# NOTICE OF PLANNING AND ZONING COMMISSION REGULAR MEETING CITY OF TOMBALL, TEXAS



#### Monday, February 14, 2022 6:00 PM

Notice is hereby given of a meeting of the Planning & Zoning Commission, to be held on Monday, February 14, 2022 at 6:00 PM, City Hall, 401 Market Street, Tomball, Texas 77375, for the purpose of considering the following agenda items. All agenda items are subject to action. The Planning & Zoning Commission reserves the right to meet in a closed session for consultation with attorney on any agenda item should the need arise and if applicable pursuant to authorization by Title 5, Chapter 551, of the Texas Government Code.

- A. Call to Order
- B. Public Comments and Receipt of Petitions; [At this time, anyone will be allowed to speak on any matter other than personnel matters or matters under litigation, for length of time not to exceed three minutes. No Council/Board discussion or action may take place on a matter until such matter has been placed on an agenda and posted in accordance with law GC, 551.042.]
- C. Reports and Announcements
- D. Approval of Minutes
  - <u>D.1</u> Consideration to Approve the Minutes of the Regular Planning and Zoning Commission Meeting of January 10, 2021.
- E. New Business
  - E.1 Consideration to Approve Replat of **BAKER ESTATES**: Being a 0.2929 acre tract and being a replat of a portion of Lots 21, 22 and 23, of Anderson's Subdivision, a subdivision situated in the W. Hurd Survey, Abstract Number 371, of Harris County, Texas, according to the map or plat thereof recorded in Volume 321, Page 44, of the Deed Records of Harris County, Texas.
  - E.2 Consideration to Approve Replat of **GREVIS PROPERTIES:** A replat of Lots 13, 14, 15, 16, 17, 18, 19, 20 and a portion of two alleys, in Block 80 of Revised Map of Tomball, an addition in Harris County, Texas, according to the Map or

- Plat thereof recorded in Volume 4, Page 25, of the Map Records of Harris County, Texas. Said Block 80 lying in the William Hurd Survey (A-371).
- E.3 Consideration to Approve Final Plat of INTERCHANGE 249 BUSINESS

  PARK: A subdivision of 240.075 Acres, (10,457,658 Square Feet), situated in the Auguste Senechal Survey, Abstract No. 722, City of Tomball, Harris County, Texas.
- <u>E.4</u> Consideration to Approve Final Plat of <u>SITEMAG AT TOMBALL</u>: Being a subdivision of 18.0486 acres located in the Chauncy Goodrich Survey, A-31, Harris County, Texas.
- E.5 Consideration to Approve **ZONING CASE P22-016:** Request to amend the City of Tomball's Comprehensive Plan which may include an update to the Future Land Use and Major Thoroughfare Plan Maps.

Conduct a Public Hearing on **Zoning Case P22-016** 

- F. Discussion Item
  - F.1 Discussion and Updates for proposed Amendments to the existing City of Tomball Tree Planting List and discussion of proposed Tree and Shrub Ordinance.
- G. Adjournment

#### CERTIFICATION

I hereby certify that the above notice of meeting was posted on the bulletin board of City Hall, City of Tomball, Texas, a place readily accessible to the general public at all times, on the 10th day of February 2022 by 5:00 PM, and remained posted for at least 72 continuous hours preceding the scheduled time of said meeting.

**Kimberly Chandler** 

Community Development Coordinator

This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary's office at (281) 290-1002 or FAX (281) 351-6256 for further information.

AGENDAS MAY BE VIEWED ONLINE AT www.ci.tomball.tx.us.

### MINUTES OF REGULAR PLANNING & ZONING COMMISSION MEETING CITY OF TOMBALL, TEXAS

MONDAY, JANUARY 10, 2022



6:00 P.M.

A. The meeting was Called to Order by Chair Tague at 6:00 p.m. Other members present were:

Commissioner Richard Anderson Commissioner Dane Dunagin Commissioner Tana Ross Commissioner Susan Harris

#### Others present:

Nathan Dietrich – Community Development Director Wesley Stolz – City Engineer Kim Chandler – Community Development Coordinator



- B. No Public Comments were received.
- C. Reports and Announcements:
  - Nathan Dietrich, Community Development Director, announced the following:
    - o Multiple resolutions for the TEDC for rental assistance, infrastructure extension and Friends of Tomball Library.
    - o Levying Assessment for Alexander Estates Sec 2 East side of Hufsmith-Kohrville Road near Holderrieth, (251 lots altogether).
    - o Election is going to be held on May 7, 2022. There will be early voting.
    - o Roof repair for City PW Building.
    - o Lovett / Exxon Project approved (annexation, zoning, TIRZ).
    - o New Public Works Director and Marketing Director will be retiring (Mike Baxter).
    - Staff working on projects like GIS and templates in efforts to make things easier.
- D. Motion was made by Commissioner Anderson, second by Commissioner Ross, to approve the Minutes of the Regular Planning and Zoning Commission Meeting of December 13, 2021.

Roll call vote was called by Commission Secretary Kim Chandler.

Motion carried unanimously.

#### E. New Business:

E.1 Consideration to Approve Preliminary Plat of **SITEMAG AT TOMBALL:** Being a subdivision of 18.049 acres located in the Chauncy Goodrich Survey, A-31, Harris County, Texas.

Wesley Stolz, City Engineer, presented a recommendation of approval with contingencies.

Motion was made by Commissioner Harris, second by Commissioner Dunagin, to approve with contingencies.

Roll call vote was called by Commission Secretary Kim Chandler.

Motion carried unanimously.

#### F. Discussion Item

#### F.1 Tree Planting List

Discussion and Updates for proposed Amendments to the existing City of Tomball Tree Planting List and discussion of proposed Tree and Shrub Ordinance. will be reviewed by all Commissioners. will be added to the Planning & Zoning Meeting on January 10, 2021.

- Commissioner Dunagin provided a proposed updated Tree and Shrub List.
- Timeline was proposed by staff in order to get new Tree, Shrub, Vine Planting List approved by P&Z and then City Council. Subsequently, request direction if there is an appetite for a Tree and Shrub Protection Ordinance.
- Discuss the current Landscape Ordinance and any recommendations to "tweek" improve the current ordinance?

Proposed Tree and Shrub List will be reviewed by all Commissioners and will be added to the Planning & Zoning Meeting on February 14, 2022.

G. Motion was made by Commissioner Anderson, second by Commissioner Harris, to adjourn.

Roll call vote was called by Commission Secretary Kim Chandler.

Motion carried unanimously.

The meeting adjourned at 6:45 p.m.

lin ltem D.1

Planning & Zoning Commission Meeting
January 10, 2022
Page 3 of 3

PASSED AND APPROVED this	day of		2022
Kim Chandler		Barbara Tague	
Community Development Coordinator /		Commission Chair	
Commission Secretary			

Plat Name:	BAKER ESTATES		Plat Type:	Replat
Construction 1	Drawings for Public Facilities	es required?	Yes No	N/A X
Plat within Ci	ty Limits X	Within Ex	traterritorial Ju	urisdiction
Planning and	Zoning Commission Meetin	g Date: _I	February 14, 2	022

The above Subdivision Plat has been reviewed for compliance with existing Ordinances of the City of Tomball, Texas. Based on this review, the following comments are presented to the Planning & Zoning Commission for consideration in the Platting Process:

- Call out all easements and liens that are shown in the City Planning Letter.
- Add Note #6 stating that Zoning has been adopted in the City of Tomball and may have additional property development standards and setbacks. Please reference applicable City ordinances.
- Add Note #7 that references this is a corner lot and must abide by all ordinance requirements when referencing the visibility triangle and cannot be obstructed, per City Ordinance.
- Tie both boundary corners to nearest survey corner or give their coordinates.
- Provide "No Objection" Utility Letters to the City of Tomball.

