

**MILAM COUNTY COMMISSIONERS COURT**

**Henry "Hub" Hubnik  
Commissioner, Precinct #1**

**James Denman  
Commissioner, Precinct #2**



**Art Neal  
Commissioner, Precinct #3**

**Wesley Payne  
Commissioner, Precinct #4**

**Bill Whitmire  
Milam County Judge  
102 S. Fannin Ave.  
Cameron, Texas 76520**

**NOTICE OF THE REGULAR MEETING  
OF THE  
COMMISSIONERS COURT OF MILAM COUNTY, TEXAS**

**MONDAY, JULY 10TH, 2023, AT 10:00 AM**

**AGENDA**

The Court will convene in person in the Milam County Courtroom, located at the Milam County Courthouse, 102 S. Fannin Ave., Cameron, Texas 76520. If any member of the public would like to speak in person regarding any of the agenda items, please register with the County Judge's Office before 10:00 am, on July 10, 2023.

The following items will be addressed, discussed, considered, passed, or adopted to-wit:

1. A quorum will be established, and the meeting of the Milam County Commissioners Court will be called to order.
2. Invocation.
3. Pledge of Allegiance to the American Flag and the Texas Flag.
4. Consider the minutes from previous commissioner's court meetings and act on any corrections, changes, or approval of any of the said minutes.
5. Comments from the Public (limited to five minutes).
6. Judge's Comments.
7. Review and take action on the Milam County Treasurer's Report as presented by Linda Acosta.
8. Receive a WIC update from Jennifer Ranspot. (**Exhibit "A"**).
9. Review and take necessary action on the disposal of 2 nonoperational vehicles at the Rockdale Senior Center.

10. Review, discuss and take necessary action on funds to continue HOP Services.
11. Discuss and take necessary action on AVAYA Phone System Equipment.
12. Discuss and take action to accept new CPS board members – Jeanie Weed (Exhibit “B”).
13. Discuss and take action on a Disaster Declaration on the border crisis. (Exhibit “C”).
14. Discuss and possibly approve a contract for county employees to get CDL qualified at TEEEX.
15. Discuss and take action on a preliminary plat for North Park subdivision at CR 139 and Highway 7. (Exhibit “D”).
16. Discuss fire lane and parking lot at the Professional Building.
17. Discuss and take action on an overhead powerline permit request by Bartlett Electric on CR 407. (Exhibit “E”).
18. Review, discuss and take action on an addition to the Permit Application for County Road Entrance. (Exhibit “F”).
19. Discuss and take action to add a new board member, Thomas “TJ” Evans, to the Milam County Industrial Development Corporation board.
20. Receive a MIT/MOD Grant update from Grantworks.
21. Review, Discuss, and take necessary action on the FY2022 External Audit Report.
22. Review, discuss, and act to pay the bills of Milam County, Texas as presented by the County Auditor’s Office.
23. Adjourn

Dated this 6<sup>th</sup> day of July 2023

*Bill Whitmire*

Bill Whitmire  
Milam County Judge

I, the undersigned County Clerk, do hereby certify that the above notice of the *Regular Meeting* of the Milam County Commissioners Court is a true and correct copy of said Notice. Further, the Notice is published on the Courthouse Door and the County Clerk’s Office of Milam County, Texas and at other places readily accessible to the public at all times beginning on the 6<sup>th</sup> day of July, 2023. The Notice will remain posted continuously for at least 72 hours preceding the schedules date and time of said court.

County Clerk of Milam County, Texas



**JODI MORGAN**  
County Clerk

*Jodi Morgan*

2

Filed *16<sup>th</sup>* day of *July*  
in *2023*, At *2:20 p.m.*

**JODI MORGAN**  
County Clerk, Milam County, Texas  
By *Jodi Morgan*  
Deputy

Jodi Morgan,  
Milam County Clerk

*(This Court reserves the right to convene in executive session at any time deemed necessary for the consideration of confidential matters in accordance with Texas Government code, Chapter 551, Subchapters D and E. Before any closed meeting is convened, the presiding officer will publicly identify the section or sections of the Act authorizing the closed meeting. All final votes or decisions will be taken in open meeting.)*

Exhibit A

**Commissioner's Court  
Milam County WIC  
LA #105 Report  
7/10/2023**

**Meeting discussion:**

**I. Financials**

- A. Fiscal Report (from Benny Jasso)
- B. Surplus

**II. Clinic Update**

- A. Caseload FY2023
  - 1. High: 1,062 (April)
  - 2. Low: 953 (December)
  - 3. Avg: 1,008/month (Oct-July)
- B. Prior Quarter Participation
  - 1. April: 1,062
  - 2. May: 1,051
  - 3. June: 1,061
- C. Breastfeeding Rates – these rates impact overall healthiness for mom and baby(ies)
  - 1. End of 3<sup>rd</sup> Quarter – 35.1% (has decreased slightly this quarter)
  - 2. Goal – 45%
- D. Customer Service
  - 1. Clients are sent autogenerated surveys after their appointments.
  - 2. Received a letter and Award for 2022 Star Service at the Nutrition & Breastfeeding Conference in June. Recognized for outstanding customer service and dedication to our WIC Clients.

**III. WIC Updates**

- A. Staff Training
  - 1. Cybersecurity Awareness Training – completed.
  - 2. Annual Nutrition & Breastfeeding Conference (June 21-23) – was great!
  - 3. Staff Trainings – continue to complete necessary trainings through year's end.
- B. Self-Audit – conducted in March
  - 1. Few minor errors; scored 90% or greater in all areas of review.
  - 2. Should indicate that Audit September 6 will have similar results.
- C. Biennial Audit from WIC Quality Management Branch (QMB)
  - 1. Desk part – already submitted.
  - 2. On-site part – September 6, 2023; will observe certification and daily activities in the Cameron Clinic (Rockdale was done FY21).
- D. Upcoming Events
  - 1. July 25 & 26 – Jennifer to TALWD Board Meeting in Austin
  - 2. August – World Breastfeeding Month
  - 3. September 6 – QMB On-site Review

**No action needed at this time.**

## Exhibit B

### **CURRENT CPS OFFICERS AND MEMBERS:**

President	Jeanie Weed – Rockdale
Vice President	Cathy Westbrook – Milano
Treasurer	Rachel Owens – Rockdale
Secretary	Kim Westbrook – Milano
Member	Sonia Perez – Cameron

### **Proposed New Appointees:**

Devin Love	Milano
Sharee Mitchell	Rockdale
Tracy Sanderson	Cameron
Martha Case	Cameron

Exhibit C

STATE OF TEXAS

§  
§  
§

COUNTY OF MILAM

**DECLARATION OF A LOCAL STATE OF DISASTER**

**WHEREAS**, the health, safety, and welfare of the residents of Milam County are under an imminent threat of disaster from unprecedented levels of illegal immigration, human trafficking, and drug smuggling coming across the U. S. Border from Mexico;

**WHEREAS**, since January 2021, more than 5.5 million illegal aliens have been apprehended after unlawfully entering the United States,<sup>1</sup> and according to U.S. Border Patrol estimates, a further 1.4 million illegal aliens have avoided apprehension while unlawfully entering the United States and remain unaccounted for with our nation. Since January 2021, the U.S. Border Patrol has identified over 240 known terrorists who have unlawfully entered the United States through the border with Mexico.<sup>2</sup> The unprecedented amount of human trafficking, combined with the smuggling of fentanyl and other opioids infiltrating the border with Mexico has killed over 109,000 American Citizens.<sup>3</sup> The sophisticated human smuggling and drug trafficking organizations that facilitate these criminal acts are spearheaded by violent international drug cartels who have operational control of the unsecured U.S./Mexico border;

**WHEREAS**, the ongoing immigration crisis on the Texas border is not acceptable and has resulted in a security threat and humanitarian disaster with overwhelming consequences to the residents of Milam County and Texas alike;

**WHEREAS**, Milam County Law Enforcement has been unacceptably burdened by the increased demands on the Department of Public Safety (DPS) caused by a shortage of DPS Troopers due to staffing shortages and extended personnel service requirements outside of Milam and Falls Counties. Requirements that are primarily caused by the federal government's lack of control over the U.S./Mexico Border. Milam and Falls Counties are represented by a common DPS station that should be manned by as many as 14 Troopers based on population; however, due to a manning shortage across the DPS, the Milam and Falls Counties' station has been billeted for Nine (9) Troopers. Currently, the Falls/Milam station has five (5) Troopers assigned of the nine (9) troopers billeted. With one Trooper consistently assigned outside the county, either at the border or at the Capitol complex, this leaves Milam and Falls Counties to be served by only four (4) DPS Troopers, thereby creating further stress on both county and municipal law enforcement agencies;

**WHEREAS**, the County Judge of Milam County, Texas, has determined that extraordinary measures must be taken to ensure the protection of the health, safety, and welfare of the county residents;

**NOW THEREFORE, BE IT PROCLAIMED BY THE COUNTY COMMISSIONERS' COURT, TEXAS:**

- I. That the aforementioned recitation of facts is hereby adopted as findings of fact and related to this declaration.

