AGENDA

City Council Meeting

Tuesday, August 10, 2021 @ 6:30 PM

Anna ISD Boardroom
201 E. 7th Street, Anna, Texas 75409

The City Council of the City of Anna will meet at 6:30 PM, on August 10, 2021, at the Anna ISD Board Room, located at 201 E. 7th Street, Anna, Texas, 75409, to consider the following items.

Welcome to the City Council Meeting. Please sign the Sign-In-Sheet as a record of attendance. If you wish to speak on an Open Session agenda item, please fill out the Opinion/Speaker Registration Form and turn it in to the City Secretary before the meeting starts.

1. **Call to Order, Roll Call and Establishment of Quorum.**
2. **Invocation and Pledge of Allegiance.**
3. **Neighbor Comments.**
   At this time, any person may address the City Council regarding an item on this meeting agenda that is not scheduled for public hearing. Also, at this time any person may address the City Council regarding an item that is not on this meeting agenda. Each person will be allowed up to 3 minutes to speak. No discussion or action may be taken at this meeting on items not listed on this agenda, other than to make statements of specific information in response to a citizen's inquiry or to recite existing policy in response to the inquiry.
4. **Reports.**
   Receive reports from Staff or the City Council about items of community interest.
   Items of community interest include: expressions of thanks, congratulations, or condolence; information regarding holiday schedules; an honorary or salutary recognition of a public official, public employee, or other citizen (but not including a change in status of a person's public office or public employment); a reminder about an upcoming event organized or sponsored by the governing body; information regarding a social, ceremonial, or community event organized or sponsored by an entity other than the governing body that was attended or is scheduled to be attended by a member of the governing body or an official or employee of the municipality; and announcements involving an imminent threat to the public health and safety of people in the municipality that has arisen after the posting of the agenda.
5. **Work Session.**
   a. Discuss Briar Cove, a public road in Sweetwater Subdivision; and Briarcove Road, a private road in unincorporated Collin County and Anna's ETJ (Director of Public Works Greg Peters, P.E.)

b. Discuss Contract Renewal for CARDS Dallas, Incorporated, for municipal solid waste services. (Director of Public Works Greg Peters, P.E.)

6. **Consent Items.**

These items consist of non-controversial or "housekeeping" items required by law. Items may be considered individually by any Council member making such request prior to a motion and vote on the Consent Items.

a. Approve City Council Meeting Minutes from July 27, 2021. (City Secretary Carrie Land)

b. Review Minutes of the July 1, 2021, Joint Community Development Corporation Board and Economic Development Corporation Board Meeting. (Director of Economic Development Joey Grisham)

c. Review Minutes of the July 26, 2021, Joint Special Called Community Development Corporation Board and Economic Development Corporation Board Meeting. (Director of Economic Development Joey Grisham)

d. Review Minutes of the July 6, 2021, Planning and Zoning Commission meeting. (Director of Development Services Ross Altobelli)

e. Approve a Resolution authorizing the City Manager to approve an updated interlocal agreement for jail services between Collin County and the City of Anna. (Police Chief Dean Habel)

f. Approve a Resolution authorizing the City Manager to approve an updated interlocal agreement for emergency dispatch services between Collin County and the City of Anna. (Police Chief Dean Habel)

g. Approve a Resolution regarding the Villages of Hurricane Creek - North, Revised Preliminary Plat. (Director of Development Services Ross Altobelli)

h. Approve a Resolution regarding the One Anna Two Addition, Block A, Lots 3R & 4, Preliminary Replat. (Director of Development Services Ross Altobelli)

i. Adopt an Ordinance repealing regulations restricting bicycles along FM 455. (City Council)

7. **Items For Individual Consideration.**

a. Consider/Discuss/Action on an Ordinance amending the local fire code fee schedule and adopting the code as an ordinance. (Fire Chief Ray Isom)

b. Consider/Discuss/Action of a Resolution approving the minimum 20-foot landscape buffer reduction request and Site Plan associated with Willow Creek Addition, Phase 1B, Block G, Lot 1R. (Director of Development Services Ross Altobelli)

c. Consider/Discuss/Action of a Resolution approving the minimum 20-foot landscape buffer reduction request and Site Plan associated with Hometown Liquor Addition, Block A, Lot 1. (Director of Development Services Ross Altobelli)

d. Presentation of the Proposed FY 2021-2022 Budget

e. Consider/Discuss/Action on a Resolution naming the date and place of a public hearing on the FY 2021-2022 Budget. (City Manager Jim Proce)

f. Approve a Resolution to propose a property tax rate of 0.569500 per $100 of property valuation for the City that the Council may adopt for the 2021 tax year and setting date and time for a public hearing on the tax rate.

8. **Closed Session (Exceptions).**

Under Tex. Gov'T Code Chapter 551, The City Council May Enter Into Closed Session To Discuss Any Items Listed Or Referenced On This Agenda Under The Following Exceptions:

a. Consult with legal counsel regarding pending or contemplated litigation and/or on matters in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter 551 of the Government Code (Tex. Gov't Code § 551.071). Proposed global opioid settlement; City ordinance provisions.

b. Discuss or deliberate the purchase, exchange, lease, or value of real property (Tex. Gov't Code § 551.072). Property for public facilities.

c. Discuss or deliberate Economic Development Negotiations: (1) To discuss or deliberate regarding commercial or financial information that the City has received from a business prospect that the City seeks to have locate, stay, or expand in or near the territory of the City of Anna and with which the City is conducting economic development negotiations; or (2) To deliberate the offer of a financial or other incentive to a business prospect described by subdivision (1). (Tex. Gov't Code § 551.087).

d. Discuss or deliberate personnel matters (Tex. Gov't Code § 551.074). City Attorney annual evaluation, City Secretary annual evaluation, City Manager annual evaluation.

e. Deliberation regarding security matters that may include security assessments or deployments relating to information resources technology; network security information; and the deployment, or specific occasions for implementation, of security personnel, critical infrastructure, or security devices. (Texas Gov't Code § 551.089)

The Council further reserves the right to enter into executive session at any time throughout any duly noticed meeting under any applicable exception to the Open Meetings Act.

9. Consider/Discuss/Action on any items listed on any agenda - work session, regular meeting, or closed session - that is duly posted by the City of Anna for any City Council meeting occurring on the same date as the meeting noticed in this agenda.

10. **Adjourn.**

This is to certify that I, Carrie L. Land, City Secretary, posted this Agenda on the City's website (www.annatexas.gov) and at a place readily accessible to the public at the Anna City Hall and on the City Hall bulletin board at or before 5:00 p.m. on August 6, 2021.

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Carrie L. Land, City Secretary

1. The Council may vote and/or act upon each of the items listed in this agenda.
2. The Council reserves the right to retire into executive session concerning any of the items listed on this agenda, whenever it is considered necessary and legally justified under the Open Meeting Act.
3. Persons with a disability who want to attend this meeting who may need assistance should contact the City Secretary at 972 924-3325 two working days prior to the meeting so that appropriate arrangements can be made.

Item No. 5.a.

City Council Agenda
Staff Report

Meeting Date: 8/10/2021
Staff Contact: Gregory Peters

AGENDA ITEM:
Discuss Briar Cove, a public road in Sweetwater Subdivision; and Briarcove Road, a private road in unincorporated Collin County and Anna's ETJ (Director of Public Works Greg Peters, P.E.)

SUMMARY:
The City Council and City staff received concerns earlier this summer from neighbors who reside on Briarcove Road, a private road in the unincorporated portion of Collin County east of the City of Anna. Their private road is located in Anna's Extraterritorial jurisdiction. These neighbors expressed a concern regarding there being a similarly named street within Anna's City Limits, called Briar Cove. Briar Cove is located in Phase 2 of the Sweetwater subdivision. Specifically, the neighbors requested for the City to consider a formal name change of Briar Cove.

Our neighbors in the ETJ shared two primary concerns:

1. Construction traffic due to workers coming to the wrong road. The neighbors explained that their private road was not able to handle construction traffic and the larger vehicles were causing damage to the road surface.
2. Confusion for emergency response from Police and Fire services.

As directed by the City Manager and Council, staff conducted an investigation to provide the City Council with all of the information required to have a better understanding of both the concerns and the situation. Staff completed the following tasks:

1. Reviewed Street naming processes in the City and Collin County.
2. Drove out to Briarcove Road to review the location and situation, including speaking with several neighbors who reside on the private road.
3. Mailed out a questionnaire to neighbors who reside on Briar Cove in the City of Anna to determine if they have an opinion regarding the request to change their street name.
4. Reviewed the status of construction on Briar Cove to determine the likelihood and potential volume of future construction traffic to Briarcove Road.
5. Discussed concerns with Public Safety staff, including our Fire Chief, Police Chief, and County Law Enforcement to better understand 911 processes and any impacts the street/road name similarity may have on response.
6. Discussed the request with the master developer of Sweetwater Subdivision and with the owner of the homes on Briar Cove.

Staff will present the findings and information gathered from this investigation and provide the City Council with the data needed to have an informed understanding of the situation.

FINANCIAL IMPACT:
None at this time.

STRATEGIC CONNECTIONS:
This item supports the City of Anna Strategic Plan, specifically advancing:
Goal 3: Anna – Great Place to Live

STAFF RECOMMENDATION:
At this time staff recommends no action be taken.

ATTACHMENTS:

APPROVALS:

Gregory Peters, Director of Public Works	Created/Initiated - 8/5/2021
Jim Proce, City Manager	Final Approval - 8/6/2021

Item No. 5.b.

City Council Agenda
Staff Report

Meeting Date: 8/10/2021
Staff Contact: Gregory Peters

AGENDA ITEM:
Discuss Contract Renewal for CARDS Dallas, Incorporated, for municipal solid waste services. (Director of Public Works Greg Peters, P.E.)

SUMMARY:
In 2020, the City of Anna entered into a contract for solid waste services with CARDS Dallas, Inc. This contract was based on the completion of a public RFP process whereby the City sought proposals from all providers interested in contract services for solid waste collection and disposal in the City of Anna. The current contract term is for a period of seven years, and is renewed annually.

Over the past year, staff and CARDS have been in regular communication regarding what is and is not working well in the current contract. These conversations, along with feedback received from the City Manager, City Council, and neighbors, are critical components in making the necessary improvements as we renew the annual contract.

Staff and CARDS have prepared a rough outline of a proposed contract renewal with mutually agreed upon changes. In this item staff will provide the City Council with the major deal points and request feedback. Based upon the feedback received, staff will return at a future meeting with a final contract for Council approval.

FINANCIAL IMPACT:
None at this time. Solid waste rates are included as one of the considerations. Final rates will depend upon direction the City takes in regard to different rate classes (residential, commercial, school district, homeowners associations).

STRATEGIC CONNECTIONS:
This item supports the City of Anna Strategic Plan, specifically advancing:
Goal 4: High Performing, Professional City

STAFF RECOMMENDATION:
Staff is seeking feedback on the deal points which will be presented during the meeting for the draft contract renewal. Staff will take feedback from Council and finalize the agreement for City Council approval at the next meeting.

ATTACHMENTS:

APPROVALS:

Gregory Peters, Director of Public Works	Created/Initiated - 8/5/2021
Jim Proce, City Manager	Final Approval - 8/5/2021

Item No. 6.a.

City Council Agenda
Staff Report

Meeting Date: 8/10/2021
Staff Contact: Carrie Land

AGENDA ITEM:
Approve City Council Meeting Minutes from July 27, 2021. (City Secretary Carrie Land)

SUMMARY:

FINANCIAL IMPACT:

STRATEGIC CONNECTIONS:
This item supports the City of Anna Strategic Plan, specifically advancing:
Goal 4: High Performing, Professional City

STAFF RECOMMENDATION:

ATTACHMENTS:
1. DRAFT CCmin20210727
2. Draft Tirz-CCmin20210727

APPROVALS:

Carrie Land, City Secretary	Created/Initiated - 8/5/2021
Jim Proce, City Manager	Final Approval - 8/5/2021

Regular City Council Meeting
Meeting Minutes

Tuesday, July 27, 2021 @ 6:30 PM

Anna ISD Boardroom
201 E. 7th Street, Anna, Texas 75409

The City Council of the City of Anna met at 6:30 PM, on July 27, 2021, at the Anna ISD Board Room, located at 201 E. 7th Street, Anna, Texas 75409, to consider the following items.

1. **Call to Order, Roll Call and Establishment of Quorum.**

Mayor Pike called the meeting to order at 6:30 PM.

All Council Members were present.

2. **Invocation and Pledge of Allegiance.**

Mayor Pike led the Invocation and Pledge of Allegiance.

4. **Reports.**

Neighborhood Services Coordinator Elisa Bowers noted National Night Out will be held in October.

Council Member Carver announced the Greater Anna Chamber of Commerce has hired an executive director, Angie Rollins Toles.

5. **Work Session.**

a. FY2022 Budget Update (City Manager, Jim Proce, ICMA-CM)

b. Draft FY2022 Community Investment Program - Roads/Water/Sanitary Sewer (Director of Public Works Greg Peters, P.E.)

The City of Anna has a five-year Community Investment Program (CIP) which is updated on an annual basis. The CIP identifies the projects and funding for capital street, water, sanitary sewer, and drainage maintenance and expansion projects. Staff will present the draft plan for FY2022 and seek feedback from the City Council on project selection. The final plan will be adopted with the FY2022

Operating Budget prior to October 1st.

c. Draft Stormwater Utility Report and Presentation (Director of Public Works Greg Peters, P.E.)

Staff presented the City Council with the draft findings and options regarding the Stormwater Utility study for the City of Anna. Staff is seeking feedback from the City Council and will return to Council at a future meeting with the finalized report and any formal recommendations needed.

d. Discussion of Article 5.06 (Itinerant Vendors) of the City of Anna Code of Ordinances. (Director of Neighborhood Services Marc Marchand)

Staff is considering making revisions to the Article 5.06 (Itinerant Vendors) of the City of Anna Code of Ordinances. Some key items of discussion as part of the revised ordinance are:

- Create definition for "Mobile Food Unit" and specifically state that a mobile food unit is a form/type of itinerant vendor.
- Allow for Sunday operations.
- Identify Neighborhood Services as the permit authority.
- Prohibit itinerant vendors at City Parks, Recreation Centers, or on school property, except in conjunction with City of Anna or ISD approved event, in which case a special event permit application is required.
- Itinerant vendor can only be an accessory use to a primary use located on same lot.
- Staging requirements:
  - Location allowed
  - Time allowed
- Sales Tax requirement

6. **Consent Items.**

Consent item g. was removed from the Consent Agenda.

MOTION: Council Member Toten moved to approve consent items a-f and h-m . Council Member Ussery seconded. Motion carried 7-0.

a. Approve City Council Meeting Minutes from July 13, 2021. (City Secretary Carrie Land)

b. Review minutes of the May 6, 2021, Joint Community Development Corporation Board and Economic Development Corporation Board Meeting. (Director of Economic Development Joey Grisham)

c. Review minutes of the June 3, 2021, Joint Community Development Corporation Board and Economic Development Corporation Board Meeting. (Director of Economic Development Joey Grisham)

d. Review minutes of the June 21, 2021, Parks Advisory Board Meeting. (Neighborhood Services Director Marc Marchand)

e. Review minutes of the June 1, 2021, Diversity and Inclusion Advisory Commission Meeting. (Assistant City Manager Ryan Henderson)

f. Approve a Resolution authorizing the City Manager to execute a Tower Site License Agreement by and between Skybeam, LLC, and the City of Anna, Texas for the placement of telecommunications equipment on the existing water tower located at 1111 County Road 370. (Director of Public Works Greg Peters, P.E.)

Skybeam, LLC, currently operates broadband equipment on the existing West Crossing water tower in Anna Texas. The terms of the existing lease agreement expired and both City staff and Skybeam have been working to negotiate a new contract with appropriate lease terms. The City Attorney prepared the lease agreement which staff then coordinated on with Skybeam to ensure both parties agree to the terms and conditions. The agreement is for a period of ten years with a monthly payment of $2,000 in the first year and a 2% annual escalator applied each future year.

The previous payment for the last contract was $1,000/month.

Staff conducted research regarding comparable rates for similar leases in our area. While many unique situations exist which affect lease terms, staff found the proposed $2,000/month to be in line with industry standards for the size and type of proposed equipment and the size and location of our existing water tower.

The agreement allows for both parties to end the terms of the lease based on certain conditions and provides both the City and Skybeam with the necessary flexibility to address changing site conditions, technologies, and needs of both parties.

A RESOLUTION OF THE CITY OF ANNA, TEXAS AUTHORIZING THE CITY MANAGER TO EXECUTE A TOWER SITE LICENSE AGREEMENT BY AND BETWEEN THE CITY OF ANNA AND SKYBEAM, LLC IN A FORM APPROVED BY THE CITY ATTORNEY; AND PROVIDING FOR AN EFFECTIVE DATE.

g. Approve a Resolution amending the Economic Development Incentive Policy. (Director of Economic Development Joey Grisham)

The Economic Development Staff is recommending a few edits to the Economic

Development Policy. One of the minor edits includes updating the Comprehensive Plan language to reflect the latest and most current plan.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANNA, TEXAS AMENDING THE ECONOMIC DEVELOPMENT INCENTIVE POLICY TO PROMOTE ECONOMIC DEVELOPMENT AND STIMULATE BUSINESS AND COMMERCIAL ACTIVITY IN THE CITY OF ANNA

MOTION: Council Member Toten moved to approve. Council Member Miller seconded. Motion carried 7-0.

h. Approve the Quarterly Investment Report for the Period Ending June 30, 2021. (Director of Finance Alan Guard)

i. Approve a Resolution authorizing the City Manager to execute an agreement with MyGov for set up and annual subscription fees for the MyGov software solution. (Director of Finance Alan Guard)

During a recent review of software for several department, the IT Steering Committee participated in several demonstrations of different software solutions to address specific technology needs. These included asset management, code enforcement, building permits, alcohol licenses, and work orders. The committee agreed that the MyGov product provided a comprehensive solution for all of those needs. The product was user-friendly, provided asset management and work orders for Parks, Public Works, and IT, and has a mobile app for neighbors to make requests for service. The product also integrates directly with Incode, the new financial software, providing downloads directly into the system ensuring accurate journal entries of all fees and financial information. This product will replace EnerGov asset management software, Inspect-to-Go code enforcement software, and Dude Solutions permitting software. The annual savings after implementation will be $15,440.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANNA, APPROVING THE PURCHASE OF A SOFTWARE AS A SERVICE (SASS) AGREEMENT FOR ENTERPRISE ASSET MANAGEMENT, PERMIT, CODE ENFORCEMENT, BUSINESS LICENSE, WORK ORDER, CREDENTIAL MANAGER, ELECTRONIC PLAN REVIEW, GIS MAPPING, AND LIEN COLLECTION SOFTWARE FROM MYGOV, INC OF DALLAS, TEXAS IN THE AMOUNT OF $51,980, AND AUTHORIZE THE CITY MANAGER TO SIGN THE AGREEMENT.

j. Approve an Ordinance amending Sec. A2.000 (Building Related Fees) within Appendix A (Fee Schedule) of the City of Anna Code of Ordinances. (Director of Neighborhood Services Marc Marchand)

The Neighborhood Services Division is requesting to increase the Annual Rental Registration fee from $75 to $100, beginning January 1, 2022. The proposed changes are represented by fees that are revenue neutral and fairly compensate the City for costs incurred for the services provided and are relative to the fees

for residential rental registrations in similar municipalities.

AN ORDINANCE OF THE CITY OF ANNA, TEXAS AMENDING THE ANNA CITY CODE OF ORDINANCES BY AMENDING APPENDIX A (FEE SCHEDULE) PROVIDING FOR AN EFFECTIVE DATE; PROVIDING FOR A PENALTY CLAUSE NOT TO EXCEED $2,000 OR THE HIGHEST PENALTY AMOUNT ALLOWED BY LAW, WHICHEVER IS LESS; AND, PROVIDING FOR THE PUBLICATION OF THE CAPTION HEREOF.

k. Approve an Ordinance amending Sec. A2.002 (Residential construction permit fees) within Appendix A (Fee Schedule) of the City of Anna Code of Ordinances. (Director of Development Services Ross Altobelli)

Staff recently completed a simple market assessment to ensure Anna's fees remain competitive with neighboring cities while at the same time they are high enough to cover costs associated with growth and development.

Currently the City of Anna charges an application plan review fee of $150 for new single-family residential permits. This fee amount is considerably less than this same fee charged by other cities that face similar development pressures.

- Celina - $300
- Princeton - $400
- Prosper - $246
- Little Elm - $295

Additionally, the City currently charges a flat building permit fee of $2,200 per unit (Single Family, Duplex, Townhouse, Condominium) whereas the communities referenced above charge a fee based on the building square footage. Below are three examples comparing each of these communities building permit fee for three different size houses.

2,500 Square Foot		
City	Rate	Building permit fee
Anna	Flat	$2,200
Celina	.95 x sq. ft.	$2,375
Princeton	Flat fee less than 4000 sq. ft.	$1,500
Prosper	$1,040.30 for the first 1,000 sq.ft.; plus $0.713 for each additional sq.ft.	$2,109.80
Little Elm	.85 x sq. ft.	$2,125

2,846 Square Foot *CURRENT AVERAGE SINCE JANUARY 2021		
City	Rate	Building permit fee
Anna	Flat	$2,200
Celina	.95 x sq. ft.	$2,703.70
Princeton	Flat fee less than 4000 sq. ft.	$1,500
Prosper	$1,040.30 for the first 1,000 sq.ft.; plus $0.713 for each additional sq.ft.	$2,358.64
Little Elm	.85 x sq. ft.	$2,419.10

3,000 Square Foot		
City	Rate	Building permit fee
Anna	Flat	$2,200
Celina	.95 x sq. ft.	$2,850
Princeton	Flat fee less than 4000 sq. ft.	$1,500
Prosper	$1,040.30 for the first 1,000 sq.ft.; plus $0.713 for each additional sq.ft.	$2,466.30
Little Elm	.85 x sq. ft.	$2,550.00

Based on these assessments staff is recommending that both the plan review fee and building permit fee be increased to ensure the City is keeping up with the actual cost of review and processing and to ensure taxpayers are not subsidizing the cost of private development within the City of Anna. Below are the proposed fees with the increases shown in parenthesis.

- $300 applicant plan review ($150)
- $2,400 building permit fee ($200)

Staff is recommending that these updated fees go into effect on October 1, 2021. This will allow ample time to notify the development community and time for the development community to plan for the fee increase.

AN ORDINANCE OF THE CITY OF ANNA, TEXAS AMENDING THE ANNA CITY CODE OF ORDINANCES BY AMENDING APPENDIX A (FEE SCHEDULE) PROVIDING FOR AN EFFECTIVE DATE; PROVIDING FOR A PENALTY CLAUSE NOT TO EXCEED $2,000 OR THE HIGHEST PENALTY AMOUNT ALLOWED BY LAW, WHICHEVER IS LESS; AND, PROVIDING FOR THE PUBLICATION OF THE CAPTION HEREOF.

I. 1) Approve a Resolution authorizing the City Manager to execute a Service Agreement by and between Emergicon, LLC, and the City of Anna, Texas for the Billing Purposes Related to Fire Cost Recovery Services (Fire Chief Ray Isom)

2) Approve an Ordinance amending Appendix A (Fee Schedule) Adding a new Article A9.000 (Fire Services Fees).

Currently, the Anna Fire Department (AFD) utilizes cost recovery services through Fire Recovery USA, LLC. The costs are for responses by AFD associated with commercial motor vehicle accidents, hazardous materials spills, and other emergency incidents that do not involve residents of Anna. Fire Recovery collects a fee for services equal to 20% of the revenue generated by each incident. For each successful claim, a check for the recovered funds is mailed to AFD for deposit by the Finance Department.

The proposed contract amendment cancels the agreement with Fire Recovery USA, LLC, and replaces these services with our current EMS billing group, Emergicon, LLC. Emergicon collects a smaller percentage (15%) of the recovered funds giving the city an additional 5% return.

Additionally, Emergicon provides a monthly collection statement and deposits the funds directly into the city's vendor account. This streamlines the process since paper checks will no longer be mailed to the fire department. AFD staff has coordinated with the Finance Department to ensure a smooth transition.

The agreement updates the current service fee schedule.

A RESOLUTION OF THE CITY OF ANNA, TEXAS APPROVING AND AUTHORIZING AN ADDENDUM TO THE SERVICE AGREEMENT FOR SPECIALIZED PROFESSIONAL AMBULANCE BILLING SERVICES BETWEEN EMERGICON, LLC AND CITY OF ANNA, TEXAS FOR BILLING PURPOSES RELATED TO FIRE COST RECOVERY SERVICES.

AN ORDINANCE OF THE CITY OF ANNA, TEXAS AMENDING THE ANNA CITY CODE OF ORDINANCES BY AMENDING APPENDIX A (FEE SCHEDULE) ADDING A NEW ARTICLE A9.000 (FIRE SERVICES FEES); PROVIDING FOR AN EFFECTIVE DATE; PROVIDING FOR A PENALTY CLAUSE NOT TO EXCEED $2,000 OR THE HIGHEST PENALTY AMOUNT ALLOWED BY LAW, WHICHEVER IS LESS; AND, PROVIDING FOR THE PUBLICATION OF THE CAPTION HEREOF.

m. Approve a Resolution amending the participation in the TML Health Benefits for City Employees. (Director of Human Resources Stephanie Beitelschies)

The City's health benefits are currently covered under Texas Municipal League Health Benefits. Texas Municipal League Health Benefits is switching network providers from UnitedHealthcare to Blue Cross Blue Shield effective with the City's insurance renewal date which is October 1, 2021. Additionally the current plan structures provided by TML have been eliminated in lieu of new options that will be employed effective October 1, 2021, requiring the City having to restructure the insurance plan. The City partnered with a consultant Brinson Benefits to assist with FY2021-2022 benefits elections.

Brinson Benefits has assisted City's staff in determining the best options available for benefits coverage for our employees to ensure coverages were cost effective, provided the same or better service, and were possible resulted in cost savings to the City and the employees. The outcome of these efforts resulted in the medical coverage, short-term and long-term disability,

Employee Assistance Program and basic and voluntary (additional) life coverage, remaining with TML Health Benefits. Dental coverage will now be under Guardian - Choice Plan J1 with implants. Vision coverage will change to Guardian Full Feature – Choice C.

Overall, the changes result in costs savings to the City, as well as employees, and is dependent upon the coverages they choose for similar benefits.

The City will net approximately $77,000 in annual savings.

- MEDICAL: Consumer HSA-5K E and Copay-500 2KER
  - Employer contribution is 100% EE / 50% dependent
- HRA: Benefit Bucks administration. Back-end deducible benefit.
  - $2,200 individual / $4,400 family
- HSA: TML administration
  - City to contribute $30/month
- DENTAL: Change to Guardian (Guardian Choice Plan J1 w/ implants)
  - Employer contribution is 100% EE / 50% dependent
- VISION: Change to Guardian (Full Feature – Choice C)
  - Employer contribution is 100% EE / 50% dependent
- GROUP LIFE: No change.
- VOLUNTARY LIFE: No change.
- LTD: No change.
- Voluntary STD: No change.
- EAP: No change.
- BRINSON SERVICES / TO BE INVOICED:
  - COBRA: Begin service with Cobra Charmers - $2,424 annually.
  - Employee Navigator: Implementation after open enrollment, no charge for first year.
  - BRINSON CONSULTING FEE: No change, current fee of $29,000 per year under contract 10/1/2021 – 9/30/2023.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANNA, COLLIN COUNTY, TEXAS, AUTHORIZING PARTICIPATION BY THE CITY OF ANNA IN A TEXAS MUNICIPAL LEAGUE HEALTH BENEFITS AND GUARDIAN AS A PART OF THE CITY'S HEALTH INSURANCE BENEFIT PACKAGE, AND PROVIDING FOR AN EFFECTIVE DATE.

7. **Items For Individual Consideration.**

a. Consider/Discuss/Action on an Ordinance Amending the FY2020 - 2021 Budget to add 1.0 FTE Planner II, 1.0 FTE Code Compliance Officer, and other service, equipment and technology needs.

The proposed budget amendment includes funding for the following purposes: Revenue building permits is exceeding FY2021 budget projections as a result of the explosive growth in our community. This explosive growth is also resulting in the need for additional staff, equipment and services in order to maintain the quality of services for our neighbors. This budget amendment will add additional staffing as noted:

• Add a Planner II (1.0 FTE) responsible for long-range planning issues and other related duties, including tracking progress on Anna2050 plan implementation, monitoring and managing necessary updates to codes and ordinances, reviewing zoning and development proposals for consistency with the plan, managing amendments to the plan to reflect new priorities and opportunities and preparing an annual report on the status of implementation.

• Add Code Enforcement Officer (1.0 FTE) The additional position is needed to accommodate the City's growth, increasing demands for service, improve response times, and assist neighbors in avoiding citations. Department revenue from programs such as the rental property registration are anticipated to help cover the cost for this position.

Other additional expenditures include:
• Information Technology Office Supplies ($7,800) Additional storage was required to protect Information Technology equipment during business hours with the opening of the Annex Building.
• Information Technology IT Supplies ($9,000) Technology equipment purchased for additional Police patrol vehicles.
• Information Technology IT Supplies ($4,700) Winter Storm knocked out batteries in the Police server room. Replacements will serve as a battery backup for our servers in case of power failure.
• Development Services Contract Services ($75,000) One of the highest priority action Items identified in the Anna 2050 Comprehensive Plan is to revise development-related ordinances to align them with the vision and accommodate the future land use plan. Creating a newly composed zoning code would be in alignment with the new vision identified in Anna 2050. This request was made as a part of FY2022 budget process; funding the project now will allow staff to begin.
• Streets Machinery and Equipment ($47,500) Purchase concrete mini-mixer ($26,400) and walk behind concrete saw ($21,100). Additional equipment will increase the level of service and allow the Streets Division to perform maintenance activities at the volume and performance level desired by the City Council, City Manager, and our Neighbors.

AN ORDINANCE AMENDING ORDINANCE NO. 875-2020 ADOPTING THE BUDGET FOR THE 2020-2021 FISCAL YEAR; PROVIDING FOR SAVINGS, SEVERABILITY, AND REPEALING CLAUSES; PROVIDING FOR AN EFFECTIVE DATE; AND PROVIDING FOR THE PUBLICATION OF THE CAPTION HEREOF.

MOTION: Council Member Ussery moved to approve. Council Member Miller seconded. Motion carried 7-0.

b. Conduct a public hearing on levying of assessments in the Sherley Tract Public Improvement District No. 2. (Director of Economic Development Joey Grisham)

Mayor Pike opened the public hearing at 8:39 PM.

No comments.

Mayor Pike closed the public hearing at 8:39 PM.

c. Consider/Discuss/Action on an Ordinance of the City Council of the City of Anna, Texas accepting and approving a Service and Assessment Plan and Assessment Rolls for the Sherley Tract Public Improvement District No. 2; making a finding of special benefit to the Property in the District; levying Special Assessments against Property within the District and establishing a lien on such Property; providing for the method of assessment and the payment of the Assessments in accordance with Chapter 372, Texas Local Government Code, as amended, providing penalties and interest on delinquent assessments, providing for severability, and providing an effective date. (Economic Development Director Joey Grisham)

On December 8, 2020, the Anna City Council held a public hearing and approved Resolution No. 20-12-839 creating the Sherley Tract Public Improvement District No. 2, and on May 25, 2021, adopted a resolution determining total costs of certain authorized improvements and a Preliminary Service and Assessment Plan (SAP). A SAP addresses the costs of improvements and establishes annual assessments to pay current debt service and collection costs.

The Anna City Council opened the assessment hearing on June 22, 2021, and continued said hearing until July 27, 2021. This ordinance includes accepting and approving the Service and Assessment Plan and Assessment rolls, levying special assessments against property, providing for the method and payments of assessments in accordance with Chapter 372 of the Texas Local Government Code as amended, and providing penalties and interest on delinquent assessments.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ANNA, TEXAS ACCEPTING AND APPROVING A SERVICE AND ASSESSMENT PLAN AND ASSESSMENT ROLLS FOR THE SHERLEY TRACT PUBLIC IMPROVEMENT DISTRICT NO. 2; MAKING A FINDING OF SPECIAL BENEFIT TO THE PROPERTY IN THE DISTRICT; LEVYING SPECIAL ASSESSMENTS AGAINST PROPERTY WITHIN THE DISTRICT AND ESTABLISHING A LIEN ON SUCH PROPERTY; PROVIDING FOR THE METHOD OF ASSESSMENT AND THE PAYMENT OF THE ASSESSMENTS IN ACCORDANCE WITH CHAPTER 372, TEXAS LOCAL GOVERNMENT CODE, AS AMENDED, PROVIDING PENALTIES AND INTEREST ON DELINQUENT ASSESSMENTS, PROVIDING FOR SEVERABILITY, AND PROVIDING AN EFFECTIVE DATE.

MOTION: Mayor Pike moved to approve. Council Member Vollmer seconded. Motion carried 7-0.

d. Consider/Discuss/Action on an Ordinance authorizing the issuance of the "City of Anna, Texas, Special Assessment Revenue Bonds, Series 2021 (Sherley Tract Public Improvement District No. 2 Improvement Area #1 Project)"; approving and authorizing an Indenture of Trust, a Bond Purchase Agreement, a Limited Offering Memorandum, a Continuing Disclosure Agreement and other agreements and documents in connection therewith; making findings with respect to the issuance of such Bonds; and providing an effective date. (Economic Development Director Joey Grisham)

This ordinance includes the authorization of City of Anna Special Assessment Revenue Bonds Series 2021 Bonds related to the Sherley Tract Public Improvement District No. 2 Improvement Area #1, approval of indenture of trust, bond purchase agreement, a limited offering memorandum, and a continuing disclosure agreement. The document was drafted by bond counsel and reviewed by all parties. These bonds are not secured by the full faith and credit of the City of Anna and will not reduce the City's bond rating.

AN ORDINANCE AUTHORIZING THE ISSUANCE OF THE "CITY OF ANNA, TEXAS, SPECIAL ASSESSMENT REVENUE BONDS, SERIES 2021 (SHERLEY TRACT PUBLIC IMPROVEMENT DISTRICT NO. 2 IMPROVEMENT AREA #1 PROJECT)"; APPROVING AND AUTHORIZING AN INDENTURE OF TRUST, A BOND PURCHASE AGREEMENT, A LIMITED OFFERING MEMORANDUM, A CONTINUING DISCLOSURE AGREEMENT AND OTHER AGREEMENTS AND DOCUMENTS IN CONNECTION THEREWITH; MAKING FINDINGS WITH RESPECT TO THE ISSUANCE OF SUCH BONDS; AND PROVIDING AN EFFECTIVE DATE

e. Consider/Discuss/Action on an Ordinance authorizing the issuance of the "City of Anna, Texas, Special Assessment Revenue Bonds, Series 2021 (Sherley Tract Public Improvement District No. 2 Major Improvement Area Project)"; approving and authorizing an Indenture of Trust, a Bond Purchase Agreement, a Limited Offering Memorandum, a Continuing Disclosure Agreement and other agreements and documents in connection therewith; making findings with respect to the issuance of such Bonds; and providing an effective date. (Economic Development Director Joey Grisham)

This ordinance authorizes the issuance of City of Anna Special Assessment Bonds Series 2021 Sherley Tract Public Improvement District No. 2 Major Improvement Area Project, approves an indenture of trust, a Bond Purchase Agreement, a limited offering memorandum, and a Continuing Disclosure Agreement. The ordinance was drafted by bond counsel and reviewed by all parties. These bonds are not secured by the full faith and credit of the City of Anna and will not reduce the City's bond rating.

AN ORDINANCE AUTHORIZING THE ISSUANCE OF THE "CITY OF ANNA, TEXAS, SPECIAL ASSESSMENT REVENUE BONDS, SERIES 2021 (SHERLEY TRACT PUBLIC IMPROVEMENT DISTRICT NO. 2 MAJOR IMPROVEMENT AREA PROJECT)"; APPROVING AND AUTHORIZING AN INDENTURE OF TRUST, A BOND PURCHASE AGREEMENT, A LIMITED OFFERING MEMORANDUM, A CONTINUING DISCLOSURE AGREEMENT AND OTHER AGREEMENTS AND DOCUMENTS IN CONNECTION THEREWITH; MAKING FINDINGS WITH RESPECT TO THE ISSUANCE OF SUCH BONDS; AND PROVIDING AN EFFECTIVE DATE

f. Consider/Discuss/Action an Ordinance of the City Council of the City of Anna, Texas, approving a Final Project and Financing Plan for Tax Increment Reinvestment Zone Number Three, City of Anna, Texas; approving a TIRZ No. 3 Agreement; making various findings related to such Plan; providing a severability clause; and providing an effective date.. (Economic Development Director Joey Grisham)

This ordinance approves a Final Project and Financing Plan for the City of Anna Tax Increment Reinvestment Zone #3, City of Anna, and related to the Sherley Tract. The Project and Financing Plan is a requirement under Chapter 311 of the Texas Tax Code and was drafted by P3 Works. The project and financing plan includes what improvements will be made and how they will be paid for. The ordinance also includes approval of a TIRZ Agreement by and between the City of Anna, City of Anna TIRZ #3 Board of Directors, and MM Anna 325, LLC.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ANNA, TEXAS, APPROVING A FINAL PROJECT AND FINANCING PLAN FOR TAX INCREMENT REINVESTMENT ZONE NUMBER THREE, CITY OF ANNA, TEXAS; APPROVING A TIRZ NO. 3 AGREEMENT; MAKING VARIOUS FINDINGS RELATED TO SUCH PLAN; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

MOTION: Council Member Miller moved to approve. Council Member Vollmer seconded. Motion carried 7-0.

g. Consider/Discuss/Action an Ordinance adopting the 2021 Annual Service Plan Update to the Service and Assessment Plan and Assessment Roll, including the collection for the 2021-2022 annual installments for the Hurricane Creek Public Improvement District (PID). (Director of Economic Development Joey Grisham)

On July 14, 2020, the City Council approved the 2020 Annual Service Plan Update by adopting Resolution No. 2020-07-763, which updated the Assessment Rolls for 2020. Pursuant to the PID Act, the SAP must be reviewed and updated annually. This document is the 2021 Annual Service Plan that also updates the Assessment Rolls for 2021. It was prepared by the PID administrator P3 Works.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ANNA, TEXAS APPROVING THE 2021 ANNUAL SERVICE PLAN UPDATE TO THE SERVICE AND ASSESSMENT PLAN, INCLUDING THE ASSESSMENT ROLL, FOR THE HURRICANE CREEK PUBLIC IMPROVEMENT DISTRICT IN ACCORDANCE WITH CHAPTER 372, TEXAS LOCAL GOVERNMENT CODE, AS AMENDED; AND PROVIDING AN EFFECTIVE DATE.

