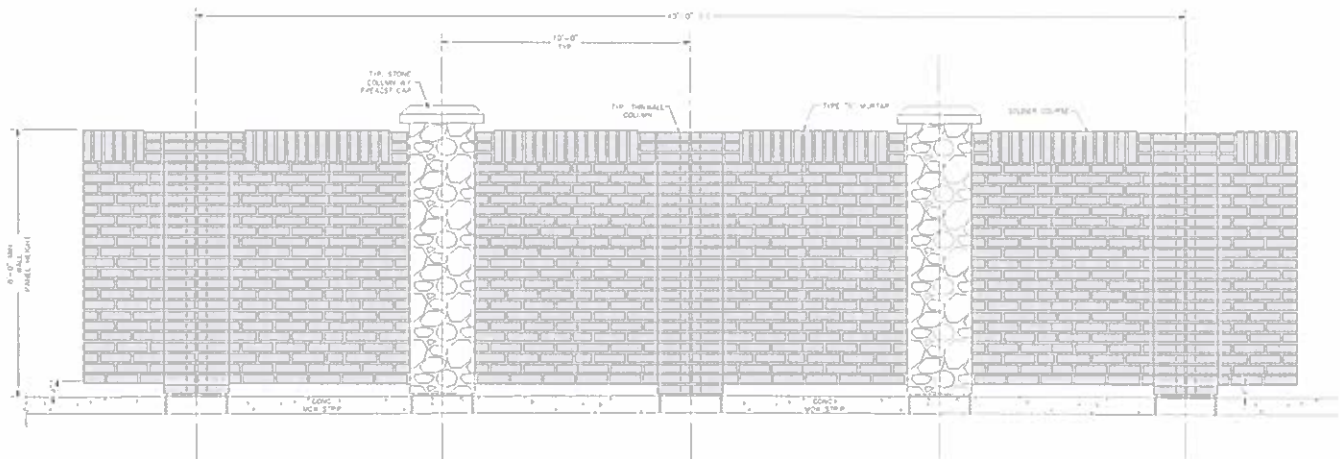
ClearWater Express Wash currently has 7 open locations in Texas, with 2 more by the end of 2022. We are on track to open 25 additional locations by the end of 2023. The founder of the company has many years of experience in the automotive industry and retail, and takes pride in offering a world class guest experience.

## Exhibit C - Site Plan



(15)

## Exhibit D - Screening Wall Detail



MASONRY SCREENING WALL DETAIL  
NOT TO SCALE

PRELIMINARY PLANS  
THIS DOCUMENT IS FOR REVIEW  
ONLY AND IS NOT INTENDED FOR  
CONSTRUCTION. NO PART OF THIS  
DOCUMENT SHALL BE USED FOR ANY  
PURPOSES.  
STEVEN R. HOMER, P.E. & ASSOCIATES  
DATE: 01/17/2023

CLEAR WATER EXPRESS CARWASH  
EXISTING ZONING PD-24-GR  
ZONING REQUESTED SUP FOR CARWASH  
0.747 ACRES  
502 N US HWY 77  
LOT 2R, CHAPMAN PLACE BUSINESS ADDITION  
CITY OF WAXAHACHIE  
ELLIS COUNTY, TEXAS  
JANUARY 17, 2023  
CASE # ZDC-173-2022

HOMER  
ENGINEERING INC.  
BUSINESS ADDITION  
P.O. BOX 28453 FARMVILLE, VA 22404-0538  
TEL: 540-895-9999 FAX: 540-895-9997  
WWW.HETI.COM



CLEAR WATER EXPRESS CARWASH - WAXAHACHIE  
LOT 2R  
CHAPMAN PLACE BUSINESS ADDITION  
0.747 ACRES  
CITY OF WAXAHACHIE  
ELLIS COUNTY, TEXAS

SITE PLAN  
DETAILS

DATE: 11/17/2022

HEI # 22-0903

SHEET NO.  
C2.1



## Exhibit E - Landscape Plan

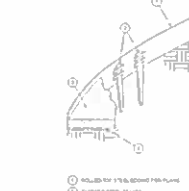
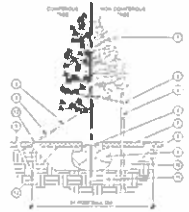
- [illegible]

- [illegible]

- [illegible]

- [illegible]

- [illegible]



- [illegible]

- [illegible]

- 

- 495.0 (3)  $\text{P}_{\text{max}} = 100 \text{ dB}$   
 for (3) or (4)  $\text{L}_{\text{dissipated}} = 10 \text{ dB}$   
 at 6000 Hz

- [illegible]



- SHRUB AND PERENNIAL PLANTING



**HOMER**  
ENGINEERING, INC.  
TRUST FIRM REGISTRATION NO. F-6840  
P.O. BOX 284937 • MEMPHIS, TENNESSEE 38128-4937  
901-286-9983 • PHONE • 901-286-9987 FAX  
WWW.HEI.US.COM

CLEAR WATER CANYON - WAXAHACHIE  
LOT 2R  
CHAPMAN PLACE BUSINESS ADDITION  
0.747 ACRES  
CITY OF WAXAHACHIE  
ELLIS COUNTY, TEXAS

LANDSCAPE DETAILS  
& SPECIFICATIONS

DRAWN: SWS  
DATE: 11/07/2022  
HEI #: 22-0903  
SHEET NO:  
LP-2

**EVERGREEN**  
DESIGN GROUP

909 499-6212  
11011 Lake Mary Street  
46466 TX 75042  
www.egdesigngroup.com

## Exhibit F - Elevation/Facade Plan

NORTH			EAST		
PRIMARY MATERIALS	Quantity	Percent of Total	PRIMARY MATERIALS	Quantity	Percent of Total
Brick	100	80%	Brick	100	80%
Trim	10	8%	Trim	10	8%
Roof	10	8%	Roof	10	8%
Windows	10	8%	Windows	10	8%
Door	10	8%	Door	10	8%
Other Materials and Details	10	8%	Other Materials and Details	10	8%
Total	130	100%	Total	130	100%

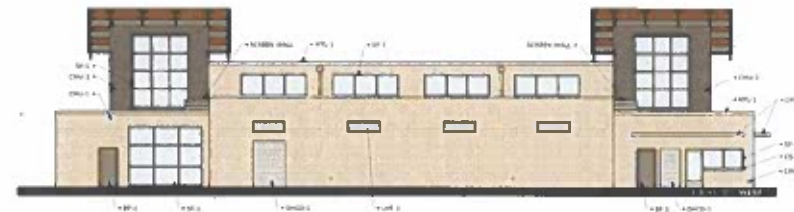
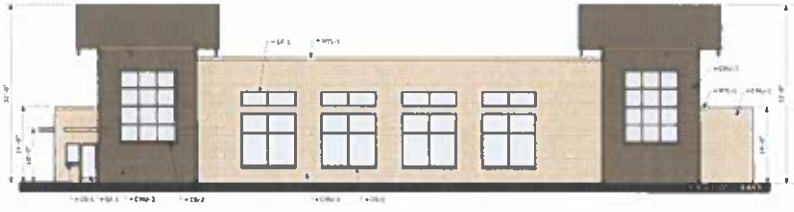
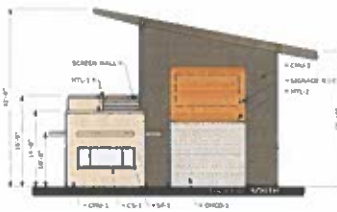
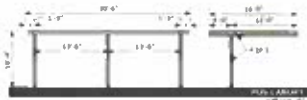
SOUTH			WEST		
PRIMARY MATERIALS	Quantity	Percent of Total	PRIMARY MATERIALS	Quantity	Percent of Total
Brick	100	80%	Brick	100	80%
Trim	10	8%	Trim	10	8%
Roof	10	8%	Roof	10	8%
Windows	10	8%	Windows	10	8%
Door	10	8%	Door	10	8%
Other Materials and Details	10	8%	Other Materials and Details	10	8%
Total	130	100%	Total	130	100%

BUILDING (All Sides)		
PRIMARY MATERIALS	Quantity	Percent of Total
Brick	100	80%
Trim	10	8%
Roof	10	8%
Windows	10	8%
Door	10	8%
Other Materials and Details	10	8%
Total	130	100%

MATERIAL SELECTIONS	
SP-1	SHERRILL WALLS 7018 QUANTITY GREY
MTL-1	SHERRILL WALLS 7018 QUANTITY GREY
MTL-2	SHERRILL WALLS 7018 QUANTITY GREY
MTL-3	SHERRILL WALLS 7018 QUANTITY GREY
CMU-1	CAPITAL BLOCK, RUSTIC LIMESTONE BURNISHED
CMU-2	CAPITAL BLOCK, COOL BURNISHED
SP-1	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-2	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-3	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-4	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-5	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-6	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-7	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-8	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-9	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-10	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-11	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-12	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-13	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-14	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-15	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-16	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-17	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-18	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-19	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-20	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-21	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-22	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
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SP-72	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-73	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-74	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-75	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-76	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-77	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-78	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-79	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-80	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-81	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-82	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-83	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-84	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-85	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-86	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-87	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-88	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-89	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-90	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-91	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-92	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-93	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-94	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-95	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-96	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-97	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-98	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-99	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM
SP-100	CLAR ANODIZED ALUMINUM STONE RITE SYSTEM

NOTE: NO EXTERIOR BUILDING LIGHTS ARE PROVIDED EXCEPT REQUIRED EGRESS LIGHTS



A PLS DESIGN  
GROU P  
ARCHITECTURE  
INTERIORS  
CONSTRUCTION  
925 24th St.  
W. Suite 100  
Arlington, TX 76010  
www.apdg.com

Travis W. Clark, Architect  
TX Registration #17004

PRELIMINARY  
NOT FOR  
CONSTRUCTION

These Drawings are  
unintentional and may not be  
used for regulatory approval  
without the approval of the  
author.

A NEW FACILITY  
FOR:  
**CLEARWATER EXPRESS**  
502 N Hwy 77  
Weslaco, TX 75783

02/13/2021

REVISIONS

## Exhibit G - Renderings



**CLEAR WATER CAR WASH**  
**502 N Hwy 77**  
**Waxahachie, TX**

Disclaimer:  
 This plan is only conceptual in nature  
 and used to estimate uses requested.  
 This is not to be used for construction  
 permitting or purchasing purposes.



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## Exhibit G - Renderings



**CLEAR WATER CAR WASH**  
**502 N Hwy 77**  
**Waxahachie, TX**

Disclaimer:  
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## Exhibit G - Renderings



**CLEAR WATER CAR WASH**  
**502 N Hwy 77**  
**Waxahachie, TX**

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## Exhibit G - Renderings



**CLEAR WATER CAR WASH**  
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## Exhibit G - Renderings



**CLEAR WATER CAR WASH**  
**502 N Hwy 77**  
**Waxahachie, TX**

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## Exhibit G - Renderings



**CLEAR WATER CAR WASH**  
**502 N Hwy 77**  
**Waxahachie, TX**

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## Exhibit H - Sign Plan



### CLEAR WATER CAR WASH

502 N HWY 77, WAXAHACHIE, TX 75165

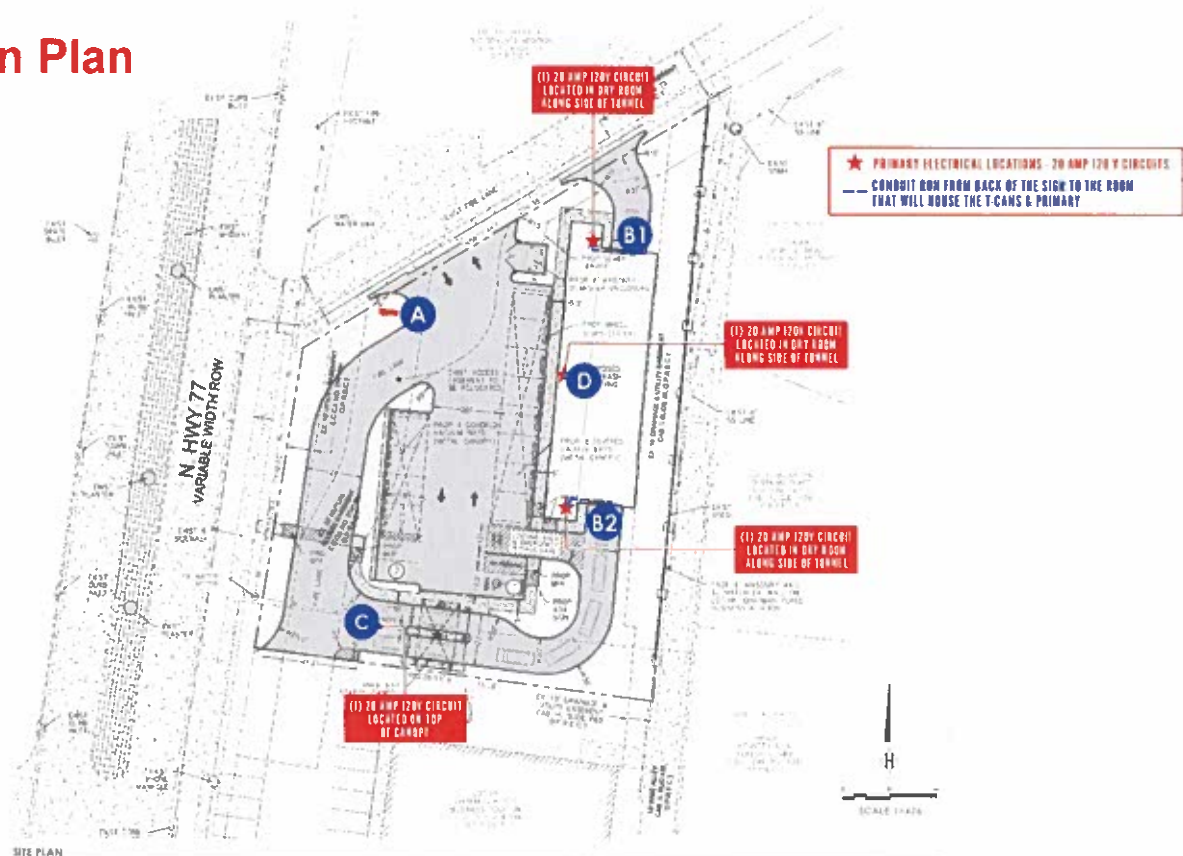
---

#### EXTERIOR SIGN PACKAGE



(15)

Exhibit H - Sign Plan



CLIENT: CLEAR WATER CAR WASH  
ADDRESS: 502 N HWY 77  
CITY/STATE: WAXAHACHIE, TX 75165  
DATE: 01.18.2023

DRAWING: QT #35150  
CONTACT: PAM SELMAN  
DESIGNER: MARIO VARGAS  
SALES REP: COLLIN CANTRELL

REVISIONS  
R1 12.14.22 UPDATED SIGN A & C - MV  
R2 12.28.22 UPDATED SITE PLAN & SIGNS B-MV  
R3 12.28.22 UPDATED SIGNS B & SUMMARY-MV  
R4 01.18.2023 SIGN B2 REMOVED COPY-MV

PRIMARY ELECTRICAL  
SPECIFICATIONS  
120 VOLT ELECTRICAL  
ELECTRICAL LOAD: SIGN  
20 AMP CIRCUIT  
ELECTRICAL LOAD: TMC  
20 AMP CIRCUIT

SIGNATURE  
CLIENT:  
DATE:  
PAGE 2 OF 14



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## Exhibit H - Sign Plan

MONUMENT SIGN WITH STONE BASE

HD CABINET

- ALUMINUM CONSTRUCTION PAINTED P1
- FACES: WHITE FLEX WITH DIGITAL PRINTED GRAPHICS V1
- RETAINERS: 1/2" ALUMINUM PAINTED P1
- ILLUMINATED: USING WHITE LED'S & POWER SUPPLIES

**REVEAL**

- ALUMINUM CONSTRUCTION, PAINTED P2

## BASE

- \* ALL ALUMINUM FRAMING WITH DUROCK, STONE PROVIDED AND INSTALLED BY HSC STONE TO MATCH STONE USED ON BUILDING

## PAD

- CONCRETE PAD: 3" ABOVE & 3" BELOW GRADE

## PIPE SUPPORT

- \* 5" OD x 258 WALL STEEL PIPE TO BE PRIMED WHITE

## FOUNDATION

- \* (1) 2'-0" DEEP x 6'-0" CONCRETE PIER

## COLOURS

**PANEL COLORS - SATIN FINISH**

- PI: MP P1M PMS 2748C

- P2 MP SILVER

DIGITAL PRINT - WITH UV LAMINATE

-  V1 DIGITAL PRINT ON TRANS VINYL



SIGN LAYOUT - SIGN CABINET IS 42.0 SQUARE FEET  
SCALE 3/4" = 1'-0"