<sup>1</sup> <https://www.cbp.gov/newsroom/stats/cbp-enforcement-statistics>

<sup>2</sup> <https://www.cbp.gov/newsroom/stats/cbp-enforcement-statistics>

<sup>3</sup> <https://www.cdc.gov/nchs/vsrr/drug-overdose-data.htm>

**DRAFT**

2. That as a matter of law, the aforementioned facts constitute – among other things - an invasion of Milam County, Texas, as the term “invasion” is quantified in Article IV, Section 4 of the U. S. Constitution and in Article 4, Section 7 of the Texas Constitution: and
3. That pursuant to Section 433.005(a) of the Texas Government Code (*Calling of State Military Forces*) and Article 4, Section 7 of the Texas Constitution (*Governor as Commander-in-Chief of the Military Forces of the State*), this declaration does hereby request that the Governor of Texas, as Commander-in-Chief of the military forces of the state, declare the existence of an invasion on the border with Mexico and take necessary actions to preserve and protect the sovereignty and territorial integrity of the State of Texas: and
4. That this declaration hereby requests the Governor of Texas to act under the constitutional authority granted unto him under Article 4, Section 7 of the Texas Constitution and Article 1, Section 10, Cause 3 of the United States Constitution and immediately prevent and/or remove all persons invading the sovereignty of Texas and that of the United States; and
5. That a local state of disaster is hereby declared for Milam County, Texas, pursuant to Section 418.108 (a) of the Texas Government Code; and
6. That pursuant to Section 418.108(c) of the Texas Government Code, this declaration of a local disaster shall be given prompt and general publicity and shall be filed promptly with the County Clerk of Milam County, Texas; and
7. That this declaration hereby authorizes the use of all lawfully available resources and authority granted under both the Constitution of Texas and the Constitution of the United States; and
8. That this declaration shall take effect immediately from and after its issuance and, upon approval by the Milam County Commissioners’ Court, shall continue in effect until terminated by the County Judge. Pursuant to this declaration, additional directives may be issued by the County Judge at any time deemed necessary and/or relevant.

Declared this \_\_\_\_\_ day of \_\_\_\_\_ 2023.

\_\_\_\_\_  
Bill Whitmire, Milam County Judge

\_\_\_\_\_  
Henry Hubnik, Commissioner, Precinct 1

\_\_\_\_\_  
Art Neal, Commissioner, Precinct 3

\_\_\_\_\_  
James Denman, Commissioner, Precinct 2

\_\_\_\_\_  
Wesley Payne, Commissioner, Precinct 4

**DRAFT**

Exhibit D

**Heart of Texas Electric Cooperative, Inc.**

**Directors:**

Kermit Dreyer, Gatesville  
Damon Boniface, The Grove  
Paul Edge, Turnersville  
Dan Foster, Cameron  
Kenneth Hollas, Cameron  
Allen Shows, China Spring

**BRANDON YOUNG**  
General Manager

PHONE (254) 840-2871  
P.O. BOX 357  
Mc GREGOR, TEXAS 76657-0357

PHONE (254) 231-0444  
P.O. BOX 598  
ROSEBUD, TEXAS 76570

**Officers:**

*President*  
Garland Cook, McGregor

*Vice President*  
Larry Stock, Rosebud

*Secretary-Treasurer*  
Bobby Nawara, Bruceville

April 20, 2023

To Whom It May Concern,

Heart of Texas Electric Cooperative will be able serve electricity to the property bordering Highway 77 and County Rd 139, a 28.53 acre tract of land on 3920 N Highway 77, Cameron, TX 76520 in Milam County, contingent on an agreement with Heart of Texas.

This will have 6 lots and be named the North Park Subdivision.

Sincerely,



Brandon Young  
General Manager  
Heart of Texas Electric Cooperative, Inc.

Your Touchstone Energy® Cooperative





WILLIAM F. NELSON SURVEY, A-285  
MILAM COUNTY, TEXAS

NOTES:

- 1) This plat establishes 6 tracts, totaling 28.53 acres.
- 2) Name and Address of Owner/Developer: Delgan 77 Holdings LLC, Rajendra Gandhi, Manager, 8086 Arzoo Drive, Round Rock, Texas 78665
- 3) This subdivision lies within the Cameron Independent School District.
- 4) In order to promote safe use of roadways and preserve the conditions of public roadways, no driveway constructed on any tract within this subdivision shall be permitted access onto a publicly dedicated roadway unless (a) approved by the Commissioner in whose Precinct this platting subdivision is located in Milam County, Texas, (b) the driveway satisfies the minimum spacing for driveways set forth in Section 7.4 and 7.5 of the Milam County Subdivision Regulations.
- 5) No structure within this subdivision shall be occupied until connected to an individual water supply of State approved community water system.
- 6) No structure within this subdivision shall be occupied until connected to a public sewer system or to an on-site wastewater system that has been approved and permitted by Milam County, Texas.
- 7) No construction or development within this subdivision may begin until all Milam County Subdivision and Development Regulations have been satisfied.
- 8) Deed restrictions are to be established by separate instrument.
- 9) Floodplain analysis conducted by J. Clayton McKay, PE (TX PE No. 118938), Bullock, Bennett & Associates LLC (F-8542); refer to "Preliminary 100-Year Inundation Area (12" Flood Boundary)" dated June 15, 2023 for additional information.

OWNER'S CERTIFICATE

I, RAJENDRA GANDHI, MANAGER OF DELGAN 77 HOLDINGS LLC, OWNER OF THE LAND SHOWN ON THIS PLAT AND DESIGNATED HEREIN AS BEING A PART OF THAT CERTAIN CALLED 48.74 ACRE TRACT OF LAND DESCRIBED IN A DEED TO DELGAN 77 HOLDINGS LLC RECORDED IN INSTRUMENT NO. 2021-4476 OF THE OFFICIAL RECORDS OF MILAM COUNTY, TEXAS, AND ATTEST THAT THE SIX (6) TRACTS MEET ALL FINAL PLAT SUBDIVISION CONDITIONS AND REQUIREMENTS.

RAJENDRA GANDHI, MANAGER

BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC IN AND FOR THE STATE OF TEXAS, ON THIS DAY PERSONALLY APPEARED, RAJENDRA GANDHI, 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 CONSIDERATIONS THEREIN EXPRESSED AND IN THE CAPACITY STATED.

GIVEN UNDER MY HAND AND SEAL OF THIS OFFICE THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2023.

NOTARY PUBLIC STATE OF TEXAS

MY COMMISSION EXPIRES

IN APPROVING THIS PLAT BY THE COMMISSIONERS COURT OF MILAM COUNTY, TEXAS, IT IS UNDERSTOOD THAT THE BUILDING OF ALL ROADS, STREETS, AND PUBLIC THROUGHFARES SHALL BE THE RESPONSIBILITY OF THE OWNER/OR DEVELOPER OF THE TRACT OF LAND COVERED BY THIS PLAT, AND SAID COURT ASSUMES NO RESPONSIBILITY FOR ANY ROADS, STREETS, AND PUBLIC THROUGHFARES, OR ANY BRIDGES OR CULVERTS IN CONNECTION THEREOF.