### THE STATE OF TEXAS

COUNTY OF HARRIS

We, Michael D. Baker and Maria N. Baker, owners hereinafter referred to as owners of the 0.2929 acre tract described in the above and foregoing plat of BAKER ESTATES, do hereby make and establish said subdivision of said property according to all liens, dedications, restrictions and notations on said plat and hereby dedicate to the use of the public forever, all streets, alleys, parks, watercourses, drains, easements, and public places shown thereon for the purposes and considerations therein expressed; and do hereby bind ourselves, our heirs, successors and assigns to warrant and forever defend the title to the land so dedicated.

FURTHER, owners have dedicated and by these presents does dedicate to the use of the public for public utility purposes forever an unobstructed aerial easement five feet (5') in width from a plane twenty feet (20') above the ground level upward, located adjacent to all public utility easements shown hereon.

FURTHER, owners do hereby dedicate to the public a strip of land fifteen feet (15') wide on each side of the center line of any and all bayous, creeks, gullies, ravines, draws, sloughs, or other natural drainage courses located and depicted upon in said plat, as easements for drainage purposes, giving the City of Tomball, Harris County, or any other governmental agency, the right to enter upon said easement at any and all times for the purpose of construction and maintenance of drainage facilities and structures.

FURTHER, owners do hereby covenant and agree that all of the property within the boundaries of this plat and adjacent to any drainage easement, ditch, gully, creek, or natural drainage way shall hereby be restricted to keep such drainage ways and easements clear of fences, buildings, planting, and other obstructions to the operation and maintenance of the drainage facility and that such abutting property shall not be permitted to drain directly into this easement, except by means of an approved drainage structure.

WITNESS our hands in the City of Tomball, Texas, this \_\_\_\_\_ day of \_\_\_\_\_, 202\_\_\_.

Michael D. Baker

Maria N. Baker

THE STATE OF TEXAS

COUNTY OF HARRIS

BEFORE ME, the undersigned authority, on this day personally appeared Michael D. Baker and Maria N. Baker, known to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same for the purposes and considerations therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this \_\_\_\_ day of

Notary Public in and for the State of Texas

My Commission Expires: \_\_\_\_\_\_

We, CORNERSTONE HOME LENDING, INC., owners and holder of a lien against the property described in the plat known as BAKER ESTATES, said lien being evidenced by instruments of record in the Clerk's File Numbers 20130141902 and 20130141903 of the 0.P.R.O.R.P of Harris County, Texas, do hereby in all things subordinate our interest in said property to the purposes and effects of said plat and the dedications and restrictions shown herein to said subdivision plat and we hereby confirm that we are the present owners of said lien and have not assigned the same nor any part thereof.

of CORNERSTONE HOME LENDING, INC.

STATE OF TEXAS

COUNTY OF HARRIS

BEFORE ME, the undersigned authority, on this day personally appeared CORNERSTONE HOME LENDING, INC. known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that they executed the same for the purposes and considerations therein expressed, and in the capacity therein and herein stated, and as the act and deed of said bank.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this \_day of \_\_\_\_\_, 202\_\_.

Notary Public in and for the State of Texas

My Commission expires:\_\_\_\_\_

This is to certify that the Planning and Zoning Commission of the City of Tomball, Texas, has approved this plat and subdivision of BAKER ESTATES in conformance with the laws of the State of Texas and the ordinances of the City of Tomball as shown hereon and authorized the recording of this plat

this \_\_\_\_, day of \_\_\_\_\_, 202\_\_. STEVEN MCADAMS CALLED 0.221 ACRE Barbara Tague ALL OF LOT 9 Chairman D.R.H.C.T.

CF No. Y718495 R.P.R.H.C.T. EAST HALF LOT 8 OF ANDERSON'S SUBDIVISION VOLUME 321, PAGE 44

ANDERSON'S SUBDIVISION VOLUME 321, PAGE 44 D.R.H.C.T.

Lot 1

JOSHUA & ZACHARY BURNS

REMAINDER OF LOT 10

0.2929 AC. 12,760.00 Sq. Feet

VOLUME 321, PAGE 44 D.R.H.C.T.

PORTION OF

LOT 6 ALL OF LOT 7 OF

ANDERSON SUBDIVISION

BLOCK 1

WILKINSON CORNERS FILM CODE # 694483 M.R.H.C.T.

LOT 1

LOT 2

Harris County Clerk Certificate of Filing:

I, Teneshia Hudspeth, County Clerk of Harris County, Texas, do hereby certify that the within instrument with its certificate of authentication was filed for registration in my office on \_\_\_\_\_, 202\_\_, at \_\_\_\_o'clock \_\_.M., and duly recorded on

\_\_\_\_\_, 202\_\_, at \_\_\_\_o'clock \_\_.M., and at Film Code Number \_\_\_\_\_ of the Map Records of Harris County for said County.

Witness my hand and seal of office, at Houston, the day and date

Teneshia Hudspeth County Clerk

Deputy

last above written.

of Harris County, Texas

I, Steven L. Crews, am authorized under the laws of the State of Texas to practice the profession of surveying and hereby certify that the above subdivision is true and correct; was prepared from an actual survey of the property made under my supervision on the ground; that all boundary corners, angle points, points of curvature, and other points of reference not found have been marked with iron rods having an outside diameter of not less than three-quarter inch (3/4) and a length of not less than three feet (3'); and that the plat boundary corners have been tied to the nearest survey corner.

Steven L. Crews Texas Registration Number 4141

FAE MORRIS CALLED 0.417 ACRE CF No. RP-2021-665041 R.P.R.H.C.T.

**SQUARE** 

According to FEMA Firm Panel No. 48201C0230L (Effective Date June 18, 2007), this property is in Zone "X" and is not in the 0.2% Annual

HOSPTAL

MEDICAL COMPLEX DR.

1. All oil/gas pipelines or pipeline easements with ownership through the 2. All oil/gas wells with ownership (plugged, abandoned, and/or active) through the subdivision have been shown.

3. No building or structure shall be constructed across any pipelines, building lines, and/or easements Building setback lines will be required adjacent to oil/gas pipelines. The setbacks at a minimum should be 15 feet off centerline of low pressure gas lines, and 30 feet off centerline of high pressure gas lines.

4. This plat does not attempt to amend or remove any valid restrictions

Public Easements denoted on this plat are hereby dedicated to the public forever. Any public utility, including the City of Tomball, shall have the right at all times, of ingress and egress to and from and upon said easement for the purpose of construction, reconstruction, inspection, patrolling, maintaining and adding to or removing all or part of its respective systems without the necessity at any time of procuring the permission of the property owner. Any public utility, including the City of Tomball, shall have the right to move and keep moved all or part of any building, fences, trees, shrubs, other growths or improvements that in any way endanger or interfere with the construction, maintenance or efficiency of it's respective systems on any of the easements shown on this plat. Neither the City of Tomball nor any other public utility shall be responsible for any damages to property within an easement arising out

of the removal or relocation of any obstruction in the public easement.