END VIEW  
SCALE:  $\frac{1}{4}'' = 1'-0''$



CLIENT: CLEAR WATER CAR WASH

ADDRESS: 502 N HWY 77

CITY/STATE: WAXAHACHE, TX 75165

DATE: 01.18.2023

DRAWING: QT #35150

**CONTACT: PAM SELMAN**

DESIGNER: MARIO VARGAS

SALES REP: COLLIN CANTRELL

## REVISIONS

- |    |   |
|----|---|
| #1 | 12.14.22 UPDATED SIGN A & C - MV        |
| #2 | 12.28.22 UPDATED SITE PLAN & SIGNS B-MV |
| #3 | 12.28.22 UPDATED SIGNS B & SUMMARY-MV   |
| #4 | 01.18.2023 SIGN B2 REMOVE COPY-MV       |

## PRIMARY ELECTRICAL

## SPECIFICATIONS

## ④ SPECIFICATIONS

IF THIS DRAWING IS STRICT

## 120 VOLT ELECTRICAL

Log In 73 Amps

Y PROHIBITED © 202

**SIGNATURE**

CIENT:

DATE: \_\_\_\_\_

PAGE 3 OF 14

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(15)

## Exhibit H - Sign Plan



NIGHT VIEW



CLIENT: CLEAR WATER CAR WASH  
ADDRESS: 502 N HWY 27  
CITY/STATE: WAXAHACHIE, TX 75165  
DATE: 01.18.2023

DRAWING: QT #35150  
CONTACT: PAM SELMAN  
DESIGNER: MARIO VARGAS  
SALES REP: COLLIN CANTRELL

REVISIONS	
R1	12.14.22 UPDATED SIGN A & C - MV
R2	12.28.22 UPDATED SITE PLAN & SIGNS B-MV
R3	12.28.22 UPDATED SIGNS B & SUMMARY MV
R4	01.18.2023 SIGN B2, REMOVE COPY-MV

PRIMARY ELECTRICAL  
120 VOLT ELECTRICAL  
SPECIFICATIONS

120 VOLT ELECTRICAL	
ELECTRICAL LOAD	115W
30 AMP CIRCUIT	
ELECTRICAL LOAD	115W
30 AMP CIRCUIT	

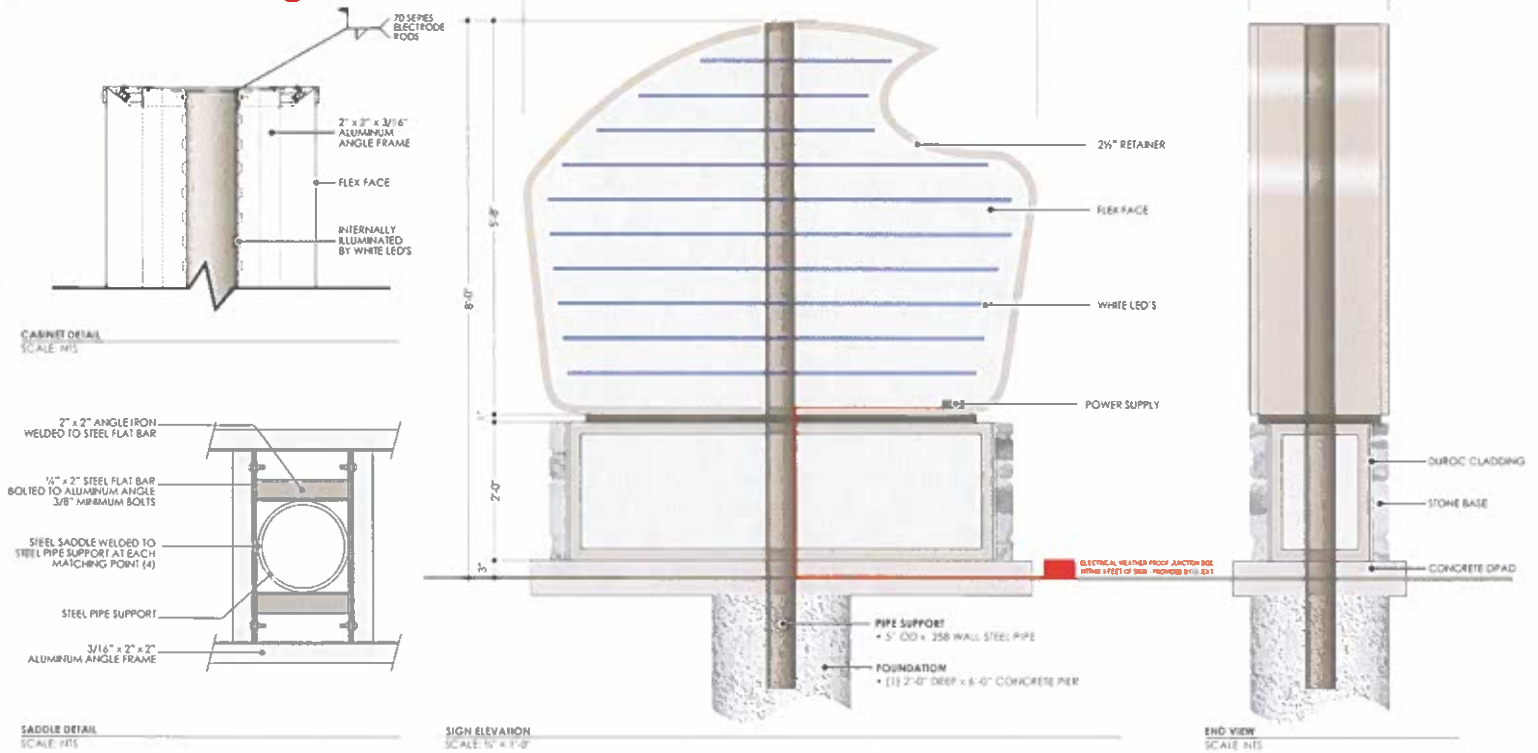
SIGNATURE  
CLIENT: \_\_\_\_\_  
DATE: \_\_\_\_\_  
PAGE 4 OF 14



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(15)

## Exhibit H - Sign Plan



CLIENT: CLEAR WATER CAR WASH

ADDRESS: 502 N HWY 77

CITY/STATE: WAXAHACHIE, TX 75145

DATE: 01/18/2023

DRAWING: QT #35150

CONTACT: PAM SELMAN

DESIGNER: MARIO VARGAS

SALES REP: COLLIN CANTRELL

### REVISIONS

- R1 11/21/22 UPDATED SIGN A & C - MV
- R2 11/28/22 UPDATED SITE PLAN & SIGNS B-MV
- R3 11/28/22 UPDATED SIGNS B & SUMMARY-MV
- R4 01/18/2023 SIGN B2, REMOVE COPY-MV

### PRIMARY ELECTRICAL

UNLESS OTHERWISE SPECIFIED, ALL ELECTRICAL SHALL BE IN ACCORDANCE WITH THE NATIONAL ELECTRICAL CODE (NEC) AND THE TEXAS ELECTRICAL CODE (TEC). THE DESIGNER SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE LOCAL AUTHORITIES.

### SPECIFICATIONS

ALL ELECTRICAL SHALL BE INSTALLED IN ACCORDANCE WITH THE LATEST EDITION OF THE NATIONAL ELECTRICAL CODE (NEC) AND THE TEXAS ELECTRICAL CODE (TEC).

### 120 VOLT ELECTRICAL

WIRING SHALL BE IN ACCORDANCE WITH THE LATEST EDITION OF THE NATIONAL ELECTRICAL CODE (NEC) AND THE TEXAS ELECTRICAL CODE (TEC). THE DESIGNER SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE LOCAL AUTHORITIES.

### SIGNATURE

CLIENT:

DATE:

PAGE 5 OF 14



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(15)

## Exhibit H - Sign Plan

CHANNEL LETTERS MOUNTED INDIVIDUALLY.

### CHANNEL LETTERS

- FACES: 3/16" 7328 WHITE ACRYLIC W/ V1, V2 & V3 VINYL APPLIED
- RETURNS LOGO 5" DEEP .040" ALUMINUM PAINTED P1
- RETURNS CLEAR 5" DEEP .040" ALUMINUM PREFINISHED WHITE
- RETURNS WATER 5" DEEP .040" ALUMINUM PAINTED P2
- RETURNS EXPRESS WASH 5" DEEP .040" ALUMINUM PAINTED P1
- TRIM: 1" PREFINISHED WHITE, PREFINISHED DARK BLUE
- BACKS: .063" ALUMINUM, STOCK WHITE
- ILLUMINATION: INTERNAL WHITE LEDS
- MOUNTING: FLUSH WITH MINIMUM 3/4" X 5" FASTENERS
- WALL TYPE: \_\_\_\_\_

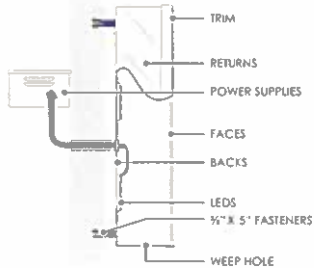
### COLORS

#### PAINT COLORS - SATIN FINISH

- P1: PAINT TO MATCH PMS 2748C
- P2: PAINT TO MATCH PMS 2728C

#### DIGITAL PRINT/VINYL COLORS

- V1: P1M GRADIENT PMS 658 WITH UV LAMINATE
- V2: 3M 3630-137 EUROPEAN BLUE
- V3: 3M 360-167 BRIGHT BLUE



TYPICAL CHANNEL LETTER  
SCALE: NTS



SIGN LAYOUT  
SCALE: 1/4\"/>



NORTH ELEVATION  
SCALE: 1/4\"/>



CLIENT: CLEAR WATER CAR WASH

ADDRESS: 502 N HWY 77

CITY/STATE: WAXAHACHIE, TX 75165

DATE: 01.18.2023

DRAWING: QT #35150

CONTACT: PAM SELMAN

DESIGNER: MARIO VARGAS

SALES REP: COLIN CANRELL

### REVISIONS

- R1 12.14.22 UPDATED SIGN A & C - MV
- R2 12.28.22 UPDATED SITE PLAN & SIGNS B-MV
- R3 12.28.22 UPDATED SIGNS B & SUMMARY-MV
- R4 01.18.2023 SIGN B2, REMOVE COPY-MV

### PRIMARY ELECTRICAL

\*ALL ELECTRICAL WORK SHALL BE IN ACCORDANCE WITH THE 2017 NATIONAL ELECTRICAL CODE (NEC) AND THE 2017 TEXAS ELECTRICAL CODE (TEC) AND THE 2017 TEXAS ELECTRICAL CODE (TEC) AND THE 2017 TEXAS ELECTRICAL CODE (TEC).

### SPECIFICATIONS

ALL ELECTRICAL WORK SHALL BE IN ACCORDANCE WITH THE 2017 NATIONAL ELECTRICAL CODE (NEC) AND THE 2017 TEXAS ELECTRICAL CODE (TEC) AND THE 2017 TEXAS ELECTRICAL CODE (TEC).

### 120 VOLT ELECTRICAL

ALL ELECTRICAL WORK SHALL BE IN ACCORDANCE WITH THE 2017 NATIONAL ELECTRICAL CODE (NEC) AND THE 2017 TEXAS ELECTRICAL CODE (TEC) AND THE 2017 TEXAS ELECTRICAL CODE (TEC).

ALL ELECTRICAL WORK SHALL BE IN ACCORDANCE WITH THE 2017 NATIONAL ELECTRICAL CODE (NEC) AND THE 2017 TEXAS ELECTRICAL CODE (TEC) AND THE 2017 TEXAS ELECTRICAL CODE (TEC).

### SIGNATURE

CLIENT: \_\_\_\_\_

DATE: \_\_\_\_\_

PAGE 6 OF 14

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(15)

## Exhibit H - Sign Plan



NIGHT VIEW



CLIENT: CLEAR WATER CAR WASH

ADDRESS: 502 N HWY 77

CITY/STATE: WAXAHACHIE, TX 75165

DATE: 01.18.2023

DRAWING: Q1 #35150

CONTACT: PAM SELMAN

DESIGNER: MARIO VARGAS

SALES REP: COLLIN CANTRELL

### REVISIONS

- R1 | 12.14.22 UPDATED SIGN A & C - MV
- R2 | 12.28.22 UPDATED SITE PLAN & SIGNS B-MV
- R3 | 12.28.22 UPDATED SIGNS B & SUMMARY-MV
- R4 | 01.18.2023 SIGN B2 REMOVE COPY-MV

### PRIMARY ELECTRICAL

1. THIS DRAWING IS PROVIDED AS A GUIDE ONLY. THE CLIENT IS RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE LOCAL AUTHORITIES.

### SPECIFICATIONS

1. ALL SIGNS SHALL BE CONSTRUCTED OF ALUMINUM OR STEEL. 2. ALL SIGNS SHALL BE ILLUMINATED WITH LED LIGHTS. 3. ALL SIGNS SHALL BE MAINTAINED IN GOOD CONDITION AT ALL TIMES.

### 120 VOLT ELECTRICAL

ELECTRICAL LOAD: 25 AMP CIRCUIT

ELECTRICAL LOAD: 38 AMP CIRCUIT

### SIGNATURE

CLIENT: \_\_\_\_\_

DATE: \_\_\_\_\_

PAGE 7 OF 14

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(15)

## Exhibit H - Sign Plan

CHANNEL LETTERS MOUNTED INDIVIDUALLY.

### CHANNEL LETTERS

- FACES: 3/16" 7328 WHITE ACRYLIC W/ V1, V2 & V3 VINYL APPLIED
- RETURNS LOGO: 5" DEEP .040" ALUMINUM PAINTED P1
- RETURNS CLEAR: 5" DEEP .040" ALUMINUM PREFINISHED WHITE
- RETURNS WATER: 5" DEEP .040" ALUMINUM PAINTED P2
- TRIM: 1" PREFINISHED WHITE, PREFINISHED DARK BLUE
- BACKS: 0x3" ALUMINUM, STOCK WHITE
- ILLUMINATION: INTERNAL WHITE LEDS
- MOUNTING: FLUSH WITH MINIMUM 3/4" X 5" FASTENERS
- WALL TYPE: \_\_\_\_\_

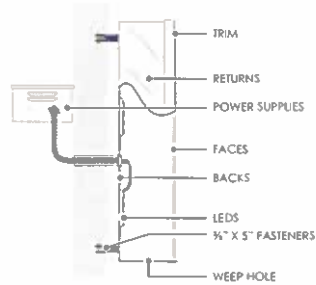
### COLORS

#### PAINT COLORS - SATIN FINISH

- P1: PAINT TO MATCH PMS 2748C
- P2: PAINT TO MATCH PMS 2728C

#### DIGITAL PRINT/VINYL COLORS

- V1: PTM GRADIENT PMS 658 WITH UV LAMINATE
- V2: 3M 3630-137 EUROPEAN BLUE
- V3: 3M 360-167 BRIGHT BLUE



TYPICAL CHANNEL LETTER  
SCALE: NTS



CLIENT: CLEAR WATER CAR WASH  
ADDRESS: 502 N HWY 77  
CITY/STATE: WAXAHACHIE, TX 75145  
DATE: 01-18-2023

DRAWING: Q1 #35150

CONTACT: PAM SELMAN

DESIGNER: MARIO VARGAS

SALES REP: COLLIN CANIRELL

### REVISIONS

- | #  | DATE       | DESCRIPTION                    |
|----|------------|--------------------------------|
| 01 | 12-14-22   | UPDATED SIGN A & C - MV        |
| 02 | 12-28-22   | UPDATED SITE PLAN & SIGNS B-MV |
| 03 | 12-28-22   | UPDATED SIGNS B & SUMMARY-MV   |
| 04 | 01-18-2023 | SIGN B2 REMOVE COPY-MV         |

### PRIMARY ELECTRICAL

120 VOLT ELECTRICAL  
ELECTRICAL LOAD  
ELECTRICAL LOAD  
ELECTRICAL LOAD

### SPECIFICATIONS

120 VOLT ELECTRICAL  
ELECTRICAL LOAD  
ELECTRICAL LOAD  
ELECTRICAL LOAD

### SIGNATURE

CLIENT:

DATE:

PAGE 8 OF 14

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## Exhibit H - Sign Plan



NIGHT VIEW



CLIENT: CLEAR WATER CAR WASH  
ADDRESS: 502 N HWY 77  
CITY/STATE: WAXAHACHIE, TX 75165  
DATE: 01-18-2023

DRAWING: Q1 #35150  
CONTACT: PAM SELMAN  
DESIGNER: MARIO VARGAS  
SALES REP: COLLIN CANTRELL

REVISIONS	
R1	12-14-22 UPDATED SIGN A & C - MV
R2	12-28-22 UPDATED SITE PLAN & SIGNS B-MV
R3	12-28-22 UPDATED SIGNS B & SUMMARY-MV
R4	01-18-2023 SIGN B2 REMOVE COPY-MV

PRIMARY ELECTRICAL  
UNLESS OTHERWISE SPECIFIED, ALL ELECTRICAL SHALL BE IN ACCORDANCE WITH THE  
2017 NEC, AND THE LATEST EDITIONS OF THE NFPA 70B, AND THE LATEST EDITIONS OF THE  
SPECIFICATIONS  
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120 VOLT ELECTRICAL	
SIGNAL LOAD	10 AMP C-BUS
ELECTRICAL LOAD	10 AMP C-BUS

SIGNATURE  
CLIENT: \_\_\_\_\_  
DATE: \_\_\_\_\_  
PAGE 9 OF 14



(15)

## Exhibit H - Sign Plan

LETTERS WITH BACKER PANEL TO BE INSTALLED ON EXISTING TRUSS

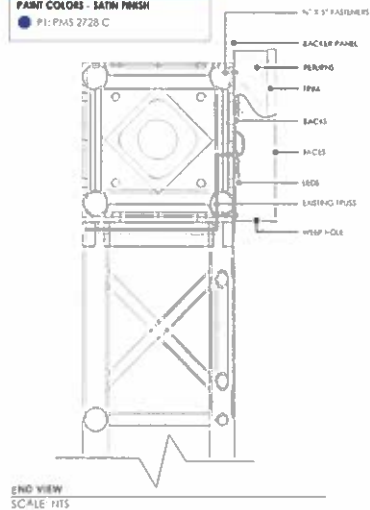
- CHANNEL LETTERS**
- FACES 3/16" 7328 WHITE ACRYLIC
  - RETURNS 3" DEEP 040" ALUMINUM PREFINISHED WHITE
  - TRIM 1" FINISHED WHITE
  - BACKS 043" ALUMINUM STOCK WHITE
  - ILLUMINATION: INTERNAL WHITE LEDs
  - POWER SUPPLIES BEHIND CANOPY
  - MOUNTED TO ALUMINUM PANELS USING MINIMUM 1/4" X 5" FASTENERS

- PANELS**
- FACES 125 ALUMINUM PAINTED P1
  - MOUNTED TO ALUMINUM TRUSS USING MINIMUM 1/4" X 5" FASTENERS

### COLORS

**PAINT COLORS - SATIN FINISH**

PI: PMS 2728 C



CLIENT: CLEAR WATER CAR WASH  
ADDRESS: 502 N HWY 77  
CITY/STATE: WAXAHACHIE, TX 75165  
DATE: 01 18 2023

DRAWING: Q1 #351 50

CONTACT: PAM SELMAN  
DESIGNER: MARIO VARGAS  
SALES REP: COLLIN CANTRELL

### REVISIONS

- R1 | 12 14 22 UPDATED SIGN A & C - MV  
R2 | 12 28 22 UPDATED SITE PLAN & SIGN B - MV  
R3 | 12 28 22 UPDATED SIGN B & SUMMARY - MV  
R4 | 01 18 2023 SIGN B2, REMOVE COPY - MV

### PRIMARY ELECTRICAL

120 VOLT ELECTRICAL  
SACRIFICIAL ROD  
18 AMP CIRCUIT  
SACRIFICIAL ROD  
18 AMP CIRCUIT

### SPECIFICATIONS

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### SIGNATURE

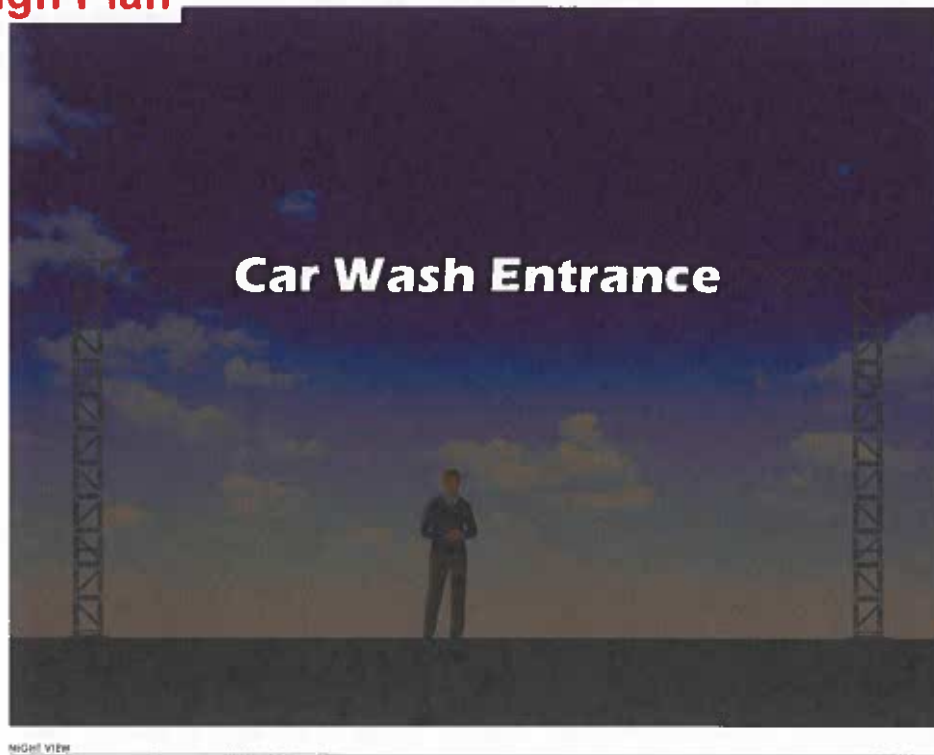
CLIENT  
DATE

PAGE 10 OF 14



(15)

## Exhibit H - Sign Plan



NIGHT VIEW



**CLIENT:** CLEAR WATER CAR WASH  
**ADDRESS:** 502 N HWY 77  
**CITY/STATE:** WAXAHACHIE, TX 75165  
**DATE:** 01.18.2023

**DRAWING:** Q1 #35150

**CONTACT:** PAM SELMAN

**DESIGNER:** MARIO VARGAS

**SALES REP:** COLLIN CANTRELL

### REVISIONS

01	12.14.22 UPDATED SIGN A & C - MV
02	12.28.22 UPDATED SITE PLAN & SIGNS B-MV
03	12.28.22 UPDATED SIGNS B & SUMMARY-MV
04	01.18.2023 SIGN B2 REMOVE COPY-MV

### PRIMARY ELECTRICAL

THIS DRAWING IS PROVIDED AS A GUIDE ONLY. THE CLIENT IS RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE LOCAL ELECTRICAL INSPECTION DEPARTMENT AND THE LOCAL ELECTRICAL INSPECTION DEPARTMENT.

### SPECIFICATIONS

THIS DRAWING IS PROVIDED AS A GUIDE ONLY. THE CLIENT IS RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE LOCAL ELECTRICAL INSPECTION DEPARTMENT AND THE LOCAL ELECTRICAL INSPECTION DEPARTMENT.

### 120 VOLT ELECTRICAL

ELECTRICAL LOAD:	SIGN
50 AMP CIRCUIT	
ELECTRICAL LOAD:	SIGN
50 AMP CIRCUIT	

### SIGNATURE

**CLIENT:** \_\_\_\_\_  
**DATE:** \_\_\_\_\_  
**PAGE 11 OF 14**

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(15)

## Exhibit H - Sign Plan

CHANNEL LETTERS MOUNTED INDIVIDUALLY.

### CHANNEL LETTERS

- FACES: 3/16" 7328 WHITE ACRYLIC W/ V1 VINYL APPLIED
- RETURNS: 5" DEEP .040" ALUMINUM PAINTED P1
- TRIM: 1" PAINTED P1
- BACKS: .063" ALUMINUM STOCK WHITE
- ILLUMINATION: INTERNAL WHITE LEDS
- MOUNTING: FLUSH WITH MINIMUM 1/2" X 5" FASTENERS
- WALL TYPE: \_\_\_\_\_

### COLORS

#### PAINT COLORS - SATIN FINISH

- P1: PAINT TO MATCH PMS 2748C

#### VINYL COLOR

- V1: 3M 360-167 BRIGHT BLUE

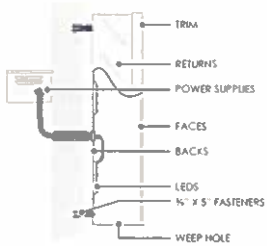
11'-3 3/4"

# Car Wash

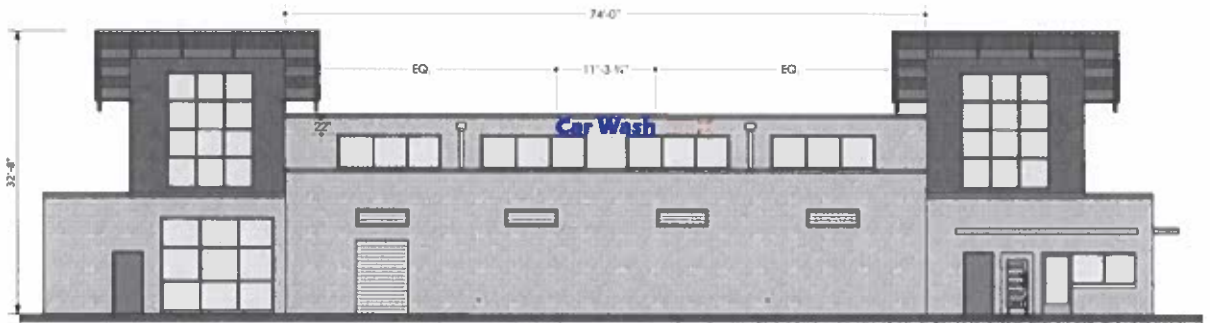
1'-0"

SIGN LAYOUT  
SCALE: 3/4" = 1'-0"

19.550 FT



TYPICAL CHANNEL LETTER  
SCALE: N/A



WEST ELEVATION  
SCALE: 3/32" = 1'-0"



CLIENT: CLEAR WATER CAR WASH

ADDRESS: 502 N HWY 77

CITY/STATE: WAXAHACHIE, TX 75165

DATE: 01.18.2023

DRAWING: QT #35150

CONTACT: PAM SELMAN

DESIGNER: MARIO VARGAS

SALES REP: COLIN CANIRELL

### REVISIONS

- #1 12.14.22 UPDATED SIGN A & C - MV
- #2 12.28.22 UPDATED SITE PLAN & SIGNS B-MV
- #3 12.28.22 UPDATED SIGNS B & SUMMARY MV
- #4 01.18.2023 SIGN B2, REMOVE COPY-MV

### PRIMARY ELECTRICAL

120 VOLT ELECTRICAL

### SPECIFICATIONS

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### 120 VOLT ELECTRICAL

ELECTRICAL LOAD: 38 AMP CIRCUIT

ELECTRICAL LOAD: 28 AMP CIRCUIT

### SIGNATURE

CLIENT:

DATE:

PAGE 12 OF 14



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(15)

Exhibit H - Sign Plan



NIGHT VIEW



CLIENT: CLEAR WATER CAR WASH  
ADDRESS: 502 N HWY 77  
CITY/STATE: WAXAHACHIE, TX 75165  
DATE: 01.18.2023

DRAWING: QT #35150  
CONTACT: PAM SELMAN  
DESIGNER: MARIO VARGAS  
SALES REP: COLLIN CANIRELL

REVISIONS	
#1	12.14.22 UPDATED SIGN A & C - MV
#2	12.28.22 UPDATED SITE PLAN & SIGNS B-MV
#3	12.28.22 UPDATED SIGNS B & SUMMARY-MV
#4	01.18.2023 SIGN B2. REMOVE COPY-MV

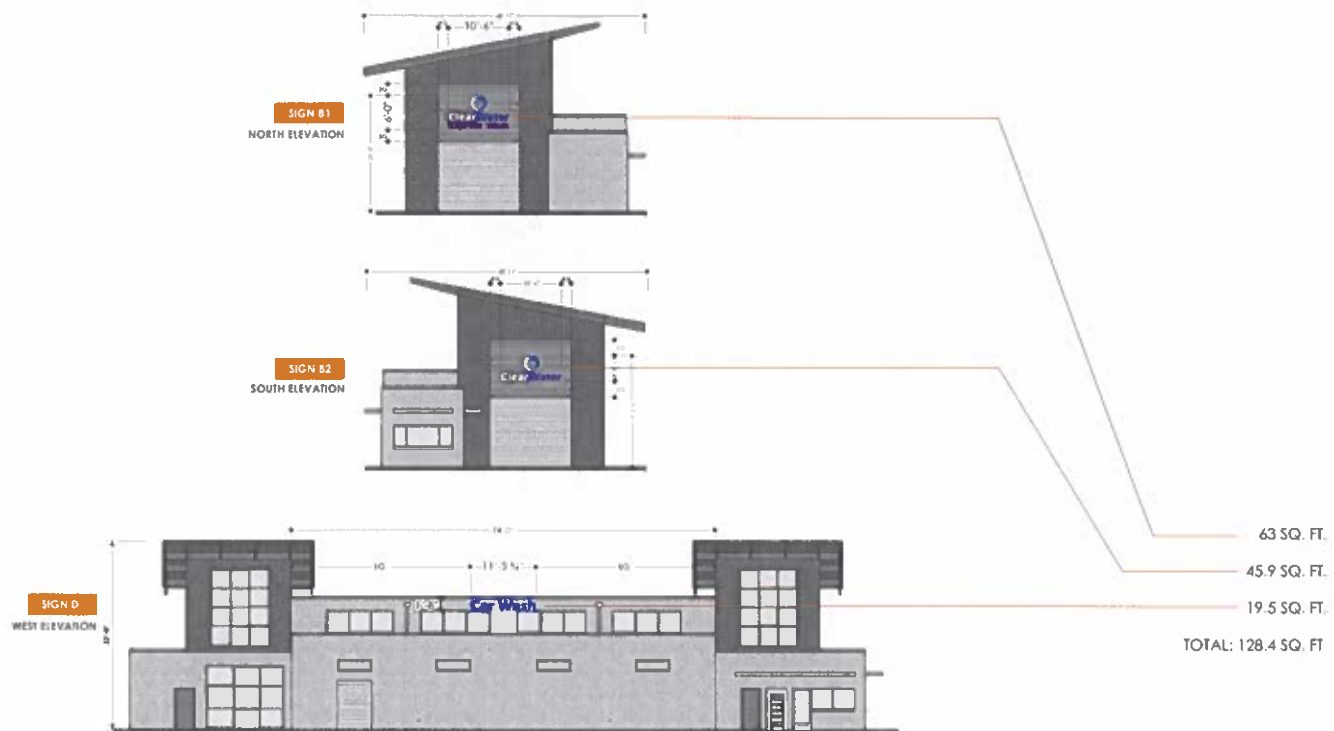
PRIMARY ELECTRICAL  
120 VOLT ELECTRICAL  
SPECIFICATIONS

120 VOLT ELECTRICAL	
ELECTRICAL LOAD	SIGN
50 AMP CIRCUIT	
ELECTRICAL LOAD	TIME
50 AMP CIRCUIT	

SIGNATURE	
CLIENT:	
DATE:	
PAGE 13 OF 14	



## Exhibit H - Sign Plan



CLIENT: CLEAR WATER CAR WASH  
ADDRESS: 502 N HWY 77  
CITY/STATE: WAXAHACHIE, TX 75165  
DATE: 01 18 2023

**DRAWING: QT #35150**

**CONTACT: PAM SELMAN**

DESIGNER: MARIO VARGAS

SALES REP: COLLIN CANTRELL

## REVISIONS

R1	12.14.22 UPDATED SIGN A & C - MV
R2	12.28.22 UPDATED SITE PLAN & SIGNS B-MV
R3	12.28.22 UPDATED SIGNS B & SUMMARY-MV
R4	01.18.2023 SIGN B2. REMOVE COPY-MV

## PRIMARY ELECTRICAL

**LEARNER ELECTRICAL**

## SPECIFICATIONS

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## 120 VOLT ELECTRICAL

120 VOLT ELECTRICAL  
ELECTRICAL LOAD: SIGN  
20 AMP CIRCUIT  
ELECTRICAL LOAD: IMC  
20 AMP CIRCUIT

**SIGNATURE**

**SIGNATURE**  
**CLIENT:** \_\_\_\_\_

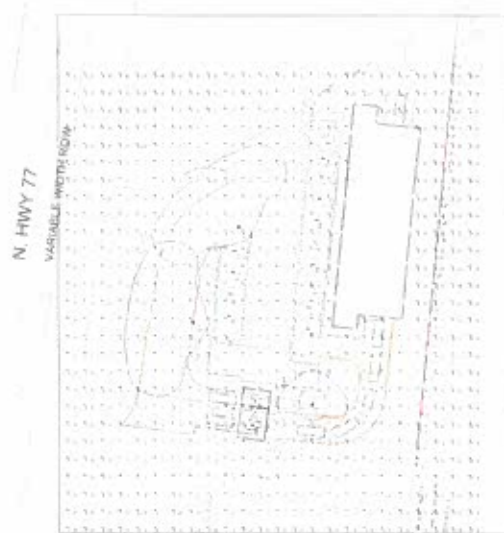
DATE: \_\_\_\_\_

PAGE 14 OF 14

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## Exhibit I - Photometric Plan

[illegible][illegible]

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APELCO  
apelsales@aol.com  
10000 100th

Exempt: Class Approved  
for Registration # 1-000

PREL. ANNARY  
NOT FOR  
CONSTRUCTION

These Drawings are  
Preliminary and may not be  
used for regulatory approval  
without the written  
consent of the manufacturer.