HENRY "HUB" HUBNIK, PRECINCT #1

JAMES DENMAN, PRECINCT #2

ART NEAL, PRECINCT #3

WESLEY PAYNE, PRECINCT #4

BILL WHITMIRE, MILAM COUNTY, JUDGE

PLAT CABINET

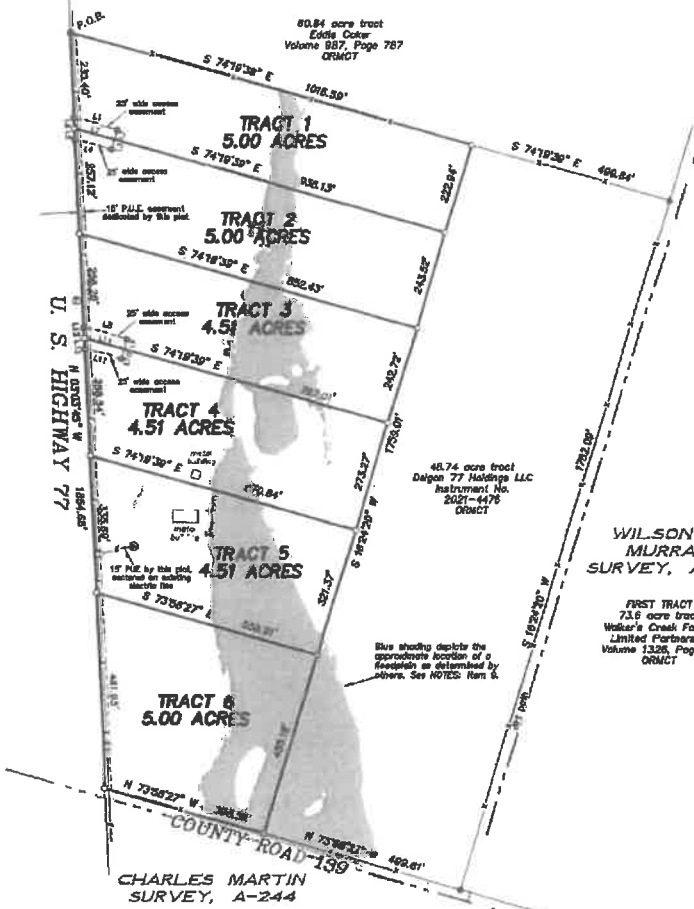
SLIDE



FINAL PLAT OF  
**NORTH PARK SUBDIVISION**  
IN THE WILLIAM F. NELSON SURVEY, A-285, MILAM COUNTY, TEXAS

**Hughes Surveying**  
Texas Board of Professional Engineers and Land Surveyors, Firm Number 10055300  
P. O. BOX 1135  
212 N. CENTRAL AVENUE  
CAMERON, TEXAS 76820  
PHONE (254) 697-3646 FAX (254) 697-8776

DATE: 1-14-22  
Pro. No. 6909  
Dwn. By LEM  
Scale: C-1423  
Dwg. No. 1"=200'  
SHT. 1 OF 1



- LEGEND:
- ▲ Found stake at 6" wood fence corner post
  - Found 1/2" iron rod
  - Set 1/2" iron rod w/yellow cap stamped "RPLS 5345"
  - ⊕ Electric meter
  - Ⓣ Telephone pedestals
  - P.U.E. Public utility easement
  - E— Overhead electric lines
  - W— Wire fences
  - ~ Approximate survey lines
  - ORMCT Official Records of Milam County, Texas

Being a 28.53 acre tract of land in the William F. Nelson Survey, Abstract No. 285, Milam County, Texas and being a part of that certain 48.74 acre tract of land in a deed to Delgan 77 Holdings LLC recorded in Instrument No. 2021-4476 of the Official Records of Milam County, Texas (ORMCT). Said 28.53 acre tract being more particularly described by metes and bounds as follows:

BEGINNING at a found 1/2" iron rod at the northeast corner of above mentioned 48.74 acre tract, same being the southwest corner of a called 80.84 acre tract of land to Eddie Coker by deed recorded in Volume 987, Page 787 (ORMCT), located in the east right-of-way line of U. S. Highway 77;

THENCE along the north line of said 48.74 acre tract, same being the south line of said 80.84 acre tract, South 74 degrees 19 minutes 39 seconds East, a distance of 1016.59 feet to a set 1/2" iron rod with yellow cap stamped "RPLS 5345";

THENCE crossing 48.74 acre tract, South 18 degrees 24 minutes 20 seconds West, a distance of 1758.01 feet to a set 1/2" iron rod with yellow cap stamped "RPLS 5345" located in the apparent north right-of-way line of County Road 139;

THENCE along the apparent north right-of-way line of County Road 139 as evidenced by a fence, North 73 degrees 58 minutes 27 seconds West, a distance of 398.38 feet to a set 1/2" iron rod with yellow cap stamped "RPLS 5345" in the east right-of-way line of U. S. Highway 77;

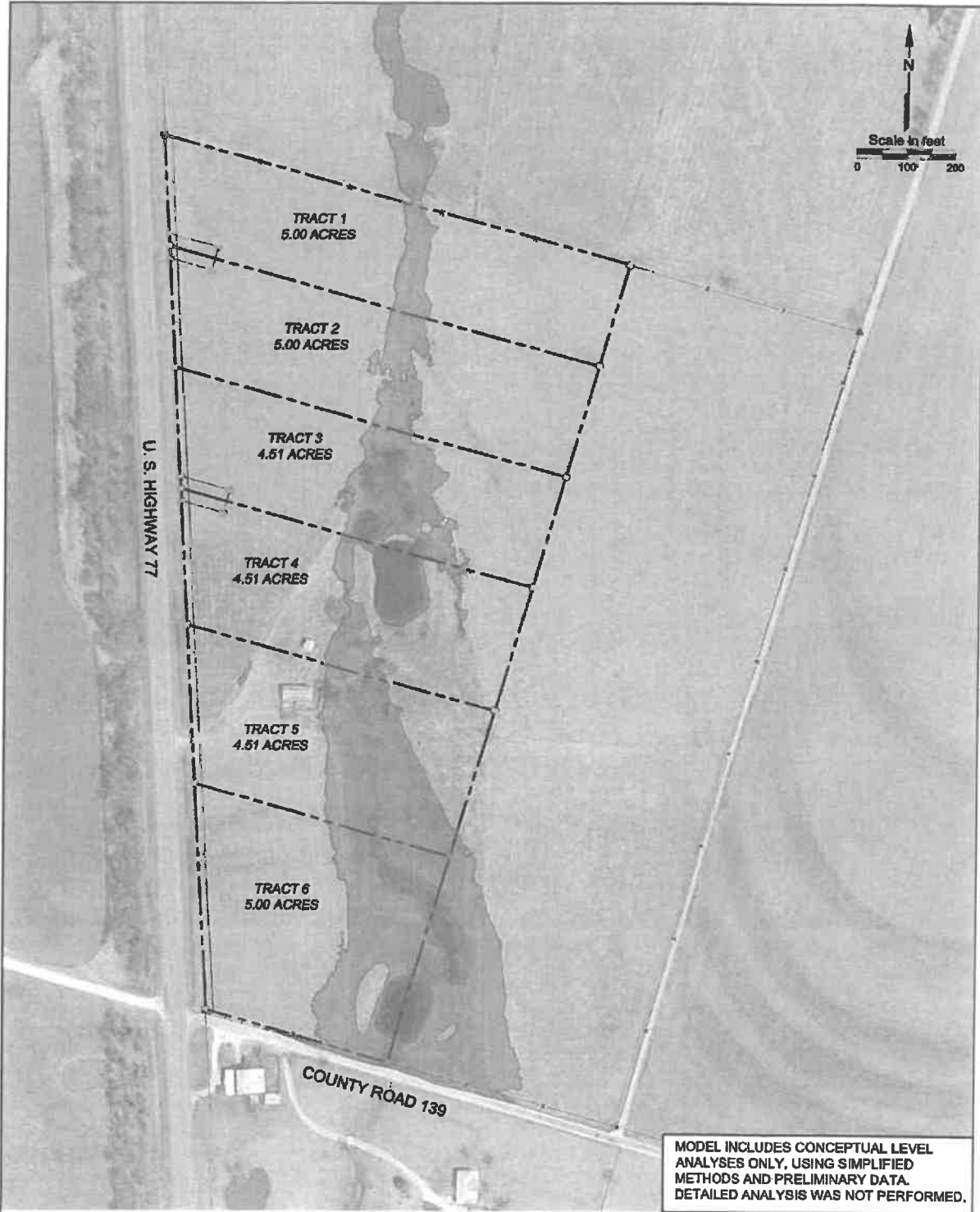
THENCE along the east right-of-way line of U. S. Highway 77, North 03 degrees 03 minutes 45 seconds West, a distance of 1834.88 feet to the POINT OF BEGINNING, containing 28.53 acres of land.

All bearings shown hereon are referenced to State Plane Coordinates, NAD 83, Texas Central Zone.

I, Don Randall Hughes, do hereby certify that this plat correctly represents a survey made on the ground under my direction and supervision on January 14, 2022.