MOTION: Council Member Toten moved to approve. Council Member Vollmer seconded. Motion carried 7-0.

h. 1) Consider/Discuss/Act on a Resolution approving an Agreement Regarding Services including a plan for municipal services regarding 39.7± acres located at the southwest intersection of CR 427 and CR 425 (Future Leonard Ave). (Director of Development Services Ross Altobelli)

2) Conduct a public hearing to consider public comments regarding annexation of a 39.7± acres of land into the City's corporate boundaries generally located at the southwest intersection of CR 427 and CR 425 (Future Leonard Ave).

3) Consider/Discuss/Action on an Ordinance annexing 39.7± acres generally located at the southwest intersection of CR 427 and CR 425 (Future Leonard Ave).

Tex Properties Group, LLC, has submitted a petition to annex 39.7± acres located at the southwest intersection of CR 427 and CR 425 (Future Leonard Ave).

It is recommended that the City Council approve a Resolution for an agreement regarding services and an Ordinance regarding the request to annex 39.7± acres located at the southwest intersection of CR 427 and CR 425 (Future Leonard Ave).

Mayor Pike opened the public hearing at 8:46 PM.

No comments.

Mayor Pike closed the public hearing at 8:46 PM.

A RESOLUTION ADOPTING A CONDITIONAL AGREEMENT REGARDING SERVICES RELATED TO ANNEXATION OF A 39.7± ACRE TRACT OF LAND

AN ORDINANCE ANNEXING THE HEREINAFTER DESCRIBED TERRITORY TO THE CITY OF ANNA, COLLIN COUNTY, TEXAS, AND EXTENDING THE BOUNDARY LIMITS OF SAID MUNICIPALITY SO AS TO INCLUDE SAID HEREINAFTER DESCRIBED PROPERTY WITHIN SAID MUNICIPAL CORPORATE LIMITS AND GRANTING TO ALL THE INHABITANTS OF SAID PROPERTY ALL THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BINDING SAID INHABITANTS BY ALL OF THE ACTS, ORDINANCES, RESOLUTIONS, AND REGULATIONS OF SAID CITY AS SET FORTH HEREIN; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

MOTION: Council Member Miller moved to approve. Council Member Toten seconded. Motion carried 7-0.

i. 1) Conduct a Public Hearing to consider public comments regarding the request to zone 39.7± acres to Single-Family Residential (SF-72). Located at the southwest intersection of CR 427 and CR 425 (Future Leonard Ave). (Director of Development Services Ross Altobelli)

2) Consider/Discuss/Action on an Ordinance to zone 39.7± acres to Single-Family Residential (SF-72). Located at the southwest intersection of CR 427 and CR 425 (Future Leonard Ave).

Mayor Pike opened the public hearing at 8:48 PM.

No comments.

Mayor Pike closed the public hearing at 8:48 PM.

Tex Properties Group, LLC, has submitted an application to zone 39.7± acres located at the southwest intersection of CR 427 and CR 425 (Future Leonard Ave) to Single-Family Residential (SF-72).

The purpose of this request is to establish zoning for a new tract of land associated with an annexation petition. For additional information, please refer to the attached staff report.

The Planning & Zoning Commission recommended approval.

(Property rezoned under this ordinance is generally located at the southwest intersection of CR 427 and CR 425 (Future Leonard Ave) AN ORDINANCE OF THE CITY OF ANNA, TEXAS AMENDING THE CITY'S COMPREHENSIVE PLAN, ZONING MAP, AND ZONING ORDINANCE AND CHANGING THE ZONING OF CERTAIN PROPERTY AS DESCRIBED HEREIN; PROVIDING FOR SAVINGS, REPEALING AND SEVERABILITY CLAUSES; PROVIDING FOR AN EFFECTIVE DATE; PROVIDING FOR A PENALTY CLAUSE NOT TO EXCEED $2,000 OR THE HIGHEST PENALTY AMOUNT ALLOWED BY LAW, WHICHEVER IS LESS; AND, PROVIDING FOR THE PUBLICATION OF THE CAPTION HEREOF.

j. Approve a Resolution authorizing the City Manager to execute Master Agreements for Engineering, Land Surveying, Materials Testing, and Geotechnical Professional Services in a form approved by the City Attorney. (Director of Public Works Greg Peters, P.E.)

The City recently completed a comprehensive Request for Qualifications process for professional services in order to ensure that the City contracts with high performing, professional firms to complete the important capital project needs of the community. Staff has completed the review of all submittals and has identified the highest scoring firms to enter into Master Agreements with the City of Anna. This item is to authorize the City Manager to execute the master agreements with the highest scoring firms for each category in the RFQ process for engineering, land surveying, materials testing, property acquisition, and appraisal services.

A RESOLUTION OF THE CITY OF ANNA, TEXAS AUTHORIZING THE CITY MANAGER TO EXECUTE MASTER AGREEMENTS FOR PROFESSIONAL SERVICES INCLUDING ENGINEERING, LAND SURVEYING, MATERIALS TESTING, ACQUISITION & APPRAISAL SERVICES IN A FORM APPROVED BY THE CITY ATTORNEY; AND PROVIDING FOR AN EFFECTIVE DATE.

MOTION: Council Member Toten moved to approve. Council Member Vollmer seconded. Motion carried 7-0.

k. Consider approval of a Resolution allocating funding for street maintenance projects on Foster Crossing Road and Taylor Boulevard and authorizing the City Manager to execute purchase orders to Wopac Construction, Incorporated; and providing for an effective date. (Director of Public Works Greg Peters, P.E.)

At the April 27, 2021, City Council Meeting, the City Council approved funding for the rehabilitation of portions of Taylor Boulevard with Collin County Participation. The approved resolution is included in the new resolution as Exhibit "A". Since that time the City has been in coordination with Collin County regarding the need to also rehabilitate West Foster Crossing from the Collin County Outer Loop to Pecan Grove Phase 2. In addition, the City still has additional funding for Taylor Boulevard road improvements through a development agreement related to the Park Place Subdivision, as shown in the new resolution as Exhibit "B."

City staff have worked with Collin County staff to reach an agreement to re-allocate the funds identified for Taylor Boulevard to West Foster Crossing. In exchange, the City will utilize the Development Agreement funding from Park Place to fund rehabilitation of Taylor Boulevard.

This resolution authorizes the City Manager to execute purchase orders to Wopac Construction, Incorporated, for the rehabilitation of both Taylor Boulevard and West Foster Crossing, utilizing Street Maintenance Tax funds and Collin County Road & Bridge funds for West Foster Crossing, and Development Agreement funds for Taylor Boulevard, as shown in the quotes in the new resolution as Exhibit "C".

Approval of this resolution will facilitate the rehabilitation of Taylor Boulevard from US 75 to Ferguson Parkway, and of West Foster Crossing from the Collin County Outer Loop to Pecan Grove Phase 2, where a new concrete street section is being constructed.

Based on ambient temperature effects on Chip Seal construction and project scheduling, it is anticipated that both projects will be completed in late September to early October.

A RESOLUTION OF THE CITY OF ANNA, TEXAS AUTHORIZING THE CITY MANAGER TO EXECUTE PURCHASE ORDERS FOR THE REHABILITATION OF TAYLOR BOULEVARD FROM FERGUSON PARKWAY TO US 75 AND WEST FOSTER CROSSING ROAD FROM THE COLLIN COUNTY OUTER LOOP TO PECAN GROVE PHASE 2 TO WOPAC CONSTRUCTION, INCORPORATED IN THE AMOUNT NOT TO EXCEED TWO HUNDRED EIGHTY THOUSAND TWO HUNDRED FORTY-EIGHT DOLLARS AND TEN CENTS ($280,248.10); AND PROVIDING FOR AN EFFECTIVE DATE.

MOTION: Mayor Pike moved to approve. Council Member Toten seconded. Motion carried 7-0.

8. **Closed Session (Exceptions).**

Under Tex. Gov't Code Chapter 551, The City Council May Enter Into Closed Session To Discuss Any Items Listed Or Referenced On This Agenda Under The Following Exceptions:

a. Consult with legal counsel regarding pending or contemplated litigation and/or on matters in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter 551 of the Government Code (Tex. Gov’t Code §551.071). City ordinance provisions

b. Discuss or deliberate the purchase, exchange, lease, or value of real property (Tex. Gov't Code §551.072).

c. Discuss or deliberate Economic Development Negotiations: (1) To discuss or deliberate regarding commercial or financial information that the City has received from a business prospect that the City seeks to have locate, stay, or expand in or near the territory of the City of Anna and with which the City is conducting economic development negotiations; or (2) To deliberate the offer of a financial or other incentive to a business prospect described by subdivision (1). (Tex. Gov't Code §551.087).

d. Discuss or deliberate personnel matters (Tex. Gov't Code §551.074).

MOTION: Council Member Miller moved to enter Closed Session. Council Member Atchley seconded. Motion carried 7-0.

Mayor Pike recessed the meeting at 8:59 PM.

Mayor Pike reconvened the meeting at 9:28 PM.

9. Consider/Discuss/Action on any items listed on any agenda - work session, regular meeting, or closed session - that is duly posted by the City of Anna for any City Council meeting occurring on the same date as the meeting noticed in this agenda.

No action was taken.

10. **Adjourn.**

Mayor Pike adjourned the meeting at 9:28 PM.

Approved on August 10, 2021.

_____
Mayor Nate Pike

ATTEST:

_____
City Secretary Carrie L. Land

AGENDA

TIRZ No. 3 Board Meeting/Meeting of City Council

Tuesday, July 27, 2021 @ 6:15 PM

Anna ISD Board Room
201 E. 7th Street, Anna, TX 75409

The City Council of the City of Anna met at 6:15 PM, on July 27, 2021, at the Anna ISD Board Room, located at 201 E. 7th Street, to consider the following items.

1. **Call to Order, Roll Call and Establishment of Quorum.**

   Mayor Pike called the meeting to order at 6:22 PM.

2. **Neighbor Comments.**

   No comments.

3. **Items For Individual Consideration.**

   a. Consider/Discuss/Action on a Resolution of the Board of Directors for Tax Increment Reinvestment Zone Number Three, City of Anna, Texas recommending approval of the final Reinvestment Zone Project Plan and Financing Plan to the City Council.

   MOTION: Council Member Carver moved to approve. Council Member Ussery seconded. Motion carried 7-0.

   b. Consider/Discuss/Action on approving a TIRZ No. 3 Agreement by and between the City of Anna, Texas, MM Anna 325, LLC, and Tax Increment Reinvestment Zone Number Three, City of Anna, Texas.

   MOTION: Mayor Pike moved to approve. Council Member Miller seconded. Motion carried 7-0.

4. **Adjourn.**

   Mayor Pike adjourned the meeting at 6:26 PM.

Approved on August 10, 2021.

_____
Mayor Nate Pike

ATTEST:

_____
City Secretary Carrie L. Land

Item No. 6.b.

City Council Agenda
Staff Report

Meeting Date: 8/10/2021
Staff Contact:

AGENDA ITEM:
Review Minutes of the July 1, 2021, Joint Community Development Corporation Board and Economic Development Corporation Board Meeting. (Director of Economic Development Joey Grisham)

SUMMARY:

FINANCIAL IMPACT:

STRATEGIC CONNECTIONS:
This item supports the City of Anna Strategic Plan, specifically advancing:

STAFF RECOMMENDATION:

ATTACHMENTS:
1. July 1 2021 CDC EDC Joint Meeting Minutes - signed

APPROVALS:

Taylor Lough, Economic Development Administrator	Created/Initiated - 8/6/2021
Jim Proce, City Manager	Final Approval - 8/6/2021

Officers:
Anthony Richardson, President
Bruce Norwood, Vice-President
Rocio Gonzalez, Secretary

Staff:
Joey Grisham, Economic Development Director
Taylor Lough, Economic Development Manager

Anna Community Development Corporation and Anna Economic Development Corporation Regular Meeting Minutes

Thursday, July 1, 2021 at 6:00 pm
Anna City Hall, Council Chambers
111 N. Powell Parkway, Anna, Texas 75409

The Anna Community Development Corporation and the Anna Economic Development Corporation conducted a regular meeting at 6:00 p.m. on Thursday, July 1, 2021 at the Anna City Hall Council Chambers, 111 N. Powell Pkwy. Anna, Texas 75409.

A video recording of the open session portions of the meeting may be viewed online at the City of Anna's website: https://www.annatexas.gov/962/AgendasMinutes

CDC and EDC Board Members Present: Anthony Richardson, Bruce Norwood, Rocio Gonzalez, Michelle Hawkins, Matthew Seago, Kylee Kelley, and Shane Williams. **CDC and EDC Board Members Absent:** None **Others Present:** Joey Grisham (Economic Development Director), Taylor Lough (Economic Development Manager), Nathaniel Johnson (Economic Development Intern), Lee Miller (Anna City Council Mayor Pro Tem), and Clark McCoy (Attorney).

1. **Call to Order. Roll Call and Establishment of Quorum.**
   The meeting was called to order by Anthony Richardson, Board President, at 6:05 p.m.

   Anthony Richardson welcomed Economic Development Intern Nathaniel Johnson, Councilmember Lee Miller, and Diversity and Inclusion Advisory Board Member Gina Maria Ottavia.

2. **Invocation and Pledge.**
   Invocation and Pledge of Allegiance were led by Anthony Richardson.

3. **Citizen Comments.**
   None.

4. **Consent Agenda.**
   a. Consider/Discuss/Act on approving minutes from the June 3, 2021 Joint Community Development Corporation and Economic Development Corporation Meeting. (CDC)

b. Consider/Discuss/Act on approving minutes from the June 3, 2021 Joint Community Development Corporation and Economic Development Corporation Meeting. (EDC)

Shane Williams made a motion on behalf of the CDC and EDC to approve the consent agenda. Bruce Norwood seconded the motion. All were in favor. Motion passed.

5. **Individual Consideration**
   a. **Consider/Discuss/Act on a resolution approving an amendment to the Economic Development Incentives Policy. (CDC)**
   b. **Consider/Discuss/Act on a resolution approving an amendment to the Economic Development Incentives Policy. (EDC)**
   Joey Grisham explained that the changes included in the packet were administrative. The most notable change was to change the title of the previous Comprehensive Plan to “current Comprehensive Plan.”

   Rocio Gonzalez made a motion on behalf of the CDC and EDC to approve items 5 a and b amending the Economic Development Incentive Policy. Michelle Hawkins seconded the motion. All were in favor. Motion passed.

   c. **Discuss preliminary FY 2022 CDC and EDC budgets.**
   Joey Grisham provided a presentation for the fiscal year 2021-2022 proposed budgets. He explained that the City conservatively estimates future revenue, and that FY 2021 was focused on promoting Anna to the real estate developers, brokers, and companies. The proposed budget includes implementation of the Downtown Master Plan, administrative costs, contract services, grants, and marketing and promotion. He also stated that the CDC has a 100% fund balance.

   Joey Grisham shared the EDC budget is largely dedicated to the Inc-Cube maintenance and utilities. There is no longer rent coming in as the City pays the utilities. The fund balance for the EDC is expected to decrease slightly.

   The CDC and EDC budget must be approved by August 1, 2021 so the Board will need to meet in late July.

6. **Director’s Report**
   a. **April Financials**
   Financial Statements were included in the packet.
   b. **April Sales Tax Report**
   Sales tax reports were included in the packet. The April sales tax revenue was almost 29 percent more than April 2020.
   c. **Strategic Plan Update**
   Economic Development Intern, Nathaniel Johnson started Monday, June 7th. Staff solicited proposals for retail recruitment professional services. Economic Development Manager presented "New Economy" session at Texas City

Management Association Conference. Staff began the implementation of digital media services contract with Swimming Duck.

d. **Sales Tax Workshop**
The Texas Economic Development Council offers a one-day workshop in Garland on September 17th. This year TEDC is also offering a virtual option.

e. **Budget Adoption Meeting – July 28 or 29**
Monday the 26th was the preferred meeting day.

f. **Development Forum – July 29**
As last year's forum was cancelled, this will be the first opportunity for the CDC to host developers and brokers to hear about projects in Anna and working with the City and Anna ISD. A notice of possible quorum will be published.

g. **ICSC – December 5-7**
The event has been postponed from May 2020. The event, held at the Las Vegas Convention Center, may be different than previous years. The ICSC Red River show may be moved to Dallas instead of Fort Worth and held in February. Please let staff know if you are interested in attending. Four or five people is the preferred number of attendees.

7. **CLOSED SESSION (exceptions):**

A. Deliberate regarding the purchase, exchange, lease or value of real property. **(Tex. Gov't Code §551.072)** possible property acquisition; possible land sale/purchase; Anna Business Park.

B. **Consult with legal counsel** on matters in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter 551 of the Government Code (**Tex. Gov't Code §551.071**); Grant program; Lease Agreement and promotional contract.

C. **Discuss or deliberate Economic Development Negotiations**:
(1) To discuss or deliberate regarding commercial or financial information that the Board of Directors has received from a business prospect that the Board of Directors seeks to have locate, stay, or expand in or near the territory of the City of Anna and with which the Board is conducting economic development negotiations; or,
(2) To deliberate the offer of a financial or other incentive to a business prospect described by subdivision (1). **(Tex. Gov't Code §551.087)** Anna Business Park Property; potential retail and medical projects.

Bruce Norwood made a motion to enter closed session. Kylee Kelley seconded the motion. All were in favor. Motion passed. CDC Board entered closed session at 7:01 p.m.

11. Reconvene into open session and take any action on closed session items.
Shane Williams made a motion to reconvene into open session. Anthony Richardson seconded the motion. All were in favor. Motion passed. The CDC reconvened into open session at 7:42 p.m.

Officers:
Anthony Richardson, President
Bruce Norwood, Vice-President
Rocio Gonzalez, Secretary

Staff:
Joey Grisham, Economic Development Director
Taylor Lough, Economic Development Manager

Anthony Richardson made a motion on behalf of the CDC and EDC Boards to approve a real estate contract subject to approval as to form by the Boards' legal counsel. Shane Williams seconded the motion. All were in favor. Motion passed.

12. **Receive reports from staff or Board Members about items of community interest.**
Items of community interest include: expressions of thanks, congratulations, or condolence; information regarding holiday schedules; an honorary or salutary recognition of a public official, public employee, or other citizen (but not including a change in status of a person's public office or public employment); a reminder about an upcoming event organized or sponsored by the governing body; information regarding a social, ceremonial, or community event organized or sponsored by an entity other than the governing body that was attended or is scheduled to be attended by a member of the governing body or an official or employee of the municipality; and announcements involving an imminent threat to the public health and safety of people in the municipality that has arisen after the posting of the agenda.

13. **Adjourn.**
Anthony Richardson made a motion to adjourn the meeting at 7:45 pm. Rocio Gonzalez seconded the motion. All were in favor. Motion passed.

APPROVED:

Anthony D Richardson
Anthony D Richardson (Aug 10, 2021 08:59 CDT)

Anthony Richardson
President of CDC/EDC

ATTESTED:

Rocio Gonzalez (Aug 10, 2021 15:53 CDT)

Rocio Gonzalez
Secretary of CDC/EDC

July 1 2021 CDC EDC Joint Meeting Minutes

Final Audit Report 2021-08-10

Created:	2021-08-09
By:	Taylor Lough (tlough@annatexas.gov)
Status:	Signed
Transaction ID:	CBJCHBCAABAAYNxl93lgp5VyzDsRMYC2Rgv_FWzic2VT

"July 1 2021 CDC EDC Joint Meeting Minutes" History

Document created by Taylor Lough (tlough@annatexas.gov)
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Document e-signed by Anthony D Richardson (anthony@opportunityannatx.com)
Signature Date: 2021-08-10 - 1:59:36 PM GMT - Time Source: server- IP address: 170.55.34.124

Document emailed to Rocio Gonzalez (rociocgonzalez@yahoo.com) for signature
2021-08-10 - 1:59:38 PM GMT

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2021-08-10 - 8:52:50 PM GMT- IP address: 189.206.38.52

Document e-signed by Rocio Gonzalez (rociocgonzalez@yahoo.com)
Signature Date: 2021-08-10 - 8:53:22 PM GMT - Time Source: server- IP address: 189.206.38.52

Agreement completed.
2021-08-10 - 8:53:22 PM GMT

Adobe Sign

Item No. 6.c.

City Council Agenda
Staff Report

Meeting Date: 8/10/2021
Staff Contact:

AGENDA ITEM:
Review Minutes of the July 26, 2021, Joint Special Called Community Development Corporation Board and Economic Development Corporation Board Meeting. (Director of Economic Development Joey Grisham)

SUMMARY:

FINANCIAL IMPACT:

STRATEGIC CONNECTIONS:
This item supports the City of Anna Strategic Plan, specifically advancing:

STAFF RECOMMENDATION:

ATTACHMENTS:
1. July 26 2021 CDC_EDC Minutes - signed

APPROVALS:

Taylor Lough, Economic Development Administrator	Created/Initiated - 8/6/2021
Jim Proce, City Manager	Final Approval - 8/6/2021

Officers:
Anthony Richardson, President
Bruce Norwood, Vice-President
Rocio Gonzalez, Secretary

Staff:
Joey Grisham, Economic Development Director
Taylor Lough, Economic Development Manager
Nathaniel Johnson, Economic Development Intern

Anna Community Development Corporation and Anna Economic Development Corporation Regular Meeting Minutes

Thursday, July 26, 2021 at 6:00 pm
Anna City Hall, Council Chambers
111 N. Powell Parkway, Anna, Texas 75409

The Anna Community Development Corporation and the Anna Economic Development Corporation conducted a special called meeting at 6:00 p.m. on Thursday, July 26, 2021 at the Anna City Hall Council Chambers, 111 N. Powell Pkwy. Anna, Texas 75409.

A video recording of the open session portions of the meeting may be viewed online at the City of Anna's website: https://www.annatexas.gov/962/AgendasMinutes

CDC and EDC Board Members Present: Anthony Richardson, Rocio Gonzalez, Michelle Hawkins, Kylee Kelley, and Shane Williams. **CDC and EDC Board Members Absent:** Matthew Seago and Bruce Norwood. **Others Present:** Joey Grisham (Economic Development Director), Nathaniel Johnson (Economic Development Intern), Stan Carver II (Anna City Council) and Lee Miller (Anna City Council Mayor Pro Tem). **Others Participating Remotely**: Taylor Lough (Economic Development Manager) and Clark McCoy (Attorney).

1. **Call to Order. Roll Call and Establishment of Quorum.**
   The meeting was called to order by Anthony Richardson, Board President, at 6:02 p.m.

2. **Invocation and Pledge.**
   Invocation and Pledge of Allegiance were led by Anthony Richardson.

3. **Neighbor Comments.**
   Councilmember Stan Carver suggested the board increase the budget for incentives to help local businesses.

4. **Consent Agenda.**
   a. Consider/Discuss/Act on approving minutes from the July 1, 2021 Joint Community Development Corporation and Economic Development Corporation Meeting. (CDC)

Officers:
Anthony Richardson, President
Bruce Norwood, Vice-President
Rocio Gonzalez, Secretary

Staff:
Joey Grisham, Economic Development Director
Taylor Lough, Economic Development Manager
Nathaniel Johnson, Economic Development Intern

Shane Williams made a motion on behalf of the EDC to approve a resolution approving the Fiscal Year 2021-2022 budget. Michelle Hawkins seconded the motion. All were in favor. Motion passed.

6. **Director's Report**
   a. **Development Forum - Thursday, July 29th**
   Thursday the Development Forum will begin at 8:00 a.m. with speakers starting at 9:00 a.m. The event will be at the high school and we have 110 people signed up to attend. Speakers will include Jon Kendall with Bohler Engineering, Planning and Development, and Anna ISD.
   b. **Cancellation of August 5th CDC/EDC Joint Board Meeting**
   Staff shared we will need to keep this meeting as there may be activity on the Business Park.
   c. **NTCAR Expo - September 2nd**
   The North Texas Commercial Association of Realtors (NTCAR) Expo has been scheduled for Thursday, September 2nd from 3:00 to 7:00 p.m. at Gilley's Dallas. Please let staff know if you plan to attend as the EDC is a sponsor. It is good to have Board Members at the booth to chat with attendees.
   d. **Reschedule September Board Meeting from September 2nd to September 9th**
   As staff will be exhibiting at the NTCAR Expo, we would like to reschedule the regular CDC/EDC Joint Board Meeting from September 2nd to the following week, September 9th. Please advise if this date does not work and if another is preferred.
   e. **Sales Tax Workshop - Virtual or In-Person September 17th**
   The Texas Economic Development Council offers a one-day workshop in Garland on September 17th. This year TEDC is also offering a virtual option. If you informed staff you would like to attend either workshop, you should have received confirmation from TEDC. Please advise if you have not received such confirmation. This is a great event to learn more about Type A and Type B sales tax organizations.
   f. **Dallas Business Journal Real Estate Awards - September 23rd**
   The Anna EDC is sponsoring the Dallas Business Journal Real Estate Awards on Thursday, September 23rd. Please inform staff if you would like to attend this evening event.
   g. **2021 REDnews Collin County Commercial Real Estate Summit – September 29th**
   On September 29th Joey Grisham will be speaking at REDnews' Collin County Commercial Real Estate Summit at Legends at Toyota Stadium in Frisco. The panel is titled "Economic Development & Investment Opportunities" and will feature Mr. Grisham and speakers from Celina, Allen, and McKinney EDCs as well as Rex Glendenning, Broker and Owner of Rex Real Estate.
   h. **May Financials**
   i. **June Financials**

Officers:
Anthony Richardson, President
Bruce Norwood, Vice-President
Rocio Gonzalez, Secretary

Staff:
Joey Grisham, Economic Development Director
Taylor Lough, Economic Development Manager
Nathaniel Johnson, Economic Development Intern

Michelle Hawkins shared that on August 21st AISD will have "meet the Coyotes" at 7:30 p.m.

10. **Adjourn.**
Rocio Gonzalez made a motion to adjourn the meeting at 6:45 pm. Anthony Richardson seconded the motion. All were in favor. Motion passed.

APPROVED:

Anthony Richardson
President of CDC/EDC

ATTESTED:

Rocio Gonzalez (Aug 9, 2021 14:26 CDT)

Rocio Gonzalez
Secretary of CDC/EDC

July 26 CDC/EDC Minutes

Final Audit Report 2021-08-09

Created:	2021-08-09
By:	Taylor Lough (tlough@annatexas.gov)
Status:	Signed
Transaction ID:	CBJCHBCAABAAjvSHcudJp-naZf4sA--BGp2ZJ7D7WykP

"July 26 CDC/EDC Minutes" History

Document created by Taylor Lough (tlough@annatexas.gov)
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Agreement completed.
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Adobe Sign

Item No. 6.d.

City Council Agenda
Staff Report

Meeting Date: 8/10/2021
Staff Contact: Ross Altobelli

AGENDA ITEM:
Review Minutes of the July 6, 2021, Planning and Zoning Commission meeting. (Director of Development Services Ross Altobelli)

SUMMARY:
July 6, 2021 P&Z Minutes

FINANCIAL IMPACT:
N/A

STRATEGIC CONNECTIONS:
This item supports the City of Anna Strategic Plan, specifically advancing:
N/A

STAFF RECOMMENDATION:
N/A

ATTACHMENTS:
1. 07-06-2021 PZ Minutes signed

APPROVALS:

Ross Altobelli, Director of Development Services	Created/Initiated - 8/3/2021
Jim Proce, City Manager	Final Approval - 8/6/2021

MINUTES
PLANNING AND ZONING COMMISSION
July 6, 2021

The Planning and Zoning Commission of the City of Anna held a meeting at 7:00 p.m. on July 6, 2021, at the City Hall located at 111 N Powell Parkway, to consider the following items.

1. Call to Order and Establishment of Quorum

The meeting was called to order at 7:04 pm.

Commissioners present were Chairman Alonzo Tutson, Latoya Grady, Brent Thomas, Donald Henke, and Paul Wenzel. Commissioners were absent Dennis Ogan and Nick Rubits. Staff present was Ross Altobelli and Lauren Mecke. Councilmen present were Stan Carver.

2. Invocation and Pledge of Allegiance

Commissioner Thomas gave the invocation and led the Pledge of Allegiance.

3. Citizen Comments: At this time, any person may address the Planning and Zoning Commission regarding an item on this meeting agenda that is not scheduled for public hearing. Also, at this time any person may address the Commission regarding an item that is not on this meeting agenda. Each person will be allowed up to three (3) minutes to speak. No discussion or action may be taken at this meeting on items not listed on this agenda, other than to make statements of specific factual information in response to a citizen's inquiry or to recite existing policy in response to the inquiry.

Chairman Tutson welcomed everyone to the meeting and reminded speakers to state their name and address for the record.

Jennifer Richardson, 3027 Crossing Dr, spoke on behalf of the residents of Urban Crossing have concerns about development surrounding their neighborhood and how it affects their neighborhood especially the zoning (Ord. 860-2020) for multifamily on the Sherley Commercial.

Councilman Carver asked Ms. Richardson to comment on the value of the property. Ms. Richardson stated that Urban Crossing is the only gated community within the city limits & the residents of Urban Crossing have made significant investment in the city. She believes that apartments would not be the highest and best use along the highway. She also asked where the city is planning for larger lots.

Steve Sweeney, 3111 Urban Way, stated that the Urban Crossing neighborhood does not impede progress but wants to preserve the privacy the residents. Ms. Mecke asked that comments regarding Item 13A wait until the public hearing.

4. Location Map

A motion was made by Commissioner Thomas, seconded by Commissioner Grady to go out of order from the agenda to move item 13 before the consent agenda due to the number of people in attendance for the item.

Consent Items

Following Item 13A, Chairman Tutson stated he would continue the meeting while Mr. Altobelli stepped out to answer additional questions from the Urban Crossing neighbors. Mr. Altobelli stepped out at 8:13 p.m.

Commissioner Henke asked what the maximum block length is. Ms. Mecke stated 1,200 feet.

A motion was made by Commissioner Thomas, seconded by Commissioner Henke to recommend approval of consent items 5 through 9. The vote was unanimous.

5. Consider/Discuss/Action to approve minutes of the June 1, 2021 Planning & Zoning Commission Meeting.

6. Consider/Discuss/Action on a recommendation regarding the Luscombe Estates, Block A, Lot 1, Development Plat. Applicant: James Jr & Robyn Luscombe

7. Consider/Discuss/Action on a recommendation regarding the West Crossing, Phase 12, Final Plat. Applicant: Bloomfield Homes LP

8. Consider/Discuss/Action on a recommendation regarding the Anna Crossing, Phase 8, Final Plat. Applicant: Anna Town Center No 7/LNRD LLC

9. Consider/Discuss/Action on a recommendation regarding the Meadow Vista, Phase 1B, Preliminary Plat. Applicant: Bloomfield Homes LP

Items for Individual Consideration

10. Conduct a Public Hearing/Consider/Discuss/Action on a recommendation for the East Fork Estates, Lot 8R1 & 8R2, Replat. Applicant: Damon & Tosha Douglas

    Ms. Mecke gave a brief presentation.

    Public Hearing opened at 8:17 p.m.

    Commissioner Henke asked if it was located in the ETJ. Ms. Mecke stated it is located within the city limits and the applicant is dedicating right-of-way.

    Mr. Altobelli returned at 8:18 p.m.

    The Public Hearing was closed at 8:18 p.m.

    Commissioner Henke asked if there was notification. Ms. Mecke explained that residential replats require notification similar to zoning except only within the original subdivision.

    A motion was made by Commissioner Grady, seconded by Commissioner Wenzel to recommend approval of the replat. The vote was unanimous.

11. Conduct a Public Hearing/Consider/Discuss/Action on a recommendation regarding the request to rezone 64.9± acres consisting of multiple tracts of land generally located on the south side of East White Street, 1,320± east of the Dallas Area Rapid Transit Railway from AG Agricultural District, SF-E Single-Family Residential – Large Lot, and SF-1 Single-Family Residential to Planned Development-Restricted Commercial (PD-C-1). Applicant: Jonic Investments LLC

    Mr. Altobelli gave a brief presentation. The applicant is requesting to withdraw.

    A motion was made by Commissioner Thomas, seconded by Commissioner Wenzel to recommend approval of the withdraw. Commissioner Henke abstained for a conflict of interest. The vote was in favor 4-0-1.

    Commissioner Grady asked if it would take longer.

    Jeff & Sylvia Chandler asked about clarification of the project to make sure that the zoning is clear about what it going on the property. Mr. Altobelli responded.

    Councilman Carver asked about concept plans along with zoning. Mr. Altobelli stated that a concept plan is required with Planned Developments.

12. Conduct a Public Hearing/Consider/Discuss/Action on a recommendation to zone 39.7± acres to Single-Family Residential (SF-72). Located at the southwest intersection of CR 427 and CR 425 (Future Leonard Ave). Applicant: Tex Properties Group LLC

Ms. Mecke gave a brief presentation.

The Public Hearing was opened at 8:29 p.m.

Commissioner Henke asked if road improvements would be required. Ms. Mecke responded that right-of-way dedication is required and that the applicant will be required to construct or pay a fee. Mr. Altobelli added additional information.

Velma Balderas, 12393 CR 425, stated that she has concerns over the project and how it would affect her cattle due to her experience with the adjacent neighborhood.

Mr. Altobelli responded.

The Public Hearing was closed at 8:38 p.m.

Commissioner Henke asked about the property to the west. Mr. Altobelli stated that staff recommended the applicant work with that property owner.

A motion was made by Commissioner Wenzel, seconded by Commissioner Henke to recommend approval of the replat. The vote was unanimous.

13. A) Conduct a Public Hearing/Consider/Discuss/Action on a recommendation to establish zoning on 289.8± acres located at the southwest intersection of W CR 370 (Future Rosamond Pkwy) and FM 368 (Future Standridge Blvd) to Planned Development Mixed-Use (PD-MU). The planned development district will include the following zoning districts with modified development standards Single-Family Residence-84 (SF-84), Single-Family Residence-72 (SF-72), Single-Family Residence-60 (SF-60), Single-Family Residence - Zero lot line homes (SF-Z), and Townhome District (SF-TH) in conformance with Res. No. 2020-06-733 (Subdivision Improvement Agreement). Applicant: MM Anna 325 LLC.

Mr. Altobelli gave a brief presentation.

The Public Hearing was opened at 7:30 p.m.

Steve Sweeney, 3111 Urban Way, stated that he is concerned about the drainage from this project because of existing issues in Urban Crossing. He also asked if sound studies occurred for the new road.

Mr. Altobelli stated that city regulations prohibit the Villages of Hurricane Creek – North from draining onto Urban Crossing lots. He introduced the project representative Marc Paquette, Peloton Land Solutions. Both Mr. Paquette and Mr. Altobelli stated that the extension of Rosamond Parkway has been planned as part of the Master Thoroughfare Plan. Mr. Altobelli stated typically a residential property that backs to a throughfare, the developer is required to provide a screening wall. The developer (Centurion American) would not be responsible for a screening wall for Urban Crossing and Mr. Altobelli recommended the Urban Crossing neighbors speak with the City Manager regarding any screening wall.

Commissioner Thomas asked that we enforce the three-minute rule to keep the meeting orderly.

Jennifer Richardson, 3027 Crossing Dr, respectfully asked that the item be tabled since neighbors did not understand the process. Mr. Altobelli and Ms. Mecke explained the annexation and zoning process as it relates to this project's existing subdivision improvement agreement. She stated that they have no concerns with the single-family but does have concerns with the quadplexes and duplexes.

The following Urban Crossing residents also spoke about concerns:

- Chris Schlicht, 3021 Crossing Drive – Asked about Standridge Blvd.
- Tom Longmire, 3032 Crossing Drive – Asked if there would be a Public Improvement District, if taxpayers would be paying for the infrastructure, and if there is enough water for this development. Also asked if land was being taken from the HOA and wanted to be on record that the developer should be the one to give up land and not the HOA.
- Sheri Beckham, 3103 Crossing Drive – Asked about traffic and construction vehicle circulation.
- Kylee Kelly, 3006 Urban Way – Asked if the quadplexes would be subsidized housing.

The Public Hearing was closed at 8:08 p.m.

Commissioner Henke asked if the zoning could include a sound wall for the Urban Crossing

A motion was made by Commissioner Grady, seconded by Commissioner Thomas to recommend approval of the zoning with the added stipulation for a sound wall for Urban Crossing. The vote was unanimous.

B) Consider/Discuss/Action on a recommendation regarding the Villages of Hurricane Creek – North, Concept Plan.

A motion was made by Commissioner Grady, seconded by Commissioner Thomas to recommend approval of the concept plan. The vote was unanimous.

14. Consider/Discuss/Action on a recommendation regarding the Victoria Falls, Block A, Lots 1R & 5, Unified Development Zone and Signage Coordination Plan.