**A NEW FACILITY  
FOR:  
CLEARWATER EXPRESS**  
502 N Hwy 77  
Waxahatchie, TX. 75165

502 N Hwy 77  
Waxahachie, TX. 75165

10/10/2014 10:39

## NEUROPHYSIOLOGY

(15)

Existing ClearWater Express Wash  
279 NW John Jones Dr, Burleson, TX 76028



(15)

Existing ClearWater Express Wash  
279 NW John Jones Dr, Burleson, TX 76028



(16)

STATE OF TEXAS       §  
                                  §  
COUNTY OF ELLIS     §

**DEVELOPMENT AGREEMENT  
FOR CLEAR WATER EXPRESS CARWASH**

This Development Agreement for Clear Water Express Carwash ("**Agreement**") is entered into between Clear Water Express Wash ("**CWEW**") and the City of Waxahachie, Texas ("**City**"). CWEW and the City are sometimes referred herein together as the "**Parties**" and individually as a "**Party**."

**Recitals:**

1. CWEW is the owner of approximately 0.747 acres of real property generally located directly North of 500 N US Highway 77, Parcel Number 289738 in the City of Waxahachie, Texas (the "**Property**"), for which the applicant has requested a change in the Property's Planned Development-24-General Retail zoning to a ("PD-GR with **SUP**") zoning, revising specific development standards. The Property is currently zoned Planned Development-24-General Retail by the City, and is anticipated to have the SUP reviewed on February 20, 2023.

2. The planned use of the Property is to create a Specific Use Permit to allow for the use of Drive-Through Car Wash development. The SUP 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 CWEW 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 CWEW 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 SUP zoning amendment **Ordinance No. (TBD)** (the "**Clear Water Express Carwash**"), a copy of which is attached hereto as **Exhibit A** and which contains the negotiated zoning and development standards for Clear Water Express Carwash.

4. This Agreement seeks to incorporate the negotiated and agreed upon zoning and development standards contained in the Clear Water Express Carwash SUP Ordinance as contractually-binding obligations between the City of Waxahachie and CWEW, and to recognize CWEW's reasonable investment-backed expectations in the Clear Water Express Carwash SUP Ordinance and the planned development of Clear Water Express Carwash.

**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 Clear Water Express Carwash SUP 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 development shall conform as approved by the City Council under case number ZDC-173-2022 with Exhibit A- Location Map, Exhibit B – Operational Plan, Exhibit C - Site Plan, Exhibit D – Screening Wall Detail, Exhibit E – Landscape Plan, Exhibit F – Elevation/Façade Plan, Exhibit G – Renderings, Exhibit H – Sign Plan, and Exhibit I – Photometric Plan.
- (C) All materials, location of materials, and percentage of materials for the building shall be consistent with the Elevation/Facade Concept Plan (Exhibit F).
- (D) The hours of operation of the facility shall be limited to 7:30am to 8:00pm Monday-Saturday and 8:00am to 7:00pm on Sundays. Modifications to the hours of operation shall require a SUP amendment to be approved by the Planning & Zoning Commission and City Council.
- (E) Construction of the proposed 8' masonry wall along the eastern property line shall be completed prior to issuance of a Certificate of Occupancy for the carwash.
- (F) 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.
- (G) Any zoning, land use requirement, or restriction not contained within this Development Agreement, Zoning Ordinance, or Staff Report as approved by City Council, shall conform to those requirements and/or standards prescribed in Exhibit B – Operational Plan, Exhibit C - Site Plan, Exhibit D – Screening Wall Detail, Exhibit E – Landscape Plan, Exhibit F – Elevation/Façade Plan, Exhibit G – Renderings, Exhibit H – Sign Plan, and Exhibit I – Photometric Plan. Where regulations are not specified in Exhibits B, C, D, E, F, G, H, I, zoning ordinance, or Development Agreement, the regulations of the General Retail (GR) Zoning District shall apply to this development.

(16)

- (H) 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 CWEW's agreement in this regard, the City of Waxahachie agrees that CWEW has reasonable investment-backed expectations in the Clear Water Express Carwash SUP Ordinance, and that the City of Waxahachie may not unilaterally change the zoning and development standards contained in the Clear Water Express Carwash SUP Ordinance without impacting CWEW'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 CWEW 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 120<sup>th</sup> 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, 87<sup>th</sup> 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, 87<sup>th</sup> 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.

(16)

**{Signature Pages Follow}**

(16)

**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: \_\_\_\_\_

(16)

**: Cross Development (Developer)**

By: \_\_\_\_\_

Date: \_\_\_\_\_

STATE OF TEXAS           §  
                                     §  
COUNTY OF ELLIS       §

Before me, the undersigned authority, on this \_\_\_\_\_ day of \_\_\_\_\_, personally appeared \_\_\_\_\_, representative of Clear Water Express Carwash, 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: \_\_\_\_\_

**: Clear Water Express Wash (Owner)**

By: \_\_\_\_\_

Date: \_\_\_\_\_

STATE OF TEXAS           §  
                                     §  
COUNTY OF ELLIS       §

Before me, the undersigned authority, on this \_\_\_\_\_ day of \_\_\_\_\_, personally appeared \_\_\_\_\_, representative of Clear Water Express Carwash, 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: \_\_\_\_\_

## Planning & Zoning Department

### Zoning Staff Report

Case: ZDC-177-2022



#### MEETING DATE(S)

Planning & Zoning Commission: February 14, 2022

City Council: February 20, 2022

#### CAPTION

**Public Hearing** on a request by Iris Showalter, Owner of Studio Iris for a **Zoning Change** from a General Retail (GR) zoning district to Planned Development – General Retail (PD-GR) zoning district, located at 120 North Highway 77 (Property ID 173425) - Owner: 120 North, LLC (ZDC-177-2022)

#### RECOMMENDED MOTION

*"I move to deny ZDC-177-2022, a Zoning Change from a General Retail (GR) zoning district to Planned Development – General Retail (PD-GR) zoning district."*

#### ACTION SINCE INITIAL STAFF REPORT

At the Planning and Zoning Commission meeting on February 14, 2023, the Commission voted 4-1 to recommend denial of case number ZDC-177-2022.

#### APPLICANT REQUEST

The Applicant is requesting approval of a Planned Development District (PD) with a base zoning of General Retail District (GR) to allow a tattoo shop in Suite A in the building located at 120 North Highway 77. Currently, the tattoo shop use is prohibited in the GR District.

#### CASE INFORMATION

Applicant: Iris Showalter

Property Owner(s): 120 North, LLC

Site Acreage: 0.65 acres

Current Zoning: General Retail District (GR)

Requested Zoning: Planned Development District (PD) – General Retail District (GR)

#### SUBJECT PROPERTY

General Location: 120 North Highway 77

Parcel ID Number(s): 173425

Existing Use: Multi-tenant Retail Building

Development History: N/A

Adjoining Zoning & Uses:

Direction	Zoning	Current Use
North	GR	Texas Farm Bureau
East	SF-2	Single Family Residences
South	GR	Everly Rose Event Center
West	GR	Professional Office (Pinkerton Law Firm & Associates)

Future Land Use Plan: Retail

Comprehensive Plan: Retail includes areas that have restaurants, shops, grocery stores, and personal service establishments. Retail businesses generally require greater visibility than other types of nonresidential land use (e.g., office, commercial).

Thoroughfare Plan: The subject property is fronting onto North Highway 77, which is classified as a Major Thoroughfare in the Thoroughfare Plan. Roadway improvements are not required for this request.

Site Image:



**PLANNING ANALYSIS**

The Applicant is requesting a zoning change from General Retail District (GR) to a Planned Development District (PD) with a base zoning of General Retail District (GR) to allow for a tattoo shop. The Applicant is not proposing to modify the zoning district regulations, but to allow the use since it is currently prohibited in the GR District.

**Proposed Use**

The Applicant is the owner of Studio Iris, which is a tattoo shop focused on cosmetic and restorative tattooing. Cosmetic services may include beauty enhancements, such as tattooing eyebrows, lip liner, and other beauty marks. Restorative services are tattooing services that cover scars from an accident or a medical procedure. The operational plan discloses more details on the services provided by this business.

The Applicant is proposing to operate the tattoo shop in Suite A (approximately 550 square feet) in the multi-tenant building at 120 North Highway 77. The tattoo shop will only have one employee, the Applicant, and will generally operate Monday through Friday, 10:00 am to 6:00 pm, Saturday, 11:00 am to 5:00 pm, and closed on Sunday. Services will be performed on a by-appointment-only basis and will not be open for general walk-ins.

**NOTIFICATIONS**

To comply with State law contained in Local Government Code Chapter 211 and the City's public hearing notice requirements, 21 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. At time of publishing this report, Staff received one letter of support and one letter of opposition. The letter of support was from the property owner.

**RECOMMENDATION**

In light of the numerous zoning requests the City has received for tattoo shops, Staff recommends denial for consistency with past recommendations. Currently, tattoo shops are permitted within the Commercial (C) District, and Staff recommends that the Applicant choose another location where the zoning allows the use. Should the City Council consider allowing the use in other zoning districts, Staff can facilitate the process to discuss a zoning amendment in a future workshop or public meeting.

**Proposed Development Standards**

Should the City Council choose to approve the zoning change, the subject property shall comply with the following development standards. The development standards listed below are included in Exhibit B.

A tattoo shop use is limited to Suite A (550 square feet) in the building located at 120 North Highway 77, and shall comply with the following provisions:

- Permission to operate a tattoo shop on the subject property is only granted to Iris Showalter as the owner of Studio Iris. Approval to operate a tattoo shop within the limits of the subject property will not transfer to another tattoo establishment or another tattoo shop owner for Studio Iris.
- The tattoo shop can only operate in Suite A (550 square feet) in the building located at 120 North Highway 77 and cannot expand beyond the existing footprint (550 square feet) unless requested through a zoning amendment approved by City Council.
- The hours of operation are limited to Monday through Friday from 10:00 am to 6:00 pm, Saturday 11:00 am to 5:00 pm, and closed on Sunday. Modifications to the hours of operation shall require a zoning amendment approved by City Council.

- A tattoo shop shall at all times have a valid license from the Texas Department of State Health Services (DSHS).
- All exterior signage shall require a sign permit from the Building Department.

**ATTACHED EXHIBITS**

1. Operational Plan
2. Tattoo Shops in Waxahachie Exhibit
3. Letters of Support and Opposition
4. Proposed Zoning Ordinance
5. Location Map (Exhibit A)
6. Development Standards (Exhibit B)
7. Applicant's Business Plan and Portfolio

**STAFF CONTACT INFORMATION***Prepared by:*

Eleana Tuley, AICP

Senior Planner

[eleana.tuley@waxahachie.com](mailto:eleana.tuley@waxahachie.com)

*Reviewed by:*

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

Senior Director of Planning

[jennifer.pruitt@waxahachie.com](mailto:jennifer.pruitt@waxahachie.com)



(17)

# STUDIO IRIS

DEFINING (NATURAL) IN COSMETIC TATTOOING

Iris Showalter  
120 N Hwy 77 Ste A  
Waxahachie, TX 75165

Re: ZDC-177-2022 Zoning Request for Studio Iris

- What is the scope of your work? Providing realistic and natural cosmetic and restorative tattooing for those seeking natural subtle results in beauty enhancements (brows, lips, freckles and beauty marks, and lash enhancement eyeliner) as well as reconstruction services (Areola for cancer survivors, after surgery, auto-immune diseases or disorders, and other special circumstances).
- What are your hours of operation? By Appointment only through website. Hours Available for bookings are Monday through Friday 10am - 6pm, Saturday 11am to 5pm, Sundays Closed
- What is the total floor area for your business? Less than 500 SF
- How many employees will you have? At the moment, just myself. Future plan is to hire on an apprentice with future Artist position.
- Where do you currently operate your business? Studio room rental out of Wild Sage Salon & Spa, 406 W Franklin Street, Waxahachie, TX 75165 (By Appointment Only), and Koneko Studio in Dallas, TX.
- Why did you choose to establish your business in Waxahachie? This is my home and where my family resides. We chose to live in Waxahachie because of the strong community foundations, the family friendly town, and the charm of the downtown.

Thank you,

Iris DeSoto Showalter  
Studio Iris



(17)

Case Number: ZDC-177-2022

City Reference: 239568

Your response to this notification is optional. If you choose to respond, please return this form by 5:00 P.M. on **February 8, 2023** to ensure inclusion in the Agenda Packet. Forms can be e-mailed to [Planning@Waxahachie.com](mailto:Planning@Waxahachie.com) or you may drop off/mail your form to City of Waxahachie, Attention: Planning, 401 South Rogers Street, Waxahachie, TX 75165.

☐ SUPPORT

☒ OPPOSE

Comments:

No music that can be heard @ residences  
No nighttime lighting that will shine in my yard disturbing  
the wildlife or my Bedroom

Signature

Pearce Gordon

Printed Name and Title

Date

1-27-2023

1411 Ferris Ave

Address

RECEIVED JAN 27 2023

*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.*



(17)

City of Waxahachie, Texas  
Notice of Public Hearing  
Case Number: **ZDC-177-2022**

**PINKERTON LLC**  
610 Uptown Blvd Ste 3000  
Cedar Hill, TX 75104-3535

The Waxahachie Planning & Zoning Commission will hold a Public Hearing on Tuesday, February 14, 2023 at 7:00 p.m. and the Waxahachie City Council will hold a Public Hearing on Monday, February 20, 2023 at 7:00 p.m. in the Council Chamber at the Waxahachie City Hall, 401 South Rogers Street, Waxahachie, Texas to consider the following:

Request by Iris Showalter, Owner of Studio Iris for a **Zoning Change** from a General Retail (GR) zoning district to Planned Development – General Retail (PD-GR) zoning district, located at 120 North Highway 77 (Property ID 173425) - Owner: 120 North, LLC (ZDC-177-2022) Staff: Eleana Tuley

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](mailto:Planning@Waxahachie.com) for additional information on this request.

Case Number: **ZDC-177-2022**

City Reference: 175551

Your response to this notification is optional. If you choose to respond, please return this form by 5:00 P.M. on **February 8, 2023** to ensure inclusion in the Agenda Packet. Forms can be e-mailed to [Planning@Waxahachie.com](mailto:Planning@Waxahachie.com) or you may drop off/mail your form to City of Waxahachie, Attention: Planning, 401 South Rogers Street, Waxahachie, TX 75165.

