

112

AGENDA ITEM REQUEST FORM

Hays County Commissioners Court

Tuesdays at 9:00 AM

Request forms are due in Microsoft Word Format via email by 2:00 p.m. on Wednesday.

AGENDA ITEM

Discussion and possible action to cancel a portion of the Resubdivision of a Portion of Jacobs Well Acres and vary from the established fee schedule; hold a public hearing.

ITEM TYPE

ACTION-SUBDIVISIONS

MEETING DATE

April 9, 2013

AMOUNT REQUIRED

LINE ITEM NUMBER

AUDITOR USE ONLY

AUDITOR COMMENTS:

PURCHASING GUIDELINES FOLLOWED: N/A

AUDITOR REVIEW: N/A

REQUESTED BY

Roxie McInnis

SPONSOR

CONLEY

CO-SPONSOR

N/A

SUMMARY

The Resubdivision of a Portion of Jacob's Well Acres is a 304 lot residential subdivision located off of Mt. Sharp Road in precinct 3. The subdivision was platted in 1959 but was never developed. The proposed cancellation will convert 128 of those lots (Lots 5-36, Block A; Lots 5-36, Block B; Lots 5-36, Block C; and Lots 5-36, Block D) back to acreage.

The established fee for plat revisions and cancellations is \$200 plus an additional \$50 per lot. Following that schedule, the fee for this cancellation totals \$6,600. Given that the fee greatly exceeds the cost required to process this cancellation, the applicant has requested that the fee assessed be based on actual staff time. The actual cost totals \$463.33.

04 09 13
FILED:
HAYS COUNTY COMMISSIONERS' COURT
Resolution # 28930 VOL V PG 132

COMMISSIONERS' COURT OF HAYS COUNTY, TEXAS
PUBLIC PARTICIPATION/WITNESS FORM



Item # 16

T -

INSTRUCTIONS: TO ADDRESS THE COURT ON AN ISSUE, PLEASE FILL OUT THE THIS FORM COMPLETELY AND GIVE IT TO THE COUNTY CLERK **PRIOR** TO THE PUBLIC COMMENT PERIOD. PLEASE PRINT LEGIBLY AND IF YOU ARE HANDING OUT ANY MATERIAL OR DOCUMENTS TO THE COURT, PLEASE MAKE SURE YOU GIVE THE SAME TO THE CLERK TO PLACE INTO THE RECORD.

PUBLIC COMMENTS ARE LIMITED TO THREE (3) MINUTES

I AM APPEARING BEFORE THIS COURT TO SPEAK

☒ FOR

☐ AGAINST

☐ NEUTRALLY

REGARDING THE FOLLOWING SUBJECT MATTER:

☐ AGENDA ITEM # 16

☐ PUBLIC COMMENT Regarding:

DEDUCTING IN JACOBS WELL ACRES SUBDIVISION
(subject matter)

NAME (Please Print Legibly): DAVID H. GLEN

ADDRESS: 500 OUTBACK TRAIL, WIMBERLEY TX 78676

PHONE: (512) 847-3410

In appearing before this court, I represent (check both if applicable):

☐ Myself, as a private individual, and my occupation, profession, or business is:

AND/OR

☒ I am authorized to speak on behalf of the following person, firm, corporation, class, or group:

CARD CITIZENS AWARE RESPONSIBLE DEVELOPMENT

And their contact information is:

Phone: ()

Address: P.O. Box 2905 WIMBERLEY TX 78676

I hereby swear that the above information and statements are true and correct and that I have listed all persons or entities that I have been authorized to represent in reference to the matters on which I am appearing. I further swear or affirm that the testimony I give before this court will be true and accurate.

David H. Glen

Signature of Participant/Witness

DATE: Apr 9, 2013



70 2013 13011590

Hays County
Liz Q. Gonzalez
County Clerk
San Marcos, Texas 78666

Instrument Number: 2013-13011590

As

Recorded On: April 09, 2013

NO Fee-Recording #/Misc

Parties: VANCE J D

To

Number of Pages: 3

Comment:

(Parties listed above are for Clerks reference only)

**** Examined and Charged as Follows: ****

NO Fee-Recording #/Misc	0.00
Total Recording:	0.00

***** DO NOT REMOVE. THIS PAGE IS PART OF THE INSTRUMENT *****

Any provision herein which restricts the Sale, Rental or use of the described REAL PROPERTY
because of color or race is invalid and unenforceable under federal law.