*Preliminary, this document shall not be recorded for any purpose and shall not be used or relied upon as a final survey document.*

Don Randall Hughes Registered Professional Land Surveyor No. 5345



**NOTES:**

1. SITE SPECIFIC 12-INCH INUNDATION BOUNDARIES WERE DEVELOPED USING THE NOAA ATLAS 14 100-YEAR, 24-HOUR PRECIPITATION FREQUENCY ESTIMATES.
2. 12-INCH INUNDATION BOUNDARY INDICATES AREA THAT HAS AT LEAST 12-INCH DEEP WATER.
3. SITE BOUNDARY, LOT LINES, UTILITIES, EASEMENTS, ETC. ARE PRELIMINARY LOCATIONS (NAD83 DATUM); THIS INFORMATION IS FOR REFERENCE ONLY AND SHOULD NOT BE USED FOR DESIGN PURPOSES.
4. AERIAL BACKGROUND PROVIDED BY GOOGLE EARTH IMAGES.
5. CULVERTS WERE NOT MODELED IN ORDER TO PRODUCE A MORE CONSERVATIVE INUNDATION RESULT.

**LEGEND:**

- APPROXIMATE LOT LINE
- APPROXIMATE 12" INUNDATION BOUNDARY (PRELIMINARY 100-YEAR FLOODPLAIN STUDY)



June 15, 2023

MODEL INCLUDES CONCEPTUAL LEVEL ANALYSES ONLY, USING SIMPLIFIED METHODS AND PRELIMINARY DATA. DETAILED ANALYSIS WAS NOT PERFORMED.

**North Park Subdivision**

Figure 1  
**PRELIMINARY 100-YEAR INUNDATION AREA (12" FLOOD BOUNDARY)**

PROJECT: 23637 BY: HDS-TH DATE: JUNE 2023 CHECKED: JCM  
**Bullock, Bennett & Associates, LLC**  
 Engineering and Geoscience  
 Texas Registrations: Engineering F-8542, Geoscience 50127



## Permit to Construct Access Driveway Facilities on Highway Right of Way

<b>PERMIT NUMBER: 05-US 77-418.440</b>					
<b>REQUESTOR</b>		<b>GPS*</b>		<b>ROADWAY</b>	
		<b>LATITUDE, LONGITUDE</b>		<b>HWY NAME</b>	<b>U S</b>
		30°56'14 27"N, 96°58'59.22"W		<b>77</b>	
		<b>FOR TxDOT'S USE</b>			
<b>NAME</b>		<b>CONTROL</b>		<b>0209</b>	
Richard Delancey		<b>SECTION</b>		<b>05</b>	
<b>MAILING ADDRESS</b>					
PO Box 853					
<b>CITY, STATE, ZIP</b>					
Taylor, Texas 76574					
<b>PHONE NUMBER</b>					
254-760-5531					

\*GLOBAL POSITIONING SYSTEM COORDINATES AT INTERSECTION OF DRIVEWAY CENTERLINE WITH ABUTTING ROADWAY

Is this parcel in current litigation with the State of Texas?  YES  NO

The Texas Department of Transportation, hereinafter called the State, hereby authorizes Richard Delancey, hereinafter called the Permittee, to  construct /  reconstruct a Residential (residential, convenience store, retail mall, farm, etc.) access driveway on the highway right of way abutting highway number 79 in Milam County, located 1.240 miles North of the US 77/FM 485 intersection @ the East side of the R.O.W.

USE ADDITIONAL SHEETS AS NEEDED

This permit is subject to the Access Driveway Policy described on page 2 and the following

1. The undersigned hereby agrees to comply with the terms and conditions set forth in this permit for construction and maintenance of an access driveway on the state highway right of way
2. The Permittee represents that the design of the facilities, as shown in the attached sketch, is in accordance with the Roadway Design Manual, Hydraulic Design Manual and the access management standards set forth in the Access Management Manual (except as otherwise permitted by an approved variance)
3. Construction of the driveway shall be in accordance with the attached design sketch, and is subject to inspection and approval by the State
4. Maintenance of facilities constructed hereunder shall be the responsibility of the Permittee, and the State reserves the right to require any changes, maintenance or repairs as may be necessary to provide protection of life or property on or adjacent to the highway. Changes in design will be made only with prior written approval of the State.
5. The Permittee shall hold harmless the State and its duly appointed agents and employees against any action for personal injury or property damage related to the driveway permitted hereunder
6. Except for regulatory and guide signs at county roads and city streets, the Permittee shall not erect any sign on or extending over any portion of the highway right of way. The Permittee shall ensure that any vehicle service fixtures such as fuel pumps, vendor stands, or tanks shall be located at least 12 feet from the right of way line to ensure that any vehicle services from these fixtures will be off the highway right of way.
7. The State reserves the right to require a new access driveway permit in the event of: (i) a material change in land use, driveway traffic volume or vehicle types using the driveway, or (ii) reconstruction or other modification of the highway facility by the State
8. The State may revoke this permit upon violation of any provision of this permit by the Permittee.
9. This permit will become null and void if the above-referenced driveway facilities are not constructed within six (6) months from the issuance date of this permit.
10. The Permittee will contact the State's representative Robert Talafuse or Jason Tomek telephone, (254) 697-6629, at least twenty-four (24) hours prior to beginning the work authorized by this permit
11. The requesting Permittee will be provided instructions on the appeal process if this permit request is denied by the State

The undersigned hereby agrees to comply with the terms and conditions set forth in this permit for construction and maintenance of an access driveway on the highway right of way.

Date: Aug 18, 2022

Signed: Authorized:  
Richard Delancey  
9/6/2022 4:57:40 PM CDT  
(Property owner or owner's representative)

Date of Issuance: 9-15-22

District Engineer, or designee Approval

Date of Issuance as per Variance to AMM

District Engineer, or designee Approval

Date of Denial

District Engineer Denial (No Delegation)

## Access Driveway Policy

Title 43 Texas Administrative Code (Transportation), Chapter 11 (Design), Subchapter C (Access Connections To State Highways) and the "Access Management Manual" establish policy for the granting of access and the design, materials, and construction of driveways connecting to state highways. All driveway facilities must follow this policy. To the extent there is any conflict between this permit and the policy, the policy shall control. If a proposed driveway does not comply with the access management standards, the owner may seek a variance to a requirement contained in the access management standards by contacting the local TxDOT office.

### TxDOT Driveway Permit Request Contact

For a local contact for your TxDOT Driveway Permit Request or variance request, visit: <http://www.txdot.gov/inside-txdot/district.html>. You can click on the section of the map closest to your location to find the local TxDOT office. You can also click on the drop down box below the map to find the district for your county.

### Other Conditions

In addition to Items 1 thru 11 on page 1 of this permit, the facility shall also be in accordance with the attached sketch and subject to the following additional conditions stated below:

One 24" RCP with no more than 24" of drivable surface. 6:1 concrete safety sloped ends are required for all pipe type drives. Side slopes are to maintain a 6:1 slope or flatter. The driveway surface shall be of a non trackable type material. The intent of this requirement is to prevent mud from being tracked onto the roadway and causing a hazard to the traveling public. Installation of this driveway shall be completed to Tx. D.O.T's. specifications, as stated on the permit, within 30 days of starting installation. Failure to comply will result in the removal of this drive by Tx. DOT @ the owners expense. This is a new driveway location. No parking on the Right Of Way.

#### DRIVEWAY A

### Variance Documentation Justification

For a Variance request, please indicate which of the below are applicable, as required by TAC §11 52(e):

- a significant negative impact to the owner's real property or its use will likely result from the denial of its request for the variance, including the loss of reasonable access to the property or undue hardship on a business located on the property
- an unusual condition affecting the property exists that was not caused by the property owner and justifies the request for the variance

For the conditions selected above provide written justification below (Attach additional sheets, if needed)

For TXDOT use below:

For Variance denials, please indicate which of the below conditions, as provided in TAC §11 52(e), were determined:

- adversely affect the safety, design, construction, mobility, efficient operation, or maintenance of the highway; or
- likely impair the ability of the state or the department to receive funds for highway construction or maintenance from the federal government

#### Attachments:

Sketch of Installation

All Variance Documentation

Contact/Help



## Permit to Construct Access Driveway Facilities on Highway Right of Way

PERMIT NUMBER: 05-US 77-418.540			
REQUESTOR	GPS*		ROADWAY
	LATITUDE, LONGITUDE	HWY NAME	U.S. 77
	30°58'09.24"N, 96°58'59.06"W	FOR TxDOT'S USE	
NAME	Richard Delancey	CONTROL SECTION	0209 05
MAILING ADDRESS	PO Box 853		
CITY, STATE, ZIP	Taylor, Texas 76674		
PHONE NUMBER	254-780-5531		
<small>*GLOBAL POSITIONING SYSTEM COORDINATES AT INTERSECTION OF DRIVEWAY CENTERLINE WITH ABUTTING ROADWAY</small>			

Is this parcel in current litigation with the State of Texas?  YES  NO

The Texas Department of Transportation, hereinafter called the State, hereby authorizes Richard Delancey hereinafter called the Permittee, to  construct /  reconstruct a Residential (residential, convenience store, retail mall, farm, etc.) access driveway on the highway right of way abutting highway number 79 in Milam County, located 1.140 miles North of the US 77/FM 485 intersection @ the East side of the R.O.W.