Ms. Mecke gave a brief presentation.

Commissioner Grady stated that it makes sense.

Commissioner Henke asked if the sign if large enough.

Councilman Carver asked the applicant a question. David Cox stated that they wanted to get a sign on 455 (W White Street) to make it easier to identify.

A motion was made by Commissioner Henke, seconded by Commissioner Grady to recommend approval of the unified development zone and signage coordination plan. The vote was unanimous.

15. Conduct a Public Hearing/Consider/Discuss/Action on a recommendation to amend Article 9.04 Zoning Ordinance and related sections of the Development Regulations pertaining to accessory building regulations.

Commissioner Henke stated he noticed the changes from the previous meeting and he is happy with the proposed text amendments.

The Public Hearing was opened at 8:45.

Ms. Mecke stated that the changes will apply city-wide. Chairman Tutson thanked staff for working during the “growing pains” as the city evolves.

The Public Hearing was closed at 8:46.

A motion was made by Commissioner Henke, seconded by Commissioner Thomas to recommend approval of the replat. The vote was unanimous.

16. Discussion & Direction: Creation of new Single-Family Residence Districts.

Mr. Altobelli gave a brief presentation on proposed zoning districts for larger lots. Mr. Altobelli and the Commission discussed various scenarios and how this aligns with the Council strategic plan.

A motion was made by Commissioner Thomas, seconded by Commissioner Grady to call a public hearing for new single-family zoning districts as well as two general Zoning Ordinance updates. The vote was unanimous.

Adjourn

A motion was made by Commissioner Tutson, seconded by Commissioner Henke to adjourn the meeting. The vote was unanimous. The meeting adjourned at 9:01 pm.

Alonzo Tutson
Planning and Zoning Commission Chairman

ATTEST:

Item No. 6.e.

City Council Agenda
Staff Report

Meeting Date: 8/10/2021
Staff Contact: Dean Habel

AGENDA ITEM:
Approve a Resolution authorizing the City Manager to approve an updated interlocal agreement for jail services between Collin County and the City of Anna. (Police Chief Dean Habel)

SUMMARY:
The Interlocal Cooperation Act (Texas Government Code Chapter 791) authorizes any local government to contract with one or more local governments to perform governmental functions and services under the terms of the Act.

Collin County has proposed certain updated amendments to the Agreement, to include payment for County expenses in providing jail service for inmates, comprised of a "Basic Charge" of $58.80 per day or part of day per inmate that the City requests be confined on charges brought by the City's peace officers, and additional charges for reimbursement of County expenses for health-care services, such that the updated Agreement shall be comprised of the terms set forth in the attached Exhibit 1 and Exhibit 2. Approval would extend the agreement through September 30, 2022.

FINANCIAL IMPACT:
$58.80 per day, per inmate.

STRATEGIC CONNECTIONS:
This item supports the City of Anna Strategic Plan, specifically advancing:
High Performing Professional City

STAFF RECOMMENDATION:
Staff recommends approval of the Resolution.

ATTACHMENTS:
1. Resolution-Jail Services - FY2022
2. FY2022 Inmate Housing Fees
3. FY2022 Jail Services ILA

APPROVALS:

Dean Habel, Police Chief	Created/Initiated - 8/2/2021
Jim Proce, City Manager	Final Approval - 8/6/2021

CITY OF ANNA, TEXAS

RESOLUTION NO. _____

A RESOLUTION OF THE CITY OF ANNA, TEXAS APPROVING AN UPDATED INTERLOCAL AGREEMENT FOR JAIL SERVICES BETWEEN COLLIN COUNTY, TEXAS AND THE CITY OF ANNA, TEXAS AND AUTHORIZING THE CITY MANGER TO EXECUTE SAME.

WHEREAS, the Interlocal Cooperation Act (Texas Government Code Chapter 791, "the Act") authorizes any local government to contract with one or more local governments to perform governmental functions and services under the terms of the Act; and

WHEREAS, the City Council of the City of Anna, Texas (the "City Council") has approved an interlocal agreement between Collin County, Texas (the "County") and the City of Anna, Texas (the "City"); and

WHEREAS, the City Council finds that the Interlocal Jail Services Agreement (the "Agreement") with the County should be extended for the period of October 1, 2021 through September 30, 2022 (the "Extension"); and

WHEREAS, the County has proposed certain updating amendments to the Agreement, to include payment for County expenses in providing jail service for inmates, comprised of a "Basic Charge" of $58.80 (fifty-eight dollars and eighty cents) per day or part of day per inmate that the City requests be confined on charges brought by the City's peace officers, and additional charges for reimbursement of County expenses for health-care services, such that the updated Agreement shall be comprised of the terms set forth in the attached Exhibit 1 and Exhibit 2 (incorporated herein for all purposes); and

WHEREAS, the City Council has determined that it is in the best interest of the City and its citizens to authorize, ratify, and approve the City Manager's execution of the updated Agreement and Extension; and

WHEREAS, the City shall make all payments under the Agreement only from its current revenues;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ANNA, TEXAS THAT:

Section 1. Recitals Incorporated.

The recitals above are incorporated herein as if set forth in full for all purposes.

Section 2. Approval and Authorization of Agreement.

The City Council hereby approves the Extension attached hereto as Exhibit 1 to extend the Agreement and ratifies and approves the City Manager's execution of same. The City Manager is hereby authorized to execute all documents and to take all other actions necessary to finalize and enforce the Agreement and the Extension.

PASSED AND APPROVED by the City Council of the City of Anna, Texas on this __ day of _____, 2021.

APPROVED:

_____

Mayor Nate Pike

ATTEST:

_____

City Secretary Carrie Land

Proposed Inmate per day Expense Entity Impact

Entity	FY 2015 Actual Paid	FY 2016 Actual Paid	FY 2017 Actual Paid	FY 2018 Actual Paid	FY 2019 Actual Paid	FY 2020 Actual Paid	FY 2020 Inmate Days Utilizing FY 2022 Adopted Rate
Anna	$ 4,257.19	$ 3,489.50	$ 3,768.66	$ 4,606.14	$ 4,395.09	$ 4,543.88	$ 4,204.72
Anna ISD	$ -	$ -	$ -	$ -	$ -	$ -	$ -
Baylor Scott & White	-	-	-	-	-	-	$ -
Celina	1,674.96	1,674.96	3,210.34	1,674.96	3,589.86	2,271.94	$ 2,102.36
Collin Co. Community College		-	-	139.58	-	-	$ -
Community ISD	-	-	-	-	-	-	$ -
DART	-	-	-	209.37	-	188.94	$ 174.84
Fairview	697.90	1,186.43	1,326.01	1,256.22	188.94	98.78	$ 91.41
Farmersville	4,466.56	5,443.62	3,140.55	3,000.97	3,873.27	1,284.14	$ 1,188.29
Farmersville ISD	-	-	-	-	-	-	$ -
Josephine	-	69.79	209.37	-	-	98.78	$ 91.41
Lavon	348.95	907.27	348.95	837.48	1,133.64	790.24	$ 731.26
Lucas	279.16	348.95	-	-	94.47	-	$ -
McKinney	75,442.99	88,005.19	73,349.29	63,090.16	70,285.68	36,977.85	$ 34,217.80
Melissa	3,559.29	5,024.88	2,512.44	3,768.66	3,495.39	3,457.30	$ 3,199.24
Murphy	2,931.18	2,652.02	4,885.30	3,419.71	3,400.92	4,642.66	$ 4,296.13
Parker	139.58	139.58	209.37	418.74	-	395.12	$ 365.63
Princeton	5,094.67	5,652.99	12,283.04	5,304.04	7,935.48	5,926.80	$ 5,484.42
Prosper	279.16	1,884.33	1,954.12	2,372.86	3,684.33	4,247.54	$ 3,930.50
Prosper ISD	-	-	-	-	-	-	$ -
St Paul	-	-	-	-	-	-	$ -
Westminister	-	-	-			-	$ -
Wylie	-	-	2,931.18	3,978.03	7,179.72	2,271.94	$ 2,102.36
	$ 99,171.59	$ 116,479.51	$ 110,128.62	$ 94,076.92	$ 109,256.79	$ 67,195.91	$ 62,180.36
Rates	$ 69.79	$ 69.79	$ 69.79	$ 69.79	$ 94.47	$ 98.78	$ 58.80
# City Days	1,421	1,669	1,578	1,348	1,157	680	
Federal Inmate Housing	$ 1,118,594.12	$ 905,525.25	$ 919,901.99	$ 821,360.10	$ 952,492.33	$ 1,179,869.74	$ 1,254,164.03
# Federal Days	16,028	12,975	13,181	11,769	13,648	11,944	
Facility Utilization							
% County	94.90%	95.54%	95.99%	96.41%	96.16%	96.38%	
% City	0.41%	0.51%	0.43%	0.37%	0.30%	0.19%	
% Federal	4.68%	3.95%	3.58%	3.22%	3.54%	3.42%	

NOTE: CARES Act funding was used in FY 2020 to cover a portion of Public Safety salaries. This savings has translated into a lower daily rate for FY 2022. We expect the expenditures to return to normal over the course of FY 2021 and FY 2022.

Exhibit 1

Contract Amendment

One (1)

Office of the Purchasing Agent
Collin County Administration Building
2300 Bloomdale Rd, Ste 3160
McKinney, TX 75071
972-548-4165

Vendor: City of Anna
101 S. Powell Parkway
Anna, TX 75409

Effective Date 10/1/2021
Contract No. 2020-409

Contract Interlocal Agreement for Jail Services

Awarded by Court Order No.: 2020-884-09-21
Amendment 1 Court Order No.:

YOU ARE DIRECTED TO MAKE THE FOLLOWING AMENDMENT TO THIS CONTRACT

ITEM #1: Extend agreement for the period of October 1, 2021 through September 30, 2022, with the option for either party to terminate the contract with ninety (90) days written notice.

ITEM #2: Charges for fiscal year 2022: $58.80 per day, per inmate

Except as provided herein, all terms and conditions of the contract remain in full force and effect and may only be modified in writing signed by both parties.

ACCEPTED BY:

(Print Name)
City of Anna
101 S. Powell Parkway
Anna, TX 75409

SIGNATURE
TITLE:
DATE:

ACCEPTED AND AUTHORIZED BY AUTHORITY OF COLLIN COUNTY COMMISSIONERS' COURT

Collin County Administration Building
2300 Bloomdale Rd, Ste 3160
McKinney, Texas 75071

Michelle Charnoski
Purchasing Agent, CPPB
DATE:

CITY OF ANNA, TEXAS

RESOLUTION NO. 2020-08-782

A RESOLUTION OF THE CITY OF ANNA, TEXAS APPROVING AN INTERLOCAL JAIL SERVICES AGREEMENT WITH COLLIN COUNTY.

WHEREAS, the City of Anna Chief of Police, in furtherance of the Police department's purpose of preserving and protecting the public health and safety of the City's residents, recommends that the City Council renew the agreement for jail services with Collin County.

WHEREAS, the City Council of the City of Anna, Texas (the "City Council") desires to approve an Interlocal Agreement with Collin County for Jail Services.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ANNA, TEXAS, THAT:

Section 1. Recitals Incorporated.

The recitals above are incorporated herein as if set forth in full for all purposes.

Section 2. Approval of Interlocal Agreement

The City Council hereby approves the Interlocal Jail Services Agreement attached hereto as Exhibit 2, and authorizes, ratifies and approves the City Manager's execution of same.

PASSED AND APPROVED by the City Council of the City of Anna, Texas, on this 25th day of August, 2020.

ATTEST:

Carrie L. Land

Carrie L. Land, City Secretary

CITY OF ANNA TEXAS

APPROVE:

Nate Pike, Mayor

Exhibit 2

Interlocal Jail Services Agreement

This agreement is entered into on the __**25th**____ day of _____**August**_____, 2020, by and between the City of Anna and Collin County. Both are political subdivisions of the State of Texas.

Recitals

1. The County operates the Collin County Detention Facility, including the Minimum Security facility, (the Detention Facility or County Jail) under chapter 351 of the Local Government Code and part 9 of title 37 of the Texas Administrative Code.

2. The County generally operates the County Jail for the confinement of persons accused or convicted of a violation of state law. *See* Code of Crim. Proc., arts. 2.17–2.18. But the Sheriff may also accept custody of persons accused of class C misdemeanors. *See* Tex. Att'y Gen. Op. No. JM-0151 (1984).

3. The City desires to obtain certain jail services from the County to be performed for the City to insure the confinement of persons accused or convicted of a class C misdemeanor or other violation of a municipal ordinance.

Therefore, under the authority of the Interlocal Cooperation Act, Chapter 791, Texas Government Code, the parties agree as follows:

Section 1. Definitions

1.01 Jail Services

The term "jail services" means all services legally necessary to provide for the confinement in the County Jail of persons accused or convicted of an offense.

Section 2. Term

2.01 Term

The term of this agreement shall commence on October 1, 2020, and shall continue in full force and effect through September 30, 2021. This agreement may be renewed for additional one (1) year periods at the rates established and agreed upon by both parties each renewal year.

2.02 Termination

A party may terminate this Agreement for any reason by giving 90 days written notice to the other party.

Section 3. Services

3.01 Services

The County agrees to provide to City jail services necessary for the confinement of persons accused or convicted of an offense, subject to the availability of space at the County jail at the time the City requests jail services. Space will be unavailable when the County Jail is filled to 100% of its capacity and unable to accept additional inmates.

The Jail Administrator may determine when the County Jail is filled to 100% capacity and unable to accept additional inmates. The Jail Administrator will consider the jail's population, expected incoming inmates (*e.g.* under other jail-services agreements), expected releases, the gender and security-classification mix of the inmate population, inmates' health restrictions, space or cells needed to house and care for problematic or vulnerable inmates, and state law, including the rules and regulations of the Texas Commission on Jail Standards. At times, particular pods or cells may be unavailable for some reason, such as maintenance which shall be taken into account in determining whether the County Jail is filled ot 100% of its capacity.

3.02 Persons Accepted

(1) The Detention Facility will accept persons arrested via a Class C warrant, if the detainee is presented by a Peace Officer with the original warrant, a certified or facsimile copy of a valid arrest warrant, or if the jail staff receives a teletype or email confirmation of the warrant.

(2) The Detention Facility will allow any Peace Officer to execute any Class C warrant on any detainee in the facility's custody, if the warrant is an original, certified, facsimile, or similarly reliable copy, or if the jail staff receives teletype or email confirmation.

(3) The Detention Facility will accept all on-view or warrantless arrests of Class C violators. An arresting officer must provide the Detention Facility with (i) the time of arrest and (ii) a properly completed and signed probable-cause affidavit for each person arrested, for compliance with art. 17.033(a) of the Code of Criminal Procedure. Alternatively, an arresting officer must provide an original, certified, facsimile, or similarly reliable copy or confirmation of a magistrate's determination that probable cause exists to believe the arrestee committed the offense as required by art. 17.033(a) of the Code of Criminal Procedure.

(4) When a defendant has been convicted of a Class C misdemeanor, a Judgment & Sentence is entered against the defendant under to art. 45.041 of the Code of Criminal Procedure. If the defendant defaults in the discharge of the judgment, a Judge may order the defendant confined in a jail. The Detention Facility will accept defendants on such jail commitments only if they are accompanied by a certified copy of the Judgment, Sentence and Order that complies with art. 45.046 of the Code of Criminal Procedure, and that states in part:

a. "the defendant is not indigent and the defendant has failed in good faith to discharge the fines and costs" or

b. "the defendant is indigent and has failed to make a good faith effort to discharge the fine and costs under Article 45.049; and could have discharged the fine and costs under Article 45.049 without experiencing any undue hardship."

Section 4. Non-Exclusivity of Service Provision

The County may contract to perform services similar or identical to those specified in this Agreement for other municipalities, utility districts, or governmental entities as the County, in its sole discretion, sees fit.

Section 5. Compensation

5.01 Basic Charge

The City will pay the County a Basic Charge of $91.41 per day or part of a day per inmate that the City requests be confined on the City's charges, and who is confined, in the County Jail. This Basic Charge, along with Additional Charges under sections 5.02–5.04, will fairly compensate the County. *See* Gov't Code, § 791.011(e).

5.02 Additional Charges

In addition to paying the Basic Charge, the City will reimburse the County for expenses associated with providing jail services to inmates held on the City's charges (the City's inmates). The City will reimburse the County for providing health-care services, including ambulance, medical, hospital, dental, and psychiatric or psychological services to the City's inmates. Where reasonable and consistent with the County's legal obligations to care for inmates, including providing them with first aid and emergency and non-emergency medical care and care and monitoring for an at-risk inmate, the County will take reasonable steps to confer with the City about the reasonably foreseeable costs of maintaining the City's inmates in the Detention Center before incurring an undue balance of such costs.

For conference purposes, "the City" means an officer with sufficient authority to make binding decisions about an inmate's care or whether to issue a personal recognizance bond with respect to an inmate.

In provisions of the Sandra Bland Act, the legislature directed the Texas Commission on Jail Standards to adopt rules and procedures with regard to a county jail providing access to a mental-health professional through a telemental health service 24 hours a day, access to a health professional at the jail or through a telehealth service 24 hours a day, or, if a health professional is unavailable at the jail or through a telehealth service, provide for the City's inmate to be transported to access a health professional. *See* Sandra Bland Act, S.B. 1849 (2017), 85th Reg. Sess., § 3.05 (codified at Gov't Code, § 511.009(a)(23)); *id.*

§ 3.10 (requiring the Commission to adopt rules and procedures under § 511.009(23) no later than Sept. 1, 2018, and requiring a county jail to comply with such rules and procedures on and after September 1, 2020). It is possible that Collin County—with advice from its health-services provider or other expert—will voluntarily take steps to comply with such rules and procedures or provide these types of access to inmates before September 1, 2020. If so, then Collin County will confer with the City about its plans to comply with the Sandra Bland Act, regulations resulting from the Act, or similar law, and the parties will negotiate terms for the City to reimburse the County for reasonable costs of providing such services to the City's inmates.

5.03 Billing

The County will bill the City monthly for jail services. The City will pay the bills under Chapter 2251 of the Government Code, including interest on payments that are not timely made as provided therein.

5.04 Cost of Additional Charges

The County will charge the City for services under section 5.02 of this Agreement at the cost to the County of providing those services to the inmates. The County will provide reasonable documentation or other support of such charges upon the City's request.

5.05 Source of Payment

The City will make all payments required under this Agreement from current revenues available to the City. *See* Gov't Code, § 791.011(d)(3).

Section 6. Lawful Arrest and Detention

The City will comply with all federal, state and local laws regarding conditions precedent to arrest and detention including, but not limited to, determinations of probable cause and other requirements necessary for lawful arrest and detention. Further, the City is solely responsible for compliance with pre-detention procedures and that the City will hold the County harmless from any liability, including, but not limited to, obligations, costs, claims, judgments, attorneys' fees and litigation costs, and attachments, caused by or flowing from the City's alleged or actual failure to comply with conditions precedent to lawful arrest and detention.

Section 7. Procedures

7.01 Delivery and Release of Inmates

The City agrees to comply with all County rules and procedures regarding jail security in delivering inmates to the Collin County Jail and receiving inmates to be released.

7.02 Removal on Termination

The City agrees to remove all persons confined on the City's behalf in the Collin County Jail pursuant to this Agreement at least one day before the date of this Agreement's termination.

Section 8. Civil Liability

The City is responsible for any civil liability that arises from the County's provision of services under this Agreement. *See* Gov't Code, § 791.006(b). The City will defend, indemnify, and hold harmless the County from and against all demands, claims, damages, losses and liabilities, including reasonable attorney's fees and litigation expenses, that arise directly or indirectly from the County's performance of this Agreement. This provision falls under subsection (b) of sections 5 and 7 of article XI of the Texas Constitution.

For purposes of this section 8, "County" includes its officials, officers, deputies, employees, insurers, and agents.

With regard to the provision of a defense under this paragraph, the County will reasonably cooperate with the City in defending a claim or suit, including providing reasonable access to, and copies of, documents, electronic or magnetic data, and access to witnesses or other persons with discoverable knowledge such as detention officers, employees, or other persons under the County's supervision or control.

This agreement does not create any form of personal liability on the part of any official, officer, employee, or agent who is an individual of the City of Anna or Collin County. Each party will not sue or try to hold an official, officer, employee, or individual agent of the other party personally liable for any personal injuries or property damage.

The parties do not waive any form of immunity by signing this agreement other than as provided herein.

The parties do not intend to create a claim or right for, or in favor of, a person who is not a party to this agreement.

Section 9. Amendment

This Agreement will not be amended or modified other than in a written agreement signed by the parties. No party will try to enforce a purported amendment that is not written and properly approved by each party's governing body under section 791.011(d) of the Government Code.

Section 10. Controlling Law

Texas law will govern this Agreement and the parties' claims and defenses arising out of, or related to, their relationship and performances under this Agreement, regardless of a forum's choice-of-law rules.

Section 11. Notices

11.01 Form of Notice

Unless otherwise specified, the parties will communicate under this Agreement in writing or by email. A party will send important communications, including communications under section 12, in writing and by certified mail to the liaisons in section 11.02.

11.02 Addresses

All communications provided for in this Agreement shall be addressed as follows:

(A) Collin County, to:
Sheriff Jim Skinner
Collin County Sheriff's Office
4300 Community Ave.
McKinney, Texas 75071

(B) Collin County Administrator, to:
Bill Bilyeu
2300 Bloomdale #4192
McKinney, Texas 75071

(C) Collin County Purchasing
Collin County Administration Bldg.
2300 Bloomdale Road, Suite 3160
McKinney, Texas 75071

(D) If the City, to:
Chief Jeff A. Caponera
101 S. Powell Parkway
Anna, Texas 75409

or to such person at such other address as may from time to time be specified in a notice given as provided in this section 11. The City may also provide a copy of a communication to:

The Honorable Chris Hill
Collin County Judge
Collin County Administration Building
2300 Bloomdale Rd. Suite 4192
McKinney, Texas 75071

Section 12. Resolution of Disputes

Should a dispute arise out of this agreement, the County and the City will first attempt to resolve it through direct discussions in a spirit of mutual cooperation. If the Parties' attempts to resolve their disagreements through negotiations fail, the disputes will be mediated by a mutually acceptable third party to be chosen by the County and the City within fifteen days after written notice by one Party to the other demanding mediation under this section. The County and City will share equally in the costs of the mediation. This section's purpose is to reasonably ensure that the County and the City

will in good faith use mediation or another non-binding dispute resolution process before pursuing litigation. A Party's participation in mediation or another non-binding dispute resolution process will not be construed as a waiver by a Party of (1) any rights, privileges, defenses, remedies or immunities available to a Party; (2) a Party's termination rights; or (3) other termination provisions or expiration dates provided herein. In the event of a lawsuit or any form of ADR, each party will bear its own attorney's fees and expenses.

Section 13. Captions

The headings to the various sections of this Agreement have been inserted for convenient reference only and shall not modify, define, limit or expand the express provision of this Agreement.

Section 14. Counterparts

This Agreement may be executed in counterparts and may be photocopied. A party may use a complete counterpart or photocopy as if it were an original.

Section 15. Obligations of Condition

All obligations of each party under this Agreement are conditions to further performance of the other party's continued performance of its obligation under the Agreement.

Section 16. Exclusive Right to Enforce this Agreement

The County and the City have the exclusive right to bring suit to enforce this Agreement, and no other party may bring suit, as a third-party beneficiary or otherwise, to enforce this Agreement.

Section 17. Prior Agreements Superseded

This Agreement constitutes the sole and only agreement of the parties as to the matters set forth here.

In witness whereof, the parties hereto have executed this Agreement as of the day and year first above written.

Section 18. No Partnership or Agency

The Parties hereto have not created a partnership and nothing contained in this Agreement shall in any manner whatsoever constitute any Party the partner, agent or legal representative of the other Party, nor create any fiduciary relationship between them for any purpose whatsoever. No Party shall have any authority to act for, or to assume any obligations or responsibility on behalf of, the other party except as may be, from time to time, agreed upon in writing between the Parties or as otherwise expressly provided in this Agreement.

Section 19. Force Majeure

Force Majeure: No party shall be liable or responsible to the other party, nor be deemed to have defaulted under or breached this Agreement, for any failure or delay in fulfilling or performing any term of this Agreement, when and to the extent such failure or delay is caused by or results from acts beyond the affected party's reasonable control, including, without limitation: acts of God; flood, fire or explosion; war, invasion, riot or other civil unrest; actions, embargoes or blockades in effect on or after the date of this Agreement; or national or regional emergency (each of the foregoing, a "Force Majeure Event"). A party whose performance is affected by a Force Majeure Event shall give notice to the other party, stating the period of time the occurrence is expected to continue and shall use diligent efforts to end the failure or delay and minimize the effects of such Force Majeure Event.

Collin County, Texas

By: _____ Date: _____

Chris Hill, County Judge

City of Anna, Texas

By: _____ Date: 8/25/2020

Title: City Manager

Proposed Inmate per day Expense Entity Impact

Entity	FY 2014 Actual Paid	FY 2015 Actual Paid	FY 2016 Actual Paid	FY 2017 Actual Paid	FY 2018 Actual Paid	FY 2019 Actual Paid	FY 2019 Inmate Days Utilizing FY 2021 Adopted Rate
Anna	$ 3,559.29	$ 4,257.19	$ 3,489.50	$ 3,768.66	$ 4,606.14	$ 4,395.09	$ 4,252.59
Anna ISD	$ -	$ -	$ -	$ -	$ -	$ -	$ -
Baylor Scott & White	-	-	-	-	-	-	$ -
Celina	1,395.80	1,674.96	1,674.96	3,210.34	1,674.96	3,589.86	$ 3,473.47
Collin Co. Community College			-	-	139.58	-	$ -
Community ISD	-	-	-	-	-	-	$ -
DART	-	-	-	-	209.37	-	$ -
Fairview	418.74	697.90	1,186.43	1,326.01	1,256.22	188.94	$ 182.81
Farmersville	1,465.59	4,466.56	5,443.62	3,140.55	3,000.97	3,873.27	$ 3,747.69
Farmersville ISD	-	-	-	-	-	-	$ -
Josephine	-	-	69.79	209.37	-	-	$ -
Lavon	279.16	348.95	907.27	348.95	837.48	1,133.64	$ 1,096.88
Lucas	418.74	279.16	348.95	-	-	94.47	$ 91.41
McKinney	81,305.35	75,442.99	88,005.19	73,349.29	63,090.16	70,285.68	$ 68,006.80
Melissa	2,442.65	3,559.29	5,024.88	2,512.44	3,768.66	3,495.39	$ 3,382.06
Murphy	4,187.40	2,931.18	2,652.02	4,885.30	3,419.71	3,400.92	$ 3,290.65
Parker	279.16	139.58	139.58	209.37	418.74	-	$ -
Princeton	5,094.67	5,094.67	5,652.99	12,283.04	5,304.04	7,935.48	$ 7,678.19
Prosper	977.06	279.16	1,884.33	1,954.12	2,372.86	3,684.33	$ 3,564.87
Prosper ISD	-	-	-	-	-	-	$ -
St Paul	-	-	-	-	-	-	$ -
Westminister	-	-	-	-			$ -
Wylie	488.53	-	-	2,931.18	3,978.03	7,179.72	$ 6,946.93
	$ 102,312.14	$ 99,171.59	$ 116,479.51	$ 110,128.62	$ 94,076.92	$ 109,256.79	$ 105,714.34
Rates	$ 69.79	$ 69.79	$ 69.79	$ 69.79	$ 69.79	$ 94.47	$ 91.41
# City Days	1,466	1,421	1,669	1,578	1,348	1,157	
Federal Inmate Housing	$ 1,102,751.79	$ 1,118,594.12	$ 905,525.25	$ 919,901.99	$ 821,360.10	$ 952,492.33	$ 1,247,520.46
# Federal Days	15,801	16,028	12,975	13,181	11,769	13,648	

Facility Utilization						
% County	94.88%	94.90%	95.54%	95.99%	96.41%	96.16%
% City	0.44%	0.41%	0.51%	0.43%	0.37%	0.30%
% Federal	4.69%	4.68%	3.95%	3.58%	3.22%	3.54%

Item No. 6.f.

City Council Agenda
Staff Report

Meeting Date: 8/10/2021
Staff Contact: Dean Habel

AGENDA ITEM:
Approve a Resolution authorizing the City Manager to approve an updated interlocal agreement for emergency dispatch services between Collin County and the City of Anna. (Police Chief Dean Habel)

SUMMARY:
The Interlocal Cooperation Act (Texas Government Code Chapter 791) authorizes any local government to contract with one or more local governments to perform governmental functions and services under the terms of the Act.

The City of Anna contracts with Collin County to provide emergency dispatch services for the police department. Collin County has proposed certain amendments to the interlocal Agreement, to include payment of dispatch service charges for FY2022 in the amount of $140,563.00 for the extension, an annual connection fee of $108.00 for each radio registered on the system. The total cost quoted by Collin County to extend the agreement to September 30, 2022 is $144,235.00.

FINANCIAL IMPACT:
$144,235.00 for fiscal year 2022

STRATEGIC CONNECTIONS:
This item supports the City of Anna Strategic Plan, specifically advancing:
High Performing Professional City

STAFF RECOMMENDATION:
Staff recommends approval of the Resolution

ATTACHMENTS:
1. Resolution-FY2022 Extension and Amendment
2. Dispatch Services Agreement
3. FY2022 Collin County Dispatch Fees

APPROVALS:

Dean Habel, Police Chief	Created/Initiated - 8/2/2021
Jim Proce, City Manager	Final Approval - 8/6/2021

CITY OF ANNA, TEXAS

RESOLUTION NO. _____

A RESOLUTION OF THE CITY OF ANNA, TEXAS APPROVING AN UPDATED INTERLOCAL AGREEMENT FOR EMERGENCY DISPATCH SERVICES BETWEEN COLLIN COUNTY, TEXAS AND THE CITY OF ANNA, TEXAS AND AUTHORIZING THE CITY MANGER TO EXECUTE SAME.

WHEREAS, the Interlocal Cooperation Act (Texas Government Code Chapter 791, "the Act") authorizes any local government to contract with one or more local governments to perform governmental functions and services under the terms of the Act; and

WHEREAS, the City Council of the City of Anna, Texas (the "City Council") has approved an interlocal agreement between Collin County, Texas (the "County") and the City of Anna, Texas (the "City"); and

WHEREAS, the City Council finds that the Interlocal Dispatch Services Agreement (the "Agreement") with the County should be extended through September 30, 2022 (the "Extension"); and

WHEREAS, the County has proposed certain amendments to the Agreement, to include payment of dispatch service charges for FY2022 in the amount of $140,563.00 (one hundred and forty thousand, five hundred and sixty-three dollars and zero cents) for the Extension, an annual connection fee of $108.00 (one hundred and eight dollars and zero cents) for each radio registered on the system, and the addition of a Force Majeure clause to the terms and conditions, such that the updated Agreement shall be comprised of the terms set forth in the attached Exhibit 1 (incorporated herein for all purposes); and

WHEREAS, the City Council has determined that it is in the best interest of the City and its citizens to authorize, ratify, and approve the City Manager's execution of the updated Agreement and Extension; and

WHEREAS, the City shall make all payments under the Agreement only from its current revenues;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ANNA, TEXAS THAT:

Section 1. Recitals Incorporated.

The recitals above are incorporated herein as if set forth in full for all purposes.

Section 2. Approval and Authorization of Agreement.

The City Council hereby approves the Extension attached hereto as Exhibit 1 to extend the Agreement and ratifies and approves the City Manager's execution of same. The City Manager is hereby authorized to execute all documents and to take all other actions necessary to finalize and enforce the Agreement and the Extension.

PASSED AND APPROVED by the City Council of the City of Anna, Texas on this __ day of _____, 2021.

APPROVED:

_____

Mayor Nate Pike

ATTEST:

_____

City Secretary Carrie Land

INTERLOCAL DISPATCH SERVICES AGREEMENT

This agreement is entered into on the _____ day of _____, 2021, by and between the City of Anna (the "City") and Collin County, a political subdivision of the State of Texas (the "County").

RECITALS

1. The County, through the Sheriff's Office, owns and operates communication facilities used in dispatching its law enforcement and emergency service personnel.

2. The City desires to obtain certain dispatch services from the County. Therefore, under the authority of Texas Government Code, Title 7, Interlocal Cooperation Act, Section 791 et seq., the parties agree as follows:

SECTION 1. DEFINITIONS

DISPATCH SERVICES. The term "Dispatch Services" means all services necessary for the Collin County Sheriff's Office to receive calls for law enforcement service within the City's jurisdiction and to dispatch the City's law enforcement personnel in response to such calls.

HOSTING SERVICES. The term "Hosting Services" means the County will store the City's data as it relates to dispatch services.

SECTION 2. TERM

2.01 TERM. The term of this agreement shall commence on October 1, 2021, and shall continue in full force and effect through September 30, 2022. This agreement may be renewed for additional one (1) year periods at the rates established and agreed upon by both parties.

2.02 TERMINATION. Either party may terminate this agreement by giving ninety (90) days written notice to the other party.

SECTION 3. SERVICES

3.01 The County agrees to provide dispatch services through the Sheriff's Office to the City in the same manner and under the same work schedule as such services are provided in the operation of the County's law enforcement personnel.

3.02 Hosting Services. The County agrees to provide Hosting Services to the City and that it will provide 95% uptime availability of the service as covered herein.

3.03 Scheduled Maintenance: The City hereby acknowledges that the County may, from time to time, perform maintenance service on the County network, with or without notice to the City, which may result in the unavailability of the County network. Emergency maintenance and maintenance for which the County has not given the City notice in accordance with this Agreement shall not be deemed scheduled maintenance for purposes of this Agreement. The County will make every effort to notify the City prior to scheduled maintenance. Notice may be given in various forms including but not limited to email notice and/or phone call.

3.04 Hosted Data Ownership. The City shall have sole ownership of the City's hosted data and the County shall make no claim to ownership of City's hosted data.

3.05 Hosted Data Back Up. The County will back up the City's hosted data on a daily basis. All data backups will meet Criminal Justice Information Systems (CJIS) requirements. Every effort is made to ensure the reliability of the backed up data in the event that it would be necessary to restore a database. The County, however, makes no guaranties that the backed up database will be error free. Upon request, the County will provide to the City a current database backup that can be restored to an alternate location to verify the contents and confirm the quality of the backup. All services required to provide the City's data and/or verify data will be provided in accordance with the County's current rates.

3.06 Remote Access Agreement. For each user the City is required to complete and return **Attachment (A)**, Connection Policy and Agreement Form for remote access and return to County to the address in 9.02 item (C). No access will be given to user unless County has received a Remote Access Agreement.

SECTION 4. NONEXCLUSIVITY OF SERVICE PROVISION

The parties agree that the County may contract to perform services similar or identical to those specified in this agreement for such additional governmental or public entities as the County, in its sole discretion, sees fit.

SECTION 5. COMPENSATION

5.01 The dispatch service charges for FY2022 in the amount of $140,563.00 shall be paid by the City in four quarterly installments of $35,140.75. The fees will be based on the fee schedule formulas adopted by Commissioners' Court on August 6, 2018 (Court Order No. 2018-628-08-06). In addition to the fee schedule, each radio registered on the system will be assessed an annual connection fee by Plano, Allen, Wylie, Murphy (PAWM) operators for access to their system. In FY2022, the fee will be $108 per radio and may be updated annually by PAWM.

5.02 PAYMENT UPON EARLY TERMINATION. If this agreement is terminated prior to the conclusion of a three-month period for which a payment has been made pursuant to Section 5.01 of this agreement, the entire amount paid shall belong to the County without prorating, as liquidated damages to cover the County's anticipated costs for staffing and equipment to provide services hereunder.

5.03 SOURCE OF PAYMENT. The City agrees that payments that it is required to make under this agreement shall be made out of the City's current revenues.

SECTION 6. CIVIL LIABILITY

6.01 Any civil liability relating to the furnishing of services under this agreement shall be the responsibility of the City. The parties agree that the County shall be acting as agent for the City in performing the services contemplated by this agreement.

6.02 The City shall hold the County free and harmless from any obligation, costs, claims, judgments, attorney's fees, attachments, and other such liabilities arising from or growing out of the services rendered to the City pursuant to the terms of this agreement or in any way connected with the rendering of said services, except when the same shall arise because of the willful misconduct or culpable negligence of the County, and the County is adjudged to be guilty of willful misconduct or culpable negligence by a court of competent jurisdiction.

SECTION 7. AMENDMENT

This agreement shall not be amended or modified other than in a written agreement signed by the parties.

SECTION 8. CONTROLLING LAW

This agreement shall be deemed to be made under, governed by, and construed in accordance with the laws of the State of Texas.

SECTION 9. NOTICES

9.01 FORM OF NOTICE. Unless otherwise specified, all communications provided for in this agreement shall be in writing and shall be deemed delivered, whether actually received or not, forty-eight (48) hours after deposit in the United States mail, first class, registered or certified, return receipt requested, with proper postage prepaid or immediately when delivered in person.

9.02 ADDRESSES. All communications provided for in this agreement shall be addressed as follows:

(A) Collin County, to:
Purchasing Department
2300 Bloomdale #3160
McKinney, Texas 75071

(B) Collin County Administrator, to:
Bill Bilyeu
2300 Bloomdale #4192
McKinney, Texas 75071

(C) If to the City, to:

_____

_____

_____

(D) Collin County, Remote Access to:
Information Technology Department
2300 Bloomdale #3198
McKinney, Texas 75071

Or to such person at such address as may from time to time be specified in a notice given as provided in this Section 9. In addition, notice of termination of this agreement by the City shall be provided by the City to the County Judge of Collin County as follows:

The Honorable Chris Hill
Collin County Judge
Collin County Administration Building
2300 Bloomdale Rd. Suite 4192
McKinney, Texas 75071

SECTION 10. CAPTIONS

The headings to the various sections of this agreement have been inserted for the convenient reference only and shall not modify, define, limit or expand the express provision of this agreement.

