

STATE OF TEXAS §
 §
COUNTY OF COLLIN §

KNOW ALL MEN BY THESE PRESENTS:

FIRST AMENDMENT TO CITY-COUNTY PLAT APPROVAL AGREEMENT
(Exclusive City Control)

That this First Amendment to City-County Plat Approval Agreement ("First Amendment") is entered into by and between the County of Collin, Texas ("County") and the City of Parker, Texas ("City"), in accordance with the provisions of House Bill 1445 ("H.B. 1445"), passed by the 77th Legislature of the State of Texas, now codified as TEXAS LOCAL GOVERNMENT CODE chapter 242, and is to witness the following:

WHEREAS, County and City entered into a City-County Plat Approval Agreement ("Plat Approval Agreement") to be effective on the 25th day of March, 2002, whereby the parties agreed that the Subdivision Regulations of the City serve as the consolidated and consistent set of regulations governing plats and subdivisions of land as authorized by Chapters 212 and 232 of the TEXAS LOCAL GOVERNMENT CODE to be enforced in the City's extra-territorial jurisdiction ("ETJ"); and

WHEREAS, the Plat Approval Agreement provided that the City was granted exclusive jurisdiction to regulate all subdivision plats "and approve all related permits" in its ETJ in accordance with Chapter 212 of the TEXAS LOCAL GOVERNMENT CODE, its adopted Subdivision Regulations or other applicable codes or ordinances, and the County was not to exercise any of those functions in the City's ETJ; and

WHEREAS, by this First Amendment, County and City seek to clarify the terms "and approve all related permits" as referenced in sections 1 and 4 of the Plat Approval Agreement so as to provide clarity and consistency in the application of the Parties duties and responsibilities under the Agreement

NOW, THEREFORE, for and in consideration of the mutual promises and considerations herein expressed, the receipt and sufficiency of which are hereby acknowledged by the parties, the parties hereto agree as follows:

1. The terms "and approve all related permits" as used in sections 1 and 4 of the Plat Approval Agreement shall mean those permits that are incident to subdivisions of land and platting, such as those permits relating to laying out of streets, alleys, squares, parks, or other parts of a subdivided tract intended to be dedicated for public use or for the use of purchasers or owners of lots fronting on or adjacent to such streets, alleys, squares, parks, or other parts or permits relating to extensions of municipal facilities or utilities to serve the platted lots.

2. The terms "and approve related permits" as used in sections 1 and 4 of the Plat Approval Agreement shall not include building permits, fire code permits, regulation of on-site septic facilities and permits relating to storm water discharges, or other permits related to vertical

construction of improvements, including homes, businesses or other structures that are located on one or more lots within the subdivision.

3. The Parties further agree that nothing in the Plat Approval Agreement shall limit or supersede County's authority to issue building permits, fire code permits, permits relating to on-site septic facilities and permits related to storm water discharges and enforce related regulations to the extent it is statutorily authorized to do so by applicable law regarding vertical construction of improvements, including homes, businesses or other structures that are located on one or more lots within the subdivision.

This Agreement shall become effective on the 9th day of May, 2017.

City of Parker, Texas

By: 

Name: Z Marshall

Title: Mayor

Collin County, Texas

By: 

Name: Keith Self

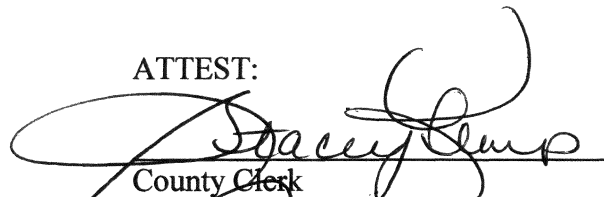
Title: County Judge

ATTEST:


Patti Scott Grey, City Secretary

Date: May 9, 2017

ATTEST:


County Clerk

Date: June 20, 2017