☒ SUPPORT

☐ OPPOSE

Comments:

Signature

Printed Name and Title

Date

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 GENERAL RETAIL DISTRICT (GR) TO PLANNED DEVELOPMENT DISTRICT- GENERAL RETAIL DISTRICT (PD-GR) LOCATED 120 NORTH HIGHWAY 77 IN THE CITY OF WAXAHACHIE, ELLIS COUNTY, TEXAS, BEING 0.65 ACRES KNOWN AS PROPERTY ID 173425, 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 adopted a zoning ordinance and map showing the classification of the property located within the city limits of said City; and

**WHEREAS**, a proper application for a Zoning Change has been made in accordance with the zoning ordinances in the City of Waxahachie and said application has been assigned case number ZDC-177-2022. 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 denial of the subject property from GR to PD-GR; 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 GR to PD-GR in order to facilitate the development of the subject property in a manner that allows a tattoo shop use in (Suite A only, 550 square feet) on the following property: Property ID 173425, which is shown on the location map (Exhibit A) and development standards (Exhibit B).

#### **PLANNED DEVELOPMENT**

The subject property shall develop in accordance with the "PD-GR" Planned Development-General Retail as follows:

1. The subject property shall develop in accordance with the Development Standards in Exhibit B.
2. 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. Where regulations are not specified in this ordinance, or the

development agreement, the development shall comply with the City of Waxahachie Municipal Code of Ordinances.

3. All development within the subject property will be subject to obtaining permits from the City in accordance with the City's applicable rules and regulations governing such permits.
4. 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 Code of Ordinances.

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 20<sup>th</sup> day of February, 2023.

---

MAYOR

ATTEST:

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City Secretary



EXHIBIT A - LOCATION MAP

## **EXHIBIT B – DEVELOPMENT STANDARDS**

### **STUDIO IRIS**

#### ***PURPOSE AND INTENT***

The purpose of this Planned Development District is to allow for a tattoo shop in the General Retail (GR) zoning district. The subject property will comply with the City of Waxahachie Code of Ordinances, except as provided herein.

#### ***DEVELOPMENT STANDARDS***

A tattoo shop use is limited to Suite A (550 square feet) in the building located at 120 North Highway 77, and shall comply with the following provisions:

- Permission to operate a tattoo shop on the subject property is only granted to Iris Showalter as the owner of Studio Iris. Approval to operate a tattoo shop within the limits of the subject property will not transfer to another tattoo establishment or another tattoo shop owner for Studio Iris.
- The tattoo shop can only operate in Suite A (550 square feet) in the building located at 120 North Highway 77 and cannot expand beyond the existing footprint (550 square feet) unless requested through a zoning amendment approved by City Council.
- The hours of operation are limited to Monday through Friday from 10 am to 6 pm, Saturday 11 am to 5pm, and closed on Sunday. Modifications to the hours of operation shall require a zoning amendment approved by City Council.
- A tattoo shop shall at all times have a valid license from the Texas Department of State Health Services (DSHS).
- All exterior signage shall require a sign permit from the Building Department.



# STUDIO IRIS

DEFINING (NATURAL) IN COSMETIC TATTOOING

## **Business Plan for Studio Iris** <https://studioirisbeauty.com>

120 North Hwy 77, Waxahachie, TX 75165  
2/20/23

### **Executive Summary**

- ***Studio Iris Ownership***

This company will operate as a sole proprietorship.

- ***Studio Iris Management***

Studio Iris is a small private boutique studio that runs "by appointment only", booking is through the website with prompted questions including ID requirement, signed waiver for photograph usage and approval, and email correspondence done by the owner/Artist, Iris. The space will be maintained clean and organized at all times. This will not be open to the general public for walk-in's. This will be a respectful private business and not be an establishment that will ever disturb the peace with any loud music, lights, or any other type of disturbances of any kind. Studio Iris will be open during Monday through Friday from the hours of 10 am through 6pm if and only when appointments are made within that time frame, Saturday's 11am through 5pm if and only when appointments are made within that time frame, and Sundays will remain closed.

- ***Studio Iris Goals and Objectives***

The goal is to provide this unique service for my local community of Waxahachie and the nearby surrounding areas; for those in need of paramedical restorative realism and reconstruction tattoo work for the loss of areas due to cancer, surgery, accidents, auto immune diseases or disorders, and other special circumstances, which include areas such as the areola, belly button, hair, eyebrows, etc. This also includes natural looking beauty enhancements such as lip blushing, eyebrows, natural lash line eyeliner, and freckles and beauty marks.

- ***Studio Iris Product/ Scope of Work***

Specializing and providing realistic all-natural cosmetic speciality tattoo work for those seeking soft and subtle and realistic results, including unique services for those in need of paramedical restorative or cosmetic tattoo work due to cancer, surgery, auto immune, and other circumstances. Areas of loss include hair, belly buttons, areola, eyebrows, lips, etc. Studio Iris will also offer a small array of retail beauty products for Pre and Post Care for the maintenance of the skin. Studio Iris will also carry some local artist's products.

- **Studio Iris Target Market**

Ages 18 and up. Anyone seeking beauty enhancements or in need of a realism specialty artist for areas of reconstruction. Any special circumstances involving post surgery or disorders, must always have parental consent and must be present showing identification for consideration of approval.

- **Studio Iris Pricing and Advertising Strategy**

Pricing is listed on the website and is valued by the area(s) and by the artist's experience and talent. Specials are run by the owners approval. A 20% discount is given to all cancer survivors. Advertising is through; Website promotions, instagram and Facebook promotions, local ads in paper and magazines, and word of mouth.

- **Studio Iris Competitors Analysis**

At this time, there is no real competition in Waxahachie for this list of speciality unique services mentioned. This is a beneficial service to be offered in to the community and city of Waxahachie.

- **Staffing**

Studio Iris will eventually employ a single part-time employee after the initial start up phase creating an artist apprenticeship position with growing opportunity for a new young artist seeking a new skill set.

## **Studio Iris - Business Plan**

- **Business Sector**

Studio Iris plans to operate in the commercial and retail sector with a small store front and signage (Studio Iris signage logo with signage permit).

- **Owner Background**

Iris studied several creative industries, which began with her love for architecture, music, and illustration. For almost two decades, she had careers both as a professional Interior Designer and a professional hair stylist. In 2008, she made the transition into beauty and shortly after found a new passion in cosmetic and reconstruction tattooing. Iris trained with Claire Vuillemot, owner of Laurel Cosmetic Tattoo. She later helped develop the distinct natural brow look at Laurel, voted best Tattoo Studio in New York City.

Iris remains a Lead Artist and Educator at Laurel. Her work focuses on a softer approach, resulting in a more natural and realistic appearance, which is a truly unique style not seen in the industry. Iris is obsessed with natural and continues to advance in her craft through ongoing master training, always keeping up with the latest trends and modern techniques. Iris has developed her own combination of artistry and technique that stands out from the rest.

Her main focus is to help others within the community and surrounding areas and offer her unique services for those in need, and to be in partnership with surgeons and medical doctors by educating patients seeking out these special services. Iris specializes in realism reconstructive and restorative work on areolas, eyebrows, lips, belly buttons, as well as beauty enhancements such as eyebrows, lash enhancement eyeliner, natural water color lip tinting, natural freckles and beauty marks. Iris has recently moved to Waxahachie from New York City a little over a year ago. She is currently working out of a Medical Spa in Waxahachie and a tattoo studio in Dallas with plans to open up her own studio locally in Waxahachie.

• **Testimonials / Client Reviews**

*"I'VE NEVER LOOKED HOTTER! To anyone who is thinking about getting lip blush or brows done, Iris is an actual magician and her sorcery takes place in SUCH a beautiful clean space - go to Iris, your face will thank you!" - Sherman Salter*

"I had my brows and lip blush done by Iris, and had a wonderful experience! Iris is a consummate professional - a detail oriented perfectionist with a soothing, friendly demeanor. My brows and lips healed beautifully. Highly recommend!" - Inna Gold

"IRIS!!!! I waited until I was 42 to get my brows done. I was so worried someone would make me a clown, but I trusted her immediately and she did not disappoint! If you want a perfectionist who understands individual face shape and want to look natural, this is your girl! I could not be happier and I get compliments DAILY." - Sarah Briggs

"I had the most AMAZING experience possible getting my lips blushed by wonderful Iris. You can really tell when someone is passionate and loves what they do by the time and care she took with me to meet my beauty goals. It was completely painless, she was gentle, numbed me prior and during. I feel like a supermodel now." - Emily Kramer

"Iris NAILED it! Her attention to detail is impeccably spot on. Highly recommend Iris!" - Lisa C

"Thank you Iris for making my eyebrows beautiful. You make me feel comfortable and at ease and the way you work is gentle and attentive, I can't wait for my touch up!" - Apple

"During the pandemic, I realized how important self care is to me. Trusting the person who is working on me is top priority. I want to come in, sit down, and KNOW that I am about to walk out a more beautiful version of myself. Iris is AH-mazing." - Cassandra Brown

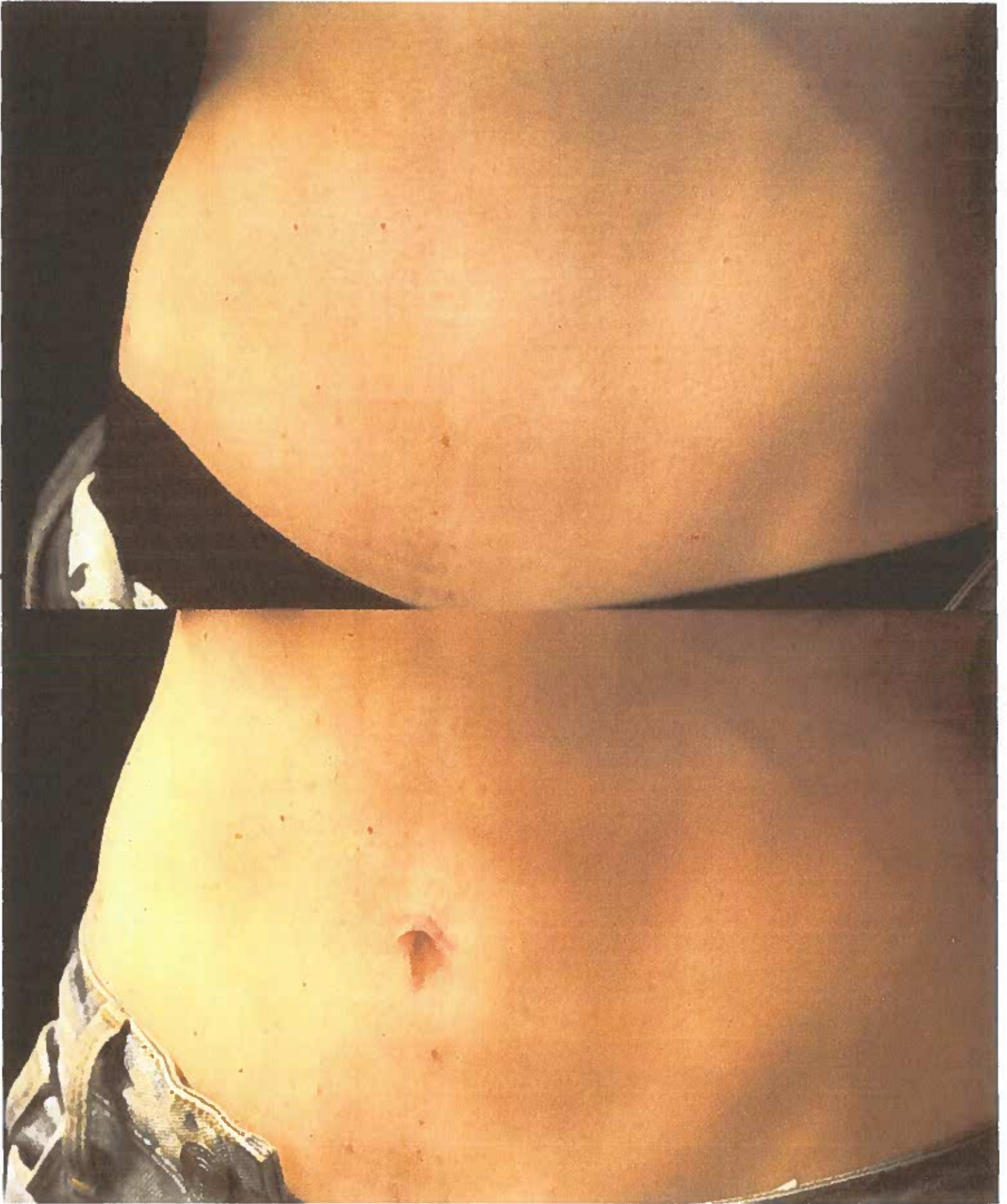
"Iris, I am super happy with my areola tattoo, it looks so real! I showed it to my family and everyone was amazed at your beautiful work. I really have no words to thank you for what you have done for me. You made such a positive impact in my life and self esteem and I am forever grateful." - Aydee Garcia

"Very friendly, clean and professional environment. My technician, Iris was excellent. Not only did she listen to my expectations and concerns, she offered recommendations to meet my desired effect. My level of comfort was frequently assessed. I was also encouraged to make her aware of any discomfort and/or changes to my design with several viewing during the process. I am very pleased with my results. I highly Iris." - Molly Woolfolk

⊗ ELECTRICAL FLANG PLUG  
- all edges & corners to be rounded.



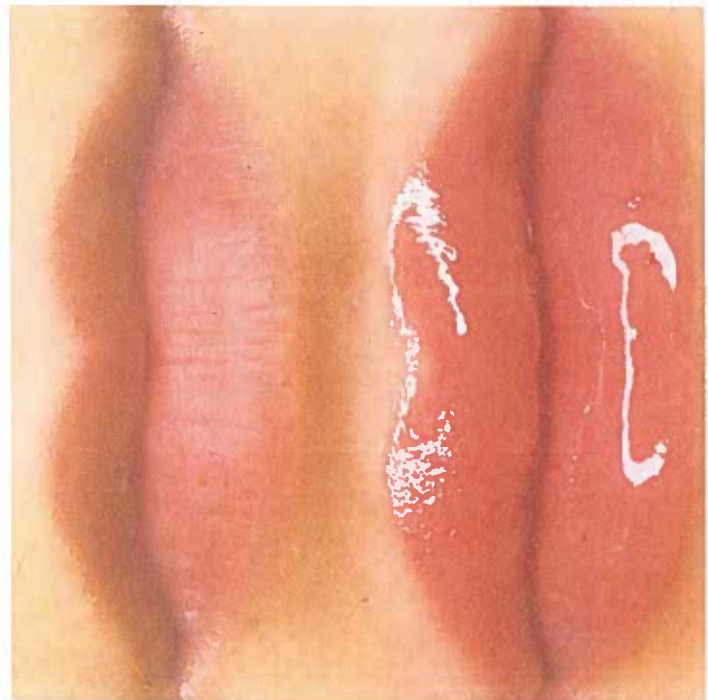
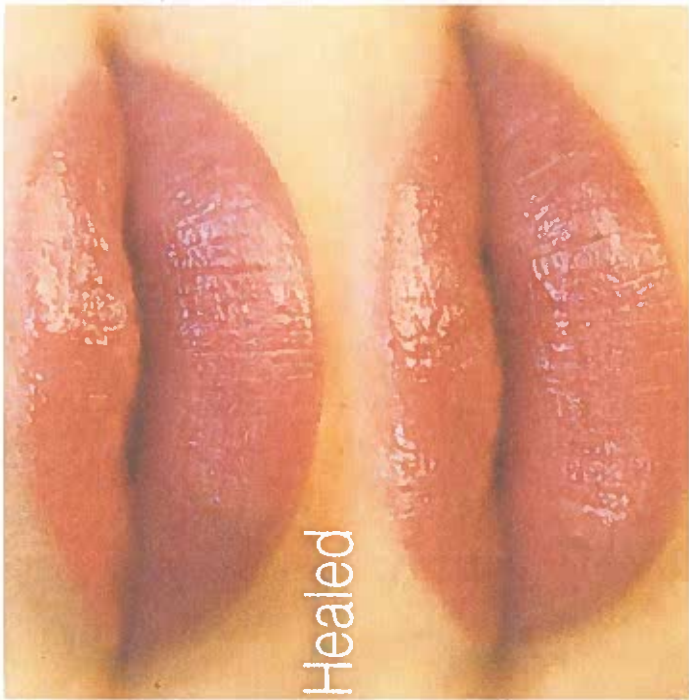
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(18)







## Memorandum

To: Honorable Mayor and City Council

From: Thomas Griffith, Emergency Management Coordinator

Thru: Michael Scott, City Manager

Date: February 10, 2023

Re: Consider a Resolution adopting the 2022 Ellis County Multi-jurisdictional Hazard Mitigation Plan

---

**Recommended Motion:** "I move to approve the Resolution adopting the 2022 Ellis County Multi-jurisdictional Hazard Mitigation Plan as presented."