SECTION 11. COUNTERPARTS

This agreement may be executed in counterparts, each of which, when taken separately, shall be deemed an original.

SECTION 12. OBLIGATIONS OF CONDITION

All obligations of each party under this agreement are conditions to further performance of the other party's continued performance of its obligation under the agreement.

SECTION 13. EXCLUSIVE RIGHT TO ENFORCE THIS AGREEMENT

The County and the City have the exclusive right to bring suit to enforce this Agreement, and no party may bring suit, as a third-party beneficiary or otherwise, to enforce this agreement.

SECTION 14. PRIOR AGREEMENTS SUPERSEDED

This agreement constitutes the sole and only agreement of the parties hereto and supersedes any prior understanding or written oral agreements between the parties respecting the services to be provided under this agreement.

IN WITNESS WHEREOF, THE PARTIES HERETO HAVE EXECUTED THIS AGREEMENT AS OF THE DAY AND YEAR FIRST ABOVE WRITTEN.

"COUNTY"

COLLIN COUNTY, TEXAS

BY: _____

TITLE: _____

DATE: _____

"CITY"

_____

BY: _____

TITLE: _____

DATE: _____

FY 2022 Radio Cost (excluding FD)

Outside Agency	PD Radios as of 03/11/21	PAWM Fee per Radio	PAWM Cost	Collin County Radio/Dispatch Fee	Grand Total
Anna	34	$ 108	$ 3,672	$ 140,563	$ 144,235
Anna ISD	4	$ 108	$ 432	$ 8,807	$ 9,239
Celina	52	$ 108	$ 5,616	$ 174,212	$ 179,828
Celina ISD	4	$ 108	$ 432	$ 8,579	$ 9,011
Community ISD	5	$ 108	$ 540	$ 10,651	$ 11,191
Fairview	41	$ 108	$ 4,428	$ 134,619	$ 139,047
Farmersville	24	$ 108	$ 2,592	$ 78,513	$ 81,105
Farmersville ISD	7	$ 108	$ 756	$ 15,175	$ 15,931
Josephine	14	$ 108	$ 1,512	$ 47,383	$ 48,895
Lavon	17	$ 108	$ 1,836	$ 52,875	$ 54,711
Melissa	28	$ 108	$ 3,024	$ 114,595	$ 117,619
Melissa ISD	3	$ 108	$ 324	$ 6,817	$ 7,141
Princeton	54	$ 108	$ 5,832	$ 246,849	$ 252,681
Outside Agency Total	287	$ 108	$ 30,996	$ 1,039,639	$ 1,070,635
Collin County	1,003	$ 108	$ 108,324	$ 2,560,211	$ 2,668,535

Item No. 6.g.

City Council Agenda
Staff Report

Meeting Date: 8/10/2021
Staff Contact: Ross Altobelli

AGENDA ITEM:
Approve a Resolution regarding the Villages of Hurricane Creek - North, Revised Preliminary Plat. (Director of Development Services Ross Altobelli)

SUMMARY:
699 single-family detached lots, 184 single-family attached lots, one senior living lot, 29 open space lots and one remainder tract on 292± acres located at the southwest intersection of W CR 370 (Future Rosamond Pkwy) and FM 368 (Future Standridge Blvd).

The purpose of the revised preliminary plat is to modify the road layout, correct street names, and clarify phasing.

The Planning & Zoning Commission recommended for approval subject to additions and/or alterations to the engineering plans as required by the Public Works Department.

FINANCIAL IMPACT:
N/A

STRATEGIC CONNECTIONS:
This item supports the City of Anna Strategic Plan, specifically advancing:
Goal 2: Sustainable Anna Community Through Planned Managed Growth

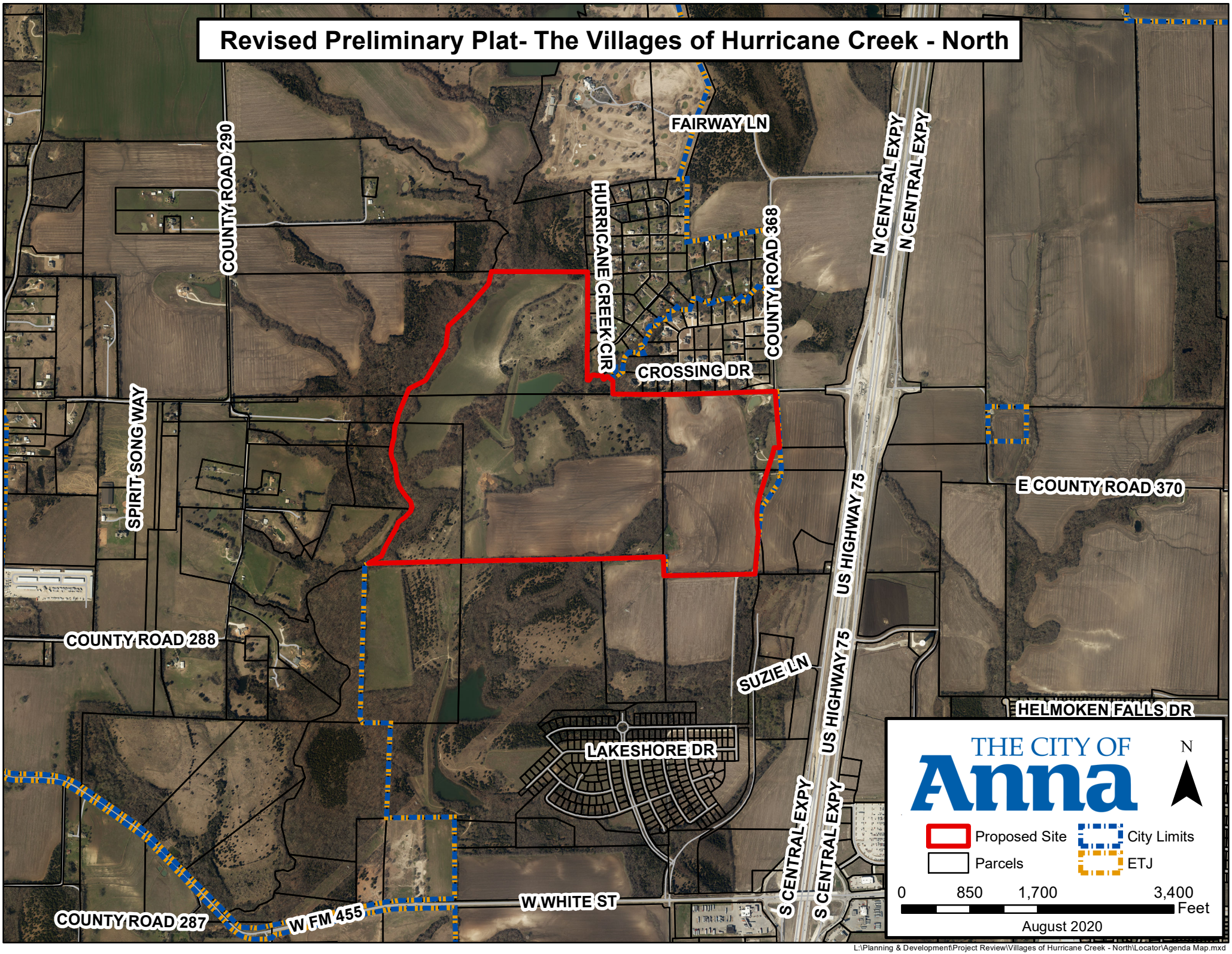
STAFF RECOMMENDATION:
Recommended for approval subject to additions and/or alterations to the engineering plans as required by the Public Works Department.

ATTACHMENTS:
1. Agenda Map
2. RESOLUTION-(RPP) The Villages of Hurricane Creek - North
3. Exhibit A (RPP) Villages of Hurricane Creek - North STAMPED

APPROVALS:

Ross Altobelli, Director of Development Services	Created/Initiated - 8/6/2021
Jim Proce, City Manager	Final Approval - 8/6/2021

Revised Preliminary Plat- The Villages of Hurricane Creek - North



L:\Planning & Development\Project Review\Villages of Hurricane Creek - North\Locator\Agenda Map.mxd

CITY OF ANNA, TEXAS

RESOLUTION NO. _____

A RESOLUTION OF THE CITY OF ANNA, TEXAS APPROVING A REVISED PRELIMINARY PLAT FOR THE VILLAGES OF HURRICANE CREEK - NORTH.

WHEREAS, In order to provide for the orderly development of land within the Anna city limits and extraterritorial jurisdiction, the City Council of the City of Anna, Texas (the "City Council") has adopted Article 9.02 (Subdivision Regulations") of the Anna City Code of Ordinances; and

WHEREAS, MM Anna 325, LLC, has submitted an application for the approval of the Revised Preliminary Plat for The Villages of Hurricane Creek - North; and

WHEREAS, The Revised Preliminary Plat of The Villages of Hurricane Creek - North conforms to the Subdivision Improvement Agreement Resolution No. 2020-06-733;

WHEREAS, The City Council previously approved a waiver from the regulations for block length exceeding 1,200 feet for Northpark Drive and Stockport Drive (previously named Lake Hills Drive);

WHEREAS, The City Council previously approved a waiver from the regulations for a cul-de-sac length exceeding 600 feet for Meadow Springs Lane & Lake Village Drive (previously Autumnwood Drive);

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ANNA, TEXAS, THAT:

Section 1. Recitals Incorporated.

The recitals above are incorporated herein as if set forth in full for all purposes.

Section 2. Approval of Revised Preliminary Plat

The City Council hereby approves the Revised Preliminary Plat for The Villages of Hurricane Creek – North attached hereto as Exhibit A.

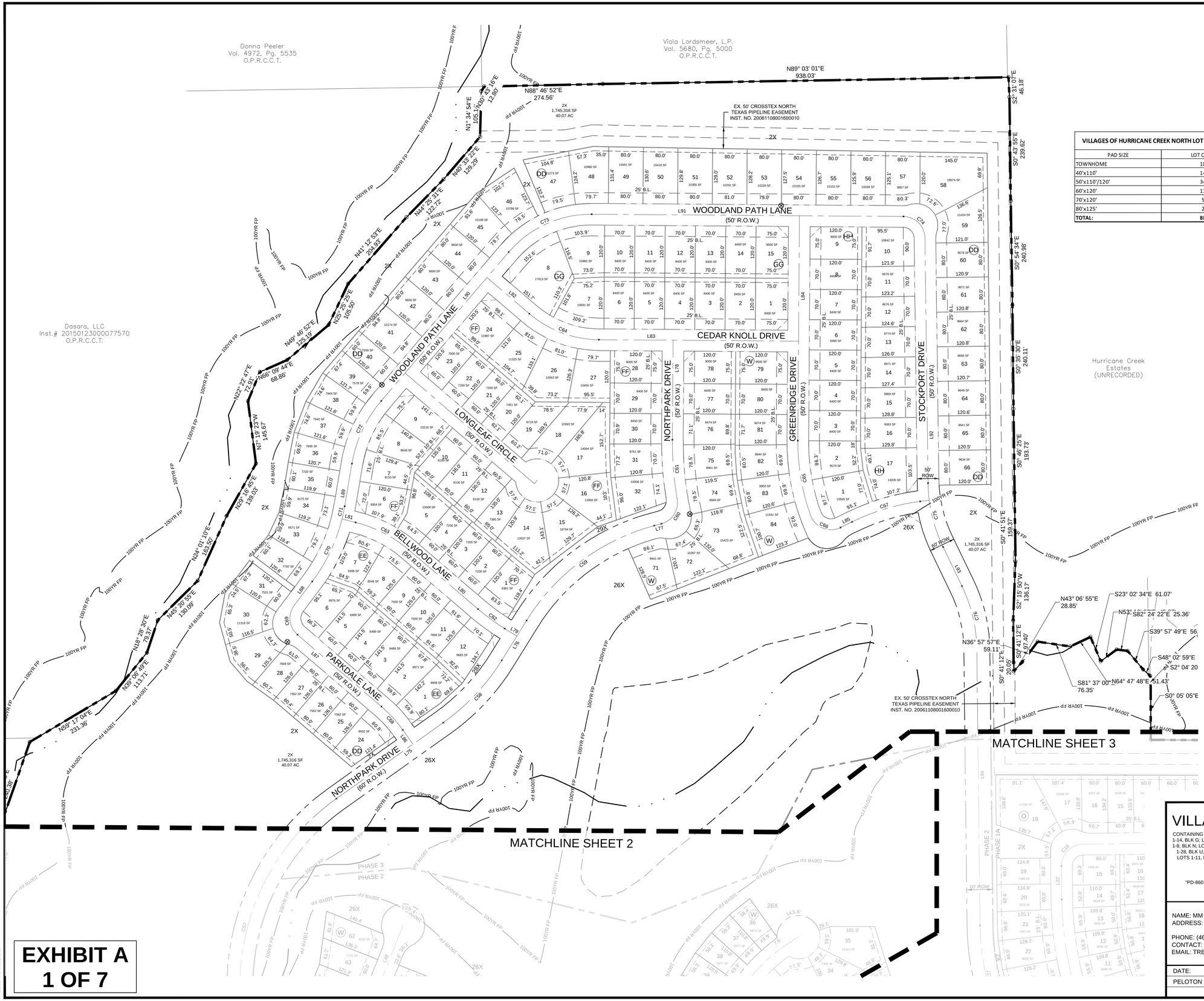
PASSED AND APPROVED by the City Council of the City of Anna, Texas, on this 10th day of August 2021.

ATTEST:

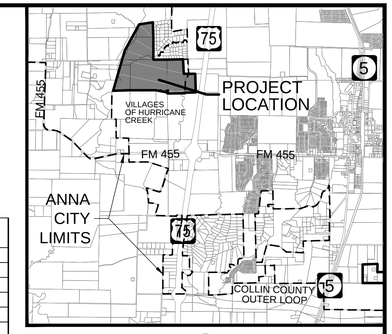
_____
City Secretary, Carrie L. Land

APPROVED:

_____
Mayor, Nate Pike



VILLAGES OF HURRICANE CREEK NORTH LOT TABULATION	
PAD SIZE	LOT COUNT
TOWNHOME	184
40'x110'	141
50'x110'/120'	344
60'x120'	133
70'x120'	55
80'x125'	26
TOTAL:	**883**



N

0 100' 200'

SCALE: 1" = 100'

LEGEND

- PROPERTY LINE
- PHASE BOUNDARY LINE
- 100YR FP — 100' YR FLOODPLAIN BOUNDARY
- 5' PRIVATE WALL MAINENANCE EASEMENT
- ⊗ PROPOSED LOCATION OF MAIL KIOSKS
- ▭ EXISTING ELECTRICAL TOWERS

NOTES:

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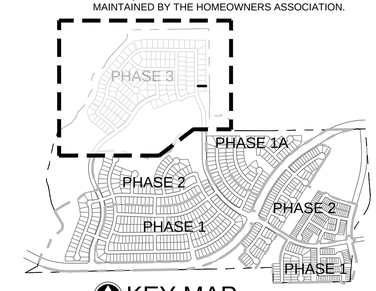

KEY MAP
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AUGUST 10, 2021
CITY COUNCIL
CITY OF ANNA

APPROVED
AUGUST 2, 2021
P&Z COMMISSION
CITY OF ANNA

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VILLAGES OF HURRICANE CREEK, NORTH

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FOR A TOTAL OF 883 RESIDENTIAL LOTS AND 29 OPEN SPACE LOTS.

291.45 ACRES ZONED "SIA RES. NO. 2020-06-733" &
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FARMERS BRANCH, TEXAS 75234
PHONE: (469) 892-7200
CONTACT: TREVOR KOLLINGER
EMAIL: TREVOR@CENTURIONAMERICA.COM

PLANNER / ENGINEER / SURVEYOR
PELOTON LAND SOLUTIONS
TEXAS REGISTRATION ENGINEERING FIRM NO. 12207
11000 FRISCO STREET, SUITE 400, FRISCO, TEXAS 75033
FRISCO OFFICE PHONE: (469) 213-1800

DATE:	JULY 2021	DESIGNED: BAW	SHEET
PELOTON PROJECT #:	CEN18001	DRAWN: JRG	1 OF 7
		REVIEWER: JWR	

VILLAGES OF HURRICANE CREEK, NORTH - PRELIMINARY PLAT

EXHIBIT A
1 OF 7

Drawing: J:\MVHCE\18001_Overley_2B_ArcMaster Dev_Entitlements\Preliminary Plat\CEN18001-C-PRLAT
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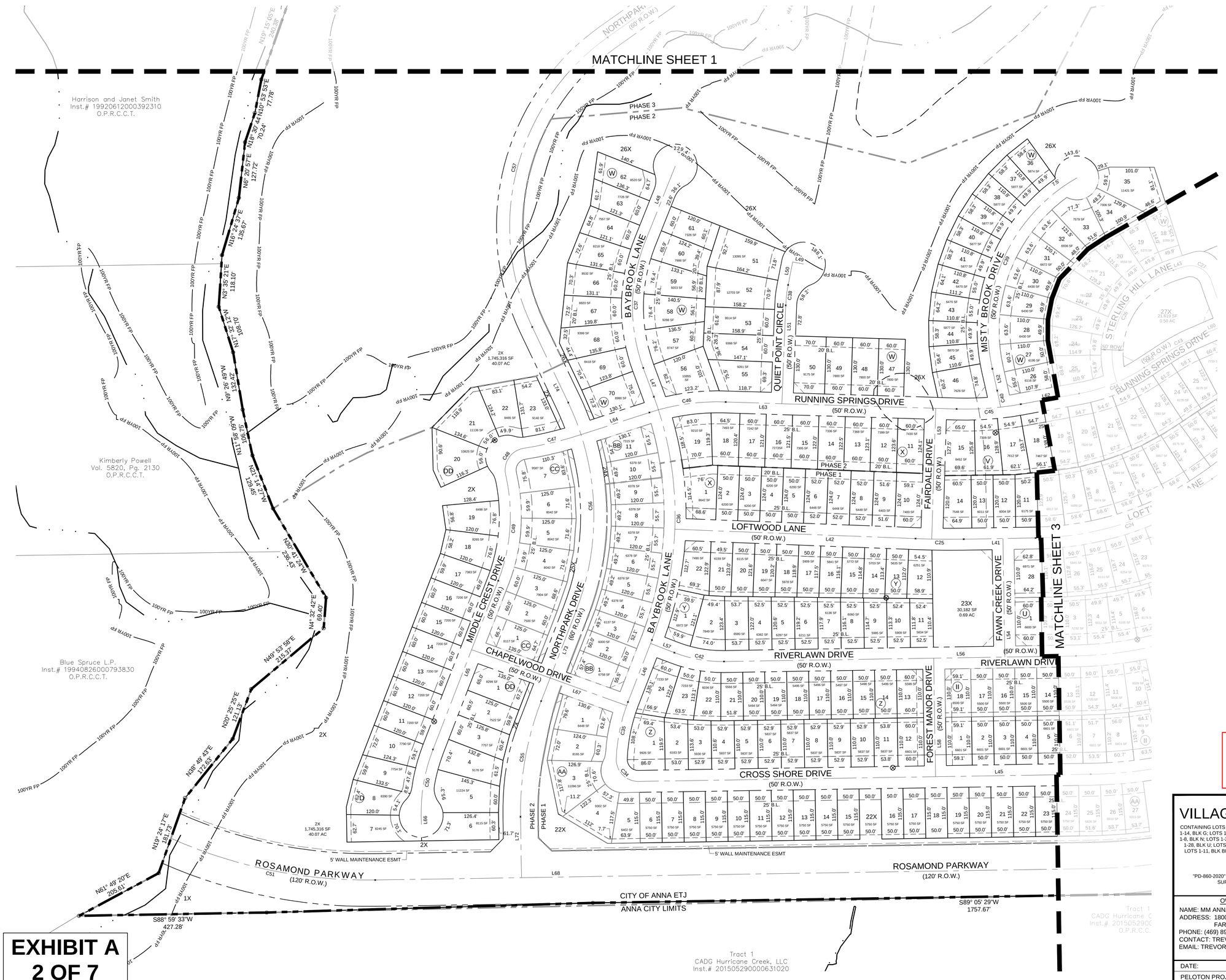
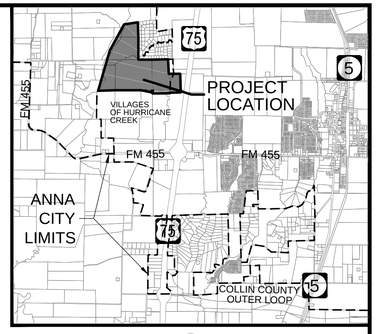
Last Plotted: 7/6/2021 3:09 PM
Plotted By: Jeremy Rhodes





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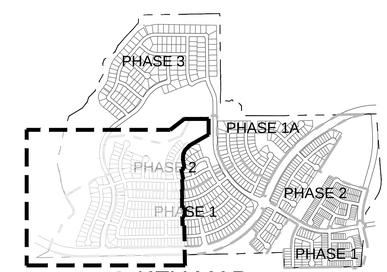

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PELOTON PROJECT #:	CEN18001	DRAWN: JRG	2 OF 7
		REVIEWER: JWR	

VILLAGES OF HURRICANE CREEK, NORTH - PRELIMINARY PLAT

EXHIBIT A
2 OF 7

Drawing: J:\MVHCEN18001_Shelley_2/5_Acl\Master Dev_Exhibits\Preliminary Plat\CEN18001-C-PP.LAT
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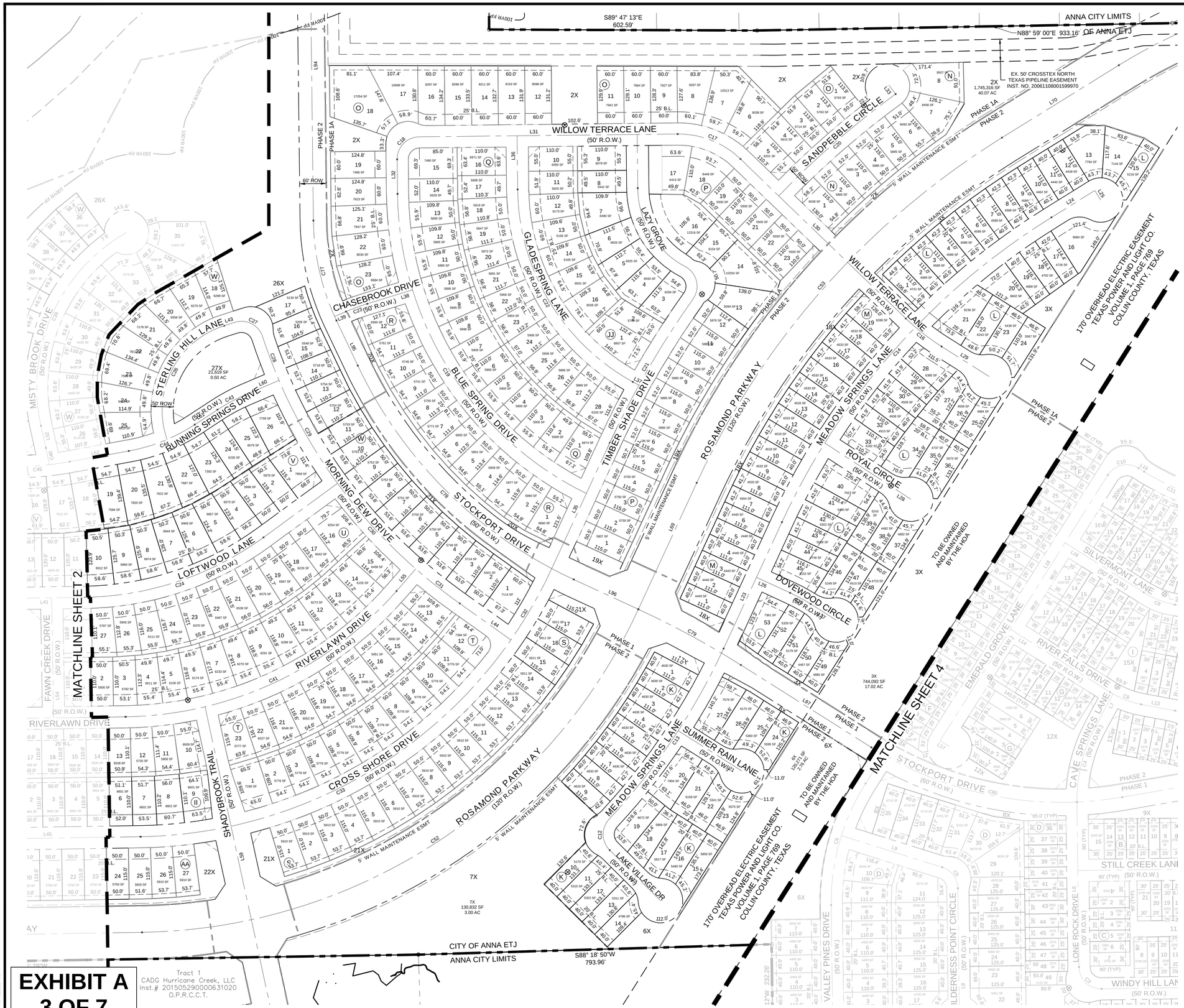

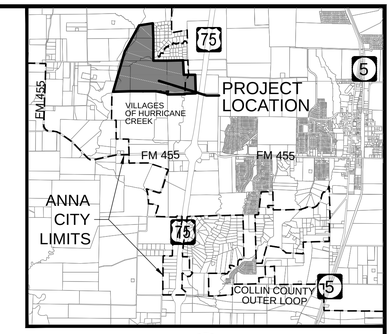

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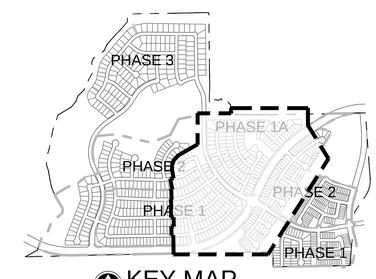

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EXHIBIT A
3 OF 7

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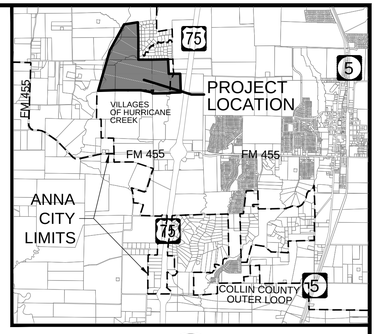

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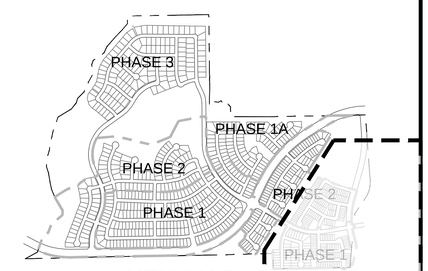

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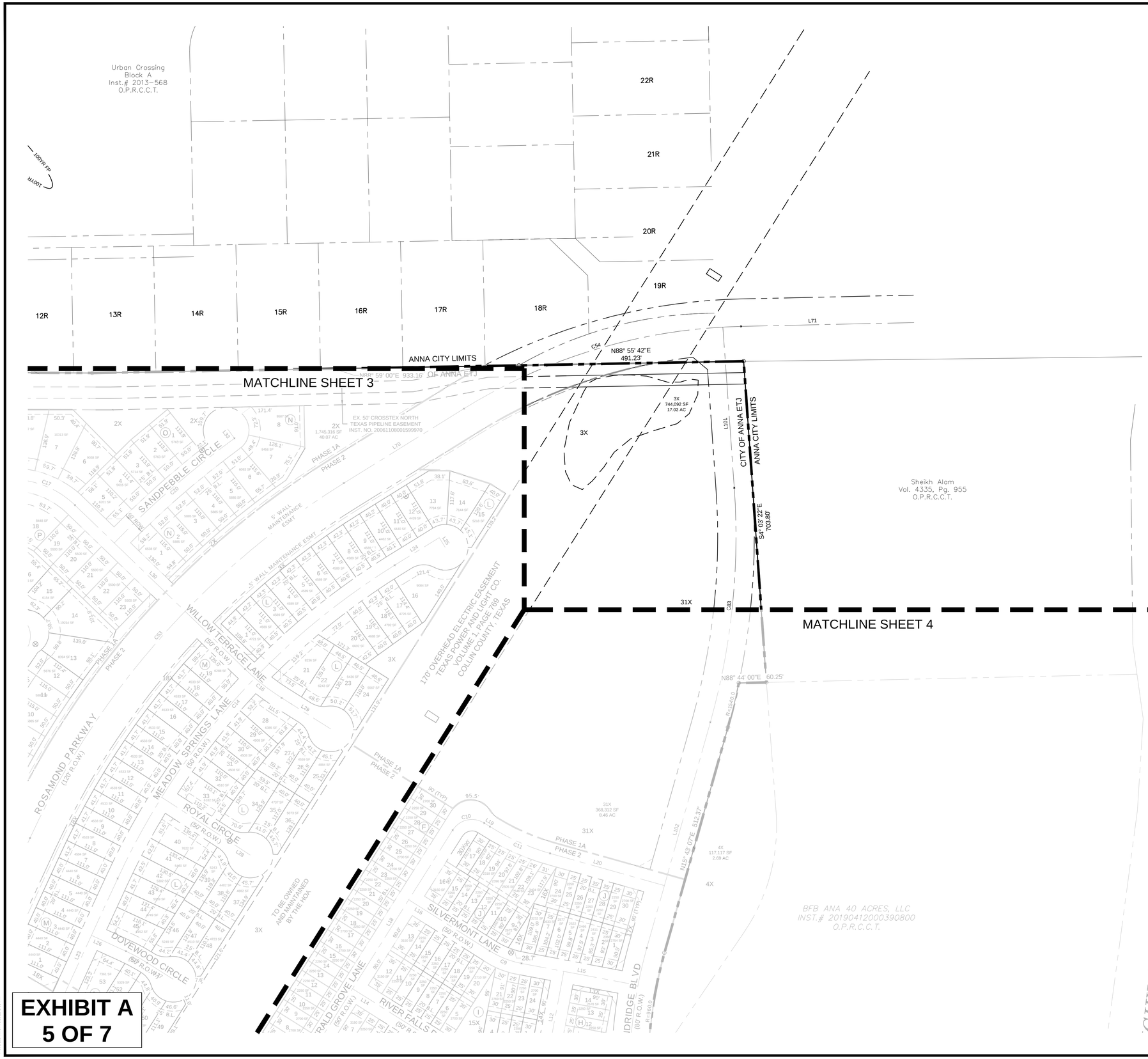

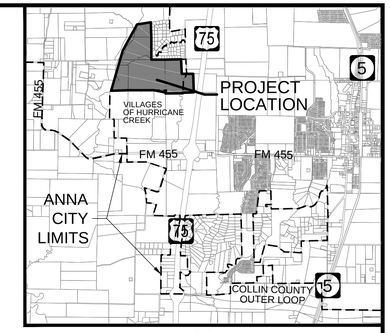

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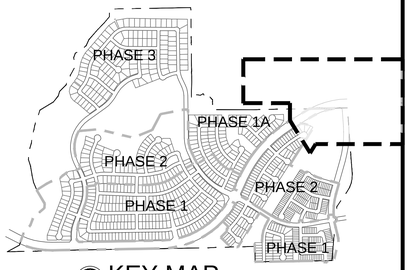

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A REVISED PRELIMINARY PLAT FOR

VILLAGES OF HURRICANE CREEK, NORTH

CONTAINING LOTS 1-8, BLK A; LOTS 1-15, BLK B; LOTS 1-21, BLK C; LOTS 1-63, BLK D; LOTS 1-7, BLK E; LOTS 1-30, BLK F; LOTS 1-14, BLK G; LOTS 1-14, BLK H; LOTS 1-24, BLK I; LOTS 1-30, BLK J; LOTS 1-27, BLK K; LOTS 1-53, BLK L; LOTS 1-19, BLK M; LOTS 1-8, BLK N; LOTS 1-23, BLK O; LOTS 1-23, BLK P; LOTS 1-28, BLK Q; LOTS 1-12, BLK R; LOTS 1-17, BLK S; LOTS 1-23, BLK T; LOTS 1-28, BLK U; LOTS 1-26, BLK V; LOTS 1-84, BLK W; LOTS 1-19, BLK X; LOTS 1-22, BLK Y; LOTS 1-24, BLK Z; LOTS 1-27, BLK AA; LOTS 1-11, BLK BB; LOTS 1-7, BLK CC; LOTS 1-66, BLK DD; LOTS 1-12, BLK EE; LOTS 1-32, BLK FF; LOTS 1-15, BLK GG; LOTS 1-17, BLK HH; LOTS 1-18, BLK II; LOTS 1-16, BLK JJ; 29 X-LOTS.
FOR A TOTAL OF 893 RESIDENTIAL LOTS AND 29 OPEN SPACE LOTS.