USE ADDITIONAL SHEETS AS NEEDED

This permit is subject to the Access Driveway Policy described on page 2 and the following

1. The undersigned hereby agrees to comply with the terms and conditions set forth in this permit for construction and maintenance of an access driveway on the state highway right of way
2. The Permittee represents that the design of the facilities, as shown in the attached sketch, is in accordance with the Roadway Design Manual, Hydraulic Design Manual and the access management standards set forth in the Access Management Manual (except as otherwise permitted by an approved variance).
3. Construction of the driveway shall be in accordance with the attached design sketch, and is subject to inspection and approval by the State.
4. Maintenance of facilities constructed hereunder shall be the responsibility of the Permittee, and the State reserves the right to require any changes, maintenance or repairs as may be necessary to provide protection of life or property on or adjacent to the highway. Changes in design will be made only with prior written approval of the State
5. The Permittee shall hold harmless the State and its duly appointed agents and employees against any action for personal injury or property damage related to the driveway permitted hereunder
6. Except for regulatory and guide signs at county roads and city streets, the Permittee shall not erect any sign on or extending over any portion of the highway right of way. The Permittee shall ensure that any vehicle service fixtures such as fuel pumps, vendor stands, or tanks shall be located at least 12 feet from the right of way line to ensure that any vehicle services from these fixtures will be off the highway right of way.
7. The State reserves the right to require a new access driveway permit in the event of: (i) a material change in land use, driveway traffic volume or vehicle types using the driveway or (ii) reconstruction or other modification of the highway facility by the State
8. The State may revoke this permit upon violation of any provision of this permit by the Permittee.
9. This permit will become null and void if the above-referenced driveway facilities are not constructed within six (6) months from the issuance date of this permit.
10. The Permittee will contact the State's representative Robert Talafuse or Jason Tomek telephone. (254) 697-6629, at least twenty-four (24) hours prior to beginning the work authorized by this permit
11. The requesting Permittee will be provided instructions on the appeal process if this permit request is denied by the State

The undersigned hereby agrees to comply with the terms and conditions set forth in this permit for construction and maintenance of an access driveway on the highway right of way.

Date Aug 18, 2022

Signed:

Authenticate  
Richard Delancey  
05/0022 4.57 48.00 PM CSM  
(Property owner or owner's representative)

Date of Issuance 9-15-22

District Engineer, or designee Approval

Date of Issuance as per Variance to AMM \_\_\_\_\_

District Engineer, or designee Approval

Date of Denial \_\_\_\_\_

District Engineer Denial (No Delegation)

## Access Driveway Policy

Title 43 Texas Administrative Code (Transportation), Chapter 11 (Design), Subchapter C (Access Connections To State Highways) and the "Access Management Manual" establish policy for the granting of access and the design, materials, and construction of driveways connecting to state highways. All driveway facilities must follow this policy. To the extent there is any conflict between this permit and the policy, the policy shall control. If a proposed driveway does not comply with the access management standards, the owner may seek a variance to a requirement contained in the access management standards by contacting the local TxDOT office.

### TxDOT Driveway Permit Request Contact

For a local contact for your TxDOT Driveway Permit Request or variance request, visit: <http://www.txdot.gov/inside-txdot/district.html>. You can click on the section of the map closest to your location to find the local TxDOT office. You can also click on the drop down box below the map to find the district for your county.

### Other Conditions

In addition to Items 1 thru 11 on page 1 of this permit, the facility shall also be in accordance with the attached sketch and subject to the following additional conditions stated below:

One 24" RCP with no more than 24" of drivable surface. 6:1 concrete safety sloped ends are required for all pipe type drives. Side slopes are to maintain a 6:1 slope or flatter. The driveway surface shall be of a non trackable type material. The intent of this requirement is to prevent mud from being tracked onto the roadway and causing a hazard to the traveling public. Installation of this driveway shall be completed to Tx. D.O.T.'s specifications, as stated on the permit, within 30 days of starting installation. Failure to comply will result in the removal of this drive by Tx. DOT @ the owners expense. This is a new driveway location. No parking on the Right Of Way.

### DRIVEWAY B

### Variance Documentation Justification

For a Variance request, please indicate which of the below are applicable, as required by TAC §11.52(e):

- a significant negative impact to the owner's real property or its use will likely result from the denial of its request for the variance, including the loss of reasonable access to the property or undue hardship on a business located on the property
- an unusual condition affecting the property exists that was not caused by the property owner and justifies the request for the variance

For the conditions selected above, provide written justification below (Attach additional sheets, if needed)

For TXDOT use below:

For Variance denials, please indicate which of the below conditions, as provided in TAC §11.52(e), were determined:

- adversely affect the safety, design, construction, mobility, efficient operation, or maintenance of the highway; or
- likely impair the ability of the state or the department to receive funds for highway construction or maintenance from the federal government

Attachments:

Sketch of Installation

All Variance Documentation

Contact/Help



## Permit to Construct Access Driveway Facilities on Highway Right of Way

PERMIT NUMBER: 05-US 77-418.680			
	<b>GPS*</b>	<b>ROADWAY</b>	
<b>REQUESTOR</b>	<b>LATITUDE, LONGITUDE</b>	<b>HWY NAME</b>	<b>U.S.</b>
	30°56'00.87"N, 96°58'58.84"W		77
		<b>FOR TxDOT'S USE</b>	
		<b>CONTROL SECTION</b>	<b>0209 05</b>
<b>NAME</b>	Richard Delancey		
<b>MAILING ADDRESS</b>	PO Box 853		
<b>CITY, STATE, ZIP</b>	Taylor, Texas 76574		
<b>PHONE NUMBER</b>	254-760-5531		
<small>*GLOBAL POSITIONING SYSTEM COORDINATES AT INTERSECTION OF DRIVEWAY CENTERLINE WITH ABUTTING ROADWAY</small>			

Is this parcel in current litigation with the State of Texas?  YES  NO

The Texas Department of Transportation, hereinafter called the State, hereby authorizes Richard Delancey hereinafter called the Permittee, to  construct /  reconstruct a Residential (residential convenience store, retail mall, farm, etc.) access driveway on the highway right of way abutting highway number 79 in Milam County, located 0.990 miles North of the US 77 / FM 485 intersection @ the East side of the R.O.W.

USE ADDITIONAL SHEETS AS NEEDED

This permit is subject to the Access Driveway Policy described on page 2 and the following.

1. The undersigned hereby agrees to comply with the terms and conditions set forth in this permit for construction and maintenance of an access driveway on the state highway right of way.
2. The Permittee represents that the design of the facilities, as shown in the attached sketch, is in accordance with the Roadway Design Manual, Hydraulic Design Manual and the access management standards set forth in the Access Management Manual (except as otherwise permitted by an approved variance).
3. Construction of the driveway shall be in accordance with the attached design sketch, and is subject to inspection and approval by the State.
4. Maintenance of facilities constructed hereunder shall be the responsibility of the Permittee, and the State reserves the right to require any changes, maintenance or repairs as may be necessary to provide protection of life or property on or adjacent to the highway. Changes in design will be made only with prior written approval of the State.
5. The Permittee shall hold harmless the State and its duly appointed agents and employees against any action for personal injury or property damage related to the driveway permitted hereunder.
6. Except for regulatory and guide signs at county roads and city streets, the Permittee shall not erect any sign on or extending over any portion of the highway right of way. The Permittee shall ensure that any vehicle service fixtures such as fuel pumps, vendor stands, or tanks shall be located at least 12 feet from the right of way line to ensure that any vehicle services from these fixtures will be off the highway right of way.
7. The State reserves the right to require a new access driveway permit in the event of: (i) a material change in land use, driveway traffic volume or vehicle types using the driveway, or (ii) reconstruction or other modification of the highway facility by the State.
8. The State may revoke this permit upon violation of any provision of this permit by the Permittee.
9. This permit will become null and void if the above-referenced driveway facilities are not constructed within six (6) months from the issuance date of this permit.
10. The Permittee will contact the State's representative Robert Talafuse or Jason Tomek telephone, (254 ) 697-6629 , at least twenty-four (24) hours prior to beginning the work authorized by this permit
11. The requesting Permittee will be provided instructions on the appeal process if this permit request is denied by the State.

The undersigned hereby agrees to comply with the terms and conditions set forth in this permit for construction and maintenance of an access driveway on the highway right of way.

