

A resolution of the Collin County Commissioners Court, supporting the development and alignment of U.S. Highway 380 as a limited access roadway between Coit Road and FM 1827, and opposing the proposed gold or brown alternative segment B alignment.

- Whereas, the Collin County Commissioners Court adopted an updated Mobility Plan in August 2014 which projected that future traffic will exceed the capacity of the County’s transportation system, especially in the U.S. 380 corridor; and
- Whereas, the Collin County Commissioners Court determined in February 2016 that a freeway is necessary in the U.S. 380 corridor to relieve current and projected future traffic congestion; and
- Whereas, the Texas Department of Transportation (TxDOT) has determined that a freeway is necessary in the U.S. 380 corridor to relieve current and projected future traffic congestion that would otherwise critically stifle the mobility of residents and commerce in Collin County, thereby adversely impacting both the quality of life and the economic health of the county and the region; and
- Whereas, TxDOT initiated the U.S. 380 Collin County Feasibility Study in 2017 in order to analyze potential roadway alternatives for U.S. 380 through Collin County, Texas, to support projected long-term growth and mobility within the County and the region; and
- Whereas, TxDOT finalized the U.S. 380 Collin County Feasibility Study Final Report and Implementation Plan in March 2020, including the Recommended Alignment for U.S. 380; and
- Whereas, TxDOT commenced the Environmental Impact Study (EIS) for U.S. 380 from Coit Road to FM 1827 in October 2020; and
- Whereas, TxDOT is currently conducting a public/virtual meeting and receiving input/comments related to the U.S. 380 EIS from Coit Road to FM 1827 and is considering four (4) alignments – made up of five (5) segments (A, B, E (common segment), C and D); and
- Whereas, the U.S. 380 Collin County Feasibility Study Final Report and Implementation Plan issued by TxDOT found ManeGait Therapeutic Horsemanship Facility (ManeGait) a “unique facility that helps children and adults with physical, emotional, cognitive, sensory, and behavioral disabilities, ManeGait also provides therapy programs to support wounded military veterans”; and
- Whereas, TxDOT considers the daily operation and special events held at this location to be services that benefit at least two vulnerable and protected status populations – the disabled and children, as more fully described herein; and
- Whereas, the Gold or Brown Alternative Segment B (Segment B) main lanes are located just over 150 feet away from ManeGait, and the interchange with Custer Road, including the Segment B frontage roads which will be approximately 70 feet from the nonprofit facility recognized for enriching the lives of those in the community and the region, and having been in business since 2007 with plans to double the services of their facility to provide therapy to 300 riders per week; and
- Whereas, Segment B is in close proximity to three (3) existing and future schools/high schools including Founders Classical Academy (FCA) – located four feet from proposed rights-of-way for Segment B, Prosper Independent School District (PISD) High School #3 currently under construction located ¼ mile away and PISD future High School #4 at a distance of ¾ mile; and
- Whereas, the Segment B Alignment could significantly increase ground-level ozone that would impact at least two (2) environmentally sensitive facilities, as more fully addressed in this resolution, in conflict with air quality guidelines promulgated by the North Central Texas Council of Governments; and
- Whereas, the Town of Prosper (Prosper) has passed seven (7) Council-approved resolutions supporting U.S. 380 on its current alignment and strongly opposes any alignment, including Segment B, that bisects Prosper; and
- Whereas, Prosper has passed the foregoing resolutions by working within the confines of and with the support of numerous Council/Community approved master plans, as more fully described herein; and
- Whereas, the Segment B Alignment negatively impacts both existing and planned future residential developments within the Town, as more fully described herein; and
- Whereas, TxDOT does not appear to have included the full impact of costs (such as construction, relocation, acquisition) associated with Ladera Prosper, currently under construction and other properties actively developing along and within the Segment B corridor/alignment within the Segment Analysis Matrix; and
- Whereas, the Segment B Alignment harmfully disrupts the community cohesion of the less than 27 square mile Town by disjoining a section of the Town’s jurisdiction through the proposed rights-of-way take and potential construction of the Segment B alignment.

Now, therefore, be it resolved that the Collin County Commissioners Court:

- Section 1 The findings set forth above are incorporated into the body of this Resolution as if fully set forth herein.
- Section 2 The Commissioners Court of Collin County, Texas, hereby acknowledges and supports U.S. Highway 380 being a Limited Access Roadway.
- Section 3 The Commissioners Court of Collin County, Texas, approved Court Order no. 2019-348-05-07 on May 7, 2019, during a special session stating the Court supports the current (Green) alignment between the Denton County line and FM 1827 as the best option for a freeway in the U.S. 380 corridor.
- Section 4 The Commissioners Court of Collin County, Texas, hereby acknowledges that Segment B will result in a limited access roadway within very close proximity to ManeGait Therapeutic Horsemanship Rehabilitation Center and the location on its property where activities are conducted for children and adults with disabilities and wounded veterans of the U.S. Military through the healing power of equine therapy.
- Section 5 The Commissioners Court of Collin County, Texas, hereby acknowledges that Segment B will result in impacts to a vulnerable, minority community of adults and children with disabilities, as noted by TxDOT, which is clearly referenced in the Americans with Disabilities Act (ADA) which was modeled after the Civil Rights Act of 1964 and the Rehabilitation Act of 1973. The legislation prohibits discrimination and guarantees people with disabilities the same opportunities as everyone else to participate in the mainstream of American life. And further, Presidential Executive Order 12898 was issued in 1994 to address adverse human health hazards or negative environmental effects on minority populations. The Environmental Justice (EJ) mission is to promote nondiscrimination in federal programs, including federal highway projects. TxDOT must consider and give weight to the public comments in support of the ManeGait community of adults and children with disabilities, a community where many cannot speak for themselves.
- Section 6 The Commissioners Court of Collin County, Texas, hereby acknowledges that the proposed Segment B main lanes are located 170.5 feet away from ManeGait, and the interchange with Custer Road, including the Segment B frontage roads, will be approximately 70 feet from the nonprofit facility recognized for enriching the lives of those in the community and the region and having been in business since 2007 with plans to double the services of their facility to provide therapy to 300 riders per week.
- Section 7 The Commissioners Court of Collin County, Texas, hereby acknowledges that Segment B will be in close proximity to three (3) existing and future schools/high schools, including Founders Classical Academy (FCA), opened in August, 2021 – and located four feet from proposed rights-of-way for Segment B; Prosper Independent School District (PISD) High School #3 currently under construction and planned to open in August 2024 and located ¼ mile away from proposed rights-of-way for Segment B; and PISD future High School #4, located ¾ mile from proposed rights-of-way for Segment B, thus adversely affecting thousands of young new drivers.
- Section 8 The Commissioners Court of Collin County, Texas, hereby acknowledges that Segment B could significantly increase ground-level ozone that would impact at least two (2) environmentally sensitive facilities, FCA and ManeGait, both of which serve children and/or individuals with disabilities and said alignment would be in conflict with air quality guidelines promulgated by the North Central Texas Council of Governments (NCTCOG).
- Section 9 The Commissioners Court of Collin County, Texas, recognizes that the Town of Prosper has been involved and engaged in discussions regarding the expansion of U.S. 380 and has passed seven (7) unambiguous and consistent resolutions clearly identifying support for U.S. 380 on the current alignment and opposing all other alignments that bisect/cut through the Town of Prosper.
- Section 10 The Commissioners Court of Collin County, Texas, recognizes that the Town of Prosper’s support for U.S. 380 in its current location is in alignment with the Town’s existing Comprehensive Plan, Land Use Plan, Thoroughfare Plan and Parks, Recreation and Open Space Master Plan (and more specifically the Hike and Bike Trails Master Plan) within the Town of Prosper.
- Section 11 The Commissioners Court of Collin County, Texas, recognizes that the Segment B Alignment will result in a limited access roadway that bisects, cuts into or is in close proximity to, the residential communities of Ladera Prosper (senior living community directly affecting 193 homes and indirectly affecting 51 homes), Rutherford Creek (directly affecting 156 homes and indirectly affecting 30 homes), Brookhollow Mixed Use (directly affecting 250 townhomes), Wandering Creek (directly affecting 8 homes and indirectly affecting 142 homes), Malabar Hills (indirectly affecting 96 homes), and Brookhollow Multi-Family (indirectly affecting 300 multifamily residential units) as shown in the Development Impact Map, attached hereto as Exhibit A.
- Section 12 The Commissioners Court of Collin County, Texas, recognizes and supports that TxDOT has determined that keeping the expansion of U.S. 380 on its current alignment in Denton County was the best option and is requesting that TxDOT do the same for the Collin County segment of U.S. 380 within the Town of Prosper.
- Section 13 Moreover, the Commissioners Court of Collin County, Texas, hereby recognizes that the Segment B Alignment within the corporate limits of the Town of Prosper fully and harmfully disrupts the community cohesion of the Town by

disjoining a section of the Town's jurisdiction through the proposed right-of-way take and potential construction of the Segment B alignment.

Section 14 The Commissioners Court of Collin County, Texas, opposes the Segment B alignment that bisects the Town of Prosper.

Section 15 This Resolution shall take effect immediately from and after the date of passage and is so resolved.

A motion was duly made, seconded, and carried by a majority of the court members in attendance during a regular session on Monday, April 18, 2022.

Chris Hill, County Judge

Susan Fletcher, Commissioner, Precinct 1

Cheryl Williams, Commissioner, Precinct 2



Darrell Hale, Commissioner, Precinct 3

Duncan Webb, Commissioner, Precinct 4

ATTEST: Stacey Kemp, County Clerk