**Item Description:** Consider a Resolution adopting the 2022 Ellis County Multi-Jurisdictional Hazard Mitigation Plan. The plan is required to receive most federal grants and has to be updated every 5 years. In 2021 the City of Waxahachie along with 14 other cities started working with the County and the North Texas Council of Governments to complete the plan. The plan identifies the type, location and extent of hazards that effect each jurisdiction and a mitigation strategy for those hazards. On February 9<sup>th</sup> we received notice from the County that FEMA had approved our plan pending local adoption. Each city must adopt the plan to receive final approval. This adoption does not constitute a financial obligation on any party of the plan.

**Item Summary:** The 2022 Ellis County Hazard Mitigation Plan identifies mitigation goals and actions to reduce or eliminate long-term risk to people and property in the City of Waxahachie from the impacts of future hazards and disasters.

**Fiscal Impact:** No financial impact, however failure to adopt would prevent the City's eligibility for most federal grant opportunities.

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE CITY OF WAXAHACHIE ADOPTING THE 2022 ELLIS COUNTY MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN**

**WHEREAS**, the City of Waxahachie recognizes the threat that natural hazards pose to people and property within Ellis County; and

**WHEREAS**, the County of Ellis has prepared a multi-hazard mitigation plan, hereby known as 2022 Ellis County Multi-jurisdictional Hazard Mitigation Plan in accordance with the Disaster Mitigation Act of 2000; and

**WHEREAS**, the 2022 Ellis County Multi-jurisdictional Hazard Mitigation Plan identifies mitigation goals and actions to reduce or eliminate long-term risk to people and property in the City of Waxahachie from the impacts of future hazards and disasters; and

**WHEREAS**, adoption by the City of Waxahachie demonstrates their commitment to the hazard mitigation and achieving the goals outlined in the Ellis County Multi-jurisdictional Hazard Mitigation Plan.

**NOW THEREFORE, BE IT RESOLVED BY THE CITY OF WAXAHACHIE THAT:**

Section 1. In accordance with the Charter, the City of Waxahachie adopts the 2022 Ellis County Multi-jurisdictional Hazard Mitigation Plan.

ADOPTED by a vote of \_\_\_\_ in favor and \_\_\_\_ against, and \_\_\_\_ abstaining, this 20<sup>th</sup> day of February, 2023.

\_\_\_\_\_  
David Hill, Mayor

**ATTEST:**

\_\_\_\_\_  
Amber Villarreal, City Secretary

**APPROVED AS TO FORM:**

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Robert Brown, City Attorney

(20)



## Memorandum

To: Honorable Mayor and City Council

From: Michael Scott, City Manager *MS*

CC:

Date: February 16, 2023

Re: Resolution to Decertify Water and Wastewater CCN

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**Recommended Motion:** "I recommend the approval of the attached Resolution and authorize the City Manager to initiate the required process with the PUC to decertify the City's water and wastewater CCN for the tracts referenced in Exhibit A."

**Summary:** As recently discussed at the January 25<sup>th</sup> City Council Workshop, the attached Resolution will authorize staff to proceed with the process of decertifying a portion of the City's current water and wastewater Certificate of Convenience and Necessity ("CCN").

**Operational Impact:** By reducing the footprint of the City's CCN, it enables existing and planned infrastructure facilities to be able more adequately serve existing entitled developments. And further, reduces the unknown densities of projects that exist outside the influence of City zoning regulations thereby allowing staff to better anticipate the timing and scope of future infrastructure improvements.

**Fiscal Impact:** Undetermined, however this action would result in a reduced need for capital infrastructure costs, but admittedly would also reduce future water customer revenues. Staff still contends this would be net positive impact.

**CITY OF WAXAHACHIE, TEXAS****RESOLUTION NO. \_\_\_\_\_****A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WAXAHACHIE, TEXAS, AUTHORIZING CITY STAFF TO SUBMIT AN APPLICATION TO THE TEXAS PUBLIC UTILITY COMMISSION TO AMEND A PORTION OF THE CITY'S CERTIFICATES OF CONVENIENCE AND NECESSITY FOR WATER AND WASTEWATER SERVICE FOR CERTAIN PROPERTY WITHIN THE CITY'S EXTRATERRITORIAL JURISDICTION**

**WHEREAS**, the City of Waxahachie, Texas ("City"), a home rule municipality created under the laws of the State of Texas, currently possesses certain Certificates of Public Convenience and Necessity ("CCN"), issued by the Texas Public Utility Commission ("PUC") or its predecessor entities, authorizing the City to provide retail water and/or wastewater services to certain areas; and

**WHEREAS**, some of the water and/or wastewater areas are located within the City's extraterritorial jurisdiction ("ETJ"); and

**WHEREAS**, the City has, over many years, obtained various CCNs that included ETJ designated water and/or wastewater service areas; and

**WHEREAS**, these CCNs were obtained during a time when state law allowed the City to annex those ETJ properties into the City's corporate limits and, as a result, exercise regulatory control over the development of the properties, which regulatory authority ensured that the developments to be served by the City's water and/or wastewater utilities would comply with the City's Water and Wastewater Master Plans; and

**WHEREAS**, absent such regulatory authority over proposed developments in the City's ETJ, such ETJ developments may request service capacity greater than what is allocated for the area by the City's Water and Wastewater Master Plans; and

**WHEREAS**, the City is the holder of CCN No. 10915 for water service ("Water CCN") and CCN No. 20361 for wastewater service ("Wastewater CCN"), which Water CCN and Wastewater CCN include certain territory located in the City's ETJ; and

**WHEREAS**, approximately 1,113 acres of land (the "Property"), which Property is described in *Exhibit A* attached hereto as Tracts 1-5 and 7-9, is located in the City's ETJ and is located within the Water CCN and Wastewater CCN; and

**WHEREAS**, the Property is proposing to develop in a manner that will require greater water and wastewater capacity from the City than what is allocated for the area by the City's Water and Wastewater Master Plans and, thus, the proposed development and its related water and wastewater service needs do not comply with the City's Water and Wastewater Master Plans; and

**WHEREAS**, Texas Water Code Section 13.254(a) provides that the PUC may, after notice and hearing, amend any CCN, with the written consent of the certificate holder, if the certificate holder has never provided service in the area (or part of the area) covered by the certificate, or is incapable of providing service; and

**WHEREAS**, the City, as the certificate holder of the Water CCN and Wastewater CCN, has never provided service to the Property, and has never had any water or wastewater utility customers on the Property, and thus the City qualifies to make application to the PUC to amend the Water CCN and Wastewater CCN to decertify the Property from the Water CCN and Wastewater CCN; and

**WHEREAS**, it is the determination of the City Council that it is in the best interests of the City and its residents to authorize City staff to submit an application to the PUC seeking to decertify the Property from the Water CCN and Wastewater CCN.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WAXAHACHIE, TEXAS:**

**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 if copied in their entirety.

**Section 2.** That the City Manager, and his designees, are authorized to submit and file with the PUC an application to amend the Water CCN and Wastewater CCN to remove and decertify the Property from the Water CCN and Wastewater CCN. The City Manager is specifically authorized and directed to do each and every act necessary to remove and decertify the Property from the Water CCN and Wastewater CCN including, but not limited to, the authority to retain experts or consultants that he deems necessary for the decertification process.

**PASSED AND APPROVED** by the City Council of the City of Waxahachie, Texas this the 20th day of February, 2023.

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David Hill, Mayor

ATTEST:

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Amber Villarreal, City Secretary

APPROVED AS TO FORM:

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Robert F. Brown, City Attorney

(20)

**EXHIBIT A**

**METES AND BOUNDS FOR 1,113 ACRES DESCRIBED AS TRACTS 1-5 AND 7-9**

## EXHIBIT A

LEGAL DESCRIPTION

## TRACT 1 DESCRIPTION

BEING THAT CERTAIN TRACT OF LAND SITUATED IN THE ELLIS COUNTY SCHOOL LAND SURVEY, ABSTRACT NUMBER 328, THE WILLIAM STEWART SURVEY, ABSTRACT NUMBER 956, THE NORMAN H. WHITTENBERG SURVEY, ABSTRACT NUMBER 1128, THE JAMES J. YOUNG SURVEY, ABSTRACT NUMBER 1199, ELLIS COUNTY, TEXAS AND BEING ALL OF THAT TRACT OF LAND, TRACT 1, DESCRIBED BY DEED TO W P LEGACY, LTD., RECORDED IN INSTRUMENT NUMBER 1831935, COUNTY RECORDS, ELLIS COUNTY, TEXAS AND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS;

BEGINNING AT A 1/2 INCH IRON ROD, FOUND AT THE SOUTHWEST CORNER OF SAID TRACT 1 AND BEING IN THE NORTH LINE OF THAT TRACT OF LAND DESCRIBED BY DEED TO GARY E. BUCHHOLZ AND WIFE, KATHRYN KNOX BUCHHOLZ, RECORDED IN VOLUME 2594, PAGE 1782, SAID COUNTY RECORDS AND BEING THE SOUTHEAST CORNER OF THAT TRACT OF LAND DESCRIBED BY DEED TO PINHAS BENDAYAN, RECORDED IN VOLUME 1357, PAGE 125, SAID COUNTY RECORDS;

THENCE N 30°53'37"W, 2404.32 FEET, WITH THE WEST LINE OF SAID TRACT 1 AND THE EAST LINE OF SAID BENDAYAN TRACT TO A 1/2 INCH IRON ROD FOUND AT THE NORTHEAST CORNER OF SAID BENDAYAN TRACT AND AT AN ELL CORNER OF SAID TRACT 1;

THENCE S 62°09'35"W, 156.29 FEET TO A 1/2 INCH IRON ROD WITH CAP STAMPED "RPLS4466" FOUND AT THE SOUTHEAST CORNER OF THAT TRACT OF LAND DESCRIBED BY DEED TO THE ELLIS COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 1, RECORDED IN VOLUME 453, PAGE 206, SAID COUNTY RECORDS;

THENCE N 31°10'00"W, PASSING AT 180.6 FEET THE NORTHEAST CORNER OF SAID WATER CONTROL DISTRICT TRACT AND BEING THE SOUTHERLY SOUTHEAST CORNER OF THAT TRACT OF LAND (TRACT 7) DESCRIBED BY DEED TO W P LEGACY, LTD., RECORDED IN INSTRUMENT NUMBER 1831935, SAID COUNTY RECORDS, CONTINUING IN ALL, 817.23 FEET TO A 1/2 INCH IRON ROD WITH YELLOW CAP FOUND (NOT LEGIBLE);

THENCE N 59°14'10"E, 419.16 FEET, WITH THE WEST LINE OF SAID TRACT 1 TO A 5/8" IRON ROD WITH PLASTIC CAP STAMPED 'PELTON' FOUND;

THENCE N 30°39'04"W, 4294.16 FEET, TO THE NORTHWEST CORNER OF SAID TRACT 1 IN HAVEN ROAD AND THE SOUTH LINE OF THAT TRACT OF LAND DESCRIBED BY DEED TO DOUG MAYNARD RECORDED IN VOLUME 1175, PAGE 1035, SAID COUNTY RECORDS, FROM WHICH A 60D NAIL FOUND BEARS N78°13'W, 0.7 FEET;

THENCE N 58°31'55"E, 311.81 FEET, WITH THE COMMON LINE OF SAID TRACT 1 AND MAYNARD TRACTS, TO A 1/2 INCH IRON ROD FOUND IN THE SOUTH LINE OF THAT TRACT OF LAND DESCRIBED BY DEED TO THURMAN T. MAYNARD AND WIFE, FAYTINE CANNON MAYNARD, RECORDED IN VOLUME 1021, PAGE 785, SAID COUNTY RECORDS;

THENCE S 31°13'12"E, 128.62 FEET, CONTINUING WITH THE NORTH LINE OF SAID TRACT 1 AND THE SOUTH LINE OF SAID THURMAN MAYNARD TRACT, TO A 1/2 INCH IRON ROD FOUND;

THENCE N 59°42'20"E, 134.06 FEET, TO A 1/2 INCH IRON ROD FOUND;

THENCE N 26°16'33"E, 721.94 FEET, TO A 5/8 INCH IRON ROD WITH PLASTIC CAP STAMPED "PELTON", FOUND;

THENCE N 20°23'25"E, 502.03 FEET, TO A 5/8 INCH IRON ROD WITH PLASTIC CAP STAMPED "PELTON" FOUND;

THENCE N 24°09'00"E, 577.18 FEET, TO A 5/8 INCH IRON ROD WITH PLASTIC CAP STAMPED "PELTON" FOUND AND BEING THE SOUTHWEST CORNER OF LOT 21 AND THE SOUTHEAST CORNER OF LOT 22 OF LAKE SHORE ACRES, AN ADDITION TO THE CITY OF WAXAHACHIE, ELLIS COUNTY, TEXAS, RECORDED IN CABINET A, SLIDE 602, SAID COUNTY RECORDS;

THENCE N 24°58'12"E, 627.70 FEET, WITH THE SOUTH LINE OF SAID LAKE SHORE ACRES, FROM WHICH A 60D NAIL FOUND BEARS S13°29'23"E, 3.4 FEET;

THENCE N 74°05'02"E, 557.25 FEET, CONTINUING WITH SAID SOUTH LINE, TO A 5/8 INCH IRON ROD WITH PLASTIC CAP STAMPED "PELTON", FOUND;

THENCE S 02°48'12"W, 556.86 FEET, DEPARTING SAID SOUTH LINE, TO A 5/8 INCH IRON ROD WITH PLASTIC CAP STAMPED "PELTON", FOUND;

THENCE S 89°16'51"E, 140.02 FEET, TO THE NORTH LINE OF THAT TRACT OF LAND (TRACT 3) DESCRIBED IN DEED TO W P LEGACY, LTD., RECORDED IN INSTRUMENT NUMBER 1831935, SAID COUNTY RECORDS, FROM WHICH A 1/2 INCH IRON ROD FOUND BEARS S12°44'W, 14.7 FEET;

THENCE WITH THE NORTH LINE OF SAID TRACT 3, GENERALLY ALONG A CREEK, THE FOLLOWING  
BEARINGS AND DISTANCES;

S 32°51'03"W, 290.61 FEET

(20)

S 48°01'05"W, 298.42 FEET;

S 31°50'05"W, 179.10 FEET;

S 14°58'05"W, 177.35 FEET;

S 00°55'05"W, 91.04 FEET;

S 05°57'25"W, 116.25 FEET;

THENCE S 37°54'35"E, DEPARTING SAID CREEK, AT 85.37 FEET A 1/2 INCH IRON ROD FOUND AS REFERENCE, IN ALL 1045.66 FEET, TO A 5/8 INCH IRON ROD WITH PLASTIC CAP STAMPED "PELTON", FOUND;

THENCE N 55°35'49"E, 1403.91 FEET, TO A 1/2 INCH IRON ROD WITH YELLOW CAP, (NOT LEGIBLE) FOUND IN THE WEST LINE OF HARRINGTON ROAD AS DEDICATED IN CABINET D, SLIDE 121, SAID COUNTY RECORDS;

THENCE S 23°32'26"E, 456.17 FEET, WITH SAID WEST LINE TO A 5/8 INCH IRON ROD WITH PLASTIC CAP STAMPED "PELTON", FOUND AT THE NORTHEAST CORNER OF LOT 4, OF HARRINGTON ACRES #2, AN ADDITION TO THE CITY OF WAXAHACHIE, ELLIS COUNTY, TEXAS, RECORDED IN CABINET H, SLIDE 317, SAID COUNTY RECORDS;

THENCE WITH THE NORTH, WEST AND SOUTH LINE OF SAID HARRINGTON ACRES #2 THE FOLLOWING BEARINGS AND DISTANCES:

S 63°31'34"W, 769.37 FEET TO A 5/8 INCH IRON ROD, WITH PLASTIC CAP STAMPED "PELTON" FOUND;