Date: Aug 18, 2022

Signed: Authentic  
Richard Delancey  
8/18/2022 4:57:47 PM GMT  
(Property owner or owner's representative)

Date of Issuance	9-15-22	District Engineer, or designee Approval
Date of Issuance as per Variance to AMM		District Engineer, or designee Approval
Date of Denial		District Engineer Denial (No Delegation)

## Access Driveway Policy

Title 43 Texas Administrative Code (Transportation), Chapter 11 (Design), Subchapter C (Access Connections To State Highways) and the "Access Management Manual" establish policy for the granting of access and the design, materials, and construction of driveways connecting to state highways. All driveway facilities must follow this policy. To the extent there is any conflict between this permit and the policy, the policy shall control. If a proposed driveway does not comply with the access management standards, the owner may seek a variance to a requirement contained in the access management standards by contacting the local TxDOT office.

### TxDOT Driveway Permit Request Contact

For a local contact for your TxDOT Driveway Permit Request or variance request, visit: <http://www.txdot.gov/inside-txdot/district.html>. You can click on the section of the map closest to your location to find the local TxDOT office. You can also click on the drop down box below the map to find the district for your county.

### Other Conditions

In addition to Items 1 thru 11 on page 1 of this permit, the facility shall also be in accordance with the attached sketch and subject to the following additional conditions stated below:

One 30" RCP with no more than 24" of drivable surface. 6:1 concrete safety sloped ends are required for all pipe type drives. Side slopes are to maintain a 6:1 slope or flatter. The driveway surface shall be of a non trackable type material. The intent of this requirement is to prevent mud from being tracked onto the roadway and causing a hazard to the traveling public. Installation of this driveway shall be completed to Tx. D.O.T.'s specifications, as stated on the permit, within 30 days of starting installation. Failure to comply will result in the removal of this drive by Tx. DOT @ the owners expense. This is a new driveway location. No parking on the Right Of Way.

### DRIVEWAY C

### Variance Documentation Justification

For a Variance request, please indicate which of the below are applicable, as required by TAC §11.52(e).

- a significant negative impact to the owner's real property or its use will likely result from the denial of its request for the variance, including the loss of reasonable access to the property or undue hardship on a business located on the property
- an unusual condition affecting the property exists that was not caused by the property owner and justifies the request for the variance

For the conditions selected above, provide written justification below (Attach additional sheets, if needed)

For TXDOT use below:

For Variance denials, please indicate which of the below conditions, as provided in TAC §11.52(e), were determined

- adversely affect the safety, design, construction, mobility, efficient operation, or maintenance of the highway, or
- likely impair the ability of the state or the department to receive funds for highway construction or maintenance from the federal government

### Attachments:

Sketch of Installation

All Variance Documentation

Contact/Help





## Permit to Construct Access Driveway Facilities on Highway Right of Way

PERMIT NUMBER: 05-US 79-518.980			
	GPS*	ROADWAY	
REQUESTOR	LATITUDE, LONGITUDE	HWY NAME	U.S. 79
	30°40'14.89"N, 96°57'54.37"W	FOR TxDOT'S USE	
NAME	Richard Delancey	CONTROL	0204
MAILING ADDRESS	PO Box 853	SECTION	06
CITY, STATE, ZIP	Taylor, Texas 76574		
PHONE NUMBER	254-760-5531		
<small>*GLOBAL POSITIONING SYSTEM COORDINATES AT INTERSECTION OF DRIVEWAY CENTERLINE WITH ABUTTING ROADWAY</small>			

Is this parcel in current litigation with the State of Texas?  YES  NO

The Texas Department of Transportation, hereinafter called the State, hereby authorizes Richard Delancey hereinafter called the Permittee, to  construct /  reconstruct a Residential (residential, convenience store, retail mall, farm, etc.) access driveway on the highway right of way abutting highway number 79 in Milam County, located 1.010 miles East of the US 79/US 77 intersection @ the North side of the R.O.W.

USE ADDITIONAL SHEETS AS NEEDED

This permit is subject to the Access Driveway Policy described on page 2 and the following

1. The undersigned hereby agrees to comply with the terms and conditions set forth in this permit for construction and maintenance of an access driveway on the state highway right of way.
2. The Permittee represents that the design of the facilities, as shown in the attached sketch, is in accordance with the Roadway Design Manual, Hydraulic Design Manual and the access management standards set forth in the Access Management Manual (except as otherwise permitted by an approved variance).
3. Construction of the driveway shall be in accordance with the attached design sketch, and is subject to inspection and approval by the State.
4. Maintenance of facilities constructed hereunder shall be the responsibility of the Permittee, and the State reserves the right to require any changes, maintenance or repairs as may be necessary to provide protection of life or property on or adjacent to the highway. Changes in design will be made only with prior written approval of the State.
5. The Permittee shall hold harmless the State and its duly appointed agents and employees against any action for personal injury or property damage related to the driveway permitted hereunder.
6. Except for regulatory and guide signs at county roads and city streets, the Permittee shall not erect any sign on or extending over any portion of the highway right of way. The Permittee shall ensure that any vehicle service fixtures such as fuel pumps, vendor stands, or tanks shall be located at least 12 feet from the right of way line to ensure that any vehicle services from these fixtures will be off the highway right of way.
7. The State reserves the right to require a new access driveway permit in the event of: (i) a material change in land use, driveway traffic volume or vehicle types using the driveway, or (ii) reconstruction or other modification of the highway facility by the State
8. The State may revoke this permit upon violation of any provision of this permit by the Permittee.
9. This permit will become null and void if the above-referenced driveway facilities are not constructed within six (6) months from the issuance date of this permit.
10. The Permittee will contact the State's representative Robert Talafuse or Jason Tomek telephone, (254) 697-6629, at least twenty-four (24) hours prior to beginning the work authorized by this permit.
11. The requesting Permittee will be provided instructions on the appeal process if this permit request is denied by the State.

The undersigned hereby agrees to comply with the terms and conditions set forth in this permit for construction and maintenance of an access driveway on the highway right of way.

Date: Aug 18, 2022

Signed: Authentic:  
Richard Delancey  
08/18/2022 11:37:45 AM CDT  
(Property owner or owner's representative)

Date of Issuance: 9-15-22

[Signature]  
District Engineer, or designee Approval

Date of Issuance as per Variance to AMM

District Engineer, or designee Approval

Date of Denial

District Engineer Denial (No Delegation)

### Access Driveway Policy

Title 43 Texas Administrative Code (Transportation), Chapter 11 (Design), Subchapter C (Access Connections To State Highways) and the "Access Management Manual" establish policy for the granting of access and the design, materials, and construction of driveways connecting to state highways. All driveway facilities must follow this policy. To the extent there is any conflict between this permit and the policy, the policy shall control. If a proposed driveway does not comply with the access management standards, the owner may seek a variance to a requirement contained in the access management standards by contacting the local TxDOT office.

### TxDOT Driveway Permit Request Contact

For a local contact for your TxDOT Driveway Permit Request or variance request, visit: <http://www.txdot.gov/inside-txdot/district.html>. You can click on the section of the map closest to your location to find the local TxDOT office. You can also click on the drop down box below the map to find the district for your county.

### Other Conditions

In addition to Items 1 thru 11 on page 1 of this permit, the facility shall also be in accordance with the attached sketch and subject to the following additional conditions stated below:

One 30" RCP with no more than 24" of drivable surface. 6:1 concrete safety sloped ends are required for all pipe type drives. Side slopes are to maintain a 6:1 slope or flatter. The driveway surface shall be of a non trackable type material. The intent of this requirement is to prevent mud from being tracked onto the roadway and causing a hazard to the traveling public. Installation of this driveway shall be completed to Tx. D.O.T's specifications, as stated on the permit, within 30 days of starting installation. Failure to comply will result in the removal of this drive by Tx. DOT @ the owners expense. This is a new driveway location. No parking on the Right Of Way.

### Variance Documentation Justification

For a Variance request please indicate which of the below are applicable, as required by TAC §11.52(e):

- a significant negative impact to the owner's real property or its use will likely result from the denial of its request for the variance, including the loss of reasonable access to the property or undue hardship on a business located on the property.
- an unusual condition affecting the property exists that was not caused by the property owner and justifies the request for the variance

For the conditions selected above, provide written justification below. (Attach additional sheets, if needed)

For TXDOT use below:

For Variance denials, please indicate which of the below conditions, as provided in TAC §11.52(e), were determined:

- adversely affect the safety, design, construction, mobility efficient operation, or maintenance of the highway, or
- likely impair the ability of the state or the department to receive funds for highway construction or maintenance from the federal government.