D.R.H.C.T. = DFFD RECORDS OF HARRISCOUNTY TEXAS M.R.H.C.T. = MAP RECORDS OF HARRIS COUNTY TEXAS R.P.R.H.C.T. = REAL PROPERTY RECORDS OF HARRIS COUNTY TEXAS B.L. = BUILDING LINE C.O.T.U.E. = UTILITY EASEMENTDEDICATED TO THE CITY OF TOMBALL. CF NO. = CLERK'S FILE NUMBER FC NO. = FILM CODE NUMBER

## BAKER ESTATES

Being a 0.2929 acre tract and being a replat of a portion of Lots 21, 22 and 23, of ANDERSON'S SUBDIVISION, a subdivision situated in the W. Hurd Survey, Abstract Number 371, of Harris County, Texas, according to the map or plat thereof recorded in Volume 321, Page 44, of the Deed Records of Harris County, Texas,.

1 Lot, 1 Block

Owners:

Michael D. Baker Maria N. Baker 605 S. Walnut Street Tomball, Texas 77375

PAPAMIKEHOTEL LLC

CALLED 4.955 ACRES

CF No. RP-2021-374804

R.P.R.H.C.T.

Surveyor: C & C Surveying Inc. Firm Number 10009400 33300 Egypt Lane, Suite F200 Magnolia, Texas 77354 Office: 281-356-5172 survey@ccsurveying.com

www.ccsurveying.com

February 2022 Sheet 1 of 1 20 - 0006

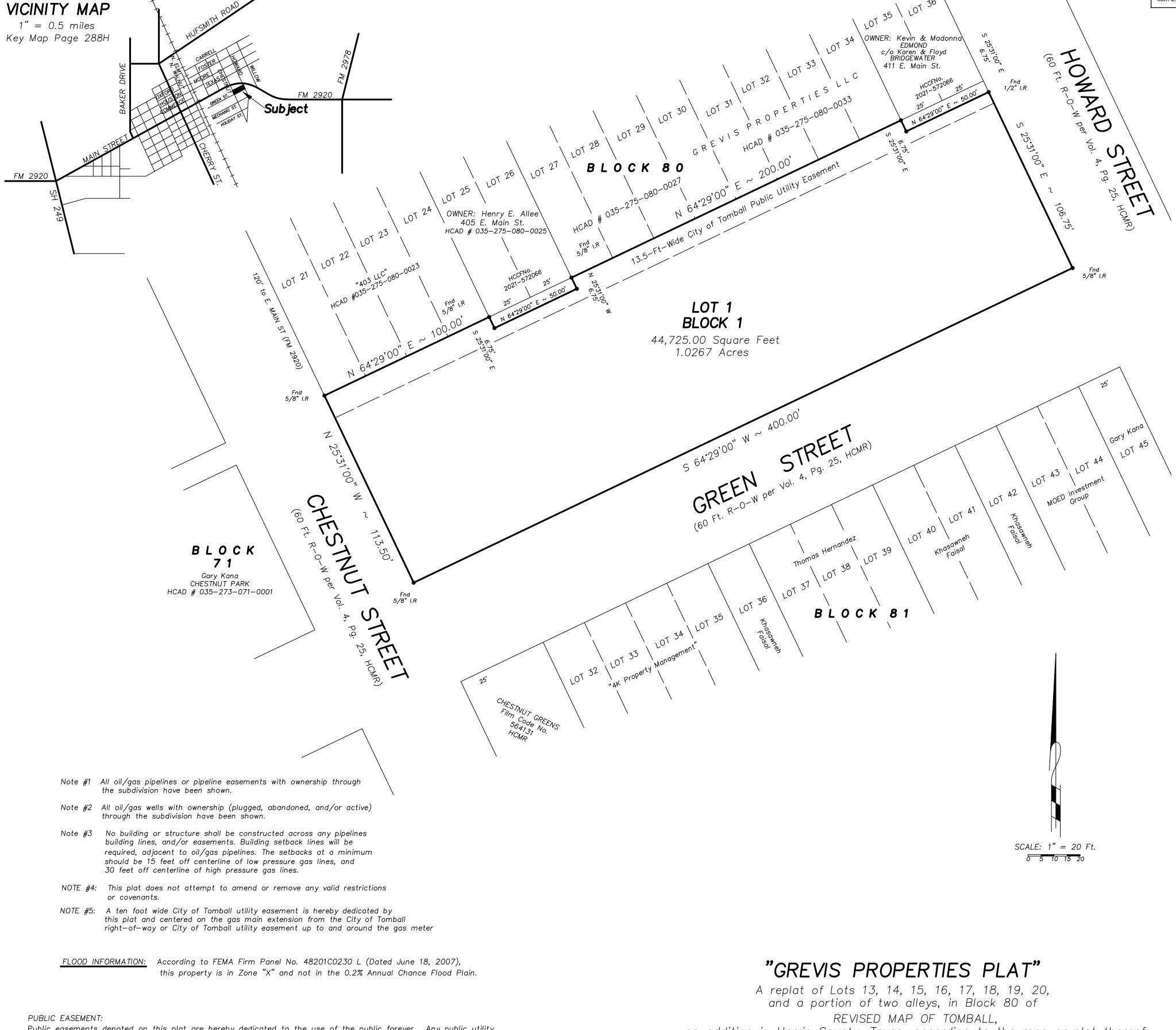
Plat Name:	GREVIS PROPERTIES		Plat Type:	Replat	
Construction I	Orawings for Public Facilities	s required?	Yes No	N/A	X
Plat within Cit	ty Limits X	Within Ext	traterritorial Ju	risdiction	
Planning and 2	Zoning Commission Meeting	Date: F	Sebruary 14, 20	022	

The above Subdivision Plat has been reviewed for compliance with existing Ordinances of the City of Tomball, Texas. Based on this review, the following comments are presented to the Planning & Zoning Commission for consideration in the Platting Process:

- Tie all boundary corners to nearest survey corner or give their coordinates.
- Add a 10' City of Tomball utility easement called out in Note #5.
- Add note #6 providing reference to Ordinance No. 2021-32 documenting the alley abandonment.
- Add Note #7 Referencing the boundary corners since this property has a corner of two
  public rights of way, a Visibility triangle will need to be maintained and will meet all
  ordinance requirements.
- Add Note #8 stating that Zoning has been adopted in the City of Tomball and may have additional property development standards and setbacks. Please reference applicable City ordinances.
- Provide "No Objection" Utility Letters to the City of Tomball.
- Add the Title "General Notes".

