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January 9, 2019

**VIA CERTIFIED MAIL –
RETURN RECEIPT REQUESTED**

Certified Article Number
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SENDER'S RECORD

Collin County Commissioners Court
Collin County Administrative Building
2300 Bloomdale Road
Suite 4192
McKinney, Texas 75071


Re: Enclosed Legislative Matter

Dear Sir or Madam:

Enclosed please find proposed legislation related to the Lakehaven Municipal Utility District of Collin County, which is located within Collin County, Texas.

Should you have any questions, please contact attorney Ross Martin at rmartin@winstead.com or (214) 745-5353.

Best regards,



Amy Bieber, Paralegal

Enclosure

____.B. No. ____

AN ACT

relating to the powers and duties of the Lakehaven Municipal Utility District of Collin County; providing roadway powers and authority to finance roadways.

SECTION 1. Subtitle F, Title 6, Special District Local Laws Code, is amended by adding Chapter ____ to read as follows:

CHAPTER . LAKEHAVEN MUNICIPAL UTILITY DISTRICT OF COLLIN
COUNTY

SUBCHAPTER A. GENERAL PROVISIONS

Sec. .001. DEFINITIONS. In this chapter:

(1) "Board" means the board of directors of the district.

(2) "Director" means a member of the board.

(3) "District" means the Lakehaven Municipal Utility District of Collin County.

Sec. .002. NATURE OF DISTRICT. (a) The district is a municipal utility district with road district powers.

(b) The district is essential to accomplish the purposes of:

(1) a municipal utility district as provided by general law and Section 59, Article XVI, Texas Constitution; and

(2) Section 52, Article III, Texas Constitution, that

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relate to the construction, acquisition, improvement, operation, or
maintenance of macadamized, graveled, or paved roads, or
improvements, including storm drainage, in aid of those roads.

SUBCHAPTER B. POWERS AND DUTIES

Sec. .101. MUNICIPAL UTILITY DISTRICT POWERS AND DUTIES.

The district has the powers and duties provided by the general law
of this state, including Chapters 49 and 54, Water Code, applicable
to municipal utility districts created under Section 59, Article
XVI, Texas Constitution.

Sec. 102. AUTHORITY FOR ROAD PROJECTS. Under Section
52, Article III, Texas Constitution, and Section 53.029(c), Water
Code, the district may design, acquire, construct, finance, issue
bonds for, improve, operate, maintain, and convey to this state, a
county, or a municipality for operation and maintenance
macadamized, graveled, or paved roads, or improvements, including
storm drainage, in aid of those roads.

Sec. .103. ROAD STANDARDS AND REQUIREMENTS. (a) A road
project must meet all applicable construction standards, zoning and
subdivision requirements, and regulations of each municipality in
whose corporate limits or extraterritorial jurisdiction the road
project is located.

(b) If a road project is not located in the corporate limits
or extraterritorial jurisdiction of a municipality, the road
project must meet all applicable construction standards,
subdivision requirements, and regulations of each county in which

the road project is located.

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(c) If the state will maintain and operate the road, the Texas Transportation Commission must approve the plans and specifications of the road project.

Sec. .104. EXEMPTION FROM CERTAIN SUPERVISION AND APPROVAL REQUIREMENTS. (a) The district may reimburse expenditures as provided by Sections 257.003(a) and (b), Transportation Code, without the approval required by Section 257.003(c), Transportation Code.

(b) The district may reimburse expenditures for a project constructed or acquired under Section .102 without the approval required by Section 49.107(f), Water Code.

(c) Sections 49.181 and 49.182, Water Code do not apply to:

(1) a project authorized by Section .102; or

(2) bonds issued for a project described by Subdivision

(1).

Sec. .105. ROAD CONTRACTS. The district may contract for a road project in the same manner as a road district under Chapter 257, Transportation Code, except that competitive bidding for a contract is governed by Subchapter I, Chapter 49, Water Code.

SUBCHAPTER C. BONDS AND OTHER OBLIGATIONS

Sec. .201. BONDS FOR ROAD PROJECTS. At the time of issuance, the total principal amount of bonds or other obligations issued or incurred to finance road projects and payable from ad valorem taxes may not exceed one-fourth of the assessed value of

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the real property in the district.

SECTION 2. (a) The following are validated and confirmed in all respects:

(1) the creation of the Lakehaven Municipal Utility District of Collin County and all proceedings related to the creation of the district, effective as of the date on which the creation or related proceedings occurred; and

(2) any act or proceeding of the district, including an election, not excepted by this section and taken not more than three years before the effective date of this Act, effective as of the date on which the act or proceeding occurred.

(b) This section does not apply to:

(1) an act, proceeding, director, other official, bond, or other obligation the validity of which or of whom is the subject of litigation that is pending on the effective date of this Act; or

(2) an act or proceeding that, under a statute of this state or the United States, was a misdemeanor or felony at the time the act or proceeding occurred.

SECTION 3. (a) The legal notice of the intention to introduce this Act, setting forth the general substance of this Act, has been published as provided by law, and the notice and a copy of this Act have been furnished to all persons, agencies, officials, or entities to which they are required to be furnished under Section 59, Article XVI, Texas Constitution, and Chapter 313, Government Code.

(b) The governor, one of the required recipients, .B. No. has submitted the notice and Act to the Texas Commission on Environmental Quality.

(c) The Texas Commission on Environmental Quality has filed its recommendations relating to this Act with the governor, lieutenant governor, and speaker of the house of representatives within the required time.

(d) All requirements of the constitution and laws of this state and the rules and procedures of the legislature with respect to the notice, introduction, and passage of this Act have been fulfilled and accomplished.

SECTION 4. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2019.