### Attachments:

- Sketch of Installation
- All Variance Documentation

Contact/Help

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**NORTH MILAM WSC  
P.O. DRAWER 150  
CAMERON, TEXAS 76520  
HYDRAULIC INVESTIGATION REPORT  
(254) 697-4016**

---

Rajendra Gandhi  
8086 Arezzo Dr  
Round Rock, TX 78665

RE: Water Service- CR 139

DATE: June 22, 2023

The results of the hydraulic investigation states, the installation of (8) residential meter(s) in the requested location is available.

To become a member of the Corporation and receive service, certain conditions must be met by the applicant to qualify for water service. Each applicant shall provide proof of ownership by Warranty Deed or other recordable documentation of fee simple title to real estate to be served. (Texas Water Code 67.016 (d), (Texas water code 13.043 (g).

The proposed cost for each water service at this time is \$5525.00 which consists of the membership fee (\$250.00), tap costs (\$1200.00), Capital impact fee (\$3975.00) and customer service inspection fee (\$100.00) provided the service is within **five** feet of the main distribution line. We will also require a Right of Way easements signed by any and all land owners giving us permission to install a line on their property.

The applicant is responsible for payment for any additional charges that may incur to provide service to the property.

This approval is valid for a period of 60 days from the date of this letter, unless the applicant pays all required fees established by North Milam WSC, and becomes a water customer within that period of time. If the meter is not installed within the 60 days, the meter will need to be on a Meter Reserve to guarantee service at a later date. The Meter Reserve Charge is currently \$41.00 per meter per month for up to 36 months.

**“This institution is an equal opportunity provider and employer”**



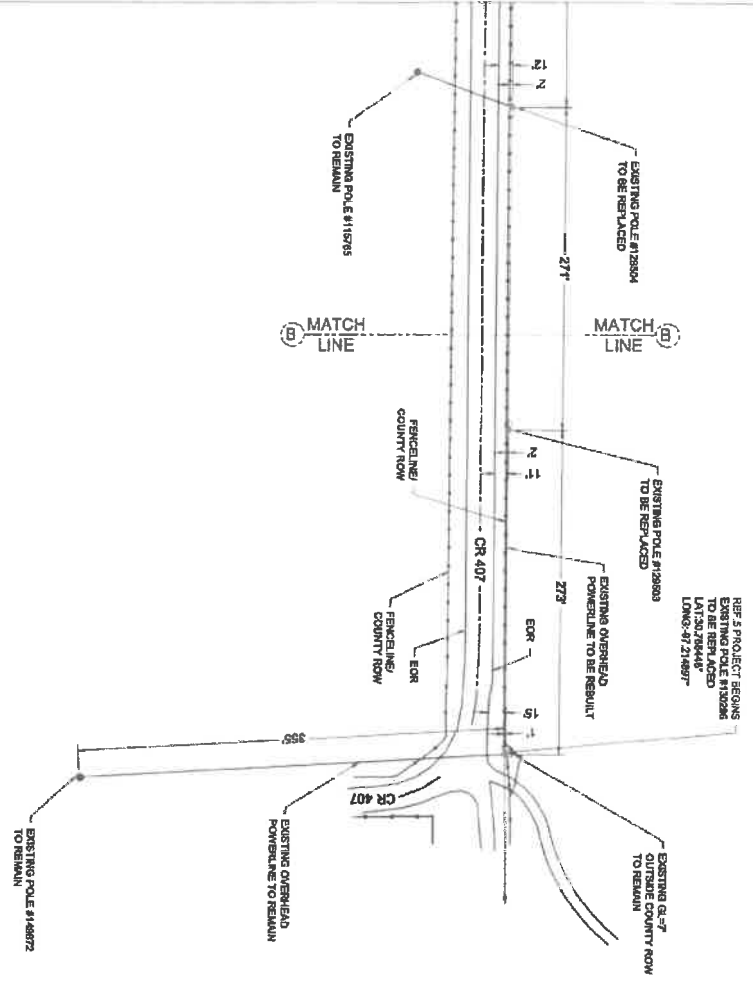


**Project Description:**  
Bartlett Electric Cooperative proposes to upgrade 0.55 miles of existing 1 PH (2 conductors) overhead primary to 3 PH (4 conductors) overhead primary along and crossing ROW of CR 407.

**Project Location:**  
Project begins at the intersection of CR 407 and Private Road and ends at the intersection of CR 407 and FM 487.

**LEGEND**

—	PROPOSED ON ELECTRIC
—	REMAIN ON ELECTRIC
—	TO BE REPLACED
—	TO REMAIN
—	PROPERTY LINE
—	RIGHT OF WAY
—	ROAD CENTERLINE
—	EXISTING PAVEMENT
—	EDGE OF ROAD
—	EXISTING POLE
—	REMOVAL POLE
—	FUTURE POLE
—	POLE TO BE REPLACED
—	POLE TO REMAIN
—	TO BE REPLACED
—	TO REMAIN
—	TO BE REPLACED
—	TO REMAIN





**BY GRANTING THIS PERMIT, THE COUNTY DOES NOT ASSUME ANY RESPONSIBILITY FOR ANY DAMAGES FROM ANY SOURCES THAT MIGHT OCCUR TO MATERIAL AND/OR OBJECTS PLACED ON COUNTY RIGHT-OF-WAY.**

**OFFICIAL USE**

\_\_\_\_\_ ft culvert x \$15/ ft = \$ \_\_\_\_\_

Permit Fee: \$ \_\_\_\_\_

Penalty: \$ \_\_\_\_\_

Total Paid: \$ \_\_\_\_\_

Sized By: \_\_\_\_\_ ; Printed Name: \_\_\_\_\_

Date: \_\_\_\_\_ ; Required Culvert Diameter: \_\_\_\_\_ Inches; No Culvert Required: \_\_\_\_\_

Comments: \_\_\_\_\_  
\_\_\_\_\_

Inspected By: \_\_\_\_\_ ; Printed Name: \_\_\_\_\_

Date: \_\_\_\_\_

Comments: \_\_\_\_\_  
\_\_\_\_\_

County Commissioner Signature: \_\_\_\_\_

Comments: \_\_\_\_\_  
\_\_\_\_\_



**MILAM COUNTY REQUIREMENTS FOR PERMITS  
TO CONSTRUCT ACCESS DRIVEWAYS ON COUNTY RIGHT-OF-WAY**

By adoption of these requirements, the Milam County Commissioners Court finds that the purpose of the Milam County Right-of-Way Driveway Access Standards is to promote the public health, safety, and general welfare of the county, to ensure access that does not impede public drainage, traffic, public safety, or public road maintenance; and to ensure accurate 911 addressing for EMS employees, emergency response vehicles, Sheriff's Deputies, First Responders, and other service providers.

1. A permit from Milam County will be required for any driveway connecting to a county road. The Private/Agricultural driveway permit fee is \$25 plus any additional fees based on the installation of a culvert or other structure in the county right-of-way. The fee for noncommercial joint access driveways is \$50 plus any additional fees based on the installation of a culvert or other structure in the county right-of-way. The business driveway permit fee is \$150 plus any additional fees for installation of a culvert or other structure placed in the county right-of-way. Business driveways include but are not limited to, multiple residence developments or subdivisions, RV parks, manufactured home parks, retail businesses. The industrial driveway permit fee is \$5,000 plus any additional fees for installation of a culvert or other structure placed in the county right-of-way. Industrial driveways include but are not limited to, oil and gas facilities, oil field location entrances, and industrial complexes.
2. Permits for driveways not requiring a culvert (dip-type driveways) are required and must be properly designed to not impede the natural drainage along the roadway, to not cause damage to the road shoulder, and to not cause scouring of the public roadway surface or of the county drainage ditch. Permit fees and installation fees shall be required for the installation of non-culverted driveways based on the width of the entrance from the edge of the county road.
3. The driveway must be located within twenty-five feet (25') of the designated 911 address. Driveway permits will not be issued without applicant also obtaining a 911 address. Agricultural entrances are excluded from this section.
4. No more than two (2) properties may be serviced by a joint driveway without a Private Rad designation.
5. Installation of non-commercial driveways requiring culverts will be done by the Milam County Commissioner in whose precinct the driveway is located. Milam County sets culverts at the additional fee of \$15.00 per foot of culvert. At the sole discretion of the Milam County Commissioner in whose precinct the driveway is to be located, Milam County may allow a culvert installation by a private contractor in compliance with County standards. Included in as part of Milam County's installation of culverts, Milam County will provide the labor and equipment needed to set the culvert and enough flexible base material to adequately cover said culvert up to the edge of the county-maintained easement. Entrances, fencing, gates, road surface materials will be the sole obligation of the Applicant.
6. Business driveways and real estate development driveways will be installed by a private owner, or a contractor approved by County, installed using approved materials, and

constructed in compliance with county standards or as requested by the Milam County Commissioner. A representative of Milam County will inspect the installation to make determinations on the required structure and placement according to County requirements.