I, Gretchen Fagan, President of GREVIS Properties LLC, hereinafter referred to as owner of the 1.0267 acre tract described in the above and foregoing plat of GREVIS PROPERTIES PLAT, do hereby make and establish said subdivision of said property according to all liens, dedications, restrictions and notations on said map or plat and hereby dedicate to the use of the public forever, all streets (except private), alleys, parks, water courses, drains, easements, and public places shown thereon for the purposes and considerations herein expressed, and do hereby bind myself and my heirs, successors, and assigns to warrant and defend the title to the land so dedicated.
FURTHER, owner has dedicated and by these presents dedicate to the use of the public for public utility purposes an unobstructed aerial easement five feet in width from a plane twenty feet above the ground upward, located adjacent to all public utility easements shown hereon.
FURTHER, owner does hereby covenant and agree that all of the property within the boundaries of this plat shall be restricted to provide that drainage structures under private driveways shall have a net drainage opening area of sufficient size to permit the free flow of water without backwater and in no instance have a drainage opening of less than one and three quarters $(1-3/4)$ square feet $(18")$ diameter with culverts or bridges to be provided for all private walkways crossing such drainage facilities.
FURTHER, owner does hereby dedicate to the public a strip of land 15 feet wide on each side of the centerline of any and all bayous, creeks, gullies, ravines, draws, sloughs, or other natural drainage course located in said plat, as easements for drainage purposes, giving the City of Tomball, Harris County, or any other governmental agency, the right to enter upon said easement at any and all times for the purpose of construction and maintenance of drainage facilities and structures.
FURTHER, owner does hereby covenant and agree that all of the property within the boundaries of this plat and adjacent to any drainage easement, ditch, gully creek, or natural drainage way shall hereby be restricted to keep such drainage ways and easements clear of fences, buildings, planting, and other obstructions to the operations and maintenance of the drainage facility and that such abutting property shall not be permitted to drain into this easement except by means of an approved drainage structure.  WITNESS my hand, this day of, 20
Gretchen Fagan, President
STATE OF TEXAS COUNTY OF HARRIS
BEFORE ME, the undersigned authority, on this day personally appeared Gretchen Fagan, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he has executed the same for the purposes and considerations therein expressed, and in the capacity therein and herein stated, and as the act and deed of said owner.  GIVEN UNDER MY HAND AND SEAL OF OFFICE THIS DAY OF, 20
Notary Public in and for the State of Texas
My Commission expires on the day of, 20
I, Tony P. Swonke, am registered under the laws of the State of Texas to practice the profession of surveying and hereby certify that the above subdivision is true and correct; was prepared from an actual survey of the property made under my supervision on the ground; that the elevation benchmark reflected on the face of the plat was established as required by regulation; that all corners and angle points of the boundaries of the original tract to be subdivided of reference have been marked with iron rods having a diameter of not less than three—quarters of an inch (3/4") and a length of not less than three feet (3') and that the plat boundary corners have been tied to the nearest survey corner.  Tony P. Swonke Registered Professional Land Surveyor No. 4767
This is to certify that the Planning and Zoning Commission of the City of Tomball, Texas, has approved this plat and subdivision of "GREVIS PROPERTIES PLAT", in conformance with the laws of the State of Texas and the ordinances of the City of Tomball as shown hereon and authorized the recording of this plat on this day of, 20  Barbara Tague Chairman
I, Teneshia Hudspeth, Clerk of the County Court of Harris County, Texas, do hereby certify that the within instrument with its certificate of authentication was filed for registration in my office on the day of, 20, at o'clock, M., and was duly recorded on the day of, 20, at o'clock,, M. and filed under Film Code No of the Map Records of Harris County, Texas.  WITNESS MY HAND AND SEAL OF OFFICE AT HOUSTON, TEXAS, THE DATE AND DATE LAST ABOVE WRITTEN.  Teneshia Hudspeth Clerk of the County Court Harris County, Texas

STATE OF TEXAS COUNTY OF HARRIS



Public easements denoted on this plat are hereby dedicated to the use of the public forever. Any public utility, including the City of Tomball, shall have the right at all times of ingress and egress to and from and upon said easements for the purpose of construction, reconstruction, inspection, patrolling, maintaining and adding to or removing all or parts of its respective systems without the necessity at any time of procuring the permission of the property owner. Any public utility, including the City of Tomball, shall have the right to move and keep moved all or part of any building, fences, trees shrubs, other growths or improvements that in any way endanger or interfere with the construction, maintenance, or efficiency of its respective systems on any of the easements shown on this plat. Neither the City of Tomball nor any other public utility shall be responsible for any damages to property within an easement arising out of the removal or relocation of any obstruction in the public easement.

an addition in Harris County, Texas, according to the map or plat thereof recorded in Volume 4, Page 25, of the Map Records of Harris County, Texas. Said Block 80 lying in the William Hurd Survey (A-371).

## Containing: 1 Lot / 1 Block

PREPARED BY: Tony Swonke Land Surveying 700 Kane Street Tomball, TX 77375 281 351 7789