291.45 ACRES ZONED "SIA RES. NO. 2020-06-733" & "PD-860-2020" SITUATED IN THE J. KINCADE SURVEY, ABST. NO. 509; J. BOYLE SURVEY ABST. NO. 105; J. ROBERTS SURVEY, ABST. NO. 760; J. ELLET SURVEY, ABST. NO. 296; W. RATTAN SURVEY, ABST. NO. 752

ANNA, COLLIN COUNTY, TEXAS

OWNER / DEVELOPER	PLANNER / ENGINEER / SURVEYOR
NAME: MM ANNA 325, LLC ADDRESS: 1800 VALLEY VIEW LANE, SUITE #300 FARMERS BRANCH, TEXAS 75234 PHONE: (469) 892-7200 CONTACT: TREVOR KOLLINGER EMAIL: TREVOR@CENTURIONAMERICA.COM	PELOTON LAND SOLUTIONS TEXAS REGISTRATION ENGINEERING FIRM NO. 12207 11000 FRISCO STREET, SUITE 400, FRISCO, TEXAS 75033 FRISCO OFFICE PHONE: (469) 213-1800

DATE:	JULY 2021	DESIGNED: BAW	SHEET
PELOTON PROJECT #:	CEN18001	DRAWN: JRG	5 OF 7
		REVIEWER: JWR	

EXHIBIT A
5 OF 7

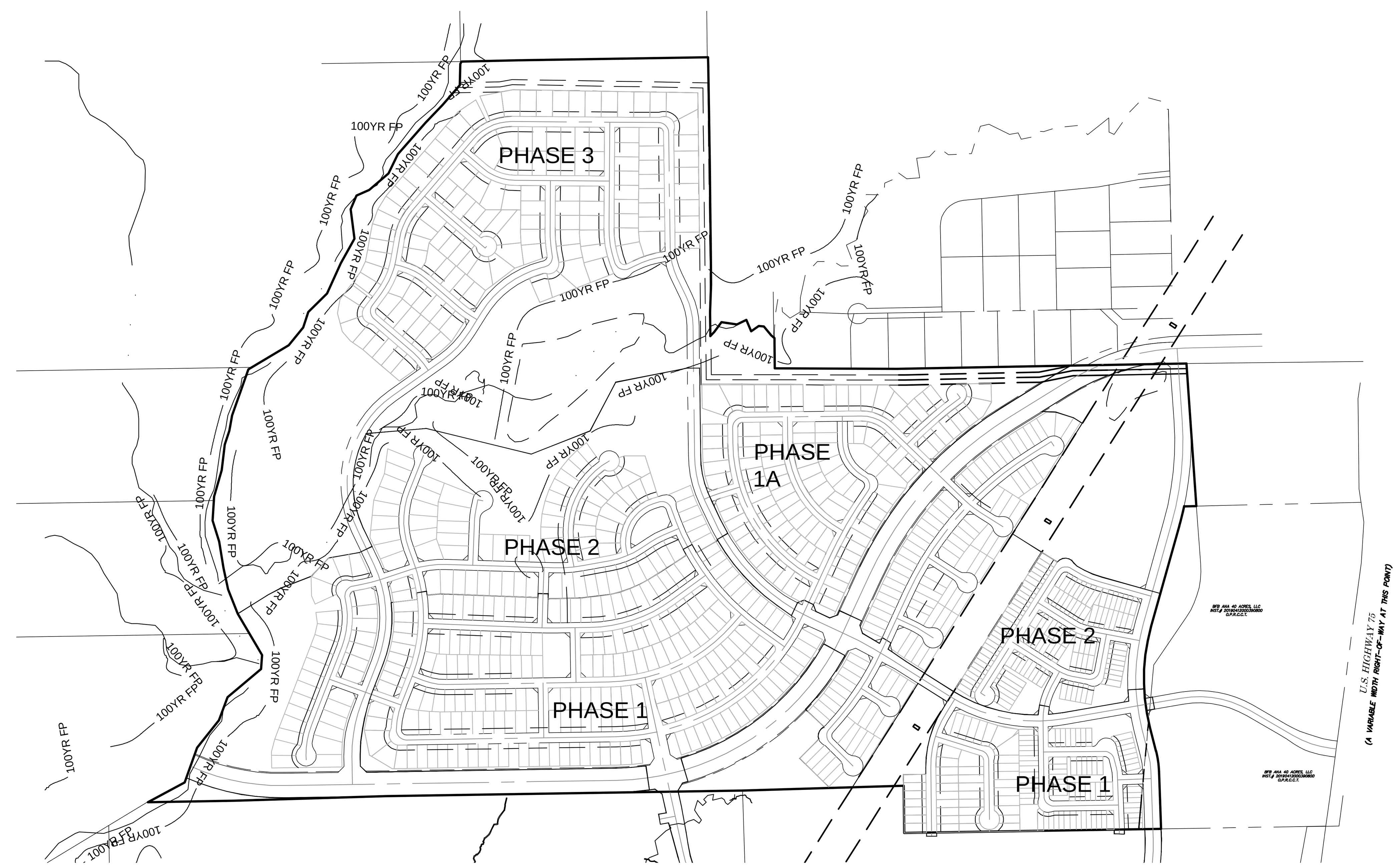
VILLAGES OF HURRICANE CREEK, NORTH - PRELIMINARY PLAT

Drawing: J:\NORCEN18001_Shelley_325_AcMaster Dev_Entitlements\Preliminary Plat\CEN18001-C-PP-LAT
Date: Thu, Aug 05, 2021 1:07 PM
Last Saved: 7/6/2021 3:07 PM
Last Modified by: Jonathan Rodriguez

CURVE TABLE						
CURVE	DELTA	RADIUS	TANGENT	LENGTH	CHORD	BEARING
C1	011° 46' 42"	200.00'	20.63'	41.11'	41.04'	S07° 51' 25"E
C2	076° 57' 26"	50.00'	39.74'	67.16'	62.22'	S52° 13' 29"E
C3	090° 13' 06"	50.00'	50.19'	78.73'	70.85'	S45° 48' 45"E
C4	029° 03' 08"	350.00'	90.69'	177.47'	175.57'	S13° 49' 22"W
C5	071° 50' 55"	50.00'	36.23'	62.70'	58.67'	S36° 37' 39"E
C6	032° 59' 01"	500.00'	148.03'	287.84'	283.88'	N15° 47' 19"E
C7	090° 00' 00"	50.00'	50.00'	78.54'	70.71'	N55° 39' 14"E
C8	021° 37' 35"	200.00'	38.20'	75.49'	75.04'	S68° 31' 59"E
C9	021° 37' 35"	200.00'	38.20'	75.49'	75.04'	S68° 31' 59"E
C10	090° 00' 00"	50.00'	50.00'	78.54'	70.71'	N77° 16' 49"E
C11	016° 33' 42"	500.00'	72.77'	144.53'	144.03'	S66° 00' 02"E
C12	088° 06' 13"	50.00'	48.37'	76.88'	69.53'	N01° 05' 51"W
C13	018° 11' 22"	1461.00'	233.88'	463.82'	461.87'	N33° 51' 35"E
C14	033° 26' 11"	1589.00'	477.27'	927.30'	914.19'	N41° 28' 59"E
C15	007° 30' 55"	400.00'	26.27'	52.47'	52.43'	S61° 28' 39"E
C16	011° 41' 22"	500.00'	51.18'	102.01'	101.83'	S51° 52' 30"E
C17	044° 35' 27"	200.00'	82.01'	155.65'	151.75'	S68° 19' 32"E
C18	090° 00' 00"	50.00'	50.00'	78.54'	70.71'	S44° 22' 45"W
C19	063° 10' 33"	760.00'	467.33'	837.99'	796.18'	S32° 12' 32"E
C20	009° 55' 04"	2015.00'	174.83'	348.79'	348.36'	N48° 55' 43"E
C21	010° 37' 12"	2015.00'	187.28'	373.48'	372.95'	N30° 04' 29"E
C22	060° 31' 32"	500.00'	291.74'	528.18'	503.97'	S30° 53' 01"E
C23	005° 49' 56"	500.00'	25.47'	50.90'	50.87'	N69° 56' 29"E
C24	035° 15' 13"	700.00'	222.41'	430.70'	423.94'	N71° 27' 52"E
C25	003° 08' 34"	2000.00'	54.86'	109.70'	109.69'	S89° 20' 14"E
C26	091° 26' 22"	200.00'	205.09'	319.18'	286.37'	N26° 40' 25"E
C27	089° 38' 35"	50.00'	49.69'	78.23'	70.49'	S62° 47' 06"E
C28	005° 07' 19"	1175.00'	52.56'	105.04'	105.01'	S20° 31' 29"E
C29	013° 00' 12"	1175.00'	133.91'	266.67'	266.09'	S29° 35' 14"E
C30	012° 44' 22"	1175.00'	131.17'	261.26'	260.72'	S42° 27' 31"E

CURVE TABLE						
CURVE	DELTA	RADIUS	TANGENT	LENGTH	CHORD	BEARING
C31	005° 03' 22"	1423.79'	62.86'	125.64'	125.60'	S51° 53' 32"E
C32	013° 07' 19"	1035.05'	119.04'	237.05'	236.53'	N31° 14' 33"E
C33	051° 17' 17"	1035.00'	496.87'	926.47'	895.85'	N63° 26' 51"E
C34	093° 04' 40"	50.00'	52.76'	81.23'	72.58'	S44° 22' 11"E
C35	018° 57' 51"	400.00'	66.81'	132.40'	131.79'	S11° 39' 04"W
C36	041° 20' 51"	785.00'	296.22'	566.50'	554.28'	S00° 27' 34"W
C37	041° 54' 22"	400.00'	153.17'	292.56'	286.08'	S00° 44' 20"W
C38	008° 57' 47"	300.00'	23.51'	46.93'	46.88'	N06° 42' 56"E
C39	072° 54' 02"	400.00'	295.45'	508.94'	475.30'	S23° 52' 28"W
C40	002° 12' 27"	1000.00'	19.27'	38.53'	38.53'	S11° 28' 20"E
C41	048° 00' 38"	825.00'	367.40'	691.30'	671.25'	N65° 05' 10"E
C42	022° 02' 31"	300.00'	58.43'	115.41'	114.70'	S79° 53' 15"E
C43	010° 12' 13"	400.00'	35.71'	71.23'	71.14'	N61° 48' 45"E
C44	023° 00' 32"	400.00'	81.41'	160.63'	159.56'	N68° 12' 55"E
C45	012° 00' 51"	700.00'	73.66'	146.78'	146.51'	N85° 43' 37"E
C46	020° 10' 45"	500.00'	88.97'	176.10'	175.19'	N82° 08' 40"E
C47	009° 03' 17"	850.00'	67.30'	134.33'	134.19'	N76° 34' 56"E
C48	094° 13' 05"	50.00'	53.82'	82.22'	73.26'	N34° 00' 02"E
C49	034° 14' 31"	410.00'	126.30'	245.03'	241.40'	N04° 00' 45"E
C50	022° 02' 31"	400.00'	77.90'	153.88'	152.93'	N10° 06' 45"E
C51	024° 54' 28"	1100.00'	242.94'	478.20'	474.44'	S78° 27' 17"E
C52	064° 19' 35"	1250.00'	786.05'	1403.39'	1330.83'	N56° 55' 41"E
C53	033° 26' 11"	1800.00'	540.65'	1050.43'	1035.59'	N41° 28' 59"E
C54	030° 32' 17"	1200.00'	327.59'	639.59'	632.04'	N73° 28' 13"E
C55	022° 02' 31"	700.00'	136.33'	269.29'	267.64'	N10° 06' 45"E
C56	046° 36' 00"	600.00'	258.40'	487.99'	474.65'	N02° 10' 00"W
C57	080° 03' 04"	530.00'	445.13'	740.49'	681.72'	N14° 33' 32"E
C58	022° 45' 23"	500.00'	100.62'	198.59'	197.28'	N43° 12' 23"E
C59	043° 08' 52"	500.00'	197.70'	376.54'	367.70'	N53° 24' 08"E
C60	084° 35' 44"	50.00'	45.49'	73.82'	67.30'	N32° 40' 42"E

CURVE TABLE						
CURVE	DELTA	RADIUS	TANGENT	LENGTH	CHORD	BEARING
C61	010° 01' 45"	790.00'	69.32'	138.28'	138.11'	N04° 36' 17"W
C62	008° 44' 00"	500.00'	38.18'	76.21'	76.14'	S53° 48' 18"E
C63	026° 37' 30"	300.00'	70.99'	139.41'	138.16'	S62° 45' 03"E
C64	040° 09' 07"	250.00'	91.37'	175.20'	171.63'	S69° 30' 51"E
C65	020° 14' 15"	500.00'	89.23'	176.60'	175.69'	S09° 42' 32"E
C66	096° 22' 46"	50.00'	55.90'	84.11'	74.54'	S68° 01' 02"E
C67	018° 57' 56"	500.00'	83.52'	165.51'	164.75'	N73° 16' 33"E
C68	014° 01' 22"	300.00'	36.90'	73.42'	73.24'	N42° 25' 37"W
C69	086° 26' 04"	50.00'	46.98'	75.43'	68.48'	N06° 13' 15"W
C70	023° 03' 35"	400.00'	81.60'	160.99'	159.90'	N25° 27' 59"E
C71	004° 18' 19"	400.00'	15.04'	30.06'	30.05'	N11° 47' 03"E
C72	030° 55' 49"	300.00'	83.00'	161.95'	159.99'	N25° 05' 48"E
C73	049° 50' 53"	250.00'	116.17'	217.50'	210.71'	N65° 29' 09"E
C74	088° 51' 33"	50.00'	49.01'	77.54'	70.00'	S45° 09' 38"E
C75	025° 02' 36"	350.00'	77.73'	152.98'	151.77'	S13° 15' 09"E
C76	025° 06' 16"	345.00'	76.81'	151.16'	149.96'	S13° 13' 20"E
C77	024° 37' 53"	540.00'	117.89'	232.14'	230.36'	S12° 59' 08"E
C78	039° 56' 02"	1000.00'	363.32'	696.98'	682.96'	S45° 16' 05"E
C79	007° 30' 55"	2000.00'	131.36'	262.34'	262.15'	S61° 28' 39"E
C80	042° 06' 46"	800.00'	308.00'	588.01'	574.86'	S78° 46' 34"E
C81	039° 56' 48"	500.00'	181.72'	348.60'	341.58'	S79° 51' 33"E
C82	022° 30' 53"	500.00'	99.52'	196.48'	195.22'	S71° 08' 35"E
C83	019° 46' 28"	1500.00'	261.45'	517.70'	515.13'	N05° 49' 52"E
C84	030° 06' 13"	1000.00'	268.92'	525.41'	519.39'	N00° 40' 00"E
C85	012° 21' 25"	425.00'	46.01'	91.66'	91.48'	N08° 12' 24"W



VICINITY MAP
1"=500'

LINE TABLE		
LINE	LENGTH	BEARING
L1	263.90'	S01° 58' 04"E
L2	43.42'	S13° 44' 46"E
L3	299.61'	N89° 17' 48"E
L4	165.00'	N88° 01' 56"E
L5	316.22'	N89° 04' 42"E
L6	370.69'	S00° 42' 12"E
L7	82.41'	S28° 20' 56"W
L8	291.43'	S00° 42' 11"E
L9	237.51'	S72° 33' 07"E
L10	318.26'	N00° 42' 12"W
L11	76.28'	N32° 16' 49"E
L12	184.32'	N10° 39' 14"E
L13	77.07'	S79° 20' 46"E
L14	264.81'	S57° 43' 11"E
L15	259.04'	S79° 20' 46"E
L16	209.17'	S57° 43' 11"E
L17	25.00'	N57° 43' 11"W
L18	706.19'	N32° 16' 49"E
L19	14.70'	S57° 43' 11"E
L20	259.56'	S74° 16' 53"E
L21	169.02'	N57° 43' 11"W
L22	160.97'	N45° 08' 58"W
L23	220.34'	N24° 45' 54"E
L24	114.60'	N58° 12' 04"E
L25	25.00'	S31° 47' 56"E
L26	83.25'	S65° 14' 06"E
L27	67.49'	S57° 43' 11"E
L28	231.08'	S56° 51' 47"E
L29	126.53'	S57° 43' 11"E
L30	516.45'	S46° 01' 49"E

LINE TABLE		
LINE	LENGTH	BEARING
L31	581.03'	N89° 22' 45"E
L32	77.62'	S00° 37' 15"E
L33	25.00'	N36° 06' 45"W
L35	311.60'	N24° 45' 54"E
L36	120.63'	S00° 37' 15"E
L37	15.77'	S61° 08' 47"E
L38	106.37'	N72° 51' 27"E
L39	27.59'	N67° 01' 31"E
L40	380.89'	N53° 50' 16"E
L41	163.50'	N89° 05' 29"E
L42	548.20'	S87° 45' 57"E
L43	24.80'	N72° 23' 36"E
L44	141.11'	S54° 26' 05"E
L45	1029.17'	N89° 05' 29"E
L46	151.23'	S21° 08' 00"W
L47	69.88'	S20° 12' 51"E
L48	186.94'	N21° 41' 31"E
L49	25.00'	S78° 48' 10"E
L50	53.28'	N11° 11' 50"E
L51	224.19'	N02° 14' 03"E
L52	50.99'	S12° 34' 33"E
L53	297.99'	N01° 44' 03"E
L54	270.00'	S00° 54' 31"E
L55	65.85'	N41° 04' 51"E
L56	801.15'	N89° 05' 29"E
L57	58.11'	S68° 52' 00"E
L58	270.00'	N00° 54' 31"W
L59	575.88'	S12° 15' 52"E
L60	82.14'	N66° 54' 52"E
L61	61.19'	N56° 42' 39"E

LINE TABLE		
LINE	LENGTH	BEARING
L62	134.82'	N79° 43' 11"E
L63	525.82'	S88° 15' 57"E
L64	163.72'	N72° 03' 17"E
L65	412.07'	N21° 08' 00"E
L66	20.20'	S00° 54' 31"E
L67	375.19'	S70° 08' 13"E
L68	1632.23'	N89° 05' 29"E
L69	313.11'	N24° 45' 54"E
L70	309.02'	N58° 12' 04"E
L71	378.11'	N88° 44' 21"E
L72	138.75'	N00° 54' 31"W
L73	220.60'	N21° 08' 00"E
L74	190.50'	N25° 28' 00"W
L75	303.53'	N54° 35' 04"E
L76	108.63'	N31° 49' 42"E
L77	17.23'	N74° 58' 34"E
L78	230.00'	N00° 24' 36"E
L79	33.09'	S58° 10' 18"E
L80	211.15'	S49° 26' 18"E
L81	32.35'	S76° 03' 48"E
L82	128.92'	S49° 26' 18"E
L83	461.56'	S89° 35' 24"E
L84	520.00'	S00° 24' 36"W
L85	29.51'	N63° 47' 35"E
L86	40.41'	N35° 24' 56"W
L87	255.39'	N49° 26' 18"W
L88	69.03'	N36° 59' 47"E
L89	100.19'	N09° 37' 53"E
L90	453.23'	N40° 33' 42"E
L91	720.85'	S89° 35' 24"E

LINE TABLE		
LINE	LENGTH	BEARING
L92	567.28'	S00° 43' 51"E
L93	100.37'	S25° 46' 27"E
L94	639.08'	S00° 40' 12"E
L95	112.41'	S25° 18' 05"E
L96	159.92'	S65° 14' 06"E
L97	346.89'	S57° 43' 11"E
L98	588.88'	N80° 10' 03"E
L99	246.07'	S59° 53' 09"E
L100	28.26'	S82° 24' 02"E
L101	352.15'	N04° 03' 22"W
L102	512.37'	N15° 43' 07"E
L103	120.29'	N14° 23' 07"W
L104	283.64'	N02° 01' 42"W

EXHIBIT A
6 OF 7

APPROVED
AUGUST 10, 2021
CITY COUNCIL
CITY OF ANNA

APPROVED
AUGUST 2, 2021
P&Z COMMISSION
CITY OF ANNA

A PRELIMINARY PLAT FOR

VILLAGES OF HURRICANE CREEK, NORTH

CONTAINING LOTS 1-8, BLK A; LOTS 1-15, BLK B; LOTS 1-21, BLK C; LOTS 1-63, BLK D; LOTS 1-7, BLK E; LOTS 1-30, BLK F; LOTS 1-14, BLK G; LOTS 1-14, BLK H; LOTS 1-24, BLK I; LOTS 1-30, BLK J; LOTS 1-27, BLK K; LOTS 1-53, BLK L; LOTS 1-19, BLK M; LOTS 1-8, BLK N; LOTS 1-23, BLK O; LOTS 1-23, BLK P; LOTS 1-28, BLK Q; LOTS 1-12, BLK R; LOTS 1-17, BLK S; LOTS 1-23, BLK T; LOTS 1-28, BLK U; LOTS 1-26, BLK V; LOTS 1-84, BLK W; LOTS 1-19, BLK X; LOTS 1-22, BLK Y; LOTS 1-24, BLK Z; LOTS 1-27, BLK AA; LOTS 1-11, BLK BB; LOTS 1-7, BLK CC; LOTS 1-66, BLK DD; LOTS 1-12, BLK EE; LOTS 1-32, BLK FF; LOTS 1-15, BLK GG; LOTS 1-17, BLK HH; LOTS 1-18, BLK II; LOTS 1-16, BLK JJ; 29 X-LOTS.
FOR A TOTAL OF 883 RESIDENTIAL LOTS AND 29 OPEN SPACE LOTS.

291.45 ACRES ZONED "SIA RES. NO. 2020-06-733" &
"PD-860-2020" SITUATED IN THE J. KINCADE SURVEY, ABST. NO. 509; J. BOYLE SURVEY ABST. NO. 105; J. ROBERTS SURVEY, ABST. NO. 760; J. ELLET SURVEY, ABST. NO. 296; W. RATTAN SURVEY, ABST. NO. 752

ANNA, COLLIN COUNTY, TEXAS

OWNER / DEVELOPER
NAME: MM ANNA 325, LLC
ADDRESS: 1800 VALLEY VIEW LANE, SUITE #300
FARMERS BRANCH, TEXAS 75234
PHONE: (469) 892-7200
CONTACT: TREVOR KOLLINGER
EMAIL: TREVOR@CENTURIONAMERICA.COM

PLANNER / ENGINEER / SURVEYOR
PELOTON LAND SOLUTIONS
TEXAS REGISTRATION ENGINEERING FIRM NO. 12207
11000 FRISCO STREET, SUITE 400, FRISCO, TEXAS 75033
FRISCO OFFICE PHONE: (469) 213-1800

DATE: JULY 2021	DESIGNED: BAW	SHEET
PELOTON PROJECT #: CEN18001	DRAWN: JRG	6 OF 7
	REVIEWER: JWR	

VILLAGES OF HURRICANE CREEK, NORTH - PRELIMINARY PLAT

Drawing: J:\Job\CEN18001_Sherley_325_Ac\Master Dev_Entitlements\Preliminary Plat\CEN18001-C-PPLAT
Last Saved by: Lsmith
Last Saved: 7/6/2021 3:07 PM
Plot Date/Time: 7/6/2021 3:09 PM

DESCRIPTION OF 288.918 ACRES:

BEING that certain tract of land situated in the J. Kincade Survey, Abstract Number 509, the J. Boyle Survey, Abstract Number 105, the J. Roberts Survey, Abstract Number 760, the J. Ellet Survey, Abstract Number 296, and the W. Rattan Survey, Abstract Number 752, Collin County, Texas, being all of that land described in deed to MM Anna 325, LLC Tract 1 recorded in Instrument Number 20190411000386110 of the Official Public Records of Collin County, Texas (O.P.R.C.C.T.) and being more particularly described by metes and bounds as follows:

BEGINNING at a 1/2 inch iron rod found for the most southerly line of said MM Anna 325, LLC Tract 1 and being in the north line of that tract of land described in deed to CADG Hurricane Creek, LLC Tract 2 recorded in Instrument Number 20150529000631020 of said O.P.R.C.C.T.;

THENCE N 00° 42' 12" W, 232.26 feet to a 1/2 inch iron rod found;

THENCE S 88° 18' 50" W, 793.96 feet to a 3/8 inch iron rod found for the south line of said MM Anna 325, LLC Tract 1 and being in the northeast corner said CADG Hurricane Creek LLC (Tract 1);

THENCE along the common line between said MM Anna 325, LLC Tract 1 and said CADG Hurricane Creek LLC (Tract 1) the following bearings and distances:

S 89° 05' 29" W, 1757.67 feet to a 5/8 inch iron rod found;

S 88° 18' 31" W, 742.84 feet to a 1/2 inch iron rod found;

S 88° 59' 33" W, 427.28 feet to a 1/2 inch iron rod stamped "GEER 3288" found;

THENCE departing said CADG Hurricane Creek, LLC Tract 1 along the common line between said MM Anna 325, LLC Tract 1 and that tract of land described in deed to Blue Spruce L.P. recorded in Instrument Number 19940826000793830 of the O.P.R.C.C.T. the following bearings and distances:

N 61° 49' 20" E, 205.61 feet;

N 19° 24' 17" E, 181.73 feet;

N 38° 49' 43" E, 172.63 feet;

N 20° 25' 25" E, 121.13 feet;

N 49° 53' 58" E, 215.37 feet;

N 04° 32' 42" E, 69.40 feet;

THENCE N 30° 41' 24" W, 236.43 feet departing said Blue Spruce L.P. tract along the common line of said MM Anna 325, LLC Tract 1 and that tract of land described in deed to Kimberly Powell recorded in Volume 5820 Page 2130 of the O.P.R.C.C.T.;

THENCE continuing along said MM Anna 325, LLC Tract 1 and said Kimberly Powell tract the following bearings and distances:

N 21° 14' 27" W, 129.45 feet;

N 11° 58' 09" W, 106.75 feet;

N 09° 26' 49" W, 132.42 feet;

N 17° 32' 12" W, 108.70 feet;

THENCE N 03° 35' 21" E, 118.10 feet departing said Kimberly Powell tract along the common line of said MM Anna 325, LLC Tract 1 and that tract of land described in deed to Harrison and Janet Smith recorded in Instrument Number 19920612000392310 of the O.P.R.C.C.T.;

THENCE continuing along said MM Anna 325, LLC Tract 1 and said Kimberly Powell tract the following bearings and distances:

N 16° 24' 37" E, 135.67 feet;

N 06° 20' 57" E, 127.72 feet;

N 18° 30' 44" E, 70.24 feet;

N 10° 53' 53" E, 77.78 feet;

N 19° 15' 05" E, 240.38 feet;

THENCE departing said Harrison and Janet Smith tract along the common line of said MM Anna 325, LLC Tract 1 and that tract of land described in deed to Dasara, LLC recorded in Instrument Number 20150123000077570 of the O.P.R.C.C.T. the following bearings and distances:

N 59° 17' 04" E, 231.36 feet;

N 39° 06' 49" E, 113.71 feet;

N 18° 28' 30" E, 79.37 feet;

N 45° 20' 55" E, 130.09 feet;

N 24° 01' 10" E, 163.50 feet;

N 29° 16' 45" E, 139.03 feet;

N 07° 19' 23" W, 145.67 feet;

N 22° 22' 47" E, 72.91 feet;

N 66° 09' 44" E, 68.86 feet;

N 49° 46' 52" E, 125.19 feet;

N 25° 25' 25" E, 105.50 feet;

N 41° 12' 53" E, 204.93 feet;

N 44° 25' 31" E, 122.72 feet;

N 40° 33' 22" E, 129.29 feet;

N 01° 34' 54" E, 105.14 feet;

THENCE N 30° 43' 16" E, 12.80 feet departing said Dasara, LLC tract across the common line of said MM Anna 325, LLC Tract 1 and that tract of land described in deed to Donna Peeler recorded in Volume 4972 Page 5535 of the O.P.R.C.C.T.;

THENCE departing said Donna Peeler tract along the common line of said MM Anna 325, LLC Tract 1 and that tract of land described in deed to Viola Lordsmeer, L.P. recorded in Volume 5680 Page 5000 of the O.P.R.C.C.T. the following bearings and distances:

N 88° 46' 52" E, 274.56 feet to a 1/2 inch iron rod stamped "GEER" found;

N 89° 03' 01" E, 938.03 feet to a 1/2 inch iron rod stamped "GEER" found;

THENCE departing said Viola Lordsmeer, L.P. tract along the common line of said MM Anna 325, LLC Tract 1 and that tract of land described in deed to Hurricane Creek Estates (Unrecorded) the following bearings and distances:

S 02° 31' 07" E, 46.18 feet to a 1/2 inch iron rod found;

S 00° 43' 55" E, 239.62 feet to a 1/2 inch iron rod found;

S 00° 54' 34" E, 240.98 feet to a 5/8 inch iron rod found;

S 00° 35' 30" E, 240.11 feet to a 1/2 inch iron rod stamped "GEER" found;

CONTINUING

CONTINUED

S 00° 46' 25" E, 193.73 feet to a 1/2 inch iron rod stamped "GEER" found;

S 00° 41' 51" E, 159.37 feet to a 1/2 inch iron stamped "GEER" found;

S 02° 15' 50" W, 136.17 feet;

S 00° 41' 12" E, 97.40 feet;

S 00° 41' 12" E, 20.05 feet;

N 43° 06' 55" E, 28.85 feet;

N 36° 57' 57" E, 59.11 feet;

S 81° 37' 00" E, 76.35 feet;

N 64° 47' 48" E, 51.43 feet;

S 23° 02' 34" E, 61.07 feet;

N 53° 19' 07" E, 45.87 feet;

S 82° 24' 22" E, 25.36 feet;

S 39° 57' 49" E, 56.11 feet;

S 48° 02' 59" E, 22.02 feet;

THENCE departing said Hurricane Creek Estates tract along the common line of said MM Anna 325, LLC Tract 1 and that tract of land described in deed to Urban Crossing Block A tract recorded in Instrument Number 2013-568 of the Plat Records, Collin County, Texas (P.R.C.C.T.) the following bearings and distances:

S 02° 04' 20" E, 28.82 feet to a 1/2 inch iron rod stamped "G.M. GEER" found;

S 00° 05' 05" E, 119.18 feet to a 1/2 inch iron rod stamped "G.M. GEER" found;

S 89° 47' 13" E, 602.59 feet to a 1/2 inch iron rod found;

N 88° 59' 00" E, 933.16 feet to a 1/2 inch iron rod stamped "CORWIN" found;

N 88° 55' 42" E, 491.23 feet;

THENCE S 04° 03' 22" E, 703.80 feet departing said Urban Crossing Block B tract along the common line of said MM Anna 325, LLC Tract 1 and that tract of land described in deed to Sheikh Alam tract recorded in Volume 4335 Page 955 of the O.P.R.C.C.T. to a 5/8 inch iron rod stamped "PELOTON" found;

THENCE departing said Sheikh Alam tract along the common line of said MM Anna 325, LLC Tract 1 and that tract of land described in deed to BFB Ana 40 Acres, LLC tract recorded in Instrument Number 20190412000390800 of the O.P.R.C.C.T. the following bearings and distances:

S 88° 44' 00" W, 60.25 feet for the beginning of a curve to the right;

With said curve to the right, having an arc distance of 99.55 feet, through a central angle of 03° 42' 13", having a radius of 1,540.00 feet, and the long chord which bears S 13° 52' 00" W, 99.53 feet;

S 15° 43' 07" W, 512.37 feet for the beginning of a curve to the left;

With said curve to the left, having an arc distance of 473.61 feet, through a central angle of 28° 16' 00", having a radius of 960.00 feet, and the long chord which bears S 01° 35' 07" W, 468.82 feet;

THENCE S 05° 15' 18" W, 533.77 feet to the most southerly southeast corner of said MM Anna 325, LLC Tract 1 and the northeast corner of said CADG Hurricane Creek, LLC Tract 2 to an iron rod found;

THENCE S 89° 04' 42" W, 1,154.08 feet to the POINT OF BEGINNING and containing 288.918 acres or 12,585,251 square feet more or less.

OWNER'S DEDICATION

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS:

THAT CADG HURRICANE CREEK, LLC, BEING THE SOLE OWNER DOES HEREBY ADOPT THIS PLAT DESIGNATING THE HEREIN ABOVE. DESCRIBED REAL PROPERTY AS THE VILLAGES OF HURRICANE CREEK NORTH, AN ADDITION TO THE CITY OF ANNA, COLLIN COUNTY, TEXAS AND WE DO HEREBY DEDICATE, IN FEE SIMPLE, TO THE PUBLIC USE FOREVER, THE STREETS SHOWN THEREON. THE STREETS ARE DEDICATED FOR STREET PURPOSES. THE EASEMENTS AND PUBLIC USE AREAS, AS SHOWN, ARE DEDICATED FOR THE PUBLIC USE FOREVER, FOR THE PURPOSES INDICATED ON THIS PLAT. IN ADDITION, UTILITY EASEMENTS MAY ALSO BE USED FOR THE MUTUAL USE AND ACCOMMODATION OF ALL PUBLIC UTILITIES DESIRING TO USE OR USING THE SAME UNLESS THE EASEMENT LIMITS THE USE TO PARTICULAR UTILITIES, SAID USE BY PUBLIC UTILITIES BEING SUBORDINATE TO THE PUBLIC'S AND CITY OF ANNA'S USE THEREOF. THE CITY OF ANNA AND PUBLIC UTILITY ENTITIES SHALL HAVE THE RIGHT TO REMOVE AND KEEP REMOVED ALL OR PARTS OF ANY BUILDINGS, FENCES, TREES, SHRUBS, OR OTHER IMPROVEMENTS OR GROWTHS WHICH IN ANY WAY ENDANGER OR INTERFERE WITH THE CONSTRUCTION, MAINTENANCE, OR EFFICIENCY OF THEIR RESPECTIVE SYSTEMS IN SAID EASEMENTS. THE CITY OF ANNA AND PUBLIC UTILITY ENTITIES SHALL AT ALL TIMES HAVE THE FULL RIGHT OF INGRESS AND EGRESS TO OR FROM THEIR RESPECTIVE EASEMENTS FOR THE PURPOSE OF CONSTRUCTING, RECONSTRUCTING, INSPECTING, PATROLLING, MAINTAINING, READING METERS, AND ADDING TO OR REMOVING ALL OR PARTS OF THEIR RESPECTIVE SYSTEMS WITHOUT THE NECESSITY AT ANY TIME OF PROCURING PERMISSION FROM ANYONE.

BY: MM ANNA 325, LLC

BY: ______________________________

STATE OF TEXAS
COUNTY OF COLLIN

BEFORE ME, THE UNDERSIGNED AUTHORITY, A NOTARY PUBLIC IN AND FOR THE STATE OF TEXAS, 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 HE EXECUTED THE SAME FOR THE PURPOSES AND CONSIDERATION THEREIN EXPRESSED, AND IN THE CAPACITY THEREIN STATED.

GIVEN UNDER MY HAND AND SEAL OF OFFICE THIS __________ DAY OF ____________________, 2019.

____
NOTARY PUBLIC IN AND FOR THE STATE OF TEXAS

____
PRINTED NAME

MY COMMISSION EXPIRES: ______________________________

APPROVED
AUGUST 10, 2021
CITY COUNCIL
CITY OF ANNA

APPROVED
AUGUST 2, 2021
P&Z COMMISSION
CITY OF ANNA

TO MM ANNA 325, LLC, A TEXAS LIMITED LIABILITY COMPANY AND FIDELITY NATIONAL TITLE INSURANCE COMPANY:

I, CHARLES STEPHEN RAMSEY, REGISTERED PROFESSIONAL LAND SURVEYOR OF THE STATE OF TEXAS, DO HEREBY CERTIFY THAT THE MAP SHOWN HEREON ACCURATELY REPRESENTS THE DESCRIBED PROPERTY AS DETERMINED BY A SURVEY MADE ON THE GROUND UNDER MY DIRECTION AND SUPERVISION IN AUGUST 2020, AND THAT ALL CORNERS ARE AS SHOWN.

THERE ARE NO ENCROACHMENTS, EASEMENTS, CONFLICTS OR PROTRUSIONS APPARENT ON THE GROUND EXCEPT AS SHOWN.

THIS SURVEY SUBSTANTIALLY COMPLIES WITH THE CURRENT TEXAS SOCIETY OF PROFESSIONAL LAND SURVEYORS STANDARDS AND SPECIFICATIONS FOR A CATEGORY 1A, CONDITION II SURVEY.

____
CHARLES STEPHEN RAMSEY
REGISTERED PROFESSIONAL LAND SURVEYOR
TEXAS REGISTRATION NO. 6718

A PRELIMINARY PLAT FOR

VILLAGES OF HURRICANE CREEK, NORTH

CONTAINING LOTS 1-8, BLK A; LOTS 1-15, BLK B; LOTS 1-21, BLK C; LOTS 1-63, BLK D; LOTS 1-7, BLK E; LOTS 1-30, BLK F; LOTS 1-14, BLK G; LOTS 1-14, BLK H; LOTS 1-24, BLK I; LOTS 1-30, BLK J; LOTS 1-27, BLK K; LOTS 1-53, BLK L; LOTS 1-19, BLK M; LOTS 1-8, BLK N; LOTS 1-23, BLK O; LOTS 1-23, BLK P; LOTS 1-28, BLK Q; LOTS 1-12, BLK R; LOTS 1-17, BLK S; LOTS 1-23, BLK T; LOTS 1-28, BLK U; LOTS 1-26, BLK V; LOTS 1-84, BLK W; LOTS 1-19, BLK X; LOTS 1-22, BLK Y; LOTS 1-24, BLK Z; LOTS 1-27, BLK AA; LOTS 1-11, BLK BB; LOTS 1-7, BLK CC; LOTS 1-66, BLK DD; LOTS 1-12, BLK EE; LOTS 1-32, BLK FF; LOTS 1-15, BLK GG; LOTS 1-17, BLK HH; LOTS 1-18, BLK II; LOTS 1-16, BLK JJ; 29 X-LOTS.
FOR A TOTAL OF 883 RESIDENTIAL LOTS AND 29 OPEN SPACE LOTS.

291.45 ACRES ZONED "SIA RES. NO. 2020-06-733" &
"PD-860-2020" SITUATED IN THE J. KINCADE SURVEY, ABST. NO. 509; J. BOYLE SURVEY ABST. NO. 105; J. ROBERTS SURVEY, ABST. NO. 760; J. ELLET SURVEY, ABST. NO. 296; W. RATTAN SURVEY, ABST. NO. 752

ANNA, COLLIN COUNTY, TEXAS

OWNER / DEVELOPER

NAME: MM ANNA 325, LLC
ADDRESS: 1800 VALLEY VIEW LANE, SUITE #300
FARMERS BRANCH, TEXAS 75234
PHONE: (469) 892-7200
CONTACT: TREVOR KOLLINGER
EMAIL: TREVOR@CENTURIONAMERICA.COM

PLANNER / ENGINEER / SURVEYOR

PELOTON LAND SOLUTIONS
TEXAS REGISTRATION ENGINEERING FIRM NO. 12207
11000 FRISCO STREET, SUITE 400, FRISCO, TEXAS 75033
FRISCO OFFICE PHONE: (469) 213-1800

DATE:	JULY 2021	DESIGNED:	BAW	SHEET
PELOTON PROJECT #:	CEN18001	DRAWN:	JRG	7 OF 7
		REVIEWER:	JWR	

VILLAGES OF HURRICANE CREEK, NORTH - PRELIMINARY PLAT

EXHIBIT A
7 OF 7

Drawing: J:\Job\CEN18001_Sherley_325_Ac\Master Dev_Entitlements\Preliminary Plat\CEN18001-C-PPLAT
Last Saved by: Lsmith
Last Saved: 7/6/2021 3:07 PM
Plot Date/Time: 7/6/2021 3:09 PM

Item No. 6.h.

City Council Agenda
Staff Report

Meeting Date: 8/10/2021
Staff Contact: Ross Altobelli

AGENDA ITEM:
Approve a Resolution regarding the One Anna Two Addition, Block A, Lots 3R & 4, Preliminary Replat. (Director of Development Services Ross Altobelli)

SUMMARY:
Medical Office and vacant lot on two lots on 14.7± acres located on the northwest corner of Suzie Lane and S Central Expressway. Zoned: Planned Development-Restricted Commercial (Ord. No. 846-2020).

The purpose of the preliminary replat is to subdivide an existing vacant lot into two lots and proposed easements necessary for the development of a medical office building on Lot 3R.

The Planning and Zoning Commission recommended approval as submitted.

FINANCIAL IMPACT:
N/A

STRATEGIC CONNECTIONS:
This item supports the City of Anna Strategic Plan, specifically advancing:
Goal 2: Sustainable Anna Community Through Planned Managed Growth

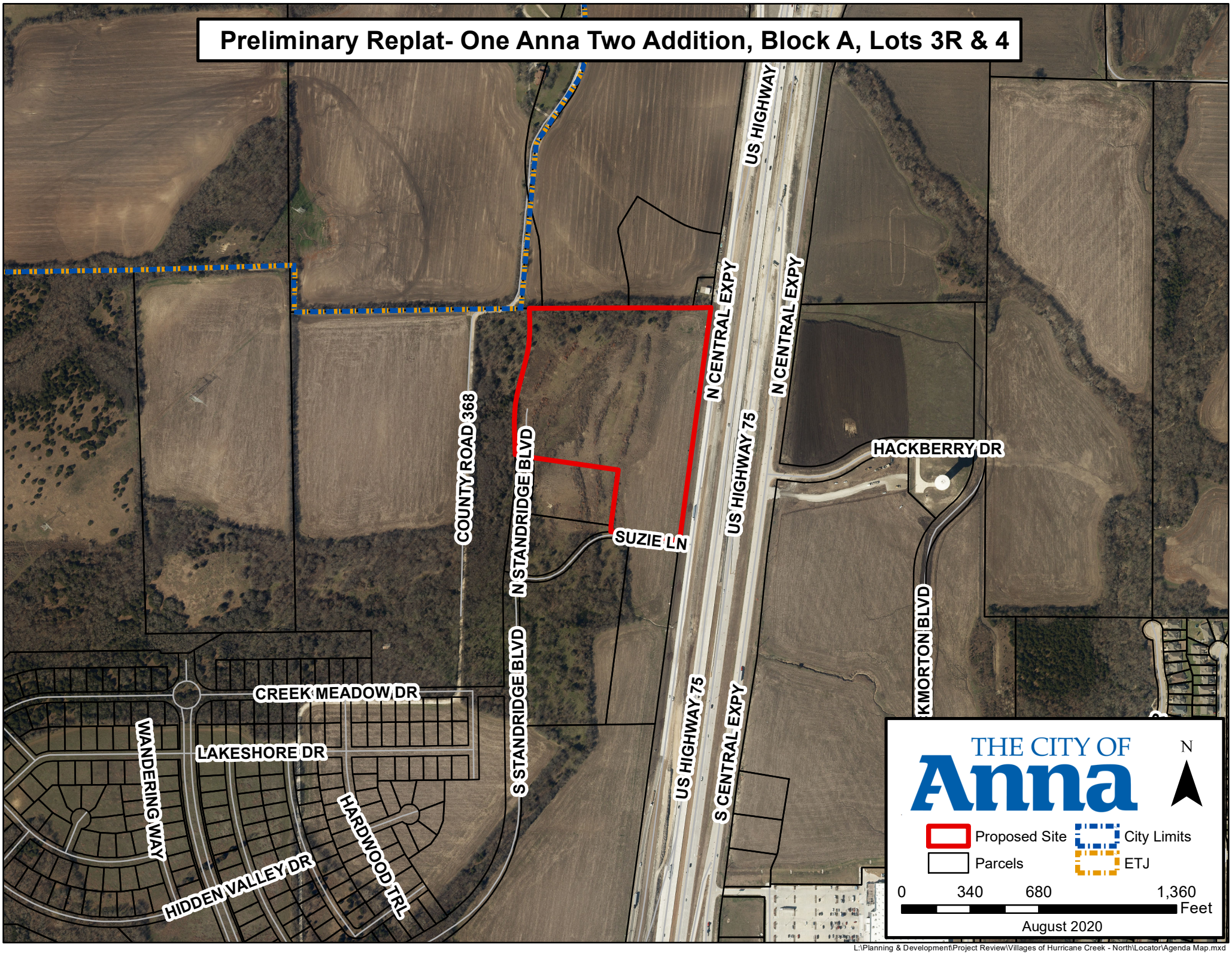
STAFF RECOMMENDATION:
Recommended for approval.