File Information:

Document Number: 2013-13011590
Receipt Number: 333185
Recorded Date/Time: April 09, 2013 03:05:21P
Book-Vol/Pg: BK-OPR VL-4604 PG-586
User / Station: K Boggus - Cashiering #3

Record and Return To:

VANCE J D
ORIGINAL TO ROSE
SAN MARCOS TX 78666



State of Texas |
County of Hays

I hereby certify that this instrument was filed for record in my office on the date and
time stamped hereon and was recorded on the volume and page of the named records
of Hays County, Texas

Liz Q. Gonzalez
Liz Q. Gonzalez, County Clerk

CANCELLATION
OF A PORTION OF THE
RESUBDIVISION OF A PORTION OF JACOBS WELL ACRES
SUBDIVISION

State of Texas
County of Hays

Whereas, the Resubdivision of a Portion of Jacobs Well Acres consists of 304 lots and associated streets as platted in 1959 and recorded in Volume 178, Page 291, Hays County Deed Records, and

Whereas, J. D. and Toni Vance are owners of Lots 5 through 36, Block A; Lots 5 through 36, Block B; Lots 5 through 36, Block C and Lots 5 through 36, Block D, being 128 Lots in all, containing 72.21 Acres of land, as conveyed to them by deed dated March 29, 2000, and recorded in Volume 1649, Page 532, of the Official Public Records of Hays County, Texas, and

Whereas, the streets adjoining the above lots, those being Debra Drive, Elm Street, Marcee Street and North Road, containing 7.99 Acres, although dedicated to the public by the plat, have never been opened, cleared, constructed or used, and

Whereas, since their purchase of the property, J. D. and Toni Vance have paid taxes on 80.14 acres of land, that being the lots and the roads, and

Whereas, J. D. and Toni Vance desire to cancel that portion of the subdivision, which contains Lots 5 through 36, Block A; Lots 5 through 36, Block B; Lots 5 through 36, Block C and Lots 5 through 36, Block D and those portions of Debra Drive, Elm Street, Marcee Street and North Road, adjoining said lots, in the Resubdivision of a Portion of Jacobs Well Acres, so as to destroy the force and effect of the recording of such subdivision plat, as it pertains to said lots and streets.

Now Therefore, Know All Men By These Presents:

That J.D. and Toni Vance, for and in consideration of the premises stated herein and pursuant to the provisions of Chapter 232.008 of the Local Government Code, do hereby cancel that portion of the subdivision, containing Lots 5 through 36, Block A; Lots 5 through 36, Block B; Lots 5 through 36, Block C and Lots 5 through 36, Block D and those portions of Debra Drive, Elm Street, Marcee Street and North Road, adjoining said lots, in the Resubdivision

of a Portion of Jacobs Well Acres.

EXECUTED THIS 22 Day of MARCH, 2013.

Owners:

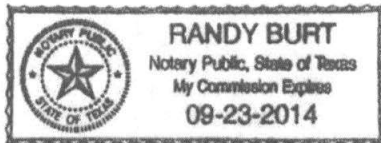
[Signature]
J. D. Vance

[Signature]
Toni Vance

State of Texas
County of Hays

Before me, the undersigned authority, a Notary Public in and for the State of Texas, on this day personally appeared J. D. and Toni Vance, known to be the persons whose name is subscribed to the foregoing instrument and he acknowledged to me that he executed the same for the purpose and consideration therein expressed and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 22 day of March, 2013.



Before me, the undersigned authority,
A Notary Public in and for the State of Texas

[Signature]

Printed Name

My commission expires:

APPROVAL OF SUBDIVISION CANCELLATION

On April 9, 2013, the Hays County Commissioners Court approved the cancellation of that portion of the Resubdivision of a Portion of Jacobs Well Acres containing Lots 5 through 36, Block A; Lots 5 through 36, Block B; Lots 5 through 36, Block C and Lots 5 through 36, Block D and those portions of Debra Drive, Elm Street, Marcee Street and North Road, adjoining said lots, as described above.

EXECUTED, this 9th day of April, 2013.



Hays County, Texas

[Signature]
Commissioners Court Clerk