S 26°28'26"E, 600.00 FEET TO A 5/8 INCH IRON ROD, WITH PLASTIC CAP STAMPED "PELTON" FOUND;

N 63°31'34"E, 772.66 FEET TO A 5/8 INCH IRON ROD WITH PLASTIC CAP STAMPED "PELTON" FOUND IN THE WEST LINE OF HARRINGTON ROAD AS DEDICATED BY CRYSTAL COVE ESTATES, AN ADDITION TO THE CITY OF WAXAHACHIE, ELLIS COUNTY, TEXAS RECORDED IN CABINET E, SLIDE 115, SAID COUNTY RECORDS;

THENCE ALONG THE WEST RIGHT-OF-WAY OF SAID HARRINGTON ROAD AS DEDICATED BY SAID CRYSTAL COVE ESTATES THE FOLLOWING BEARINGS AND DISTANCES;

S 32°11'55"E, 332.44 FEET, TO A PK NAIL WITH WASHER STAMPED "PELTON" FOUND;

(20)

S 13°30'33"W, 254.37 FEET, TO A PK NAIL WITH WASHER STAMPED "PELTON" FOUND;

S 06°01'38"W, 351.69 FEET, TO A PK NAIL WITH WASHER STAMPED "PELTON" FOUND IN THE APPROXIMATE CENTERLINE OF SAID HAVEN ROAD AT THE NORTHWEST CORNER OF THAT TRACT OF LAND (TRACT 2) DESCRIBED BY DEED TO W P LEGACY, LTD., RECORDED IN INSTRUMENT NUMBER 1831935, SAID COUNTY RECORDS, FROM WHICH A RAILROAD SPIKE FOUND, IN THE SOUTH LINE OF LOT 7, SAID CRYSTAL COVE ESTATES BEARS N81°44'W, 200.7 FEET;

THENCE WITH THE APPROXIMATE CENTERLINE OF SAID HARRINGTON ROAD (A TRAVELED GRAVEL ROAD OF UNDETERMINED WIDTH) THE FOLLOWING BEARINGS AND DISTANCES;

S 05°22'40"W, 1050.81 FEET, TO A PK NAIL WITH WASHER STAMPED "PELTON" FOUND;

S 03°05'53"E, 98.57 FEET, TO A 1/2 INCH IRON ROD FOUND;

S 15°30'22"E, 68.46 FEET, TO A PK NAIL WITH WASHER STAMPED "PELTON" FOUND;

S 25°49'44"E, 63.92 FEET, TO A PK NAIL WITH WASHER STAMPED "PELTON" FOUND;

S 31°01'53"E, 2732.93 FEET, TO A PK NAIL WITH WASHER STAMPED "PELTON" FOUND AT THE BEGINNING OF A CURVE TO THE RIGHT;

WITH SAID CURVE TO THE RIGHT, AN ARC DISTANCE OF 134.26 FEET, THROUGH A CENTRAL ANGLE OF 90°30'00", HAVING A RADIUS OF 85.00 FEET, THE LONG CHORD WHICH BEARS

S 14°03'07"W, 120.73 FEET, TO A PK NAIL WITH WASHER STAMPED "PELTON" FOUND;

S 59°08'07"W, 83.36 FEET, TO A PK NAIL WITH WASHER STAMPED "PELTON" FOUND AT THE BEGINNING OF A CURVE TO THE LEFT;

WITH SAID CURVE TO THE LEFT, AN ARC DISTANCE OF 134.26 FEET, THROUGH A CENTRAL ANGLE OF 90°30'00", HAVING A RADIUS OF 85.00 FEET, THE LONG CHORD WHICH BEARS

S 13°53'07"W, 120.73 FEET, TO A PK NAIL WITH WASHER STAMPED "PELTON" FOUND;

S 31°21'53"E, 743.92 FEET, TO A PK NAIL WITH WASHER STAMPED "PELTON" FOUND;

THENCE S 58°17'03"W, 2219.61 FEET, DEPARTING SAID ROADWAY AND ALONG THE COMMON LINE OF SAID TRACT 1 AND BUCHHOLZ TRACTS, TO THE POINT OF BEGINNING AND CONTAINING 19,903,772 SQUARE FEET OR 456.928 ACRES OF LAND MORE OR LESS.

#### TRACT 2 DESCRIPTION

BEING THAT CERTAIN TRACT OF LAND SITUATED IN THE WILLIAM BASKINS SURVEY, ABSTRACT NUMBER 145, THE JAMES RIGGS SURVEY, ABSTRACT NUMBER 923, THE NORMAN H. WHITTENBERG SURVEY, ABSTRACT NUMBER 1128, THE SIMON C. WHITE SURVEY, ABSTRACT NUMBER 1250 AND THE SIMON C. WHITE SURVEY, ABSTRACT NUMBER 1251, ELLIS COUNTY, TEXAS AND BEING ALL OF THAT TRACT OF LAND, TRACT 2, DESCRIBED IN DEED TO W P LEGACY, LTD., RECORDED IN INSTRUMENT NUMBER 1831935, COUNTY RECORDS, ELLIS COUNTY, TEXAS AND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS;

BEGINNING AT A PK NAIL WITH WASHER STAMPED "PELTON" FOUND AT THE NORTHWEST CORNER OF SAID TRACT 2, IN THE WEST LINE OF THAT TRACT OF LAND (TRACT 1) DESCRIBED BY DEED TO W P LEGACY, LTD., RECORDED IN INSTRUMENT NUMBER 1831935, SAID COUNTY RECORDS AND BEING THE SOUTHWEST CORNER OF CRYSTAL COVE ESTATES, AN ADDITION TO THE CITY OF WAXAHACHIE, ELLIS COUNTY, TEXAS, RECORDED IN CABINET E, SLIDE 115, SAID COUNTY RECORDS;

THENCE WITH THE SOUTH LINE SAID CRYSTAL COVE ESTATES AND THE NORTH LINE OF SAID TRACT 2 THE FOLLOWING BEARING AND DISTANCES;

N 81°44'14"E, 200.68 FEET, TO A RAILROAD SPIKE FOUND;

N 66°13'12"E, 889.21 FEET, TO A 1/2 INCH IRON ROD FOUND;

N 73°10'35"E, 232.79 FEET, FROM WHICH A 1/2 INCH IRON ROD FOUND, BENT, BEARS N25°09'W, 0.5 FEET;

N 79°43'29"E, 402.28 FEET, FROM WHICH A 1/2 INCH IRON ROD FOUND, BENT, BEARS

N02°54'E, 0.2 FEET;

N 86°53'07"E, 236.36 FEET, TO A 1/2 INCH IRON ROD FOUND;

N 89°15'16"E, 77.78 FEET, TO A RAILROAD SPIKE FOUND;

N 86°56'53"E, 78.97 FEET, FROM WHICH A 60D NAIL WITH WASHER BEARS N45°25'W, 0.2 FEET;

(20)

N 53°28'28"E, 79.07 FEET, FROM WHICH A 1/2 INCH IRON ROD FOUND BEARS N51°42'W, 0.4 FEET;

N 52°37'19"E, 67.06 FEET, FROM WHICH FROM WHICH A RAILROAD SPIKE FOUND BEARS S32°20'E, 1.7 FEET;

N 63°09'56"E, 104.55 FEET TO A PK NAIL WITH WASHER STAMPED "PELTON" FOUND;

N 83°34'53"E, 73.88 FEET TO A PK NAIL WITH WASHER STAMPED "PELTON" FOUND;

S 84°20'44"E, 52.48 FEET TO A PK NAIL WITH WASHER STAMPED "PELTON" FOUND;

S 78°27'18"E, 310.48 FEET TO A PK NAIL WITH WASHER STAMPED "PELTON" FOUND;

S 64°54'08"E, 176.10 FEET TO A PK NAIL WITH WASHER STAMPED "PELTON" FOUND;

THENCE S 31°45'26"E, 690.74 FEET, DEPARTING THE SOUTH LINE OF SAID CRYSTAL COVE ESTATES, WITH THE EAST LINE OF SAID TRACT 2, TO A 1/2 INCH IRON ROD FOUND AT THE SOUTHWEST CORNER OF THAT TRACT OF LAND DESCRIBED BY DEED TO RAYMOND ECHOLS AND WIFE, MARGIE ECHOLS, RECORDED IN VOLUME 2576, PAGE 1741, SAID COUNTY RECORDS;

THENCE N 57°33'03"E, 887.88 FEET, CONTINUING WITH SAID EAST LINE, TO A 1/2 INCH IRON ROD FOUND AT THE EASTERLY NORTHEAST CORNER OF SAID TRACT 2 AND BEING THE NORTHWEST CORNER OF THAT TRACT OF LAND (TRACT 5) DESCRIBED BY DEED TO W P LEGACY, LTD., RECORDED IN INSTRUMENT NUMBER 1831935, SAID COUNTY RECORDS;

THENCE S 31°49'42"E, 1927.39 FEET, WITH THE EAST LINE OF SAID TRACT 2 AND THE WEST LINE OF SAID TRACT 5, TO A 1/2 INCH IRON ROD FOUND;

THENCE S 57°00'14"W, 886.78 FEET, WITH SAID COMMON LINE, TO A 1/2 INCH IRON ROD FOUND;

THENCE S 30°38'24"E, 1315.78 FEET, CONTINUING WITH SAID COMMON LINE, TO A 1/2 INCH IRON ROD WITH CAP STAMPED "RPLS4466", FOUND AT THE SOUTHEAST CORNER OF SAID TRACT 2 AND A RE-ENTRANT CORNER OF THAT TRACT OF LAND (TRACT 4) DESCRIBED BY DEED TO W P LEGACY, LTD., RECORDED IN INSTRUMENT NUMBER 1831935, SAID COUNTY RECORDS, FROM WHICH A 1/2 INCH IRON ROD WITH CAP STAMPED "RPLS4466" FOUND AT THE SOUTHWEST CORNER OF SAID TRACT 5 BEARS  
S 30°38'24"E, 108.45 FEET;

THENCE S 59°21'00"W, 2611.51 FEET, WITH THE SOUTH LINE OF SAID TRACT 2 AND THE NORTH LINE OF SAID TRACT 4, TO A 1/2 INCH IRON ROD WITH CAP STAMPED "RPLS4466", FOUND;

THENCE S 31°06'32"E, 766.72 FEET, CONTINUING WITH SAID SOUTH LINE AND THE WEST LINE OF SAID TRACT 4 TO A 1/2 INCH IRON ROD WITH CAP STAMPED "RPLS4466" FOUND, FROM WHICH A 1/2 INCH IRON ROD WITH CAP STAMPED "RPLS4466" FOUND BEARS S 31°06'32"E, 19.70 FEET;

THENCE S 58°37'35"W, AT 1035.64 FEET, A 1/2 INCH IRON ROD WITH CAP STAMPED "RPLS4466" FOUND, IN ALL 1063.53 FEET TO THE APPROXIMATE CENTERLINE OF HARRINGTON ROAD (A GRAVEL TRAVELED ROADWAY OF UNDETERMINED WIDTH);

THENCE N 30°55'24"W, 975.64 FEET, TO A PK NAIL WITH WASHER STAMPED "PELTON" FOUND AT THE SOUTHEAST CORNER OF AFOREMENTIONED TRACT 1;

THENCE WITH THE EAST LINE OF SAID AFOREMENTIONED TRACT 1 AND THE APPROXIMATE CENTERLINE OF SAID HARRINGTON ROAD THE FOLLOWING COURSES AND DISTANCES:

N 31°21'53"W, 743.92 FEET, TO A PK NAIL WITH WASHER STAMPED "PELTON" FOUND AT THE BEGINNING OF A CURVE TO THE RIGHT;

WITH SAID CURVE TO THE RIGHT, AN ARC DISTANCE OF 134.26 FEET, THROUGH A CENTRAL ANGLE OF 90°30'00", HAVING A RADIUS OF 85.00 FEET, THE LONG CHORD WHICH BEARS

N 13°53'07"E, 120.73 FEET TO A PK NAIL WITH WASHER STAMPED "PELTON" FOUND;

N 59°08'07"E, 83.36 FEET, TO A PK NAIL WITH WASHER STAMPED "PELTON" FOUND AT THE BEGINNING OF A CURVE TO THE LEFT;

WITH SAID CURVE TO THE LEFT, AN ARC DISTANCE OF 134.26 FEET, THROUGH A CENTRAL ANGLE OF 90°30'00", HAVING A RADIUS OF 85.00 FEET, THE LONG CHORD WHICH BEARS

N 14°03'07"E, 120.73 FEET TO A PK NAIL WITH WASHER STAMPED "PELTON" FOUND;

N 31°01'53"W, 2732.93 FEET TO A PK NAIL WITH WASHER STAMPED "PELTON" FOUND;

N 25°49'44"W, 63.92 FEET TO A PK NAIL WITH WASHER STAMPED "PELTON" FOUND;

N 15°30'22"W, 68.46 FEET TO A 1/2 INCH IRON ROD FOUND;

(20)

N 03°05'53"W, 98.57 FEET TO A PK NAIL WITH WASHER STAMPED "PELTON"  
FOUND;

THENCE N 05°22'40"E, 1050.81 FEET TO THE POINT OF BEGINNING AND CONTAINING  
18,323,177 SQUARE FEET OR 420.642 ACRES OF LAND MORE OR LESS.

#### TRACT 3 DESCRIPTION

BEING THAT CERTAIN TRACT OF LAND SITUATED IN THE WILLIAM STEWART  
SURVEY, ABSTRACT  
NUMBER 956, THE JAMES J. YOUNG SURVEY, ABSTRACT NUMBER 1199, ELLIS  
COUNTY, TEXAS AND BEING ALL OF THAT TRACT OF LAND, TRACT 3, DESCRIBED  
IN DEED TO W P LEGACY, LTD., RECORDED IN INSTRUMENT NUMBER 1831935,  
COUNTY RECORDS, ELLIS COUNTY, TEXAS AND BEING MORE PARTICULARLY  
DESCRIBED BY METES AND BOUNDS AS FOLLOWS;

BEGINNING AT A 1/2 INCH IRON ROD FOUND AT THE NORTHWEST CORNER  
HARRINGTON ROAD AS DESCRIBED IN THE ROADWAY DEDICATION (A 60 FOOT  
RIGHT-OF-WAY), RECORDED IN CABINET D, SLIDE 121 OF SAID COUNTY RECORDS  
AND BEING IN THE EAST LINE OF SAID TRACT 3;

THENCE S 23°32'26"E, 866.00 FEET, WITH THE WEST RIGHT-OF-WAY LINE OF SAID  
HARRINGTON ROAD AND THE EAST LINE OF SAID TRACT 3, TO A 1/2 INCH IRON  
ROD FOUND AT A RE-ENTRANT CORNER OF THAT TRACT OF LAND (TRACT 1)  
DESCRIBED BY DEED TO W P LEGACY, LTD., RECORDED IN INSTRUMENT NUMBER  
1831935, SAID COUNTY RECORDS;

THENCE S 55°35'49"W, 1403.91 FEET, DEPARTING SAID WEST RIGHT-OF-WAY LINE,  
WITH THE EAST LINE OF SAID TRACT 1, TO A 5/8 INCH IRON ROD WITH PLASTIC  
CAP STAMPED "PELTON" FOUND;

THENCE N 37°54'35"W, AT 960.29 FEET A 1/2 INCH IRON ROD FOUND FOR  
REFERENCE, IN ALL 1045.66 FEET, CONTINUING WITH SAID EAST LINE, TO THE  
APPROXIMATE CENTERLINE OF A CREEK;

THENCE WITH THE NORTH LINE OF SAID TRACT 3 AND THE EAST LINE OF SAID  
TRACT 1, GENERALLY ALONG A CREEK, THE FOLLOWING BEARINGS AND  
DISTANCES;

N 05°57'25"E, 116.25 FEET;

N 00°55'05"E, 91.04 FEET;

N 14°58'05"E, 177.35 FEET;

N 31°50'05"E, 179.10 FEET;

(20)

N 48°01'05"E, 298.42 FEET;

N 32°51'03"E, 290.61 FEET, FROM WHICH A 1/2 INCH IRON ROD FOUND BEARS  
S 12°44' W, 14.7 FEET;

THENCE S 89°16'51"E, 300.30 FEET, DEPARTING SAID EAST LINE TO A 5/8 INCH IRON  
ROD WITH PLASTIC CAP STAMPED "PELTON" FOUND;

THENCE N 43°16'00"E, 404.93 FEET TO A 5/8 INCH IRON ROD WITH PLASTIC CAP  
STAMPED "PELTON" FOUND;

THENCE S 37°10'30"E, 611.70 FEET TO A 5/8 INCH IRON ROD WITH PLASTIC CAP  
STAMPED "PELTON" FOUND;

THENCE S 59°04'50"W, 30.04 FEET TO THE POINT OF BEGINNING AND CONTAINING  
2,178,476 SQUARE FEET OR 50.011 ACRES OF LAND MORE OR LESS.