ATTACHMENTS:
1. Agenda Map
2. RESOLUTION (PR) One Anna Two Addn, BL B, Lts 3R & 4
3. Exhibit A- (PR) One Anna Two, BL A, Lt 3R & 4 STAMPED

APPROVALS:

Ross Altobelli, Director of Development Services	Created/Initiated - 8/5/2021
Jim Proce, City Manager	Final Approval - 8/6/2021

Preliminary Replat- One Anna Two Addition, Block A, Lots 3R & 4



L:\Planning & Development\Project Review\Villages of Hurricane Creek - North\Locator\Agenda Map.mxd

CITY OF ANNA, TEXAS

RESOLUTION NO. _____

A RESOLUTION OF THE CITY OF ANNA, TEXAS APPROVING A PRELIMINARY REPLAT FOR ONE ANNA TWO ADDITION, BLOCK A, LOTS 3R & 4,

WHEREAS, In order to provide for the orderly development of land within the Anna city limits and extraterritorial jurisdiction, the City Council of the City of Anna, Texas (the "City Council") has adopted Article 9.02 ("Subdivision Regulations") the Anna City Code of Ordinances; and

WHEREAS, Dr. Richard Jelsma, has submitted an application for approval of a preliminary replat for One Anna Two Addition, Block A, Lots 3R & 4;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ANNA, TEXAS, THAT:

Section 1. Recitals Incorporated.

The recitals above are incorporated herein as if set forth in full for all purposes.

Section 2. Approval of Preliminary Plat

The City Council hereby approves the preliminary replat for One Anna Two Addition, Block A, Lots 3R & 4 attached hereto as Exhibit A.

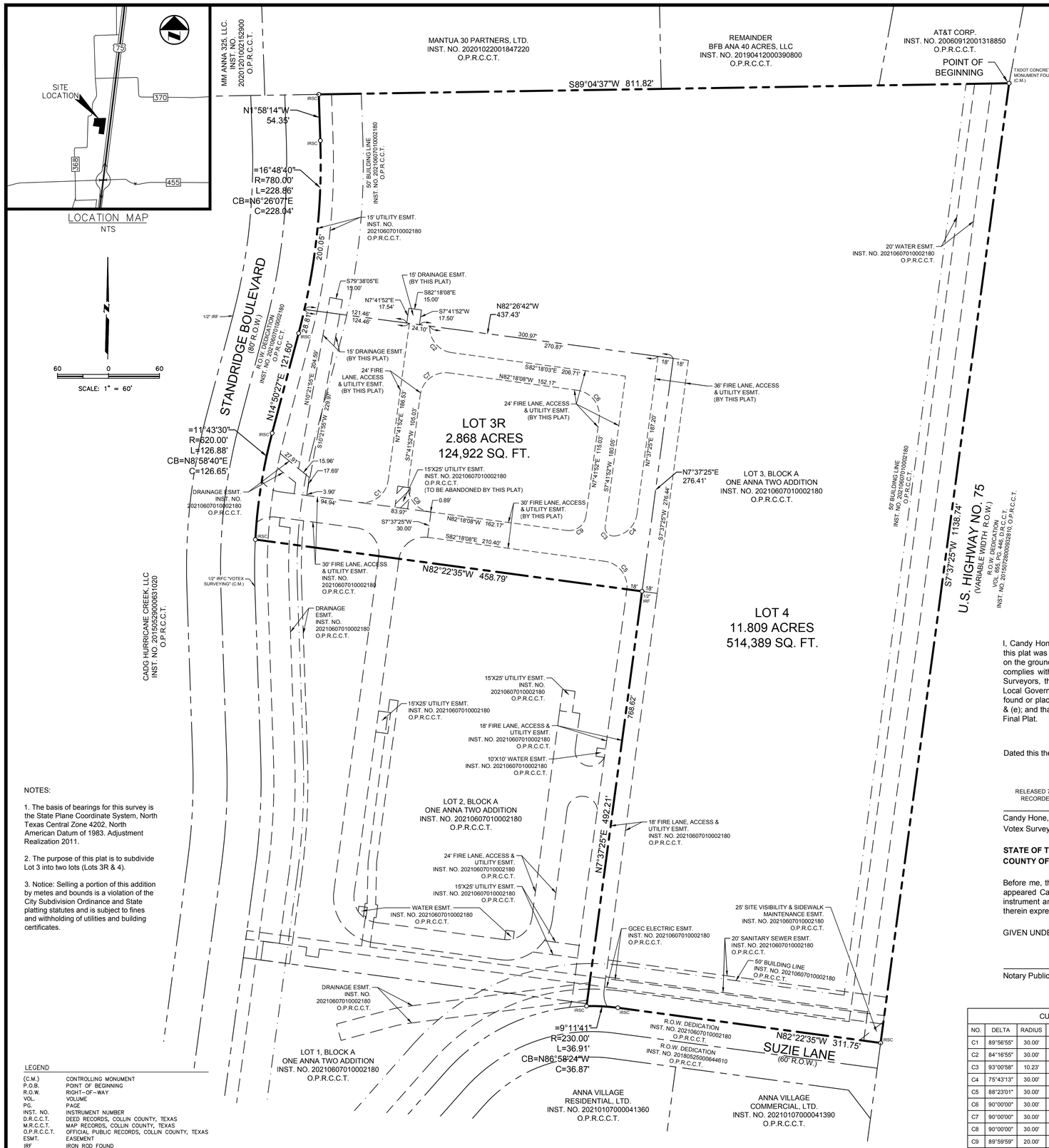
PASSED AND APPROVED by the City Council of the City of Anna, Texas, on this 10th day of August 2021.

ATTEST:

_____
City Secretary, Carrie L. Land

APPROVED:

_____
Mayor, Nate Pike



NOTES:

1. The basis of bearings for this survey is the State Plane Coordinate System, North Texas Central Zone 4202, North American Datum of 1983. Adjustment Realization 2011.

2. The purpose of this plat is to subdivide Lot 3 into two lots (Lots 3R & 4).

3. Notice: Selling a portion of this addition by metes and bounds is a violation of the City Subdivision Ordinance and State platting statutes and is subject to fines and withholding of utilities and building certificates.

LEGEND

(C.M.)	CONTROLLING MONUMENT
P.O.B.	POINT OF BEGINNING
R.O.W.	RIGHT-OF-WAY
VOL.	VOLUME
PG.	PAGE
INST. NO.	INSTRUMENT NUMBER
D.R.C.C.T.	DEED RECORDS, COLLIN COUNTY, TEXAS
M.R.C.C.T.	MAP RECORDS, COLLIN COUNTY, TEXAS
O.P.R.C.C.T.	OFFICIAL PUBLIC RECORDS, COLLIN COUNTY, TEXAS
ESMT.	EASEMENT
IRF	IRON ROD FOUND
IRSC	1/2" IRON ROD WITH YELLOW PLASTIC CAP STAMPED "VOTEX SURVEYING" SET

OWNER'S CERTIFICATE

STATE OF TEXAS §
COUNTY OF COLLIN §

WHEREAS ANNA INVESTMENTS, LLC is the owner of those tracts of land situated in the W.S. Rattan Survey, Abstract No. 752, City of Anna, Collin County, Texas, and being all of Lot 3, Block A of One Anna Two Addition, an addition to the City of Anna, Collin County, Texas according to the plat thereof recorded in Instrument No. 20210607010002180, Official Public Records, Collin County, Texas; same being a portion of that tract of land conveyed to Anna Investments, LLC by deed recorded in Instrument No. 20180622000777080, Official Public Records, Collin County, Texas, and being more particularly described as follows:

BEGINNING at a TxDot concrete monument found for corner in the west right-of-way line of U.S. Highway No. 75 (a variable width right-of-way) at the northeast corner of said Lot 3;

THENCE S 07° 37' 25" W, with said west right-of-way line, a distance of 1138.74 feet to a 1/2-inch iron rod with yellow plastic cap stamped "VOTEX SURVEYING" set for corner at the intersection of said west right-of-way line with the north right-of-way line of Suzie Lane (a 60-foot wide right-of-way) and the southeast corner of said Lot 3;

THENCE with said north right-of-way line of Suzie Lane, the following courses and distances:

N 82° 22' 35" W, a distance of 311.75 feet to an 1/2-inch iron rod with yellow plastic cap stamped "VOTEX SURVEYING" set for corner at the beginning of a non-tangent curve to the left;

In a southwesterly direction with said curve to the left, having a central angle of 09° 11' 41", a radius of 230.00 feet, a chord that bears N 86° 58' 24" W, a distance of 36.87 feet, and an arc length of 36.91 feet to a 1/2-inch iron rod with yellow plastic cap stamped "VOTEX SURVEYING" set at the most southerly southwest corner of said Lot 3;

THENCE N 07° 37' 25" E, departing said north right-of-way line of Suzie Lane and with the east line of Lot 2, Block A of said One Anna Two Addition, a distance of 492.21 feet to a 1/2-inch iron rod found for corner;

THENCE N 82° 22' 35" W, with the north line of said Lot 2, a distance of 458.79 feet to a 1/2-inch iron rod with yellow plastic cap stamped "VOTEX SURVEYING" set for corner in the east right-of-way line of Standridge Boulevard (an 80-foot wide right-of-way) at the most westerly southwest corner of said Lot 3 and the northwest corner of said Lot 2; said point being the beginning of a non-tangent curve to the right;

THENCE with said east right-of-way line of Standridge Boulevard, the following courses and distances:

In a northeasterly direction with said curve to the right, having a central angle of 11° 43' 30", a radius of 620.00 feet, a chord that bears N 08° 58' 40" E, a distance of 126.65 feet, and an arc length of 126.88 feet to a 1/2-inch iron rod with yellow plastic cap stamped "VOTEX SURVEYING" set at the end of said curve;

N 14° 50' 27" E, a distance of 121.60 feet to the beginning of a tangent curve to the left;

In a northeasterly direction with said curve to the left, having a central angle of 16° 48' 40", a radius of 780.00 feet, and a chord that bears N 06° 26' 07" E, a distance of 228.04 feet and an arc length of 228.86 feet to a 1/2-inch iron rod with yellow plastic cap stamped "VOTEX SURVEYING" set at the end of said curve;

N 01° 58' 14" W, a distance of 54.35 feet to a 1/2-inch iron rod with yellow plastic cap stamped "VOTEX SURVEYING" set at the northwest corner of said Lot 3;

THENCE N 89° 04' 37" E a distance of 811.82 feet to the **POINT OF BEGINNING** and containing 639,311 square feet or 14.677 acres of land, more or less.

SURVEYOR'S STATEMENT

I, Candy Hone, a Registered Professional Land Surveyor, licensed by the State of Texas, affirm that this plat was prepared under my direct supervision, from recorded documentation, evidence collected on the ground during field operations and other reliable documentation; and that this plat substantially complies with the Rules and Regulations of the Texas Board of Professional Engineers and Land Surveyors, the City of Dallas Development Code (Ordinance No. 19455, as amended) and Texas Local Government Code, Chapter 212. I further affirm that monumentation shown hereon was either found or placed in compliance with the City of Dallas Development Code, Sec. 51A-8.617 (a)(b)(c)(d) & (e); and that the digital drawing file accompanying this plat is a precise representation of this Signed Final Plat.

Dated this the _____ day of _____, 2021.

PRELIMINARY

RELEASED 7/21/2021 FOR REVIEW PURPOSES ONLY. THIS DOCUMENT SHALL NOT BE RECORDED FOR ANY PURPOSE AND SHALL NOT BE USED OR VIEWED OR RELIED UPON AS A FINAL SURVEY DOCUMENT.

Candy Hone, Registered Professional Land Surveyor, No. 5867
Votex Surveying Company - Firm No. 10013600 - (469) 333-8831

STATE OF TEXAS §
COUNTY OF DALLAS §

Before me, the undersigned, a Notary Public in and for the County and State on this day personally appeared Candy Hone, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that she 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 the _____ of _____, 2021.

Notary Public, State of Texas

CURVE TABLE					
NO.	DELTA	RADIUS	LENGTH	CHORD BEARING	CHORD
C1	89°56'55"	30.00'	47.10'	N52°40'20"E	42.41'
C2	84°16'55"	30.00'	44.12'	S39°08'42"E	40.25'
C3	93°00'58"	10.23'	16.61'	S49°31'07"E	14.84'
C4	75°43'13"	30.00'	39.65'	N45°29'01"E	36.82'
C5	88°23'01"	30.00'	46.28'	N38°06'38"W	41.82'
C6	90°00'00"	30.00'	47.12'	N37°18'08"W	42.43'
C7	90°00'00"	30.00'	47.12'	S52°41'52"W	42.43'
C8	90°00'00"	30.00'	47.12'	S37°18'08"E	42.43'
C9	89°59'59"	20.00'	31.42'	N52°41'52"E	28.28'

APPROVED
AUGUST 10, 2021
CITY COUNCIL
CITY OF ANNA

APPROVED
AUGUST 2, 2021
P&Z COMMISSION
CITY OF ANNA

OWNER

ANNA INVESTMENTS, LLC
204 MEDICAL DRIVE, SUITE 100
SHERMAN, TEXAS 75092

OWNER'S DEDICATION

NOW THEREFORE, KNOW ALL MEN BY THESE PRESENTS:

That **ANNA INVESTMENTS, LLC**, acting by and through their duly authorized agents, do hereby adopt this plat, designating the herein described property as **ONE ANNA TWO ADDITION, BLOCK A, LOTS 3R & 4**, an addition to the City of Anna, Texas, and does hereby dedicate, in fee simple, to the public use forever, any streets and alleys shown thereon. The easements and public use areas, as shown, are dedicated for the public use forever, for the purposes indicated on this plat. In addition, utility easements may also be used for the mutual use and accommodation of all public utilities desiring to use or using the same unless the easement limits the use to particular utilities, said use by public utilities being subordinate to the public's and City of Anna's use thereof. The City of Anna and public utility entities shall have the right to remove and keep removed all or parts of any buildings, fences, trees, shrubs, or other improvements or growths which in any way may endanger or interfere with the construction, maintenance or efficiency of its respective systems in said easements. The City of Anna and public utility entities shall at all times have the full right of ingress and egress to or from their respective easements for the purpose of constructing, reconstructing, inspecting, patrolling, maintaining, reading meters, and adding to or removing all or parts of their respective systems without the necessity at any time of procuring permission from anyone.

That the undersigned does hereby covenant and agree that they shall construct upon the fire lane easements, as dedicated and shown hereon, a hard surface and that they shall maintain the same in a state of good repair at all times and keep the same free and clear of any structures, fences, trees, shrubs, or other improvements or obstruction, including but not limited to the parking of motor vehicles, trailers, boats, or other impediments to the access of fire apparatus. The maintenance of paving on the fire lane easements is the responsibility of the owner, and the owner shall post and maintain appropriate signs in conspicuous places along such fire lanes, stating "Fire Lane, No Parking." The police or his duly authorized representative is hereby authorized to cause such fire lanes and utility easements to be maintained free and unobstructed at all times for Fire Department and emergency use.

The undersigned does covenant and agree that the access easement may be utilized by any person or the general public for ingress and egress to other real property, and for the purpose of General Public vehicular and pedestrian use and access, and for Fire Department and emergency use, in, along, upon, and across said premises, with the right and privilege at all times of the City of Anna, its agents, employees, workmen, and representatives having ingress, egress, and regress in, along, upon, and across said premises.

This plat approved subject to all platting ordinances, rules and regulations the City of Anna, Texas.

WITNESS my hand this the ____ day of _____, 2021.

ANNA INVESTMENTS, LLC

_____
Dr. Richard Jelsma, Manager

STATE OF TEXAS §
COUNTY OF GRAYSON §

Before me, the undersigned authority, a Notary Public in and for the County and State on this day personally appeared Dr. Richard Jelsma, known to me to be the person and officer whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purpose and consideration therein and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this _____ day of _____, 2021.

_____
Notary Public, State of Texas
My Commission Expires: _____

CERTIFICATE OF APPROVAL

Approved on this the _____ day of _____ , 2021, by the City Council, City of Anna, Texas.

_____
Mayor

_____
City Secretary

PRELIMINARY REPLAT
ONE ANNA TWO ADDITION
LOTS 3R & 4, BLOCK A
BEING A REPLAT OF
ALL OF LOT 3, BLOCK A, ONE ANNA TWO ADDITION
RECORDED IN
INSTRUMENT NO.20210607010002180
OFFICIAL PUBLIC RECORDS, COLLIN COUNTY, TEXAS
14.677 ACRES
CITY OF ANNA, COLLIN COUNTY, TEXAS

VOTEX SURVEYING COMPANY – TBPLS FIRM NO. 10013600
10440 N. CENTRAL EXPWY, STE. 800 DALLAS, TEXAS 75231
PH. (469) 333-8831; candy@votexsurveying.com
PROJECT NO. 2021-028

Item No. 6.i.

City Council Agenda
Staff Report

Meeting Date: 8/10/2021
Staff Contact:

AGENDA ITEM:
Adopt an Ordinance repealing regulations restricting bicycles along FM 455. (City Council)

SUMMARY:

FINANCIAL IMPACT:

STRATEGIC CONNECTIONS:
This item supports the City of Anna Strategic Plan, specifically advancing:

STAFF RECOMMENDATION:

ATTACHMENTS:
1. Ord. Repeal of Bicycle Restrictions

APPROVALS:

Clark McCoy, City Attorney	Created/Initiated - 8/5/2021
Jim Proce, City Manager	Final Approval - 8/6/2021

CITY OF ANNA, TEXAS

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF ANNA, TEXAS, REPEALING REGULATIONS RESTRICTING THE USE OF BICYCLES ALONG A PORTION OF FARM TO MARKET ROAD 455 IN THE CITY OF ANNA; PROVIDING A SAVINGS, SEVERABILITY, AND REPEALING CLAUSE

WHEREAS, Section 8.01.002 (Restriction of bicycles along FM 455) currently restricts any person from riding on or operating a bicycle on the segment of FM 455 beginning at the east service road of US 75 and continuing in a westerly direction to East Fork Circle (the "Restrictions"); and

WHEREAS, the City of Anna City Council ("City Council") finds that the driving public and those who operate bicycles on public streets in the City of Anna have, over the years since the Restrictions were adopted, become more aware of and attentive to the need to safely share the public roadways as between motor vehicles and bicycles; and

WHEREAS, in recognition of the public's personal responsibilities to follow state law as pertains to the operation of bicycles on public roadways, the City Council finds the Restrictions are no longer necessary;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ANNA, TEXAS:

Section 1. Recitals Incorporated.

The above recitals are incorporated herein as if set forth in full for all purposes.

Section 2. Repeal of Section 8.01.002 (Restriction of bicycles along FM 455).

Anna Code Section 8.01.002 (Restriction of bicycles along FM 455) including all of its subparts is hereby repealed in its entirety.

Section 3. Savings, Severability, and Repealing Clauses.

All ordinances of the City in conflict with the provisions of this ordinance are repealed to the extent of that conflict. If any provision of this ordinance shall be held to be invalid or unconstitutional, the remainder of such ordinance shall continue in full force and effect the same as if such invalid or unconstitutional provision had never been a part hereof. The City declares that it would have passed this ordinance, and each section, subsection, clause, or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses, and phrases be declared unconstitutional or invalid.

PASSED by the City Council of the City of Anna, Texas on this 10th day of August 2021 to be effective immediately.

APPROVE:

_____
Mayor Nate Pike

ATTEST:

_____
City Secretary Carrie L. Land

Item No. 7.a.

City Council Agenda
Staff Report

Meeting Date: 8/10/2021
Staff Contact: Ray Isom

AGENDA ITEM:
Consider/Discuss/Action on an Ordinance amending the local fire code fee schedule and adopting the code as an ordinance. (Fire Chief Ray Isom)

SUMMARY:
This item updates the current fee schedule contained in the local fire code ordinances which contains NCTCOG Amendments to the International Fire Code, 2015 edition. It also adopts the fire code as an ordinance instead of an exhibit. This allows full access and searchability of the fire code in the Franklin web-based system.

Permit fees cover hourly employee expenses for plan review, consultation, and field inspections and on occasion, must be updated. Existing costs are based upon a 2018 survey and must be adjusted to conform with the most recent market study and increased employee salaries. The most recent survey regarding fire permit fees was conducted by the Fire Prevention Division in July of 2021. Comparison cities include McKinney, Princeton, Melissa, Prosper, and Celina. The fee table contained within the fire code reflects updated costs based upon the most recent survey.

The current fire code was adopted as an exhibit which does not allow it to be codified within Franklin. Adopting the code as an ordinance in its entirety will allow it to be placed onto the Franklin website. This provides better centralization, navigation, and searchability for developers, builders, and our neighbors.

Model codes and standards provide a common code format and basic requirements for consistent and uniform design, construction, maintenance, and operations of systems, structures, and buildings. Put simply, when adopted, made readily accessible, and properly enforced, the IFC significantly reduces loss of life and property by fire in the Anna community.

FINANCIAL IMPACT:
None.

STRATEGIC CONNECTIONS:
This item supports the City of Anna Strategic Plan, specifically advancing:
Strategic Planning Goal 4: High Performing, Professional City

STAFF RECOMMENDATION:

Staff recommends approval.

ATTACHMENTS:

1. Ord. IFC Local Amendments C03029D20210804CR1_FINAL

APPROVALS:

Stephanie Welch, Adm Assistant	Created/Initiated - 8/6/2021
Jim Proce, City Manager	Final Approval - 8/6/2021

CITY OF ANNA, TEXAS

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF ANNA, TEXAS AMENDING THE ANNA CITY CODE OF ORDINANCES BY AMENDING CHAPTER 6 (FIRE PREVENTION AND PROTECTION) BY ADOPTING LOCAL AMENDMENTS TO THE 2015 EDITION OF THE INTERNATIONAL FIRE CODE; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALING CLAUSE; PROVIDING A PENALTY CLAUSE; PROVIDING AN EFFECTIVE DATE AND FOR THE PUBLICATION OF THE CAPTION HEREOF.

WHEREAS, Chapter 6 (Fire Prevention and Protection) of the Anna City Code of Ordinances ("Anna Code") is intended to be updated periodically; and

WHEREAS, the last update to Chapter 6 (Fire Prevention and Protection) of the Anna Code was in 2020; and

WHEREAS, the City has adopted the 2015 Edition of the International Fire Code with certain amendments; and

WHEREAS, the purpose of this ordinance is to update said amendments and to include the text of said amendments into the Anna Code as "Appendix 1" to Chapter 6 (Fire Prevention and Protection);

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ANNA, TEXAS:

Section 1. Recitals Incorporated.

The above recitals are incorporated herein as if set forth in full for all purposes.

Section 2. Amendments to Chapter 6 (Fire Prevention and Protection).

The Anna Code, Chapter 6 (Fire Prevention and Protection) is hereby amended as set forth below. Deletions are evidenced by ~~strikethrough~~ and additions evidenced by <u>underline</u>.

Article 6.02 (International Fire Code Adopted; Amendments) of the Anna Code: Article 6.02.001 is amended as follows:

ARTICLE 6.02 – FIRE CODE

Sec. 6.02.001. Adoption, NCTCOG amendments and local amendments

(a) The City Council has adopted the 2015 edition of the International Fire Code including Appendix B through J, but not including Appendix A. The Fire Chief or

his designee is hereby authorized and directed to enforce all provisions of the International Fire Code as adopted and amended herein.

(b) The City Council has previously adopted the North Central Texas Council of Governments recommended amendments (Option B) as applied to the 2015 International Fire Code, and as further amended by the local amendments adopted under this section.

(c) The City Council hereby adopts~~, by ordinance,~~ the City of Anna Local Amendments to the 2015 International Fire Code. To the extent of any conflict between said local amendments and the North Central Texas Council of Governments recommended amendments, the local amendments shall govern. ~~Said 2015 International Fire Code as amended (sometimes referenced in this chapter as "Fire Code") by said~~ Said local amendments are as set forth in Appendix 1 to this Chapter 6 ~~on file in the office of the city secretary and said code as amended is hereby adopted by reference and designated as the Fire Code of the city, the same as though such code as amended were copied at length herein~~.

(Ordinance 373-2008 adopted 4/8/08; Ordinance 661-2014 adopted 6/24/14; Ordinance 730-2016 adopted 10/11/16; 2008 Code, pt. II, art. 8, sec. 7, art. 21, sec. 1; Ordinance 869-2020 adopted 8/11/20; Ordinance _____ adopted 8/10/2021).

* **State law references–**Municipal fire protection, V.T.C.A., Local Government Code, ch. 342; fire, V.T.C.A., Health and Safety Code, ch. 791 et seq.

APPENDIX 1. CITY OF ANNA LOCAL AMENDMENTS TO 2015 INTERNATIONAL FIRE CODE

NOTE: THE CITY OF ANNA HAS ADOPTED THE NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENT RECOMMENDED AMENDMENTS (OPTION B) TO THE 2015 INTERNATIONAL FIRE CODE ("NCTCOG AMENDMENTS"). TO THE EXTENT OF ANY CONFLICT BETWEEN THE FOLLOWING LOCAL AMENDMENTS AND THE NCTCOG AMENDMENTS, THESE AMENDMENTS SHALL GOVERN.

Chapter 1. Scope and Administration of the 2015 International Fire Code is amended as follows:

Section 101 General Provisions of the 2015 International Fire Code is amended as follows:

Section 101.1 Title. These regulations shall be known as the International Fire Code of the City of Anna, Texas, hereinafter referred to as "this code".

Section 102.1. Construction and design provisions of the International Fire Code, 2015 edition, is amended to change Item 3 to read as follows:

3. Existing structures, facilities, and conditions when required in Chapter 11 or in specific sections of this code.

Section 103 Department of Fire Prevention, Sections 103.1, 103.2, and 103.3 of the International Fire Code, 2015 edition, are amended to read as follows:

Section 103.1 General. The Fire Code shall be enforced by the Fire Code Official (Fire Chief) and his primary designee known as the Fire Marshal. The Fire Marshal shall operate within the Fire Marshal's Office, also known as the Division of Fire Prevention. The Division of Fire Prevention is hereby established as a division of the Fire Department of the City of Anna and shall operate under the supervision of the Fire Chief of the Fire Department.

Section 103.2 Appointment. The Fire Marshal oversees the Division of Fire Prevention and shall be appointed by the Fire Chief on the basis of proper qualification.

Section 103.3 Deputies. The Fire Chief of the Fire Department may detail such members of the Fire Department as inspectors and/or investigators as shall from time to time be necessary and each member so assigned shall be authorized to enforce the provisions of this code, local laws, and the laws of the State of Texas.

Section 104.1 General authority and responsibilities of the International Fire Code, 2015 edition, is amended as follows:

Section 104.1 Fire Code Official. For the purpose of this code, "Fire Code Official" shall mean the Fire Chief or his designated representative(s).

Section 105 Permits of the International Fire Code, 2015 edition, is amended as follows:

105.1.7 Failure to Obtain Permit or Working Without a Permit. Any person who fails to obtain a permit or is conducting work without a permit approved by the Anna Fire Department shall be liable to pay a penalty of two (2) times the required permit fee figured in accordance with the fee schedule adopted by the city council; provided, however, that the minimum amount of such penalty shall be one-hundred twenty dollars ($120.00) in addition to the required permit fee. Working without a permit shall include non-compliance with the requirements of Sections 105.3.5 and 105.4.6.

Section 105.2.3.1 Time Limitation of Application. Reinstatement of expired permits will require the applicant to resubmit permit application and required documents and shall be liable for applicable permit fees.

Section 105.3.3 Occupancy Prohibited Before Approval. The building or structure shall not be occupied prior to the Fire Code Official issuing a permit when required and conducting associated inspections indicating the applicable provisions of this code have been met. No building or structure shall be used or occupied and no change in the existing occupancy

classification of a building, structure, or portion thereof shall be made until the Building Official has issued a Certificate of Occupancy.

Section 105.4.6 Retention of Construction Documents. One set of construction documents shall be retained by the Fire Code Official until final approval of the work covered therein. One set of approved construction documents shall be returned to the applicant, and said set, along with the Fire Department Permit, shall be kept on site of the building or work until the completion of the Division of Fire Prevention's Fire Final Inspection. Construction documents shall be retained by the installing company as required by the Texas State Fire Marshal's Office, after final approval of work covered therein.

Section 105.7 Required Construction Permits. The code official is authorized to issue construction permits for work set forth in Sections 105.7.1 to 105.7.19.

Section 105.7.9 Gates and Barricades Across Fire Apparatus Access Roads. A permit shall be required to install any system that during normal operation delays or prevents entry to, or obstructs a fire lane or street into, the premises of a residential or commercial area within the fire response district. All systems shall utilize “Knox” Rapid Access System equipment and components and meet the requirements as set forth in the Fire Marshal's Office written policy statements.

Section 105.7.19 Electronic Access Control Systems. Construction permits are required for the installation or modification of an electronic access control system, as specified in Chapter 10. A separate construction permit is required for the installation or modification of a fire alarm system that may be connected to the access control system. All systems shall utilize “Knox” Rapid Access System equipment and components and meet the requirements as set forth in the Fire Marshal's Office written policy statements. Maintenance performed in accordance with this code is not considered a modification and does not require a permit.

Section 105.8 Permit Fees. Fees for each permit required, other regulatory storage/handling, equipment use or process shall be charged to perform necessary plan reviews and field inspections.

Section 105.8.1 Construction Permit Fees. Permit fees for all new installation of, or modification to, automatic fire extinguishing systems, automatic detection systems, automatic fire command and control systems, and all fire and life safety related equipment and activities shall be in accordance with Table 105.8.1, below.

Table 105.8.1

Fire Alarm System	New ($250) Alter Existing ($150)*

	Fire Suppression Sprinkler System	New ($350) Alter Existing ($150)*
	Operational Permits	Aerosol Products ($150) High-Rack / High-Piled Storage ($150) Hazardous Materials ($150) Other ($100)
	Operational/Special Event Permits (per event)	Fireworks/Pyrotechnic {1.3G to 1.1G} ($350) Fireworks/Pyrotechnic {1.4G and 1.4S} ($250) Mobile Food Service / Food Truck ($90 per vehicle or service site) {*maximum 12-month permit, non-prorated*} Amusement Rides ($120 per ride) Tent/Membrane Structure ($100 per tent) {*greater than 400 sq. feet individual or aggregate*}
	Underground Fire Main	New ($150) Alter Existing ($100)*
	Access Control System	New ($150) Alter Existing ($100)
	Fire Department Gate Access System	New ($150) Alter Existing ($100)
	Remote FDC	New ($150) Alter Existing ($100)*
	Special Applications	Emergency Generator ($150) Other ($100)
	Fire Sprinkler Monitoring System	New ($150) Alter Existing ($100)*

Tanks	Underground {UST} ($200) Above Ground {AST} ($200)
Fire Pump	New ($300) Replace Existing ($150)
Standpipe System	New ($200) Alter Existing ($100)*
Industrial Oven	New ($100) Replace Existing ($70)
Cryogenics	New ($100) Alter Existing ($70)
Clean Agent System	New ($125) Alter Existing ($90)*
Fuel Dispensing System	New ($100) Alter Existing ($70)
Special Hazard Fire System	Paint Booth ($100) Battery / Solar Photovoltaic ($70)
Compressed Gasses	New ($150) Alter Existing ($100)
Commercial Cooking (Kitchen) Hood System	New ($150) Alter Existing ($100)*
Special Applications	Smoke Control / Exhaust System ($150) Two-Way Communication System ($90)

*Minor modifications to fire protection equipment do not require permit submittal or fee payment, however, a scope of work letter shall be submitted. This includes alterations/modifications to the following: System Risers, Less Than 10 Sprinkler Heads, or Less Than 10 Horn/Strobe Notification Devices. Contractors conducting general maintenance or similar services shall install a

white service tag indicating the location (i.e. Suite #) and scope of work (i.e. "Added horn/strobe"). Construction permits shall expire *180 days* from the date of issuance. Operational permits shall remain in effect for such period of time as specified in the permit.

Section 105.8.2 Other Permit Fees. Permit fees for all other regulatory storage/handling, equipment use, or process, shall be assessed a fee as established by the City of Anna and/or the Anna Fire Department's fee schedule.

Section 105.8.3 Construction/Permit Re-Inspection Fees/After Hours Inspection Fees. In the event the first inspection or subsequent re-inspections on any permitted work fails to comply with this code or after-hours inspections are requested, fees as shown in Table 105.8.2 shall be paid by the permit holder. After-hours inspection requests must be received at least three (3) business days in advance of requested inspection and be approved prior to inspector assignment. All after-hours inspection requests are subject to inspector availability. All fees shall be paid prior to scheduling any re-inspections or after-hours inspections.

Table 105.8.2

First scheduled inspection (During Normal Business Hours)	No charge
1st re-inspection	$50.00 per inspection
2nd re-inspection	$100.00 per inspection
3rd and subsequent re-inspections	$150.00 per inspection
After-Hours Inspections (Before 8 AM or After 5 PM – Monday through Friday; All hours on Weekends)	$75.00 per hour with a 2-hour minimum charge

Section 106.2 Inspections of the International Fire Code, 2015 edition, is amended by the addition of the following:

Section 106.2.3 Inspection of Existing Premises. The Fire Chief or his designated representative shall inspect all buildings, premises, or portion thereof as often as may be necessary. An initial inspection shall be made free of charge. If the Fire Chief or his designee is required to make follow-up inspections after the initial inspection and re-inspection to determine whether a violation or violations observed during the previous inspection(s) have been corrected, a fee may be charged in accordance with Table 105.8.2.

The occupant, lessee, or person making use of the building or premises shall pay said fee or fees within thirty (30) days of being billed as a condition to continued lawful occupancy of the building or premises.

Fees for follow-up inspections after initial and re-inspection shall be as set forth in the fee schedule as adopted by the city council.

Recurring violations will result in issuance of a citation and shall not be restricted to the inspection and re-inspection procedure indicated in this Section.

Section 109.4 Violation penalties of the International Fire Code, 2015 edition, is amended to read as follows:

Section 109.4 Violation Penalties. Any person, firm, or corporation violating any of the provisions or terms of Chapter 6 of the Anna City Code of Ordinances or of this Code or failing to comply with any of the requirements thereof or who shall erect, install, alter, repair or do work in violation of the approved construction documents or directive of the Fire Code Official or his or her designee, or of a permit or certificate used under the provisions of this code shall be guilty of a misdemeanor and, upon conviction in the Municipal Court of the City of Anna, shall be subject to a fine not to exceed two thousand and no/100 dollars ($2,000.00) for each offense. Each and every day any such violation shall continue shall be deemed to constitute a separate offense. For compliance purposes, the Fire Code Official shall also be empowered to revoke any existing Certificate of Occupancy in coordination with the City of Anna Building and Planning Departments.

Section 111.4 Failure to comply of the International Fire Code, 2015 edition, is amended to read as follows:

Section 111.4 Failure To Comply. Any person who shall continue any work after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be subject to a fine of not more than two thousand and no/100 ($2,000.00) dollars for each offense, and each and every day such violation shall continue shall be deemed to constitute a separate offense.

Chapter 2. Definitions of the 2015 International Fire Code is amended as follows:

Section 202 General definitions of the International Fire Code, 2015 edition, is amended to replace or amend the definitions below to read as follows:

Addressable Fire Detection System. Any system capable of providing identification of each individual alarm-initiating device. The identification shall be in plain English and as descriptive as possible to specifically identify the location of the device in alarm. The system shall have the capability of alarm verification.