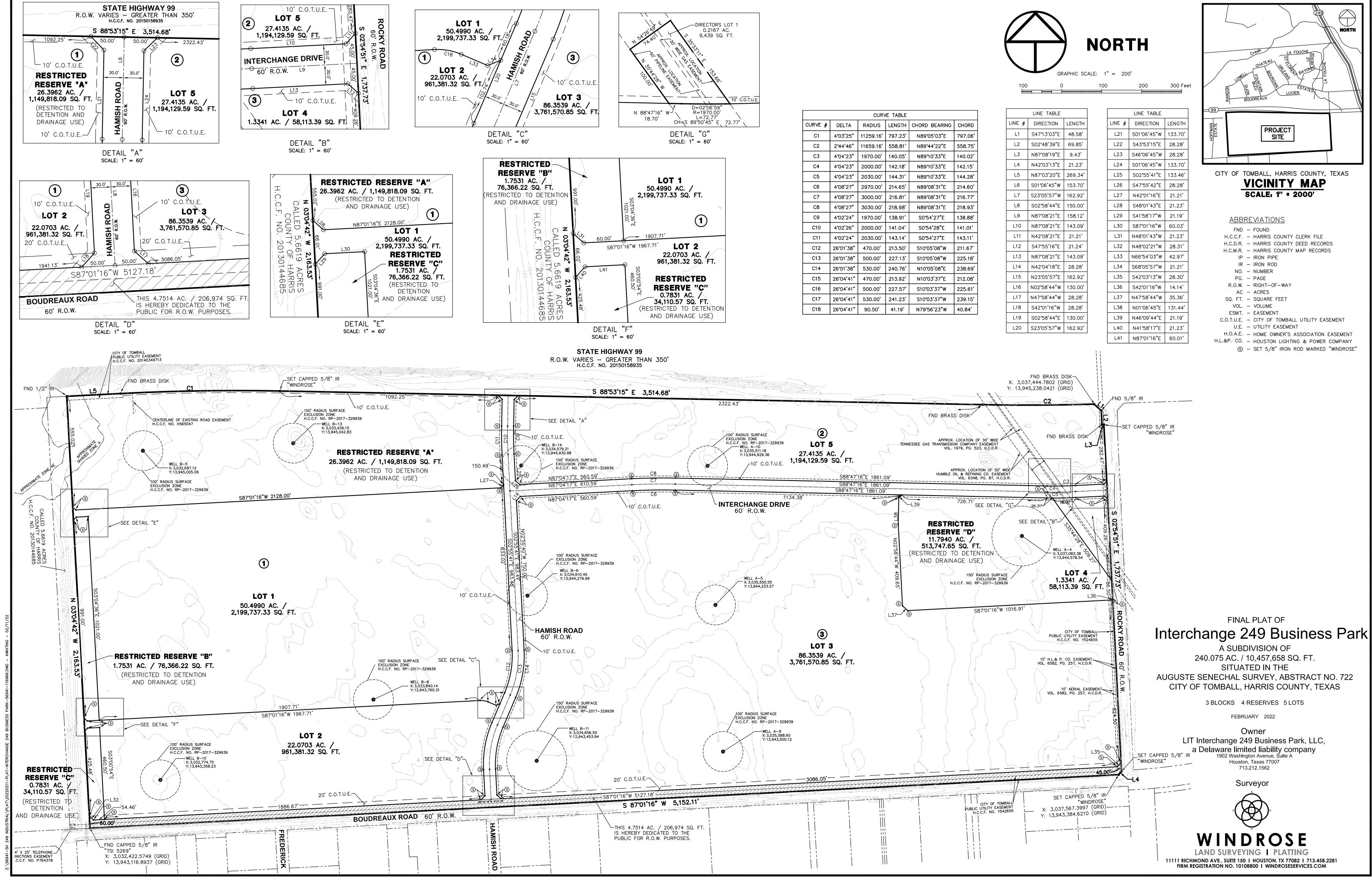
DATE: February 2, 2022

OWNER: GREVIS Properties LLC 407 E. Main Street Tomball, TX 281-330-7828

Plat Name:	INTERCHANGE 249 BUSINE	SS PARK	Plat Type:	Final Plat
Construction I	Orawings for Public Facilitie	s required?	Yes No	N/A X
Plat within Cit	ty Limits X	Within Ext	traterritorial Ju	risdiction
Planning and 2	Zoning Commission Meeting	g Date: F	February 14, 20	022

The above Subdivision Plat has been reviewed for compliance with existing Ordinances of the City of Tomball, Texas. Based on this review, the following comments are presented to the Planning & Zoning Commission for consideration in the Platting Process:

- Add Note #15 stating that Zoning has been adopted in the City of Tomball and may have additional property development standards and setbacks. Please reference applicable City ordinances.
- Add Note #16 identifying Deed Restrictions on Title Reports: RP-2017-329939, RP-2021-658346.
- Provide Deed Restrictions on Title Reports: RP-2017-329939, RP-2021-658346 to the City of Tomball.
- Add Note #17 identifying Special Warranty Deed Recorded April 15, 2015 (20150148935).
- Provide Special Warranty Deed Recorded April 15, 2015 (20150148935) to the City of Tomball.



STATE OF TEXAS
COUNTY OF HARRIS

We, LIT Interchange 249 Business Park, LLC, a Delaware limited liability company, Owner, hereinafter referred to as Owners of the 240.075 acre tract described in the above and foregoing map of INTERCHANGE 249 BUSINESS PARK make and establish said subdivision of said property according to all liens, dedications, restrictions, and notations on said plat and hereby dedicate to the use of the public forever all streets, alleys, parks, water courses, drains, easements, and public places shown thereon for the purposes and considerations therein expressed; and do hereby bind ourselves, our heirs, successors and assigns to warrant and forever defend the title on the land so dedicated.

FURTHER, Owners have dedicated and by these presents do dedicate to the use of the public for public utility purpose forever unobstructed aerial easements. the aerial easements shall extend horizontally an additional eleven feet, six inches (11'6") for ten feet (10'0") perimeter gound easements or seven feet, six inches (7'6") for fourteen feet (14'0") perimeter ground easements or five feet, six inches (5'6") for sixteen feet (16'0") perimeter ground easements, from a plane sixteen feet (16'0") above the ground level upward, located adjacent to and adjoining said public utility easemnt that are designated with aerial easements (u.e. and a.e.) as indicated and depicted hereon whereby the aerial easements totals twenty—one feet, six inches (21'6") in width.

FUTHER, Owners have dedicated and by these presents do dedicate to the use of the public for public utility purpose forever unobstructed aerial easements. the aerial easements shall extend horizontally an additional ten feet (10'0") for ten feet (10'0") back—to—back ground easements, or eight feet (8'0") for fourteen feet (14'0") back—to—back ground easements, or seven feet (7'0") for sixteen feet (16'0") back—to—back ground easement, from a plane sixteen (16'0") above ground level upward, located adjacent to both sides and adjoining said public utility easemnts that are designated with aerial easements (u.e. and a.e.) as indicated and depicted hereon, whereby the aerial easements totals thirty feet (30'0") in width.

FURTHER, Owners do hereby covenant and agree that all of the property within the boundaries of this plat shall be restricted to provide that drainage structures under private driveways shall have a net drainage opening area of sufficient size to permit the free flow of water without backwater and in no instance have a drainage opening of less than one and three quarters (1-3/4) square feet (18" diameter) with culverts or bridges to be provided for all private driveways or walkways crossing such drainage facilities.

FURTHER, Owners do hereby covenant and agree that all of the property within the boundaries of this plat and adjacent to any drainage easement, ditch, gully, creek or natural drainage way shall hereby be restricted to keep such drainage ways and easements clear of fences, buildings, planting and other obstructions to the operation and maintenance of the drainage facility and that such abutting property shall not be permitted

to drain directly into this easement except by means of an approved drainage structure.

IN TESTIMONY WHEREOF, LIT Interchange 249 Business Park, LLC, a Delaware limited liability company, has

thereunto authorized, this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_.

LIT Interchange 249 Business Park, LLC,

a Delaware limited liability company

By: Interchange 249 Business Park, LP, a Texas Limited

partnership, its operating member

By: Interchange 249 Business Park, GP, a Texas Limited liability company, its general partner

Name: Charles F. Meyer, Jr.
Title: Authorized Representative

STATE OF TEXAS
COUNTY OF HARRIS

Before me, the undersigned authority, on this day personally appeared \_\_\_\_\_\_\_, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that they executed the same for the purposes and considerations therein expressed, and in the capacity therein and herein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_.

Notary Public in and for the State of Texas

My Commission Expires:

I, Robert Kness, am authorized under the laws of the State of Texas to practice the profession of surveying and hereby certify that the above subdivision is true and correct; was prepared from an actual survey of the property made under my supervision on the ground; that, except as shown, all boundary corners, angle points, points of curvature and other points of reference have been marked with iron (or other suitable permanent metal) pipes or rods having an outside diameter of not less than three—quarter inch (3/4") and a length of not less than three fee (3"); and that the plat boundary corners have been tied to the nearest survey corner.



Robert Kness Registered Professional Land Surveyor Texas Registration No. 6486

This is to certify that the Planning and Zoning Commission of the City of Tomball, Texas, has approved this plat and subdivision of INTERCHANGE 249 BUSINESS PARK in conformance with the laws of the State of Texas and the ordinances of the City of Tomball as shown hereon and authorized the recording of this plat this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_.

By: \_\_\_\_\_\_ Barbara Tague Chairman

I, Teneshia Hudspeth, County Clerk of Harris County, do hereby certify that the within instrument with its certificate of authentication was filed for registration in my office on \_\_\_\_\_\_\_\_, 20\_\_\_\_, at \_\_\_\_\_\_\_ o'clock\_\_\_\_.M., and duly recorded on \_\_\_\_\_\_\_\_ of the Map Records of Harris County for said county.

Witness my hand and seal of office, at Houston, the day and date last above written.