#### TRACT 4 DESCRIPTION

BEING THAT CERTAIN TRACT OF LAND SITUATED IN THE JOHN R. LANSFORD  
SURVEY, ABSTRACT NUMBER 635, THE JAMES RIGGS SURVEY, ABSTRACT  
NUMBER 923, THE SIMON C. WHITE SURVEY, ABSTRACT NUMBER 1250, ELLIS  
COUNTY, TEXAS AND BEING ALL OF THAT TRACT OF LAND, TRACT 4, DESCRIBED  
IN DEED TO W P LEGACY, LTD., RECORDED IN INSTRUMENT NUMBER 1831935,  
COUNTY RECORDS, ELLIS COUNTY, TEXAS, BEING MORE PARTICULARLY  
DESCRIBED BY METES AND BOUNDS AS FOLLOWS;

BEGINNING AT A 1/2 INCH IRON ROD WITH CAP STAMPED "RPLS4466" FOUND AT  
AN ELL CORNER IN THE SOUTH LINE OF THAT TRACT OF LAND (TRACT 2)  
DESCRIBED BY DEED TO W P LEGACY, LTD., RECORDED IN INSTRUMENT NUMBER  
1831935, SAID COUNTY RECORDS AND BEING THE NORTHWEST CORNER OF  
HEREIN DESCRIBED TRACT 4;

THENCE N 59°21'00"E, 2611.51 FEET, WITH THE NORTH LINE OF SAID TRACT 4 AND  
THE SOUTH LINE OF SAID TRACT 2, TO A 1/2 INCH IRON ROD WITH CAP STAMPED  
"RPLS4466" FOUND IN THE WEST LINE OF THAT TRACT OF LAND (TRACT 5)  
DESCRIBED BY DEED TO W P LEGACY, LTD., RECORDED IN INSTRUMENT NUMBER  
1831935, SAID COUNTY RECORDS;

THENCE S 30°38'24"E, 108.45 FEET, CONTINUING WITH THE NORTH LINE OF SAID  
TRACT 4 AND THE WEST LINE OF SAID TRACT 5, TO A 1/2 INCH IRON ROD WITH CAP  
STAMPED "RPLS4466" FOUND AT THE SOUTHWEST CORNER OF SAID TRACT 5;

THENCE N 57°16'43"E, 1443.46 FEET CONTINUING WITH THE NORTH LINE OF SAID  
TRACT 4 AND THE SOUTH LINE OF SAID TRACT 5, TO A 1/2 INCH IRON ROD WITH  
CAP STAMPED "RPLS4466" FOUND;

THENCE S 30°43'26"E, 1793.80 FEET, WITH THE EAST LINE OF SAID TRACT 4, TO A 1/2 INCH IRON ROD FOUND AT THE SOUTHEAST CORNER OF HEREIN DESCRIBED TRACT 4;

THENCE WITH THE SOUTH LINE OF SAID TRACT 4 THE FOLLOWING BEARINGS AND DISTANCES;

S 57°33'30"W, 1604.39 FEET TO A 1/2 INCH IRON ROD FOUND;

N 30°46'55"W, 1261.61 FEET TO A 3/4 INCH IRON ROD FOUND;

S 59°20'19"W, 681.28 FEET TO A 5/8 INCH IRON ROD WITH CAP STAMPED "PELTON" FOUND;

S 30°34'47"E, 127.40 FEET TO A 5/8 INCH IRON ROD WITH CAP STAMPED "PELTON" FOUND;

S 58°41'31"W, 1762.19 FEET TO A 5/8 INCH IRON ROD WITH CAP STAMPED "PELTON" FOUND;

THENCE N 31°06'32"W, AT 19.71 FEET THE SOUTHERLY SOUTHEAST CORNER OF AFOREMENTIONED TRACT 2, IN ALL 786.43 FEET, WITH THE SOUTH LINE OF SAID TRACT 2 TO THE POINT OF BEGINNING AND CONTAINING 4,695,271 SQUARE FEET OR 107.789 ACRES OF LAND MORE OR LESS.

#### TRACT 5 DESCRIPTION

BEING THAT CERTAIN TRACT OF LAND SITUATED IN THE WILLIAM BASKINS SURVEY, ABSTRACT NUMBER 145, ELLIS COUNTY, TEXAS AND BEING A PORTION OF THAT TRACT OF LAND, TRACT 5, DESCRIBED BY DEED TO W P LEGACY, LTD., RECORDED IN INSTRUMENT NUMBER 1831935, COUNTY RECORDS, ELLIS COUNTY, TEXAS AND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS;

BEGINNING AT A 1/2 INCH IRON ROD FOUND AT THE NORTHWEST CORNER OF SAID TRACT 5 AND BEING THE EASTERLY NORTHEAST CORNER OF THAT TRACT OF LAND (TRACT 2) DESCRIBED BY DEED TO W P LEGACY, LTD., RECORDED IN INSTRUMENT NUMBER 1831935, SAID COUNTY RECORDS, AND BEING THE SOUTHEAST CORNER OF CRYSTAL HILLS, AN ADDITION TO THE CITY OF WAXAHACHIE, ELLIS COUNTY, TEXAS, RECORDED IN CABINET H, SLIDE 798, SAID COUNTY RECORDS AND BEING THE SOUTHEAST CORNER OF THAT TRACT OF LAND DESCRIBED BY DEED TO RAYMOND ECHOLS AND WIFE MARGIE ECHOLS RECORDED IN VOLUME 2576, PAGE 1741 SAID COUNTY RECORDS;

THENCE N 58°00'08"E, 450.78 FEET, WITH THE NORTH LINE OF SAID TRACT 5 AND THE SOUTH LINE OF SAID CRYSTAL HILLS ADDITION, TO A 1/2 INCH IRON ROD

(20)

WITH CAP STAMPED "WLSC5331" FOUND AT THE NORTHWEST CORNER OF THAT TRACT OF LAND DESCRIBED BY DEED TO NITA CONDOR, RECORDED IN INSTRUMENT NUMBER 2020-34598, SAID COUNTY RECORDS;

THENCE S 31°11'29"E, 644.29 FEET WITH THE WEST LINE OF SAID CONDOR TRACT TO A 5/8 INCH IRON ROD WITH PLASTIC CAP STAMPED "PELTON" SET;

THENCE N 58°30'29"E, 229.19 FEET TO A 5/8 INCH IRON ROD WITH PLASTIC CAP STAMPED "PELTON" SET;

THENCE S 30°58'00"E, 2701.29 FEET TO A 1/2 INCH IRON ROD FOUND;

THENCE S 57°16'43"W, AT 105.04 FEET THE NORTHEAST CORNER OF THAT TRACT OF LAND (TRACT 4) DESCRIBED BY DEED TO W P LEGACY, LTD., RECORDED IN INSTRUMENT NUMBER 1831935, SAID COUNTY RECORDS, IN ALL 1548.50 FEET TO A 1/2 INCH IRON ROD WITH CAP STAMPED "RPLS4466" FOUND;

THENCE N 30°38'24"W, AT 108.45 FEET, A 1/2 INCH IRON ROD WITH CAP STAMPED "RPLS4466" FOUND AT THE SOUTHEAST CORNER OF SAID TRACT 2, IN ALL 1424.23 FEET, WITH THE EAST LINE OF SAID TRACT 2, TO A 1/2 INCH IRON ROD FOUND;

THENCE N 57°00'14"E, 886.78 FEET WITH SAID EAST LINE, TO A 1/2 INCH IRON ROD, FOUND;

THENCE N 31°49'42"W, 1927.39 FEET, CONTINUING WITH SAID EAST LINE TO THE POINT OF BEGINNING AND CONTAINING 3,338,994 SQUARE FEET OR 76.653 ACRES OF LAND MORE OR LESS.

TRACT 7 DESCRIPTION:

BEING THAT CERTAIN TRACT OF LAND SITUATED IN THE WILLIAM STEWART SURVEY, ABSTRACT NUMBER 956 AND THE JAMES J. YOUNG SURVEY, ABSTRACT NUMBER 1199, ELLIS COUNTY, TEXAS AND BEING ALL THAT TRACT OF LAND, TRACT 7, DESCRIBED BY DEED TO W P LEGACY, LTD., RECORDED IN INSTRUMENT NUMBER 1831935, COUNTY RECORDS, ELLIS COUNTY, TEXAS AND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

(20)

BEGINNING AT THE NORTHEAST CORNER OF SAID TRACT 7 AND THE NORTHWEST CORNER OF THAT TRACT OF LAND, TRACT 1, DESCRIBED BY DEED TO W P LEGACY, LTD., RECORDED IN INSTRUMENT NUMBER 1831935, SAID COUNTY RECORDS, BEING IN HAVEN ROAD AND FROM WHICH A 60D NAIL FOUND BEARS N 78°13' W, 0.7 FEET;

THENCE WITH THE COMMON LINE OF SAID TRACTS 7 AND 1 AS FOLLOWS:

S 30°39' 04" E, 4294.16 FEET TO A 5/8 INCH IRON ROD WITH PLASTIC CAP STAMPED 'PELTON' FOUND;

S 59°14' 10" W, 419.16 FEET TO A 1/2 INCH IRON ROD WITH YELLOW CAP FOUND;

S 31°10' 00" E, 636.56 FEET TO THE NORTHEAST CORNER OF THAT TRACT OF LAND DESCRIBED BY DEED TO THE ELLIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 1, FROM WHICH A 1/2 INCH IRON ROD WITH CAP STAMPED 'WLSC' BEARS N 59°06' E, 1.8 FEET;

THENCE S 59°04' 11" W, 547.61 FEET, ALONG THE COMMON LINE OF SAID TRACT 7 AND THE ELLIS COUNTY WATER CONTROL TRACT TO A 1/2 INCH IRON ROD FOUND AT THE SOUTHWEST CORNER OF SAID TRACT 7 IN THE EAST LINE OF THAT TRACT OF LAND DESCRIBED BY DEED TO PINHAS BENDAYAN, RECORDED IN VOLUME 1357, PAGE 145, SAID COUNTY RECORDS;

THENCE N 30°57' 40" W, 4921.62 FEET, ALONG THE COMMON LINE OF SAID TRACT 7 AND BENDAYAN TRACTS, PASSING THE NORTHEAST CORNER OF SAID BENDAYAN TRACT AND THE SOUTHEAST CORNER OF THAT TRACT OF LAND DESCRIBED BY DEED TO PATMAN FARMS, RECORDED IN VOLUME 1633, PAGE 20, SAID COUNTY RECORDS, CONTINUING IN ALL TO THE NORTHWEST CORNER OF SAID TRACT 7 AND A REENTRANT CORNER OF THAT TRACT OF LAND DESCRIBED BY DEED TO LOUIS B. GILLESPIE AND WIFE, LINDA L. GILLESPIE, RECORDED IN VOLUME 1460, PAGE 909, SAID COUNTY RECORDS, BEING IN SAID HAVEN ROAD;

THENCE N 58°36' 56" E, 987.74 FEET, ALONG THE NORTH LINE OF SAID TRACT 7 IN SAID HAVEN ROAD TO THE POINT OF BEGINNING AND CONTAINING 4,534,546 SQUARE FEET OR 104.099 ACRES OF LAND MORE OR LESS.

#### TRACT 8 DESCRIPTION:

BEING THAT CERTAIN TRACT OF LAND SITUATED IN THE WILLIAM STEWART SURVEY, ABSTRACT NUMBER 956, ELLIS COUNTY, TEXAS AND BEING ALL OF THAT CERTAIN TRACT OF LAND DESCRIBED BY DEED TO LEGACY GROVE DEVELOPMENT, LLC, RECORDED IN INSTRUMENT NUMBER 1803589, COUNTY RECORDS, ELLIS COUNTY, TEXAS AND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

(20)

BEGINNING AT A 1/2 INCH IRON ROD FOUND AT THE SOUTHWEST CORNER OF SAID LEGACY GROVE TRACT AT A REENTRANT CORNER OF THAT TRACT OF LAND DESCRIBED BY DEED TO LOUIS B. GILLESPIE AND WIFE, LINDA L. GILLESPIE, RECORDED IN VOLUME 1460, PAGE 909, SAID COUNTY RECORDS, AND BEING IN HAVEN ROAD;

THENCE N 15°21' 46" E, 171.37 FEET, ALONG THE COMMON LINE OF SAID LEGACY GROVE AND GILLESPIE TRACTS IN SAID HAVEN ROAD, TO A 1/2 INCH IRON ROD FOUND AT THE NORTHEAST CORNER OF SAID LEGACY GROVE TRACT AND A REENTRANT CORNER OF SAID GILLESPIE TRACT, BEING IN THE WEST LINE OF A TRACT OF LAND, TRACT 7, DESCRIBED BY DEED TO W P LEGACY, LTD., RECORDED IN INSTRUMENT NUMBER 1831935, SAID COUNTY RECORDS;

THENCE S 30°57' 40" E, 118.90 FEET, ALONG THE COMMON LINE OF SAID LEGACY GROVE AND W P LEGACY TRACTS, FROM WHICH A 3/8 INCH IRON ROD FOUND BEARS S 59°18' W, 0.6 FEET;

THENCE S 59°17' 46" W, 123.94 FEET TO THE POINT OF BEGINNING AND CONTAINING 7,368 SQUARE FEET OR 0.169 ACRES OF LAND MORE OR LESS.

#### TRACT 9 DESCRIPTION

BEING THAT CERTAIN TRACT OF LAND SITUATED IN THE PLACIDIO MCEARLEY SURVEY, ABSTRACT NUMBER 741, THE PUERTO TIERRA IRRIGATION COMPANY SURVEY, ABSTRACT NUMBER 1238 AND THE WILLIAMS BASKINS SURVEY, ABSTRACT NUMBER 145, ELLIS COUNTY, TEXAS AND BEING LOT 3, BLOCK A OF CRYSTAL HILLS, AN ADDITION TO THE CITY OF WAXAHACHIE, ELLIS COUNTY, TEXAS, AS RECORDED IN CABINET "H", SLIDE 798 OF COUNTY RECORDS, ELLIS COUNTY, TEXAS. (4.759 ACRES)

(21)



## Memorandum

To: Honorable Mayor and City Council

From: James Gaertner, P.E., CFM, CPM Director of Public Works and Engineering

Thru: Michael Scott, City Manager

Date: February 20, 2023

Re: Consider the Approval of a Service Contract with Andale Construction, Inc. for High Density Mineral Bond Seal, Pavement Preservation

**Recommended Motion:** "I move to authorize a service contract for the application of High Density Mineral Bond Seal to Andale Construction, Inc. in the amount of \$141,432.80."

**Item Description:** Consider approval of a service contract to Andale Construction, Inc. for the application of High Density Mineral Bond Seal for asphalt pavement preservation in the amount of \$141,432.80. The contract would be issued through a cooperative purchasing agreement with the City of Hurst.

**Item Summary:** This project consists of applying a High Density Mineral Bond Seal to the following asphalt streets:

Hilltop Dr.	from Rogers	to Hwy 77
S. College	from Hwy 77	to Hilltop
5 Points Rd.	from Rogers	to Hwy 35 service rd.
Opal St.	from Rogers	to 5 Points
Bauder St.	from Rogers	to 5 Points
Louis St.	from Hwy 35 service Rd	to 5 Points
Ruth St.	from Louis	to Opal
Neal St.	from Louis	to Bauder
West Ave	from Rogers	to Dead end
S. Edgefield	from Hilltop	to Sunnyside
Sunnyside Dr.	from S. Edgefield	to 5 Points
Meadowview Dr.	from Sunnyside	to Hilltop
McKenzie St.	from Williams St.	to Brown St

(21)

The application of this material will protect and extend the life of the pavement. It is a cost effective solution that provides a smooth coat to the pavement and protects the asphalt from water infiltration and UV deterioration.

**Fiscal Impact:** This is a budgeted project from Streets Operations Fund that was approved in the FY 2022-23 budget, and the proposal amount is within the project budget.