Ambulatory Health Care Facility. Buildings or portions thereof used to provide medical, surgical, psychiatric, nursing, or similar care on a less than

24-hour basis to individuals who are rendered incapable of self-preservation. This group may include but not be limited to the following:

a. Dialysis centers
b. Procedures involving sedation
c. Sedation dentistry
d. Surgery centers
e. Colonic centers
f. Psychiatric centers

Analog Addressable Fire Detection System. Any system capable of calculating a change in value by directly measurable quantities (voltage, resistance, etc.) at the sensing point. The physical analog may be conducted at the sensing point or at the main control panel. The system shall be capable of compensating for long-term changes in sensor response while maintaining a constant sensitivity. The compensation shall have a preset point at which a detector maintenance signal shall be transmitted to the control panel. The sensor shall remain capable of detecting and transmitting an alarm while in maintenance alert.

Atrium. An opening connecting three (3) or more stories other than enclosed stairways, elevators, hoist ways, escalators, plumbing, electrical, air-conditioning or other equipment, which is closed at the top and not defined as a mall. Stories, as used in this definition, do not include balconies within assembly groups or mezzanines that comply with Section 505 of the International Building Code.

Defend in Place. A method of emergency response that engages building components and trained staff to provide occupant safety during an emergency. Emergency response involves remaining in place, relocating within the building, or both, without evacuating the building.

Fire Watch. A temporary measure intended to ensure continuous and systematic surveillance of a building or portion thereof by one or more qualified individuals or standby personnel when required by the Fire Code Official, for the purposes of identifying and controlling fire hazards, detecting early signs of unwanted fire, raising an alarm of fire and notifying the Fire Department.

Fireworks. Any composition or device for the purpose of producing a visible or an audible effect for entertainment purposes by combustion, deflagration, detonation, and/or is activated by ignition with a match or other heat producing device meeting the definition of 1.4G fireworks or 1.3G fireworks as set forth herein.

High-piled Combustible Storage: *add a second paragraph to read as follows*: Any building or portion of building used for storage classified as a group S Occupancy or Speculative Building exceeding 6,000 sq. ft. that has a clear height in excess of 14 feet, making it possible to be used for storage

in excess of 12 feet, shall be considered to be high-piled storage. When a specific product cannot be identified, a fire protection system and life safety features shall be installed as for Class IV commodities, to the maximum pile height.

High-Rise Building. A building with an occupied floor located more than 55 feet (16,764 mm) above the lowest level of Fire Department vehicle access.

Key Box. *add a second paragraph to read as follows*: All key boxes shall utilize "Knox" Rapid Access System models and components. Master locks shall be keyed to operate for the City of Anna Fire Department and shall meet the requirements set forth in the Fire Marshal's Office written policy statements. Multi-tenant structures incorporating six (6) or more storefronts or suites shall provide a key box on the storefront side of the building and at the corresponding fire sprinkler riser room.

Repair Garage. A building, structure or portion thereof used for servicing or repairing motor vehicles. This occupancy shall also include garages involved in minor repair, modification and servicing of motor vehicles for items such as lube changes, inspections, windshield repair or replacement, shocks, minor part replacement, and other such minor repairs.

Self-Service Storage Facility. Real property designed and used for the purpose of renting or leasing individual storage spaces to customers for the purpose of storing and removing personal property on a self-service basis.

Standby Personnel. Qualified fire service personnel as approved by the Fire Chief or his designee. When utilized, the number required shall be as directed by the Fire Chief or his designee. Charges for utilization shall be calculated by the jurisdiction and comply with current administrative written policy statements regarding standby personnel fee amounts, payments, and other requirements.

Upgraded or Replaced Fire Alarm System. A fire alarm system that is upgraded or replaced includes, but is not limited to the following:

a. Replacing one single board or fire alarm control unit component with a newer model

b. Installing a new fire alarm control unit in addition to or in place of an existing one

c. Conversion from a horn system to an emergency voice/alarm communication system

d. Conversion from a conventional system to one that utilizes addressable or analog devices

The following are not considered an upgrade or replacement:

a. Firmware updates

b. Software updates

c. Replacing boards of the same model with chips utilizing the same or newer firmware

Chapter 3. General requirements of the 2015 International Fire Code is amended as follows:

Section 307.1.1 Prohibited Open Burning of the International Fire Code, 2015 edition, is amended for the exceptions to read as follows:

Exceptions:

(1) Prescribed burning for the purpose of reducing the impact of wildland fire when authorized by the Fire Code official.

(2) In the event of violent weather conditions where cleanup is essential, the Fire Marshal or Fire Chief may designate one or more community burn locations where persons may transport storm debris, trees, or other vegetation.

(3) Outdoor burning is authorized for training Anna Fire Department firefighting personnel when such burning is otherwise authorized by state law and permitted by a local air pollution control agency or the Texas Commission on Environmental Quality (TCEQ) or its successor. In this circumstance, a permit, as referenced in Section 307.2, is not required.

(4) Outdoor cooking fires shall utilize a pit or approved container that fully contains the fire. A fireproof container such as a barbeque pit or chimenea must be constructed of brick, stone, metal or other fireproof material. This subsection does not permit or authorize the burning of waste material, debris, refuse, or other materials not being prepared for consumption.

Section 307.1.2 of the International Fire Code, 2015 edition, is added to read as follows:

Section 307.1.2 Compliance with other Laws. Any burning carried out under the exceptions herein must conform to the 2015 edition of the International Fire Code when not in conflict with this article, state law, and the TCEQ or successor rules and shall not be conducted on any:

(1) Ozone Action Day designated by the TCEQ or its successor; or

(2) Day in which there is in effect an order issued by the county that prohibits outdoor burning in unincorporated areas of the county due to drought conditions.

Section 307.2 Permit required of the International Fire Code, 2015 edition, is amended to read as follows:

Section 307.2 Permit Required. A permit shall be obtained from the Fire Code Official in accordance with Section 105.6 prior to kindling a fire for recognized silvicultural, range, or wildlife management practices, prevention or control of disease or pests, or open burning. Application for such approval shall only be presented by, and permits issued to the owner of, the land upon which the fire is to be kindled.

Examples of state and local law or regulations referenced elsewhere in this section may include but not be limited to the following:

(1) TCEQ guidelines and/or restrictions.

(2) State, County, or Local temporary or permanent bans on open burning.

(3) Local written policies as established by the Fire Code Official.

Section 307.3 Extinguishment authority of the International Fire Code, 2015 edition, is amended to read as follows:

307.3 Extinguishing Authority. The Fire Chief and Fire Code Official are authorized to order the extinguishment by the permit holder, another person responsible, or the fire department of open burning that creates or adds to a hazardous or objectionable situation.

Section 307.4 Location of the International Fire Code, 2015 edition, is amended to read as follows:

Section 307.4 Location. The location for open burning shall not be less than 300 feet (91,440 mm) from any structure, and provisions shall be made to prevent the fire from spreading to within 300 feet (91,440 mm) of any structure.

Section 307.4.3 Portable outdoor fireplaces of the International Fire Code, 2015 edition, to read as follows:

Exceptions:

(1) {Exception unchanged}

(2) Where buildings, balconies, and decks are protected by an approved automatic sprinkler system.

Section 307.4.4 and 307.4.5 are added to the International Fire Code, 2015 edition, read as follows:

Section 307.4.4 Permanent Outdoor Firepit. Permanently installed outdoor firepits for recreational fire purposes shall not be installed within 10 feet of a structure or combustible material. Firepits that are supplied by flammable or combustible liquids or gasses shall be equipped with a manually activated shunt switch that immediately interrupts and isolates the fuel supply.

Exception: Permanently installed outdoor fireplaces constructed in accordance with the International Building Code.

Section 307.4.5 Trench Burns. Trench burns shall be conducted in air curtain trenches and in accordance with Section 307.2.

Section 307.5 Attendance of the International Fire Code, 2015 edition, is amended to read as follows:

Section 307.5 Attendance. Open burning, trench burns, bonfires, or recreational fires and use of portable outdoor fireplaces shall be constantly attended until the . . . {remainder of section unchanged}

Section 307.6 of the International Fire Code, 2015 edition, is added to read as follows:

Section 307.6 Penalty; Conflicting Regulations. Any person, firm, corporation or business violating this article, including without limitation conducting an outdoor burn or maintaining a bonfire fire or rubbish fire within the city's corporate limits without a properly issued permit is punishable as provided in this section. An offense of this article is a Class C misdemeanor, and upon conviction thereof shall be fined. Each continuing day's violation under this section shall constitute a separate offense. The penal provisions imposed under this section shall not preclude the city from filing suit to enjoin the violation. The city retains all legal rights and remedies available to it pursuant to local, state, and federal law.

Where, in a specific case, this section and sections of the 2015 edition of the International Fire Code (as amended by this article) specify requirements that conflict with the requirements under other applicable sections of city ordinances or adopted codes, the most restrictive sections shall govern. Otherwise, all parts of any other ordinance in conflict with the provisions of this section are to the extent of such conflict hereby repealed.

Section 308.1.4 Open-flame cooking devices of the International Fire Code, 2015 edition, is amended to read as follows:

Section 308.1.4 Open-Flame Cooking Devices. Open-flame cooking devices, charcoal grills, and other similar devices used for cooking shall not be located or used on combustible balconies, decks, or within 10 feet (3,048 mm) of combustible construction.

Exceptions:

1. One and two-family dwellings, except that LP-gas containers are limited to a water capacity not greater than 50 pounds (22.68 kg) [nominal 20-pound (9.08 kg) LP-gas capacity] with an aggregate LP-gas capacity not to exceed 100 lbs. (5 containers).
2. Where buildings, balconies, and decks are protected by an approved automatic sprinkler system, except that LP-gas containers are limited to a water capacity not greater than 50 pounds (22.68 kg) [nominal 20-pound (9.08 kg) LP-gas capacity], with an aggregate LP-gas capacity not to exceed 40 lbs. (2 containers).

3. LP-gas cooking devices having LP-gas container with a water capacity not greater than 2½ pounds [nominal 1-pound (0.454 kg) LP-gas capacity].

Section 308.1.4.1 of the International Fire Code, 2015 edition, is added to read as follows:

Section 308.1.4.2 Burning of Refuse Prohibited. The burning of refuse in a barbeque grill or open-flame cooking device is not an approved method for refuse disposal, is declared a public nuisance, and is prohibited anywhere in the City of Anna. Refuse shall mean and include garbage, rubbish, and trade waste defined as follows:

Section 308.1.4.3 Garbage. Garbage shall mean animal and vegetable matter such as that originating in houses, kitchens, restaurants, hotels, produce markets, food service or processing establishments, greenhouses, hospitals, clinics, or veterinary facilities.

Section 308.1.4.4 Rubbish. Rubbish shall mean solids not considered to be highly flammable or explosive such as, but not limited to, rags, old clothes, leather, rubber, carpets, wood, excelsior, paper, ashes, tree branches, yard trimmings, furniture, metal food containers, glass, crockery, masonry, and other similar materials.

Section 308.1.4.5 Trade Waste. Trade waste shall mean all solid or liquid material resulting from construction, building operations, or the prosecution or any business, trade or industry such as, but not limited to, plastic products, cinders and other forms of solid or liquid waste materials.

Section 308.1.4.5 Materials Producing Dense Smoke Prohibited. The burning of rubber, asphaltic materials, combustible and flammable liquids, impregnated wood or similar materials which produce dense smoke are considered objectionable, a hazard, a public nuisance to the community, and are strictly prohibited.

Section 308.1.6.2 Portable fueled open-flame devices of the International Fire Code, 2015 edition, Exception 3 is amended to read as follows:

Exceptions:

3. Torches or flame-producing devices in accordance with Section 308.1.3.

Section 308.1.6.3 Sky lanterns of the International Fire Code, 2015 edition, is amended to read as follows:

Section 308.1.6.3 Sky Lanterns. A person shall not release or cause to be released an untethered or unmanned free-floating device containing an open flame or other heat source, such as but not limited to a sky lantern.

Section 311.5 Placards of the International Fire Code, 2015 edition, is amended to read as follows:

> **Section 311.5 Placards**. The Fire Code Official is authorized to require marking of any vacant or abandoned buildings or structures determined to be unsafe pursuant to Section 110 of this code relating to structural or interior hazards, as required by Section 311.5.1 through 311.5.5.

Chapter 4. Emergency planning and preparedness of the 2015 International Fire Code is amended as follows:

Section 401.3 Emergency responder notification of the International Fire Code, 2015 edition, is amended to add Section 401.3.4 to read as follows:

> **Section 401.3.4 Fire Alarms and Nuisance Alarms.** False alarms and nuisance alarms shall not be given, signaled, transmitted, caused, permitted to be given, signaled, or transmitted in any manner.

Section 403.5 Group E occupancies of the International Fire Code, 2015 edition, is amended to read as follows:

> **Section 403.5 Group E Occupancies.** An approved fire safety and evacuation plan in accordance with Section 404 shall be prepared and maintained for Group E occupancies and for buildings containing both a Group E occupancy and an atrium. A diagram depicting two (2) evacuation routes shall be posted in a conspicuous location in each classroom. Group E occupancies shall also comply with Sections 403.5.1 through 403.5.3.

Section 404.2.2 Fire safety plans of the International Fire Code, 2015 edition, is amended by the addition of the following:

> **Section 4.10** Fire sprinkler, suppression, and extinguishing system controls. (Under Number 4 “Floor plans identifying the locations of the following:” add subsection 4.10 “Fire sprinkler, suppression, and extinguishing system controls.”

Section 405.4 Time of the International Fire Code, 2015 edition, is amended to read as follows:

> **Section 405.4 Time**. The fire code official may require an evacuation drill at any time. Drills shall be held at unexpected times and under varying conditions to simulate the unusual conditions that occur in case of fire.

Chapter 5. Fire service features of the International Fire Code, 2015 edition, is amended to read as follows:

Section 501.4 Timing of installation of the International Fire Code, 2015 edition, is amended to read as follows:

> **Section 501.4 Timing of Installation.** When fire apparatus access roads or a water supply for fire protection is required to be installed for any structure or development, they shall be installed, tested, and approved prior to the time

of which construction has progressed beyond completion of the foundation of any structure.

Section 503.1.1 Buildings and facilities of the International Fire Code, 2015 edition, is amended to read as follows:

Section 503.1.1 Buildings and Facilities. Approved fire apparatus… {text unchanged} building or facility. Except for one or two-family dwellings, the path of measurement shall be along a minimum of a ten foot (10') wide unobstructed pathway around the external walls of the structure.

{exceptions unchanged}

Section 503.2.1 Dimensions of the International Fire Code, 2015 edition, is amended to read as follows:

Section 503.2.1 Dimensions. Fire apparatus access roads shall have an unobstructed width of not less than 24 feet (7,315 mm), exclusive of shoulders, except for approved security gates in accordance with Section 503.6, and an unobstructed vertical clearance of not less than 14 feet (4,267 mm).

Any such fire lane easement shall either connect both ends to a dedicated street or be provided with a turnaround having a minimum outer radius of 50 feet. If two (2) or more interconnecting lanes are provided, the interior radius for that connection shall be required to be in accordance with the following:

For 90 degree or greater turns only:

1. 24-foot fire lane (30 foot inside turning radius)
2. 30-foot fire lane (10 foot inside turning radius)

For turns tighter than 90 degrees: American Association of State and Highway Transportation Officials (AASHTO) Geometric design of Highways and Streets shall be utilized.

Exception: Vertical clearance may be reduced; provided such reduction does not impair access by fire apparatus and approved signs are installed and maintained indicating the established vertical clearance when approved.

Dead-end fire apparatus roads shall not exceed 150 feet (45,720 mm). Reference section D103.4 for dead-end fire lane turnaround requirements.

Sections 503.2.2 and 503.2.3 of the International Fire Code, 2015 edition, are amended to read as follows:

Section 503.2.2 Authority. The Fire Code Official shall have the authority to require an increase in the minimum access widths and vertical clearances where they are inadequate for fire or rescue operations.

Section 503.2.3 Surface. Fire apparatus access roads shall be designed and maintained to support imposed loads of 90,000 lbs. (40,823 kg) with a compressive strength of 3,600 psi for fire apparatus and shall be surfaced so as to provide all-weather driving capabilities. Section D102.1 is amended accordingly to 90,000 lbs. (40,823 kg). Fire apparatus access roads shall not

exceed 6 percent in grade. Surface grades steeper than 6 percent must be *approved* by the Fire Chief. Section D103.2 is amended accordingly to 6 percent. All fire lanes shall be constructed to meet the City of Anna Engineering Standards.

Section 503.3 Marking of the International Fire Code, 2015 edition, is amended to read as follows:

Section 503.3 Marking. Striping, signs, or other markings, when approved by the Fire Code Official, shall be provided for fire apparatus access roads to identify such roads or prohibit the obstruction thereof. Striping, signs and other markings shall be maintained in a clean and legible condition at all times and are replaced or repaired when necessary to provide adequate visibility.

1. Striping. Fire apparatus access roads shall be continuously marked by painted lines of red traffic paint six inches (6") in width to show the boundaries of the lane. The words "NO PARKING FIRE LANE" or "FIRE LANE NO PARKING" shall appear in four inch (4") white letters at 25 feet intervals on the red border markings along both sides of the fire lanes. Where a curb is available, the striping shall be on the vertical face of the curb.
2. Signs. Signs shall read "NO PARKING FIRE LANE" or "FIRE LANE NO PARKING" and shall be 12" wide and 18" high. Signs shall be painted on a white background with letters and borders in red, using not less than 2" lettering. Signs shall be permanently affixed to a stationary post and the bottom of the sign shall be six feet, six inches (6'6") above finished grade. Signs shall be spaced not more than fifty feet (50') apart along both sides of the fire lane. Signs may be installed on permanent buildings or walls or as approved by the Fire Marshal.

Section 503.4 Obstruction of fire apparatus access roads of the International Fire Code, 2015 edition, is amended to read as follows:

Section 503.4 Obstruction of Fire Apparatus Access Roads. Fire apparatus roads shall not be obstructed in any manner, including the parking of vehicles, whether attended or unattended for any period of time. Persons in charge of a construction project, such as, but not limited to, a General Contractor, are responsible to ensure that fire lanes are kept clear of vehicles and other obstructions at all times and may be issued a citation for non-compliance under this Section. The minimum widths and clearances established in Section 503.2.1 and any area marked as a fire lane as described in Section 503.3 shall be maintained at all times. The Fire Chief, Fire Marshal, Police Chief, and their designated representatives are authorized to remove or cause to be removed any material, vehicle, or object obstructing a fire lane at the expense of the owner of such material, vehicle, or object.

Section 503.4.1 and 503.4.2 of the International Fire Code, 2015 edition, are amended to read as follows:

Section 503.4.1 Obstruction And Control. No owner or person in charge of any premises served by a fire lane or access easement shall abandon, restrict, alter, or close any fire lane or easement without first securing written approval from the City of Anna and the Fire Chief of an amended plat or other acceptable legal instrument showing the removal of the fire lane.

Section 503.4.2 Speed Control Devices. Speed bumps, traffic calming devices, or other similar obstacles designed to slow the speed of traffic and that have the effect of slowing or impeding the response of fire apparatus shall be prohibited.

Section 503.6 Security gates of the International Fire Code, 2015 edition, is amended by the addition of the following:

Section 503.6.1 Security Gates. The installation of security gates, or other devices intended to limit the access of vehicles or persons, shall comply with the Fire Marshal's Office established written policy statements.

Section 505.1 Address identification of the International Fire Code, 2015 edition is amended to read as follows:

Section 505.1 Address Identification. New and existing buildings shall be provided with approved address identification. The address identification shall be legible and placed in a position that is visible from the street or road fronting the property. Address identification characters shall contrast with their background. Address numbers shall be Arabic numbers or alphabetical letters. Numbers shall not be spelled out. Each character shall be not less than 6 inches (152.4 mm) high with a minimum stroke width of ½ inch (12.7 mm). Where required by the fire code official, address numbers shall be provided in additional approved locations to facilitate emergency response. Where access is by means of a private road, buildings do not immediately front a street, and/or the building cannot be viewed from the public way, a monument, pole or other sign with approved 6 inch (152.4 mm) height building numerals or addresses and 4 inch (101.6 mm) height suite/apartment numerals of a color contrasting with the background of the building or other approved means shall be used to identify the structure. Numerals or addresses shall be posted on a minimum 20-inch (508 mm) by 30-inch (762 mm) background on border. Address identification shall be maintained.

Sections 505.1.1 - 505.1.5 and Section 505.3 of the International Fire Code, 2015 edition, are amended by the addition of the following:

Section 505.1.1 Single Family Homes. R-3 Single Family occupancies shall have approved numerals of a minimum 4" high, 5/8" stroke and a color contrasting with the background clearly visible and legible from the street fronting the property and rear alleyway where such alleyway exists.

Section 505.1.2 Multifamily Communities. Street Address shall be a minimum of 12" high with a 2" stroke. Individual building numbers shall be a minimum of 18" high with a 3" stroke. Buildings over 100 feet in length require a minimum of two (2) numbers per building. Apartment spread numbers shall be a minimum of 7" high with a 1-inch stroke and corridor spread numbers

shall be a minimum of 4" high with a 5/8" brush stroke. Individual apartment unit numbers shall be a minimum of 4" in height with a 5/8" stroke.

Section 505.1.3 Large Office and Warehouse Buildings. Address must be visible from all access directions. Number shall be a minimum of 24" in height with a 4" stroke. Buildings over 300 feet long shall have two (2) address locations if more than one access point is visible. Suite numbers shall be required for multi-tenant complexes and shall be located over the front door and on the rear door, 8" in height with a 1" brush stroke.

Section 505.1.4 Shopping Centers, High Rise Buildings, and Other Applications. A minimum of 14" high numbers with a 2" brush stroke shall be visible from all access directions. Suite numbers are required over the door with 6" high numbers with a 5/8" brush stroke. Buildings beyond 100 feet from the street and 10,000 square feet shall install 18" numbers with a 3" stroke.

Section 505.1.5 Marquee and Monument. Addresses installed on a marquee located next to the street will require numbers 14" high with a 2" brush stroke to be located a minimum of 3 feet above grade. Marquee and Monument signs must meet City of Anna Sign Ordinance Requirements.

Section 505.3 Directional/Equipment ID Signage. Directional and equipment identification signage may be required by the Code Official and shall meet the requirements as set forth in the Fire Marshal's Office written policy statements.

Section 506.1 Where required of the International Fire Code, 2015 edition, is amended by the addition of the following:

Section 506.1 Where Required. All new and existing occupancies, except single-family residences, shall install and provide access to the lock box(es) as specified in the Fire Marshal's Office written policy statement. Business owners, occupants, or responsible parties shall provide a building master access key to the Fire Code Official or his designee to be secured inside the respective lock box. Failure to provide the required lock box and master key shall be considered a non-compliance violation and is subject to citation. For compliance purposes, the Fire Code Official shall also be empowered to revoke any existing Certificate of Occupancy in coordination with the City of Anna Building and Planning Departments.

Section 507.4 Water supply test of the International Fire Code, 2015 edition, is amended to read as follows:

Section 507.4 Water Supply Test Date and Information. The water supply test used for hydraulic calculation of fire protection systems shall be conducted in accordance with NFPA 291 "Recommended Practice for Fire Flow Testing and Marking of Hydrants" and within one year of sprinkler plan submittal. The Fire Code Official shall be notified prior to the water supply test. Water supply tests shall be witnessed by the Fire Code Official, as required. The exact location of the static/residual hydrant and the flow hydrant shall be indicated on the design drawings. All fire protection plan submittals shall be accompanied by a hard copy of the waterflow test report,

or as approved by the Fire Code Official. The report must indicate the dominant water tank level at the time of the test and the maximum and minimum operating levels of the tank, as well, or identify applicable water supply fluctuation. The licensed contractor must then design the fire protection system based on this fluctuation information, as per the applicable referenced NFPA standard. Reference Section 903.3.5 for additional design requirements.

Section 507.5.1 Where required of the International Fire Code, 2015 edition, is amended to read as follows:

Section 507.5.1 Where Required. As properties develop within the fire response district, fire hydrants shall be located at all intersecting streets and at the maximum spacing indicated in Table 507.5.1. Distances between hydrants shall be measured along the route that fire hose is laid by a fire vehicle from hydrant to hydrant.

Table 507.5.1
Maximum Distance Between Hydrants

OCCUPANCY	SPRINKLERED	NOT SPRINKLERED
Residential (One & Two-Family)	500 feet	500 feet
Residential (Multi-Family)	300 feet	300 feet
Commercial	300 feet	300 feet
All Other	500 feet	300 feet

There shall be a minimum of two (2) fire hydrants serving each property within the prescribed distance listed in Table 507.5.1.

As applied to protected properties, fire hydrants shall be installed along fire lanes with spacing as required for street installations specified in 507.5.1. In addition, hydrants required to provide supplemental water supply for automatic fire protection systems and/or fire department standpipe systems shall be installed within 100 feet of the Fire Department Connection (FDC) for such systems.

Section 507 Fire protection water supplies of the International Fire Code, 2015 edition, is amended to read as follows:

Section 507.5.4 Obstruction. Unobstructed access to fire hydrants shall be maintained at all times. Posts, fences, vehicles, growth, trash, storage and other materials or objects shall not be placed or kept near fire hydrants, fire department inlet connections (otherwise known as a Fire Department Connection or FDC) or fire protection system control valves in a manner that would prevent such equipment or fire hydrants from being immediately discernible or accessible. The Fire Department shall not be deterred or

hindered from gaining immediate access to fire protection equipment or fire hydrants.

Section 507.5.7 Fire Hydrant Type. All hydrants shall be of the three-way type with National Standard threads, breakaway construction, minimum 5¼" valve opening and shall comply with the latest AWWA specification C-502. The hydrant shall have a 4½" large connection with two 2½" side connections and shall be placed on water mains of no less than six inches (6") in size. Fire hydrants shall be Mueller "Centurion", Clow, Waterous (American Flow Control), East Jordan, or approved equal.

507.5.8 Valves. Valves shall be placed on all fire hydrants leads.

Section 507.5.9 Breakaway Point. Fire hydrants shall be installed so that the breakaway point is no less than three (3) inches, and no greater than five (5) inches above the grade surface.

Section 507.5.10 Curb Line. Fire hydrants shall be located a minimum of two (2) feet and a maximum of six (6) feet behind the curb line. No fire hydrant shall be placed in a cul-de-sac or the turning radius of fire lanes.

Section 507.5.11 Positioning. All fire hydrants shall be installed so that the 4½" connection will face the fire lane or street.

Section 507.5.12 Limiting Access Obstruction. Fire hydrants, when placed at intersections or access drives to parking lots, shall be placed so that the minimum obstruction of the intersection or access drive will occur when the hydrant is in use.

Section 507.5.13 Private Property. Fire hydrants located on private property shall be accessible to the fire department at all times.

All fire hydrants placed on private property shall be adequately protected by either curb stops, concrete posts or other approved methods. Such stops shall be the responsibility of the landowner on which the fire hydrant is installed.

Section 507.5.14 Location To Building. Fire hydrants shall not be located closer than fifty (50) feet to a building or at a distance equaling the height of the building + ten (10) feet.

Section 507.5.15 Identification. An approved blue, two-sided reflector shall be utilized to identify each hydrant location. The reflector shall be affixed to the center line of each roadway or fire access lane opposite fire hydrants.

Section 507.5.16 Color. Fire hydrant caps and bonnet shall be painted according to the NFPA 291 (see Table 507.5.16). The remainder of the hydrant above ground shall be painted silver.

Table 507.5.16

GPM	COLOR
1,500 or greater	Blue
1,000 – 1,499	Green
500 - 999	Orange
Less than 500	Red

Section 509 of the International Fire Code, 2015 edition, is amended to read as follows:

Section 509.1.2 Sign Requirements. Unless more stringent requirements apply, lettering for signs required by this Section shall have a minimum height of two (2) inches when located inside a building and four (4) inches when located outside, or as approved by the Fire Code Official. The letters shall be of a color that contrasts with the background. All signage shall comply with the Fire Marshal's Office established written policy statements.

Section 509.2.1 Fire Sprinkler Riser Rooms and Fire Pump Rooms. Fire riser and fire pump rooms shall be isolated within the building and used only for the purposes of fire suppression and/or fire alarm and control systems. Water heaters/boilers, mop sinks, roof access, electrical, and storage are examples of prohibited equipment within a riser room. Dimensional requirements for riser rooms are as follows: Rooms serving a single riser must be 20 sq. ft. in size with a minimum 4' wide dimension; rooms serving multiple risers may require additional square footage as determined by the Fire Code Official. All riser and pump rooms shall be directly accessible from the exterior of the structure and be provided with a secured exterior access door. The exterior access door shall be equipped with signage in accordance with the written policy statements of the Fire Marshal's Office.

Section 509.3 Underground Fire Water Lines. Exterior vaults containing double-check valves for underground fire water lines (also called underground fire mains) are not permitted. Double-check valves shall be installed in the riser room, the main sprinkler control valve room, or as directed by the Fire Marshal's Office.

All commercial underground fire sprinkler service lines (underground fire mains and FDC's) shall be six (6) inch minimum diameter. All rigid couplings and pipe joints (sometimes called *victaulic* connections) shall be installed using forty-five (45) degree angular joints. Angular joints greater than forty-five (45) must be approved by the fire code official prior to installation. Ninety (90) degree angular joints may be utilized only after written approval by a fire protection engineer. A hydraulic analysis shall be performed and/or approved by a fire protection engineer and must include design calculations for fire flow and friction loss related to the entire water-based automatic fire sprinkler system. Additional thrust blocking is also required for ninety (90) degree angular joints.

Chapter 6. Building services and systems of the International Fire Code, 2015 edition, is amended to read as follows:

Section 603.3.2.1 Quantity limits of the International Fire Code, 2015 edition, the Exception is amended to read as follows:

Exception: The aggregate capacity limit shall be permitted to be increased to 3,000 gallons (11,356 L) in accordance with all requirements of Chapter 57.

{remainder of exception deleted}

Section 603.3.2.2 Restricted use and connection of the International Fire Code, 2015 edition, is amended to read as follows:

Section 603.3.2.2 Restricted Use and Connection. Tanks installed in accordance with Section 603.3.2 shall be used only to supply fuel oil to fuel-burning equipment installed in accordance with Section 603.3.2.4. Connections between tanks and equipment supplied by such tanks shall be made using closed piping systems.

Sections 604.1.1 through 604.8 of the International Fire Code, 2015 edition, are amended to read as follows:

Section 604.1.1 Stationary Generators. Stationary emergency and standby power generators required by this code shall be *listed* in accordance with UL 2200.

Section 604.1.2 Installation. Emergency power systems and standby power systems shall be installed in accordance with the *International Building Code*, NFPA 70, NFPA 110 and NFPA 111. Existing installations shall be maintained in accordance with the original approval, except as specified in Chapter 11.

Section 604.1.9 Critical Operations Power Systems (COPS). For Critical Operations Power Systems necessary to maintain continuous power supply to facilities or parts of facilities that require continuous operation for the reasons of public safety, emergency management, national security, or business continuity, see NFPA 70.

Section 604.2 Where Required. Emergency and standby power systems shall be provided where required by Sections 604.2.1 through 604.2.24 or elsewhere identified in this code or any other referenced code.

Section 604.2.4 Emergency Voice/Alarm Communications Systems. Emergency power shall be provided for emergency voice/alarm communications systems in the following occupancies, or as specified elsewhere in this code, as required in Section 907.5.2.2.5. The system shall be capable of powering the required load for a duration of not less than 24 hours, as required in NFPA 72.

Covered and Open Malls, Section 907.2.20 and 914.2.3

Group A Occupancies, Sections 907.2.1 and 907.5.2.2.4.

Special Amusement Buildings, Section 907.2.12.3

High-rise Buildings, Section 907.2.13

Atriums, Section 907.2.14

Deep Underground Buildings, Section 907.2.19

Section 604.2.12 Means of Egress Illumination. Emergency power shall be provided for *means of egress* illumination in accordance with Sections 1008.3 and 1104.5.1. (90 minutes).

Section 604.2.13 Membrane Structures. Emergency power shall be provided for *exit* signs in temporary tents and membrane structures in accordance with Section 3103.12.6.1. (90 minutes). Standby power shall be provided for auxiliary inflation systems in permanent membrane structures in accordance with Section 2702 of the *International Building Code* (4 hours). Auxiliary inflation systems shall be provided in temporary air-supported and air-inflated membrane structures in accordance with section 3103.10.4.

Section 604.2.15 Smoke Control Systems. Standby power shall be provided for smoke control systems in the following occupancies, or as specified elsewhere in this code, as required in Section 909.11:

Covered Mall Building, *International Building Code*, Section 402.7

Atriums, *International Building Code*, Section 404.7

Underground Buildings, *International Building Code*, Section 405.8

Group I-3, *International Building Code*, Section 408.4.2

Stages, *International Building Code*, Section 410.3.7.2

Special Amusement Buildings (as applicable to Group A's), *International Building Code*, Section 411.1

Smoke Protected Seating, Section 1029.6.2.1

Section 604.2.17 Covered and Open Mall Buildings. Emergency power shall be provided in accordance with Section 907.2.20 and 914.2.3.

Section 604.2.18 Airport Traffic Control Towers. A standby power system shall be provided in airport traffic control towers more than 65 ft. in height. Power shall be provided to the following equipment:

1. Pressurization equipment, mechanical equipment and lighting.
2. Elevator operating equipment.
3. Fire alarm and smoke detection systems.

Section 604.2.19 Smokeproof Enclosures and Stair Pressurization Alternative. Standby power shall be provided for smokeproof enclosures, stair pressurization alternative and associated automatic fire detection systems as required by the *International Building Code*, Section 909.20.6.2.

Section 604.2.20 Elevator Pressurization. Standby power shall be provided for elevator pressurization system as required by the *International Building Code*, Section 909.21.5.

Section 604.2.21 Elimination of Smoke Dampers in Shaft Penetrations. Standby power shall be provided when eliminating the smoke dampers in ducts penetrating shafts in accordance with the *International Building Code*, Section 717.5.3, exception 2.3.

Section 604.2.22 Common Exhaust Systems for Clothes Dryers. Standby power shall be provided for common exhaust systems for clothes dryers located in multistory structures in accordance with the *International Mechanical Code,* Section 504.10, Item 7.

Section 604.2.23 Hydrogen Cutoff Rooms. Standby power shall be provided for mechanical ventilation and gas detection systems of Hydrogen Cutoff Rooms in accordance with the *International Building Code*, Section 421.8.

Section 604.2.24 Means of Egress Illumination In Existing Buildings. Emergency power shall be provided for *means of egress* illumination in accordance with Section 1104.5 when required by the fire code official. (90 minutes in I-2, 60 minutes elsewhere.)

Section 604.8 Energy Time Duration. Unless a time limit is specified by the fire code official, in this chapter or elsewhere in this code, or in any other referenced code or standard, the emergency and standby power system shall be supplied with enough fuel or energy storage capacity for not less than 2 hour full-demand operation of the system.

Exception: Where the system is supplied with natural gas from a utility provider and is approved.

Section 609.2 Where required of the International Fire Code, 2015 edition, is amended to read as follows:

Section 609.2 Where Required. A Type I hood shall be installed at or above all commercial cooking appliances and domestic cooking appliances used for commercial purposes that produce grease-laden vapors, including but not limited to cooking equipment used in fixed, mobile, or temporary concessions, such as trucks, buses, trailers, pavilions, or any form of roofed enclosure, as required by the fire code official.

Exceptions:

1. Tents, as provided for in Chapter 31
2. {no changes to existing exception}

Additionally, fuel gas and power provided for such cooking appliances shall

be interlocked with the extinguishing system, as required by Section 904.12.2. Fuel gas containers and piping/hose shall be properly maintained in good working order and in accordance with all applicable regulations.

Chapter 7. Fire and smoke protection features of the International Fire Code, 2015 edition, is amended as follows:

Section 704.1 Enclosure of the International Fire Code, 2015 edition, is amended to read as follows:

> **Section 704.1 Enclosure.** Interior vertical shafts, including but not limited to stairways, elevator hoistways, service and utility shafts, that connect two (2) or more stories of a building shall be enclosed or protected in accordance with the codes in effect at the time of construction but, regardless of when constructed, not less than as required in Chapter 11. New floor openings in existing buildings shall comply with the International Building Code.

Chapter 8. Interior finish, decorative materials and furnishings of the International Fire Code, 2015 edition, is amended as follows:

Section 807.3 Combustible decorative materials of the International Fire Code, 2015 edition, is amended to read as follows:

> **Section 807.3 Combustible Decorative Materials.** In occupancies in Groups A, E, I, and R-1, and dormitories in Group R-2, curtains, draperies, fabric hangings and other similar combustible decorative materials suspended from walls or ceilings shall comply with Section 807.4 and shall not exceed 10 percent of the specific wall or ceiling area to which they are attached.

Section 807.5.2.2 Artwork in corridors of the International Fire Code, 2015 edition, is amended to read as follows:

> **Section 807.5.2.2 Artwork In Corridors.** Artwork and teaching materials shall be limited on the walls of corridors to not more than 20 percent of the wall area. Such materials shall not be continuous from floor to ceiling or wall to wall. Curtains, draperies, wall hangings, and other decorative material suspended from the walls or ceilings shall meet the flame propagation performance criteria of NFPA 701 in accordance with Section 807 or be noncombustible.
>
> > Exception: Corridors protected by an approved automatic sprinkler system installed in accordance with Section 903.3.1.1 shall be limited to 50 percent of the wall area.

Section 807.5.2.3 Artwork in Classrooms of the International Fire Code, 2015 edition, is amended to read as follows:

> **Section 807.5.2.3 Artwork in Classrooms.** Artwork and teaching materials shall be limited on walls of classrooms to not more than 50 percent of the specific wall area to which they are attached.
>
> Curtains, draperies, wall hangings and other decorative material suspended from the walls or ceilings shall meet the flame propagation performance

criteria of NFPA 701 in accordance with Section 807 or be noncombustible.