Teneshia Hudspeth County Clerk Of Harris County, Texas

By: \_\_\_\_\_ Deputy

#### GENERAL NOTES

- 1. PUBLIC EASEMENTS DENOTED ON THIS PLAT ARE HEREBY DEDICATED TO THE PUBLIC FOREVER. ANY PUBLIC UTILITY, INCLUDING THE CITY OF TOMBALL, SHALL HAVE THE RIGHT AT ALL TIMES, OF INGRESS AND EGRESS TO AND FROM AND UPON SAID EASEMENTS FOR THE PURPOSE OF CONSTRUCTION, RECONSTRUCTION, INSPECTION, PATROLLING, MAINTAINING AND ADDING TO OR REMOVING ALL OR PART OF ITS RESPECTIVE SYSTEMS WITHOUT THE NECESSITY OF ANY TIME OF PROCURING THE PERMISSION OF THE PROPERTY OWNER. ANY PUBLIC UTILITY, INCLUDING THE CITY OF TOMBALL, SHALL HAVE THE RIGHT TO MOVE AND KEEP MOVED ALL OR PART OF ANY BUILDING, FENCES, TREES, SHRUBS, OTHER GROWTHS OR IMPROVEMENTS THAT IN ANY WAY ENDANGER OR INTERFERE WITH THE CONSTRUCTION, MAINTENANCE OR EFFICIENCY OF IT'S RESPECTIVE SYSTEMS ON ANY OF THE EASEMENTS SHOWN ON THIS PLAT. NEITHER THE CITY OF TOMBALL NOR ANY OTHER PUBLIC UTILITY SHALL BE RESPONSIBLE FOR ANY DAMAGES TO PROPERTY WITHIN AN EASEMENT ARISING OUT OF THE REMOVAL OR RELOCATION OF ANY OBSTRUCTION IN THE PUBLIC EASEMENT.
- 2. ACCORDING TO THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA), FLOOD INSURANCE RATE MAP (FIRM) FOR HARRIS COUNTY, TEXAS, MAP NOS. 48201C0220L REVISED/DATED JUNE 18, 2007, AND 48201C0240M REVISED/DATED OCTOBER 16, 2021, THE SUBJECT TRACT APPEARS TO LIE WITHIN UNSHADED ZONE "X", SHADED ZONE X, AND ZONE AE. THIS DETERMINATION WAS DONE BY GRAPHIC PLOTTING AND IS APPROXIMATE ONLY, AND HAS NOT BEEN FIELD VERIFIED. THIS FLOOD STATEMENT DOES NOT IMPLY THAT THE PROPERTY OR STRUCTURES THEREON WILL BE FREE FROM FLOODING OR FLOOD DAMAGE. ON RARE OCCASIONS FLOODS CAN AND WILL OCCUR AND FLOOD HEIGHTS MAY BE INCREASED BY MAN—MADE OR NATURAL CAUSES. THIS FLOOD STATEMENT SHALL NOT CREATE LIABILITY ON THE PART OF WINDROSE LAND SERVICES.
- 3. BEARINGS WERE BASED ON THE TEXAS STATE PLANE COORDINATE SYSTEM, SOUTH CENTRAL ZONE (NAD 83). ALL DISTANCES SHOWN HEREON ARE SURFACE DISTANCES AND MAY BE BROUGHT TO GRID BY APPLYING THE FOLLOWING SCALE FACTOR: 0.999936999.
- 4. ALL OIL/GAS PIPELINES OR PIPELINE EASEMENTS WITH OWNERSHIP THROUGH THE SUBDIVISION HAVE
- BEEN SHOWN TO THE BEST KNOWLEDGE OF THE SURVEYOR.
- 5. ALL OIL/GAS WELLS (PLUGGED, ABANDONED, AND/OR ACTIVE) WITH OWNERSHIP THROUGH THE SUBDIVISION HAVE BEEN SHOWN TO THE BEST KNOWLEDGE OF THE SURVEYOR.
  6. NO BUILDING OR STRUCTURE SHALL BE CONSTRUCTED ACROSS ANY PIPELINES, BUILDING LINES, AND/OR EASEMENTS. BUILDING SETBACK LINES WILL BE REQUIRED ADJACENT TO OIL/GAS PIPELINES. THE SETBACKS AT A MINIMUM SHOULD BE 15 FEET OFF THE CENTERLINE OF LOW PRESSURE GAS
- LINES, AND 30 FEET OFF THE CENTERLINE OF HIGH PRESSURE GAS LINES.

  7. THIS PLAT DOES NOT ATTEMPT TO AMEND OR REMOVE ANY VALID COVENANTS OR RESTRICTIONS.
- 8. A TEN FOOT WIDE CITY OF TOMBALL UTILITY EASEMENT IS HEREBY DEDICATED TO THIS PLAT AND IS CENTERED ON THE GAS MAIN EXTENSION FROM THE CITY OF TOMBALL RIGHT—OF—WAY OR CITY OF TOMBALL UTILITY EASEMENT UP TO AND AROUND THE GAS METER.
- 9. SUBJECT TO A PIPELINE RIGHT-OF-WAY EASEMENT GRANTED TO HUMBLE OIL & REFINING COMPANYRECORDED IN VOLUME 937, PAGE 528 (FILE NO. 599159), OF THE DEED RECORDS, OF HARRIS COUNTY, TEXAS. (AFFECTS SUBJECT TRACT, BLANKET IN NATURE)
- 10. SUBJECT TO A PIPELINE RIGHT-OF-WAY EASEMENT TO THE TEXAS COMPANY RECORDED IN VOLUME 1199, PAGE 259 (FILE NO. 23465), OF THE DEED RECORDS, OF HARRIS COUNTY, TEXAS. (AFFECTS SUBJECT TRACT, BLANKET IN NATURE)
- 11. SUBJECT TO EASEMENT GRANTED TO RELIANT ENERGY, INCORPORATED AS RECORDED UNDER H.C.C.F. NO. U741309. (BLANKET, NOT PLOTTABLE)
- 12. THE RIGHT TO PROHIBIT, LIMIT, RESTRICT OR CONTROL ACESS TO HIGHWAY SH99, AS SET FORTH IN THAT SPECAL WARRANTY DEED RECORDED APRIL 13, 2015 TO STATE OF TEXAS DEPARTMENT OF TRANSPORTATION UNDER FILE NO. 20150148935, OFFICIAL PUBLIC RECORDS, HARRIS
- 13. A MUD IS BEING CREATED, THEREFORE A DIRECTORS LOT HAS BEEN PLACED ON THE PLAT: SEE DETAIL G
- 14. A DEVELOPER AGREEMENT WAS APPROVED AT THE SPECIAL COUNCIL MEETING ON NOVEMBER 29, 2021. THIS DEVELOPER AGREEMENT IS MADE BY AND BETWEEN THE CITY OF TOMBALL, A STATE OF TEXAS HOME RULE MUNICIPAL CORPORATION, AND LIT INTERCHANGE 249 BUSINESS PARK, LLC, H.C.C.F. NO. RP-2022-52099.