7. All persons needing culverts must acquire them and have them delivered to the site where they are to be installed. All driveway pipes shall be corrugated galvanized metal pipe of adequate size and length per the application site as approved by the Milam County Commissioner. Alternate driveway pipe material may be permitted at the sole discretion of the Milam County Commissioner in whose precinct the driveway is located.
8. Minimum culvert length is thirty feet (30').
9. Existing driveways and the associated maintenance are the responsibility of the current landowner.
10. Failure to obtain a permit prior to installing a driveway incurs a penalty as follows \$500 for a private or agricultural entrance; \$1,000 for a business entrance; and \$20,000 for an industrial entrance. Imposition of the penalty may be appealed to the Milam County Commissioners Court for a determination whether the penalty shall be imposed.
11. Milam County shall adopt forms for use in the administration of these regulations.
12. Typically, only one driveway to a property under the same ownership or controlling interest may be granted. Additional driveways may be permitted by the Milam County Commissioners Court as a variance to these rules if the necessity for such access (due to topography, size of the tract, number of roads adjacent to the property, proposed use of the driveway(s), e.g., residential/commercial/oil activities) is demonstrated.
13. Gated entrances that will be utilized for trailered traffic shall have the gate no closer than 60 feet from the edge of the county-maintained easement. Said trailers include, but are not limited to, livestock trailers, cargo trailers, hay haulers, or other industrial trailers.
14. Temporary Entrance(s) used for construction purposes for up to six (6) months, may be approved by the County Commissioners of the Precinct. Said temporary entrances will be allowed and constructed at the discretion of the County Commissioner and shall be assessed the following fees:
  - a. Homesites: None
  - b. Business: None
  - c. Industrial: \$1,000
15. It will be the responsibility of the owner of an entrance to pay for any damages that are out of the scope of the normal "wear and tear" to the County Roads resulting from the use of an entrance. At the sole discretion of the Milam County Commissioner in whose precinct the entrance is located, repairs will be made by the Milam County Commissioner or a private contractor in compliance with county standards. Said damages are determined by the Milam County Commissioner in whose precinct the entrance is located. Imposition of the damage penalties may be appealed to the Milam County Commissioners Court for a determination whether the penalty shall be imposed.

16. These amended rules take effect upon their passage.

***17. Each entrance to the County Road shall be clearly marked with an address marker made up of numbers no less than two (2) inches in height and placed in a location to be seen clearly from the County Road in order to be seen by emergency vehicles should the need arise. Said marker can be on a Mailbox if the Mailbox is adjacent to the entrance or directly across the County Road from the entrance.***

*1 to 16 – adopted in Milam County Commissioner's County on February 17, 2023*

STATE OF TEXAS §  
COUNTY OF MILAM §

IN COMMISSIONERS COURT  
Regular Meeting July 10, 2023

A Regular Meeting of the Commissioners' Court of Milam County, Texas was held on the 10<sup>th</sup> day of July 2023 at 10:00a.m. in the Milam County Historic Courthouse, County Courtroom, 1<sup>st</sup> Floor, Cameron, Texas.

The Following members were present

WILLIAM WHITMIRE, MILAM COUNTY JUDGE  
HENRY HUBNIK, COMMISSIONER PRECINCT NO.1  
ART NEAL, COMMISSIONER PRECINCT NO. 3  
WESLEY PAYNE, COMMISSIONER PRECINCT NO. 4

SUSANNE GELNER, DEPUTY COUNTY CLERK      DANICA LARA, AUDITOR  
BRIAN PRICE, ASSISTANT COUNTY ATTORNEY      LINDA ACOSTA, TREASURER

ABSENT TO WIT:  
JAMES DENMAN, COMMISSIONER PRECINCT NO. 2  
JODI MORGAN, COUNTY CLERK

1. A quorum will be established, and the Court will convene. - 10:00AM
2. Invocation.
3. Pledge of Allegiance to the American Flag and to the Texas Flag.
4. Consider the minutes from previous commissioner's court meetings and act on any corrections, changes, or approval of any of the said minutes.

Motion made by Commissioner Hubnik to accept the minutes, seconded by Commissioner Payne and motion carried unanimously.

5. Comments from the Public (limited to five minutes)
6. Judge's Comments

Next Friday- Commissioner Hubnik and Commissioner Denman to meet with Danica on CDGB Grant

7. Review and take action on the Milam County Treasurer's Report as presented by Linda Acosta

Motion made by Commissioner Payne to accept the Treasurer's Report, seconded by Commissioner Neal and motion carried unanimously.

8. Receive a WIC update from Jennifer Ranspot. (Exhibit A)

*Received the Star Customer Service Award for 2022*

9. Review and take necessary action on the disposal of 2 nonoperational vehicles at the Rockdale Senior Center.

*Put out for Bids.*

10. Review, discuss and take necessary action on funds to continue HOP Services.

*Push to next meeting July 24, 2023*

11. Discuss and take necessary action on AVAYA Phone System Equipment.

*Push to next meeting July 24, 2023*

12. Discuss and take action to accept new CPS board members-Jeanie Weed (Exhibit B)

*Motion made by Commissioner Payne to appoint all four, seconded by Commissioner Neal and motion carried unanimously.*

*Devin Love*  
*Sharee Mitchell*  
*Tracy Sanderson*  
*Martha Case*

13. Discuss and take action on a Disaster Declaration on the border crisis. (Exhibit C)

*Motion made by Commissioner Hubnik to approve the Disaster Declaration on the border crisis, seconded by Commissioner Payne and motion carried unanimously.*

14. Discuss and take possibly approve a contract for county employees to get CDL qualified at TEEX.

*Push to next meeting July 24, 2023*

15. Discuss and take action on preliminary plat for North Park subdivision at CR 139 and Highway 7. (Exhibit D)

Motion made by Commissioner Hubnik to accept the preliminary for North Park Subdivision on CR 139, seconded by Commissioner Neal and motion carried unanimously.

**Note: HWY 77 not HWY 7**

16. Discuss fire lane and parking lot at the Professional Building.

17. Discuss and take action on an overhead powerline permit request by Bartlett Electric on CR 407 (Exhibit E)

Motion made by Commissioner Hubnik to approve, seconded by Commissioner Payne and motion carried unanimously.

18. Discuss and take action on an addition to the Permit Application for County Road Entrance. (Exhibit F)

*Push to next meeting; July 24, 2023*

19. Discuss and take action to add a new board member, Thomas "TJ" Evans, to the Milam County Industrial Development Corporation board.

Motion made by Commissioner Payne to appoint Thomas "TJ" Evans to the Milam County Industrial Development Board, seconded by Commissioner Hubnik and motion carried unanimously.

20. Receive a MIT/MOD Grant Update from Grantworks.

21. Review, Discuss, and take necessary action on the FY2022 External Audit Report.

Motion made by Commissioner Hubnik to accept the FY2022 External Audit Report, seconded by Commissioner Neal and motion carried unanimously.

22. Bills

Motion made by Commissioner Hubnik to pay the bills, seconded by Commissioner Payne and motion carried unanimously.

**\$1,016,469.45**

23. Adjourn

Motion made by Commissioner Neal to adjourn at 11:10a.m., seconded by Commissioner Payne and motion carried unanimously.

The above and foregoing Minutes for Monday, July 10, 2023 having been examined and approved in Open Court this 24<sup>th</sup> day of July, 2023.



County Judge Whitmire

State of Texas:

County of Milam:

I, Jodi Morgan, County Clerk, Milam County, Texas, attest that the foregoing is a true and correct accounting of the Commissioners' Court authorized proceedings for July 10, 2023.



County Clerk and Ex-Officio Member of  
Commissioners' Court, Milam County, Texas

**STATEMENT OF APPROVAL**

July 24, 2023



Commissioner PCT #1- Henry Hubnik



Commissioner PCT #2- James Denman



Commissioner PCT #3- Art Neal



Commissioner PCT #4- Wesley Payne

SUPPORTING DOCUMENTS MAY BE VIEWED ON THE WEBSITE

[WWW.MILAMCOUNTY.NET](http://WWW.MILAMCOUNTY.NET) , in the minutes in the Commissioners Court book located in the County Clerk's office, or online at <https://milam.txpublicsearch.us>