<u>ABBREVIATIONS</u>

FND - FOUND
H.C.C.F. - HARRIS COUNTY CLERK FILE
H.C.D.R. - HARRIS COUNTY DEED RECORDS

H.C.M.R. — HARRIS COUNTY MAP RECORDS IP — IRON PIPE

IR - IRON PIPE IR - IRON ROD

NO. — NUMBER PG. — PAGE

R.O.W. - RIGHT-OF-WAY
AC - ACRES

SQ. FT. - SQUARE FEET

VOL. — VOLUME ESMT. — EASEMENT

C.O.T.U.E. — CITY OF TOMBALL UTILITY EASEMENT
U.E. — UTILITY EASEMENT

H.O.A.E. - HOME OWNER'S ASSOCIATION EASEMENT

H.L.&P. CO. – HOUSTON LIGHTING & POWER COMPANY

(S) – SET 5/8" IRON ROD MARKED "WINDROSE"

NORTH

CYECK

LA FOUCHE

STORY

CHATEAU

CHATEAU

ARA

BOUDREAUX

PROJECT

SITE

PROJECT

SITE

NORTH

200

GRAPHIC SCALE: 1" = 200'

100

CITY OF TOMBALL, HARRIS COUNTY, TEXAS

VICINITY MAP

SCALE: 1" - 2000'

FINAL PLAT OF

## Interchange 249 Business Park

A SUBDIVISION OF 240.075 AC. / 10,457,658 SQ. FT. SITUATED IN THE

AUGUSTE SENECHAL SURVEY, ABSTRACT NO. 722 CITY OF TOMBALL, HARRIS COUNTY, TEXAS

3 BLOCKS 4 RESERVES 5 LOTS

FEBRUARY 2022

Owner

LIT Interchange 249 Business Park, LLC, a Delaware limited liability company 1902 Washington Avenue, Suite A Houston, Texas 77007 713.212.1562

Surveyor



WINDROSE

LAND SURVEYING | PLATTING

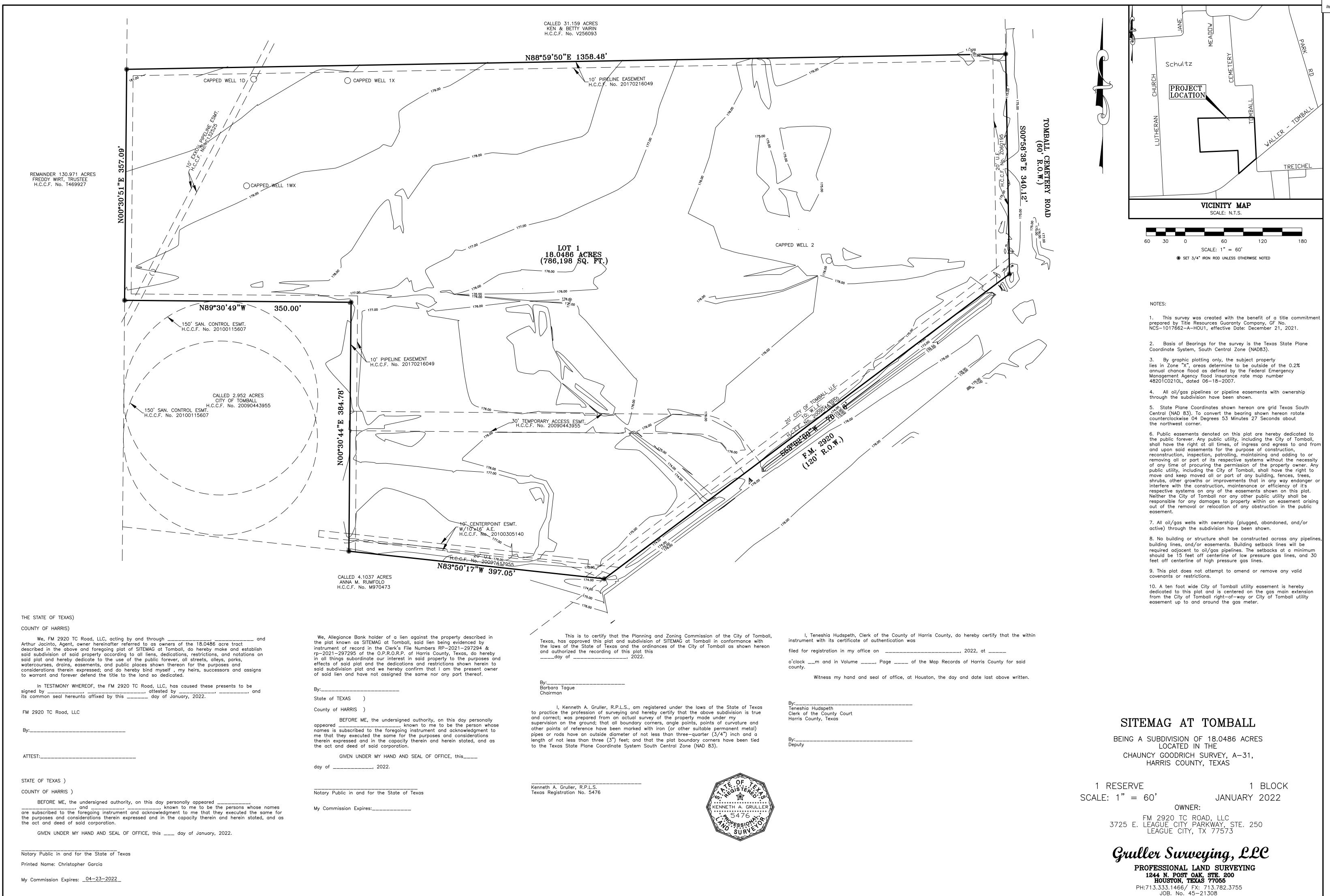
11111 RICHMOND AVE., SUITE 150 | HOUSTON, TX 77082 | 713.458.2281

FIRM REGISTRATION NO. 10108800 | WINDROSESERVICES.COM

Plat Name:	SITEMAG AT TOMBALL		Plat Type:	Final	
Construction I	Orawings for Public Facilities	s required?	Yes No	N/A	X
Plat within Cit	y Limits X	Within Ex	traterritorial Ju	urisdiction [	
Planning and Z	Zoning Commission Meeting	Date: <u>I</u>	February 14, 20	010	

The above Subdivision Plat has been reviewed for compliance with existing Ordinances of the City of Tomball, Texas. Based on this review, the following comments are presented to the Planning & Zoning Commission for consideration in the Platting Process:

- Add Note #11 stating that Zoning has been adopted in the City of Tomball and may have additional property development standards and setbacks. Please reference applicable City ordinances.
- Provide "No Objection" Utility Letters to the City of Tomball.
- Call out Final Plat.



Item E.5

## NOTICE OF PUBLIC HEARING CITY OF TOMBALL PLANNING & ZONING COMMISSION (P&Z) FEBRUARY 14, 2022 &

& CITY COUNCIL MARCH 7, 2022



Notice is Hereby Given that a Public Hearing will be held by the P&Z of the City of Tomball on **Monday, February 14, 2022 at 6:00 P.M.**, and by the City Council of the City of Tomball on **Monday, March 7, 2022 at 6:00 P.M.** at City Hall, 401 Market Street, Tomball Texas. On such dates, the P&Z and City Council will consider the following:

**Zoning Case P22-016:** Request to amend the City of Tomball's Comprehensive Plan which may include an update to the Future Land Use and Major Thoroughfare Plan Maps.

At the public hearings, parties of interest and citizens will have the opportunity to be heard. All citizens of the City of Tomball, and any other interested parties, are invited to attend. Applications are available for public inspection Monday through Friday, except holidays, at the Public Works Building, located at 501 James Street, Tomball, TX 77375. Further information may be obtained by contacting the Community Development Coordinator, Kim Chandler, at (281) 290-1405 or at kchandler@tomballtx.gov.

#### CERTIFICATION

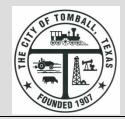
I hereby certify that the above notice of meeting was posted on the bulletin board of City Hall; City of Tomball, Texas, a place readily accessible to the general public at all times, on the **10**<sup>th</sup> day of **February 2022** by 5:00 p.m., and remained posted for at least 72 continuous hours preceding the scheduled time of said meeting.

Kim Chandler
Kim Chandler
Community Development Coordinator

This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to this meeting. Please feel free to contact the City Secretary's office at (281) 290-1002 or FAX (281) 351-6256 for further information. AGENDAS MAY ALSO BE VIEWED ONLINE AT www.tomballtx.gov.

## Community Development Department

Item E.5



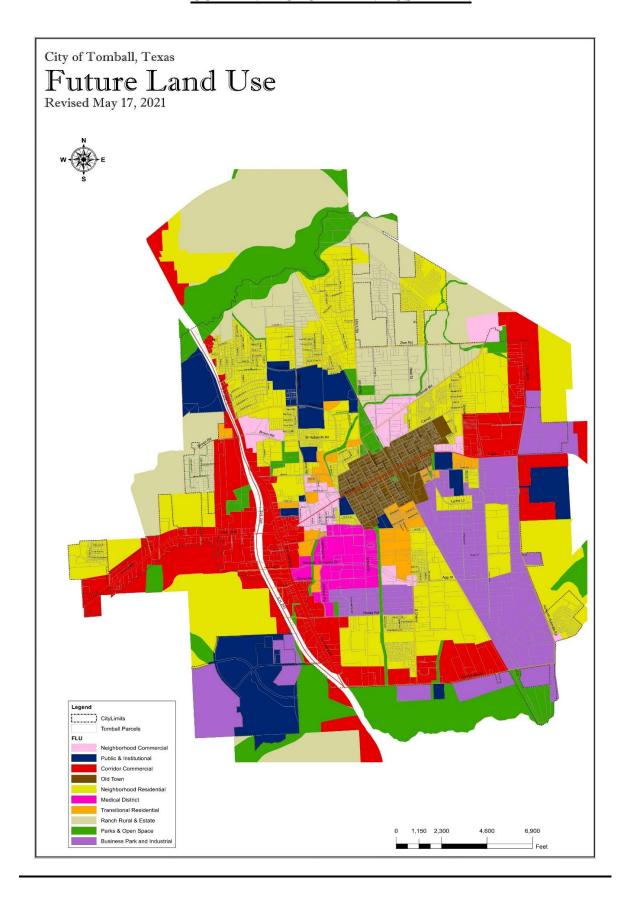
## Comprehensive Plan Amendment Staff Report

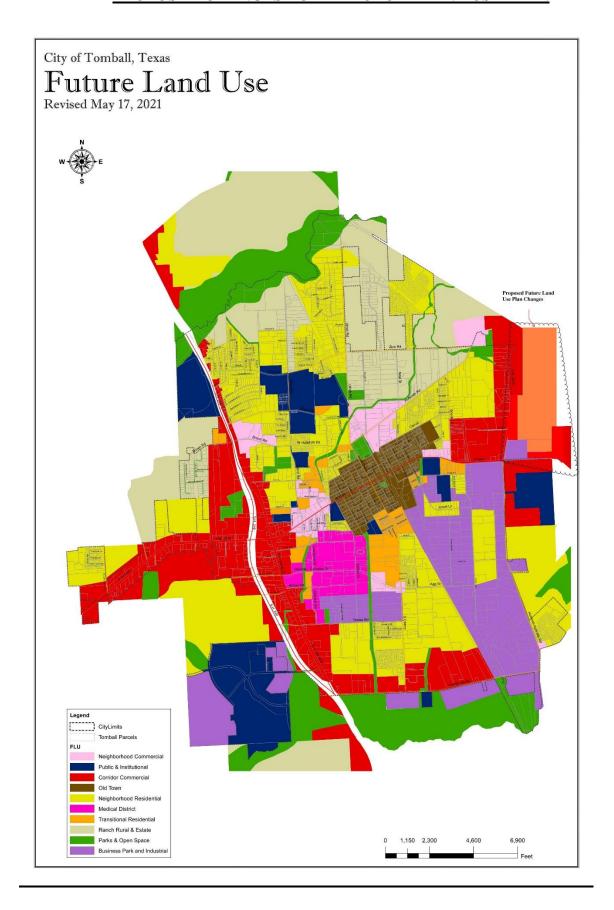
Planning and Zoning Commission Hearing Date: February 14, 2021 City Council Public Hearing Date: March 7, 2021

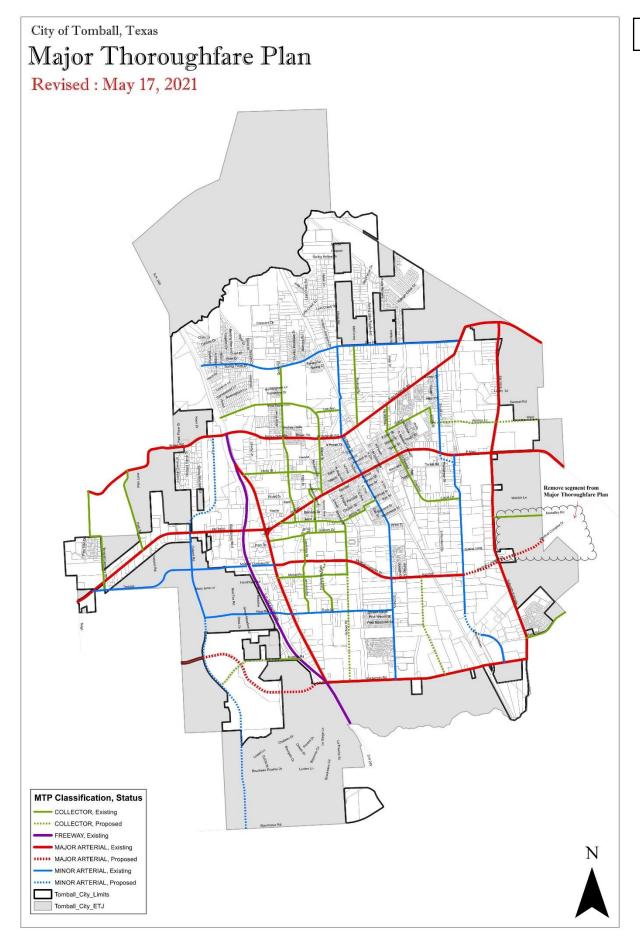
**Zoning Case P21-121:** Request by the City of Tomball to amend the Comprehensive Plan by revising the Future Land Use and Major Thoroughfare Plan Maps.

#### **Recommended Action:**

To discuss and consider changes to the forecasted land uses along FM 2978 and FM 2920 and proposed removal of an arterial segment from Hufsmith Kohrville to FM 2920.







PUBLIC COMMENT

Item E.5

A public hearing notice was published in the Potpourri on February 9th, 2022. Any public comment forms received by City Staff will be presented in the agenda packets or during the scheduled meeting.