Chapter 9. Fire protection systems of the International Fire Code, 2015 edition, is amended as follows:

Section 901.6.1 Standards of the International Fire Code, 2015 edition, is amended to add Section 901.6.1.1 to read as follows:

Section 901.6.1.1 Standpipe Testing. Building owners/managers must maintain and test standpipe systems as per NFPA 25 requirements. The following additional requirements shall be applied to the testing that is required every 5 years:

1. The piping between the Fire Department Connection (FDC) and the standpipe shall be hydrostatically tested for all FDC's on any type of standpipe system. Hydrostatic testing shall also be conducted in accordance with NFPA 25 requirements for the different types of standpipe systems.
2. For any manual (dry or wet) standpipe system not having an automatic water supply capable of flowing water through the standpipe, the tester shall connect hose from a fire hydrant or portable pumping system (as approved by the Fire Code Official) to each FDC, and flow water through the standpipe system to the roof outlet to verify that each inlet connection functions properly. Confirm that there are no open hose valves prior to introducing water into a dry standpipe. There is no pressure criteria required at the outlet. Verify that check valves function properly and that there are no closed control valves on the system.
3. Pressure relief, reducing, or control valves shall be prohibited on all standpipe systems. All hose valves shall be exercised.
4. If the FDC is not already provided with approved caps, the contractor shall install such caps for all FDC's as required by the Fire Code Official.
5. Upon successful completion of standpipe test, place a blue tag (as per "Texas Administrative Code, Fire Sprinkler Rules for Inspection, Test and Maintenance Service (ITM) Tag) at the bottom of each standpipe riser in the building. The tag shall be check-marked as "Fifth Year" for Type of ITM, and the note on the back of the tag shall read "5 Year Standpipe Test" at a minimum.
6. The procedures required by the Texas Administrative Code Fire Sprinkler Rules with regard to Yellow Tags and Red Tags or any deficiencies noted during the testing, including the required notification of the local Authority Having Jurisdiction (Fire Code Official) shall be followed.
7. Additionally, records of the testing shall be maintained by the owner and contractor, if applicable, as required by the State Rules mentioned above and NFPA 25.

8. Standpipe system tests where water will be flowed external to the building shall not be conducted during freezing conditions or during the day prior to expected nighttime freezing conditions.

9. The Fire Code Official shall be contacted for requests to remove existing fire hose from Class II and III standpipe systems where employees are not trained in the utilization of this firefighting equipment. All standpipe hose valves must remain in place and be provided with an approved cap and chain when approval is given to remove hose by the Fire Code Official.

Section 901.6 False alarms and nuisance alarms of the International Fire Code, 2015 edition, is amended with the addition to read as follows:

Section 901.6.3 False Alarms and Nuisance Alarms. False alarms and nuisance alarms shall not be given, signaled or transmitted or caused or permitted to be given, signaled or transmitted in any manner. An alarm shall constitute a public nuisance if it falsely activates more than the below-listed number of false alarms, except that alarms activated during the first thirty (30) days after the initial installation of the system will not be counted as false alarms:

1. Eight (8) false alarms in any thirty (30) day period:
2. Twenty (20) false alarms in any ninety (90) day period; or
3. Thirty (30) false alarms in any one hundred eighty (180) day period.

Section 901.7 Systems out of service of the International Fire Code, 2015 edition is amended to read as follows:

Section 901.7 Systems Out of Service. Where a required fire protection system is out of service or in the event of an excessive number of activations constituting a public nuisance under Section 901.6.3, the fire department and the fire code official shall be notified immediately and, where required by the fire code official, the building shall either be evacuated or an approved fire watch shall be provided for all occupants left unprotected by the shut down until the fire protection system has been returned to service… {remaining text unchanged}

Section 901.8.2 Removal of Occupant-Use Hose Lines of the International Fire Code, 2015 edition is amended to read as follows:

Section 901.8.2 Removal of Occupant-Use Hose Lines. The fire code official is authorized to permit the removal of occupant-use hose lines and hose valves where all of the following conditions exist:

1. The hose line(s) would not be utilized by trained personnel or the fire department.

2. If the occupant-use hose lines are removed, but the hose valves are required to remain as per the fire code official, such shall be compatible with local fire department fittings.

Section 903.1.1 Alternative Protection of the International Fire Code, 2015 edition, is amended to read as follows:

Section 903.1.1 Alternative Protection. Alternative automatic fire-extinguishing systems complying with Section 904 shall be permitted in

addition to automatic sprinkler protection where recognized by the applicable standard, or as provided by the Fire Code Official.

Section 903.1.1.2 of the International Fire Code, 2015 edition, is added to read as follows:

Section 903.1.1.2 Residential Systems. Unless specifically allowed by this code or the International Building Code, residential sprinkler systems installed in accordance with NFPA 13D or NFPA 13R shall not be recognized for the purpose of exceptions or reductions, commonly referred to as "trade-offs," permitted by other requirements of this code.

In addition, residential sprinkler systems installed in accordance with NFPA 13R must include attics, breezeways, and patios. Garage areas must also be covered in residential sprinkler systems installed in accordance with NFPA 13D and NFPA 13R.

Exception: Group R-3 attached garages need not be sprinklered throughout if a dry sprinkler is installed within 5 feet (1,524 mm) of the door opening between the garage and attached residence.

Residential fire sprinkler risers shall be located on a heated wall inside the garage.

Exception: Other riser location(s) as approved by the Anna Fire Marshal's Office.

Section 903.2 of the International Fire Code, 2015 edition, is amended to delete the Exception and add the following to read as follows:

Section 903.2 Where Required. Approved automatic sprinkler systems in new buildings and structures shall be provided in the locations described in Sections 903.2.1 through 903.2.12. Automatic Sprinklers shall not be installed in elevator machine rooms, elevator machine spaces, and elevator hoistways. Storage shall not be allowed within the elevator machine room. Signage shall be provided at the entry doors to the elevator machine room indicating "ELEVATOR MACHINERY - NO STORAGE ALLOWED."

Section 903.2.9 of the International Fire Code, 2015 edition, is amended to add Section 903.2.9.3 to read as follows:

Section 903.2.9.3 Self-Service Storage Facility. An automatic sprinkler system shall be installed throughout all self-service storage facilities. A screen shall be installed at eighteen (18") inches below the level of the sprinkler heads to restrict storage above that level. This screen shall be a mesh of not less than one (1) inch not greater than six (6") inches in size. This screen and its supports shall be installed such that all elements are at least eighteen (18") inches below any sprinkler head.

Section 903.2.11.3 of the International Fire Code, 2015 edition, is amended and Sections 903.2.11.7, 903.2.11.8, 903.2.11.9 and 903.2.11.9.1 are added to read as follows:

Section 903.2.11.3 Buildings 35 Feet or More in Height. An automatic sprinkler system shall be installed throughout buildings with a floor level,

other than penthouses in compliance with Section 1510 of the International Building Code, located 35 feet (10,668 mm) or more above the lowest level of Fire Department vehicle access.

Exception: Open parking structures in compliance with Section 406.5 of the International Building Code.

Section 903.2.11.7 High-Piled Combustible Storage. For any building with a clear height exceeding 12 feet (4,572 mm), see Chapter 32 to determine if those provisions apply.

Section 903.2.11.8 Spray Booths and Rooms. New and existing spray booths and aerosol spraying rooms shall be protected by an approved automatic fire-extinguishing system.

Section 903.2.11.9 Buildings Over 6,000 Square Feet. An automatic sprinkler system shall be installed throughout all buildings with a building area over 6,000 sq. ft. For the purpose of this provision, fire walls shall not define separate buildings. For this Section only, area measurement shall be based on outside dimensions of exterior walls, exclusive of vent shafts and courts, without deduction for corridors, stairways, closets, the thickness of interior walls, columns or other features. The floor area of a building, or portion thereof, not provided with surrounding exterior walls shall be the usable area under the horizontal projection of the roof or floor above. For upper level attic type rooms areas where the ceiling height is less than five feet (5'0") shall not be considered. Unfinished space framed to permit future expansion of floor area shall be considered as part of the area. Joists designed to support floor loads shall be assumed to be for future area.

Exceptions: (1) Open parking garages in compliance with Section 406.5 of the International Building Code.

(2) New or existing one- or two-family dwellings; provided, however, that any regulations regarding sprinkler systems for new or existing one- or two-family dwelling that were adopted by the City before January 1, 2009 are hereby preserved, are not affected in any manner by these amendments, and are in full force and effect. *See* Texas Occupations Code § 1301.551(i).

Section 903.2.11.9.1 Modifications, Repairs, and Additions to Existing Buildings. An automatic sprinkler system shall be installed throughout in accordance with NFPA 13, 13D, or 13R as applicable and this code in all existing buildings when:

1. The structure is enlarged to 6,000 square feet or greater.
2. Existing structure greater than 6,000 square feet and the square footage increased.
3. The cumulative remodel of any building, over any period of time, from the original adoption of this ordinance that is equal to or is greater than 6,000 square feet.

4. When a structure is renovated or is damaged to fifty percent (50%) or more of the gross floor area or if the value of the damage or renovation exceeds fifty percent (50%) of the value of the structure at the time of damage or renovation.

5. Required to be protected in accordance with the City of Anna Building or Fire Codes.

Section 903.3.1.1.1 Exempt locations of the International Fire Code, 2015 edition, is amended to read as follows:

Section 903.3.1.1.1 Exempt Locations. When approved by the Fire Code Official, automatic sprinklers shall not be required in the following rooms or areas where such {text unchanged} because it is damp, of fire-resistance-rated construction, or contains electrical equipment.

1. Any room where the application of water, or flame and water, constitutes a serious life or fire hazard.

2. Any room or space where sprinklers are considered undesirable because of the nature of the contents, when approved by the Code Official.

3. Generator and transformer rooms, under the direct control of a public utility, separated from the remainder of the building by walls and floor/ceiling or roof/ceiling assemblies having a fire-resistance rating of not less than two (2) hours.

4. Elevator machine rooms, machinery spaces, and hoistways.

Section 903.3.1.2.3 Attics and attached garages of the International Fire Code, 2015 edition, is amended to add the following:

Section 903.3.1.2.3 Attics and Attached Garages. Sprinkler protection is required in attic spaces of such buildings two (2) or more stories in height in accordance with NFPA 13 and/or NFPA 13R requirements for attached garages.

Section 903.3.1.3 NFPA 13D sprinkler systems of the International Fire Code, 2015 edition, is amended to read as follows:

Section 903.3.1.3 NFPA 13D Sprinkler Systems. Automatic sprinkler systems installed in one and two-family dwellings; Group R-3; Group R-4 Condition 1 and townhouses shall be permitted to be installed throughout in accordance with NFPA 13D or in accordance with state law.

Section 903.3.1.4 of the International Fire Code, 2015 edition, is amended to add the following:

Section 903.3.1.4 Freeze Protection. Freeze protection systems for automatic fire sprinkler systems shall be in accordance with the requirements of the applicable referenced NFPA standard and this section.

Section 903.3.1.4.1 Attics. Only dry-pipe, pre-action, or listed automatic fire sprinkler systems shall be allowed to protect attic spaces.

Exception: Wet-pipe fire sprinkler systems shall be allowed to protect non-ventilated attic spaces where:

1. The attic sprinklers are supplied by a separate floor control valve assembly to allow ease of draining the attic system without impairing sprinklers throughout the rest of the building, and

2. Adequate heat shall be provided for freeze protection as per the applicable referenced NFPA standard, and

3. The attic space is a part of the building's thermal or heat envelope such that insulation is provided at the roof deck rather than at the ceiling level.

Section 903.3.1.4.2 Heat trace/insulation. Heat trace/insulation shall only be allowed where approved by the fire code official for small sections of large diameter water-filled pipe.

Section 903.3.5 Water supplies of the International Fire Code, 2015 edition, is amended to add a second paragraph to read as follows:

Section 903.3.5 Water Supplies.

Water supply as required for such systems shall be provided in conformance with the supply requirements of the respective standards; however, every fire protection system shall be designed with a 10 psi safety factor. Reference Section 507.4 for additional design requirements.

Section 903.4 Sprinkler system supervision and alarms of the International Fire Code, 2015 edition, is amended to add a second paragraph after the Exceptions to read as follows:

Section 903.4 Sprinkler System Supervision, Alarms, and Individual Zone Controls.

Sprinkler and standpipe system water-flow detectors shall be provided for each floor tap to the sprinkler system and shall cause an alarm upon detection of water flow for more than 45 seconds but no longer than 90 seconds. All control valves in the sprinkler and standpipe systems except for Fire Department hose connection valves shall be electrically supervised to initiate a supervisory signal at the central station upon tampering.

The City of Anna Fire Department requires the installation of individual zone control valves for the following:

1. Multi-story buildings shall be zoned by floor and have separate control valves installed that will allow each floor to be independently isolated (shut-off) without having an effect on the operation of the sprinkler system on other floors.
2. Multi-story multi-family residential buildings that are separated by a breezeway or fire rated assembly can be zoned by building section if approved in advance by Anna Fire Marshal's Office. The required sectional control valves shall be located in the main

sprinkler control valve room or as directed by the Fire Marshal or his designee.

3. Hazardous areas such as spray booths, flammable liquid storage rooms, etc. shall be separate zones and have separate control valves installed that will allow the sprinkler system in these areas to be independently shut-off without having an effect on the operation of the system in other areas. The required zone control valves shall be located in an accessible area outside the spray booth or room or in the main sprinkler control valve room.
4. Special systems such as pre-action systems shall be separate zones and have separate control valves installed that will allow the sprinkler system in these areas to be independently shut-off without having an effect on the operation of the system in other areas.
5. Computer rooms shall be separate zones and have separate control valves installed that will allow the sprinkler system in these areas to be independently shut-off without having an effect on the operation of the system in other areas.
6. Where sprinklers are installed in racks, separate indicating control valves and drains shall be provided and arranged so that ceiling and in-rack sprinklers can be controlled independently.
7. Subfloor areas shall have separate control valves installed that will allow the subfloor area to be independently shutoff without having an effect on the operation of the sprinkler system in other areas. The required zone control valves shall be located in an accessible area outside the subfloor area.
8. Where the zoning of the sprinkler system and installation of separate control valves will increase the level of fire protection for the building, and the life safety of the occupants and firefighters as determined by the Fire Marshal.

The City of Anna Fire Department requires the supervision and monitoring on all valves on connections to water supplies, sectional control and isolation valves, and other valves in supply pipes to sprinklers and other fixed water-based fire suppression systems. Graphic maps shall be posted in the fire sprinkler riser room depicting sprinkler zones. Proper tagging and/or signage per Anna Fire Department specifications shall identify all valves as to function and to identify their location.

Section 903.4.2 Alarms of the International Fire Code, 2015 edition, is amended by adding a second paragraph to read as follows:

Section 903.4.2 Alarms.

The alarm device required on the exterior of the building shall be a weatherproof horn/strobe notification appliance with a minimum 75 candela strobe rating, installed as close as practicable to the fire sprinkler riser room.

Section 903.3.7 Fire department connections of the International Fire Code, 2015 edition, is amended and Section 903.3.7.1 is added to read as follows:

Section 903.3.7 Fire Department Connections. The location of Fire Department connections shall be approved by the Fire Code Official. {remainder of text unchanged}

FDC's shall be five-inch (5") Storz connection with a 30-45 degree down elbow and locking "Knox" cap. Traditional 2-way Siamese connection with locking "Knox" caps may be used when approved by the Anna Fire Department.

Where the FDC is serving more than 500 GPM the building shall be provided with one five-inch (5") Storz connection and one 2-way Siamese connection.

Remote FDC's shall connect to the fire sprinkler riser inside the fire sprinkler riser room post all double-check valves or backflow preventers.

FDC's shall be installed remotely and outside of a structure's collapse zone. The Fire Code Official may, were applicable, seek an equivalency to this requirement at his discretion.

903.3.7.1 Missing or Damaged FDC Caps. Missing or damaged FDC caps on new and existing structures shall be replaced with locking "Knox" FDC caps.

Section 903.6 of the International Fire Code, 2015 edition, is amended to add Section 903.6.1 to read as follows:

Section 903.6.3.1 Spray Booths and Rooms. New and existing spray booths and spray rooms shall be protected by an approved automatic fire-extinguishing system in accordance with Section 2404.

Section 905.2 Installation standard of the International Fire Code, 2015 edition, is amended to read as follows:

Section 905.2 Installation Standard. Standpipe systems shall be installed in accordance with this Section and NFPA 14. Manual dry standpipe systems shall be supervised with a minimum of 10 psi and a maximum of 40 psi air pressure with a high/low supervisory signal.

Section 905.3 Required installations of the International Fire Code, 2015 edition, is amended to add Section 905.3.9 and Exception to read as follows:

Section 905.3.9 Building Area. In buildings exceeding 10,000 square feet in area per story and where any portion of the building's interior area is more than 200 feet (60960 mm) of travel, vertically and horizontally, from the nearest point of fire department vehicle access, Class I automatic wet or manual wet standpipes shall be provided.

Exception:

(1) Automatic dry and semi-automatic dry standpipes are allowed as provided for in NFPA 14.

(2) R-2 occupancies of four (4) stories or less in height having no interior corridors.

Section 905.4, of the International Fire Code, 2015 edition, Section 905.4, is amended by changing Items 1, 3, and 5, and adding Item 7 to read as follows:

1. In every required exit stairway, a hose connection shall be provided for each story above and below grade plane. Hose connections shall be located at an intermediate landing between stories, unless otherwise approved by the Fire Code Official.

2. {no change}

3. In every exit passageway, at the entrance from the exit passageway to other areas of a building.

Exception: Where floor areas adjacent to an exit passageway are reachable from an exit stairway hose connection by a…. {remainder of text unchanged}

4. {no change}

5. Where the roof has a slope less than 4 units vertical in 12 units horizontal (33.3-percent slope), each standpipe shall be provided with a two-way hose connection located to serve the roof or at the highest landing of an exit stairway with stair access to the roof provided in accordance with Section 1011.12.

6. {no change}

7. When required by this Chapter, standpipe connections shall be placed adjacent to all required exits to the structure and at two hundred feet (200') intervals along major corridors thereafter, or as otherwise approved by the fire code official.

Section 905.9 Valve supervision of the International Fire Code, 2015 edition, is amended to add a second paragraph after the Exceptions to read as follows:

Sprinkler and standpipe system water-flow detectors shall be provided for each floor tap to the sprinkler system and shall cause an alarm upon detection of water flow for more than 45 seconds but no longer than 90 seconds. All control valves in the sprinkler and standpipe systems, except for Fire Department hose connection valves, shall be electrically supervised to initiate a supervisory signal at the central station upon tampering.

Section 907.1 General of the International Fire Code, 2015 edition, is amended to add Section 907.1.4 to read as follows:

Section 907.1.4 Design Standards. All alarm systems, new or replacements, shall be addressable. Alarm systems serving more than 20 smoke detectors shall have analog initiating devices.

Section 907.2.1 Group A of the International Fire Code, 2015 edition, is amended to read as follows:

Section 907.2.1 Group A. A manual fire alarm system that activates the occupant notification system in accordance with new Section 907.5 shall be installed in Group A occupancies having an occupant load of 300 or more persons or more than 100 persons above or below the lowest level of exit discharge. Group A occupancies not separated from one another in

accordance with Section 707.3. 10 of the International Building Code shall be considered as a single occupancy for the purposes of applying this section. Portions of Group E occupancies occupied for assembly purposes shall be provided with a fire alarm system as required for the Group E occupancy.

Exception: {no change}

Activation of fire alarm notification appliances shall:

1. Cause illumination of the means of egress with light of not less than 1 foot-candle (11 lux) at the walking surface level, and
2. Cease any conflicting or confusing sounds and visual distractions. {Exception remains unchanged}

Section 907.2.3 Group E of the International Fire Code, 2015 edition, is amended to change Exception 1, and add Exception 1.1 to read as follows:

Section 907.2.3 Group E. A manual fire alarm system that initiates the occupant notification signal utilizing an emergency voice/alarm communication system meeting the requirements of Section 907.5.2.2 and installed in accordance with Section 907.6 shall be installed in Group E educational occupancies. When automatic sprinkler systems or smoke detectors are installed, such systems or detectors shall be connected to the building fire alarm system. An approved smoke detection system shall be installed in Group E day care occupancies. Unless separated by a minimum of 100' open space, all buildings, whether portable buildings or the main building, will be considered one building for alarm occupant load consideration and interconnection of alarm systems.

Exceptions:

1. A manual fire alarm system is not required in Group E educational and day care occupancies with an occupant load of less than 50 persons when provided with an approved automatic sprinkler system.

1.1. A residential in-home day care with not more than 12 children may use interconnected single station detectors in all habitable rooms. For care of more than five (5) children who are 2 1/2 or less years of age, see Section 907.2.6.

{no change to remainder of exceptions}

Section 907.2.13 High-rise buildings of the International Fire Code, 2015 edition, Exception 3 is amended to read as follows:

Exceptions:

3. Open air portions of buildings with an occupancy in Group A-5 in accordance with Section 303.1 of the International Building Code, when used for open air seating. This exception does not apply to accessory uses including but not limited to sky boxes, restaurants, and similarly enclosed areas.

{remaining exceptions unchanged}

Section 907.4.2 Manual fire alarm boxes of the International Fire Code, 2015 edition, is amended to add Sections 907.4.2.7 and 907.4.2.8 to read as follows:

> **Section 907.4.2.7 Type**. Manual alarm initiating devices shall be an approved double action type.
>
> **Section 907.4.2.8 False Activation Prevention.** Publicly accessible manual alarm initiating devices present in all occupancies shall be equipped with an approved false activation prevention device capable of emitting an audible warning upon removal. Equipment shall be designed and installed in accordance with the written policy statements of the Fire Marshal's Office.

Section 907.6.1 Wiring of the International Fire Code, 2015 edition, is amended to add Section 907.6.1.1 to read as follows:

> **Section 907.6.1.1 Wiring Installation.** All fire alarm systems shall be installed in such a manner that a failure of any single initiating device or single open in an initiating circuit conductor will not interfere with the normal operation of other such devices. All signaling line circuits (SLC) shall be installed in such a way that a single open will not interfere with the operation of any addressable devices (Class A). Outgoing and return SLC conductors shall be installed in accordance with NFPA 72 requirements for Class A circuits and shall have a minimum of four (4) feet separation horizontal and one (1) foot vertical between supply and return circuit conductors. The initiating device circuit (IDC) from a signaling line circuit interface device may be wired Class B, provided the distance from the interface device to the initiating device is ten (10) feet or less.

Section 907.6.3 Initiating device identification of the International Fire Code, 2015 edition, is amended by deleting all four Exceptions and a sentence at end of paragraph to read as follows:

> See 907.6.3 for the required information transmitted to the supervising station.

Section 907.6.6 Monitoring of the International Fire Code, 2015 edition, is amended to add Section 907.6.6.3 to read as follows:

> **Section 907.6.6.3 Communication Requirements.** All alarm systems, new or replacements, shall transmit alarm, supervisory and trouble signals descriptively to the approved central station, remote supervisory station or proprietary supervising station as defined in NFPA 72, with the correct device designation and location of addressable device identification. Alarms shall not be permitted to be transmitted as a General Alarm or Zone condition.

Amend the International Fire Code, 2015 edition, to add Section 907.10 to read as follows:

> **Section 907.10 Password Protection Prohibited**. No fire alarm system shall be protected by a password or pin number that would hinder immediate silencing capabilities by the Fire Department.

Amend the International Fire Code, 2015 edition, to add Section 909.22 to read as follows:

Section 909.22 Stairway or Ramp Pressurization Alternative. Where the building is equipped throughout with an automatic sprinkler system in accordance with Section 903.3.1.1 and the stair pressurization alternative is chosen for compliance with Building Code requirements for a smokeproof enclosure, interior exit stairways or ramps shall be pressurized to a minimum of 0.10 inches of water (25 Pa) and a maximum of 0.35 inches of water (87 Pa) in the shaft relative to the building measured with all interior exit stairway and ramp doors closed under maximum anticipated conditions of stack effect and wind effect. Such systems shall comply with Section 909, including the installation of a separate fire-fighter's smoke control panel as per Section 909.16, and a Smoke Control Permit shall be required from the fire department as per Section 105.7.

Section 909.22.1 Ventilating Equipment. The activation of ventilating equipment for the stair or ramp pressurization system shall be by smoke detectors installed at each floor level at an approved location at the entrance to the smokeproof enclosure. When the closing device for the stairway or ramp shaft and vestibule doors is activated by smoke detection or power failure, the mechanical equipment shall activate and operate at the required performance levels. Smoke detectors shall be installed in accordance with Section 907.3.

Section 909.22.1.1 Ventilation Systems. Smokeproof enclosure ventilation systems shall be independent of other building ventilation systems. The equipment, control wiring, power wiring, and ductwork shall comply with one of the following:

(1) Equipment, control wiring, power wiring, and ductwork shall be located exterior to the building and directly connected to the smokeproof enclosure or connected to the smokeproof enclosure by ductwork enclosed by not less than 2-hour fire barriers constructed in accordance with Section 707 of the Building Code or horizontal assemblies constructed in accordance with Section 711 of the Building Code, or both.

(2) Equipment, control wiring, power wiring, and ductwork shall be located within the smokeproof enclosure with intake or exhaust directly from and to the outside or through ductwork enclosed by not less than 2-hour barriers constructed in accordance with Section 707 of the Building Code or horizontal assemblies constructed in accordance with Section 711 of the Building Code, or both.

(3) Equipment, control wiring, power wiring, and ductwork shall be located within the building if separated from the remainder of the building, including other mechanical equipment, by not less than 2-hour fire barriers constructed in accordance with Section 707 of the Building Code or horizontal assemblies constructed in accordance with Section 711 of the Building Code, or both.

Exceptions:

1. Control wiring and power wiring utilizing a 2-hour rated cable or cable system.

2. Where encased with not less than 2 inches (51 mm) of concrete.

3. Control wiring and power wiring protected by a listed electrical circuit protective system with a fire-resistance rating of not less than 2 hours.

Section 909.22.1.2 Standby Power. Mechanical vestibule and stairway ramp shaft ventilation systems and automatic fire detection systems shall be provided with standby power in accordance with Section 2702 of the Building Code.

Section 909.22.1.3 Acceptance and Testing. Before the mechanical equipment is approved, the system shall be tested in the presence of the fire code official to confirm that the system is operating in compliance with these requirements.

Section 910.2 Where required of the International Fire Code, 2015 edition, Exceptions 2 and 3 are amended to read as follows:

Exceptions:

2. Only manual smoke and heat removal shall be required in areas of buildings equipped with Early Suppression Fast-Response (ESFR) sprinklers. Automatic smoke and heat removal is prohibited.

3. Only manual smoke and heat removal shall be required in areas of buildings equipped with control mode special application sprinklers with a response time index of 50(m*S)½ or less that are listed to control a fire in stored commodities with 12 or fewer sprinklers. Automatic smoke and heat removal is prohibited.

Section 910.2 of the International Fire Code, 2015 edition, is amended to add Section 910.2.3 with Exceptions to read as follows:

Section 910.2.3 Group H. Installation is required in buildings and portions thereof used as a Group H occupancy as follows:

1. In occupancies classified as Group H-2 or H-3, any of which are more than 15,000 square feet (1,394 m^2) in single floor area.

   Exception: Buildings of noncombustible construction containing only noncombustible materials.

2. In areas of buildings in Group H used for storing Class 2, 3, and 4 liquid and/or solid oxidizers, Class 1 and unclassified detonable organic peroxides, Class 3 and 4 unstable (reactive) materials, and/or Class 2 or 3 water-reactive materials as required for a high-hazard commodity classification.

Exception: Buildings of noncombustible construction containing only noncombustible materials.

Section 910.3 Smoke and heat vents of the International Fire Code, 2015 edition, is amended to add section 910.3.4 to read as follows:

Section 910.3.4 Vent Operation. Smoke and heat vents shall be capable of being operated by approved automatic and manual means. Automatic

operation of smoke and heat vents shall conform to the provisions of Sections 910.3.2.1 through 910.3.2.3.

Section 910.3.4.1 Sprinklered Buildings. Where installed in buildings equipped with an approved automatic sprinkler system, smoke and heat vents shall be designed to operate automatically.

The automatic operating mechanism of the smoke and heat vents shall operate at a temperature rating at least 100 degrees F (38 degrees C) greater than the temperature rating of the sprinklers installed.

Exception: Manual-only systems per Section 910.2.

Section 910.3.4.2 Non-Sprinklered Buildings. Where installed in buildings not equipped with an approved automatic sprinkler system, smoke and heat vents shall operate automatically by actuation of a heat-responsive device rated at between 130 degrees F (56 degrees C) and 250 degrees F (122 degrees C) above ambient.

Exception: Listed gravity-operated drop out vents.

Section 910.4.3.1 Makeup air of the International Fire Code, 2015 edition, is amended to read as follows:

Section 910.4.3.1 Makeup Air. Makeup air openings shall be provided within 6 feet (1829 mm) of the floor level. Operation of makeup air openings shall be automatic. The minimum gross area of makeup air inlets shall be 8 square feet per 1,000 cubic feet per minute (0.74 m2 per 0.4719 m3/s) of smoke exhaust.

Section 910.4.4 Activation of the International Fire Code, 2015 edition, is amended to read as follows:

Section 910.4.4 Activation. The mechanical smoke removal system shall be activated automatically by the automatic sprinkler system or by an approved fire detection system. Individual manual controls shall also be provided.

Exception: Manual-only systems per Section 910.2.

Section 912.2 of the International Fire Code, 2015 edition, is amended to add Section 912.2.3 to read as follows:

Section 912.2.3 Hydrant Distance. An approved fire hydrant shall be located within 100 feet of the Fire Department Connection as the fire hose lays along an unobstructed path.

Section 913.1 General of the International Fire Code, 2015 edition, is amended to add a second paragraph and Exception to read as follows:

When located on the ground level at an exterior wall, the fire pump room shall be provided with an exterior Fire Department access door that is not less than 3 feet in width and 6 ft. - 8 inches in height regardless of any interior doors that are provided. A key box shall be provided at this door as required by Section 506.1.

Exception: When it is necessary to locate the fire pump room on other levels or not at an exterior wall, the corridor leading to the fire pump room access from the exterior of the building shall be provided with equivalent fire resistance as that required for the pump room, or as approved by the Fire Code Official. Access keys shall be provided in the key box as required by Section 506.1.

Section 913.4 of the International Fire Code, 2015 edition, is amended to add a second paragraph to read as follows:

The fire-pump system shall also be supervised for "loss of power," "phase reversal," and "pump running" conditions by supervisory signal on district circuits.

Section 914.3.1.2 Water supply to required fire pumps of the International Fire Code, 2015 edition, is amended to read as follows:

Section 914.3.1.2 Water Supply to Required Fire Pumps. In buildings that are more than 120 feet (36.5 m) in building height, required fire pumps shall be supplied by connections to no fewer than two (2) water mains located on different streets. Separate supply piping shall be provided between each connection to the water main and the pumps. Each connection and the supply piping between the connection and the pumps shall be sized to supply the flow and pressure required for the pumps to operate.

Exception: {no change to exception}

Chapter 10. Means of egress. of the International Fire Code, 2015 edition, is amended as follows:

Section 1006.2.2 of the International Fire Code, 2015 Edition is amended to add a section as follows:

Section 1006.2.2.6 Electrical Rooms. For electrical rooms, special exiting requirements may apply. Reference the National Electrical Code as adopted. A remotely located primary service disconnect is required where power isolation is not readily accessible from the exterior of a structure or building. Remote power disconnect systems shall utilize “Knox” Rapid Access System equipment and components and meet the requirements as set forth in the Fire Marshal's Office written policy statements.

Section 1009.1 Accessible means of egress required of the International Fire Code, 2015 Edition is amended to add the following Exception 4 to read as follows:

{previous exceptions unchanged}

4. Buildings regulated under State Law and built in accordance with State registered plans, including any variances or waivers granted by the State, shall be deemed to be in compliance with the requirements of Section 1009.

Section 1010.1.9.4 Bolt locks of the International Fire Code, 2015 edition is amended such that Exceptions 3 and 4 read as follows:

Exceptions:

3. Where a pair of doors serve an occupant load of less than 50 persons in a Group B, F, M or S occupancy, {remainder unchanged}

4. Where a pair of doors serve a Group A, B, F, M or S occupancy, {remainder unchanged}

Section 1015.8 Window openings of the International Fire Code, 2015 Edition is amended to read as follows:

1. Operable windows where the top of the sill of the opening is located more than 55 feet (16 764 mm) above the finished grade or other surface below and that are provided with window fall prevention devices that comply with ASTM F 2006.

Section 1020.1 Construction of the International Fire Code, 2015 edition, is amended to add Exception 6 to read as follows:

Exceptions:

6. In Group B occupancies, corridor walls and ceilings need not be of fire-resistive construction within a single tenant space when the space is equipped with an approved automatic fire alarm system with corridor smoke-detection. The actuation of any detector shall activate alarms audible in all areas served by the corridor. The smoke-detection system shall be connected to the building's fire alarm system where such system is provided.

Section 1020.6 Corridor continuity of the International Fire Code, 2015 edition, is amended to read as follows:

Section 1020.6 Corridor Continuity. All corridors shall be continuous from the point of entry to an exit and shall not be interrupted by intervening rooms.

{remaining exceptions unchanged}

Section 1029.1.1.1 Spaces under grandstands and bleachers of the International Fire Code, 2015 edition, is deleted.

Section 1031.2 Reliability of the International Fire Code, 2015 edition, is amended to read as follows:

Section 1031.2 Reliability. Required exit accesses, exits, or exit discharges shall be continuously maintained free from obstructions or impediments to full instant use in the case of fire or other emergency. An exit or exit passageway shall not be used for any purpose that interferes with a means of egress. Security devices affecting means of egress shall be subject to approval of the Fire Code Official.

Ch. 11. Construction requirements for existing buildings of the International Fire Code, 2015 edition, is amended to read as follows:

Section 1103.3 Existing elevators of the International Fire Code, 2015 edition, is amended with addition to read as follows:

Provide emergency signage as required by Section 607.3.

Section 1103.5 Sprinkler systems of the International Fire Code, 2015 edition, is amended to add Section 1103.5.4 to read as follows:

Section 1103.5.4 Fire Protection. Existing spray booths and spray rooms shall be protected by an approved automatic fire-extinguishing system in accordance with Section 2404.

Section 1103.7 Fire alarm systems of the International Fire Code, 2015 edition, is amended to add Section 1103.7.8 and 1103.7.8.1 to read as follows:

Section 1103.7.8 Fire Alarm System Design Standards. Where an existing fire alarm system is upgraded or replaced, the devices shall be addressable. Fire alarm systems utilizing more than 20 smoke and/or heat detectors shall have analog initiating devices.

Exception: Existing systems need not comply unless the total building or fire alarm system remodel or expansion exceeds 30% of the building. When cumulative building or fire alarm system remodel or expansion initiated after the date of original fire alarm panel installation exceeds 50% of the building, or fire alarm system, the fire alarm system must comply within 18 months of permit application.

Section 1103.7.8.1 Communication Requirements. Refer to Section 907.6.6 for applicable requirements.

Ch. 23. Motor fuel-dispensing facilities and repair garages of the International Fire Code, 2015 edition, is amended to read as follows:

Section 2304.1 Supervision of dispensing of the International Fire Code, 2015 edition, is amended to read as follows:

Section 2304.1 Supervision of Dispensing. The dispensing of fuel at motor fuel-dispensing facilities shall be in accordance with the following:

1. Conducted by a qualified attendant; and/or,
2. Shall be under the supervision of a qualified attendant; and/or
3. Shall be an unattended self-service facility in accordance with Section 2304.3.

At any time the qualified attendant of Item 1 or 2 above is not present, such operations shall be considered as an unattended self-service facility and shall also comply with Section 2304.3.

Ch. 24. Flammable finishes of the International Fire Code, 2015 edition, is amended to read as follows:

Section 2401.2 Nonapplicability of the International Fire Code, 2015 edition, is deleted.

Ch. 32. High-piled combustible storage of the International Fire Code, 2015 edition, is amended to read as follows:

Table 3206.2 General fire protection and life safety requirements of the International Fire Code, 2015 edition, is amended to replace text of footnote "j" to read as follows:

j. Where storage areas are protected by either Early Suppression Fast Response (ESFR) sprinkler systems or control mode special application sprinklers with a response time index of 50 (m • s) 1/2 or less that are listed to control a fire in the stored commodities with 12 or fewer sprinklers, installed in accordance with NFPA 13, manual smoke and heat vents or manually activated engineered mechanical smoke exhaust systems shall be required within these areas.

Ch. 33. Fire safety during construction and demolition of the International Fire Code, 2015 edition, is amended to read as follows:

Section 3310.1 Required access of the International Fire Code, 2015 edition, is amended with the addition of a sentence to end of paragraph to read as follows:

When fire apparatus access roads are required to be installed for any structure or development, they shall be approved prior to the time at which construction has progressed beyond completion of the foundation of any structure.

Each planned development site or area shall provide two (2) remotely located fire apparatus access points. Where two access points are required, they shall be placed a distance apart equal to not less than one-half of the length of the maximum overall diagonal dimension of the development site or area to be served measured in a straight line between them.

Chapter 56. Explosives and fireworks of the International Fire Code, 2015 edition, is amended to read as follows:

Section 5601.7 Seizure of the International Fire Code, 2015 edition, is amended to read as follows:

Section 5601.7 Seizure. The Fire Code Official, Fire Marshal, Fire Chief or his designee is authorized to remove or cause to be removed or disposed of in an approved manner, at the expense of the owner, explosives, explosive

materials, or fireworks offered or exposed for sale, unlawfully stored, or used in violation of this chapter.

Section 5601.1.3 Fireworks of the International Fire Code, 2015 edition, Exceptions are amended to read as follows:

5601.1.3 Fireworks. The manufacture, storage, sale, and use of fireworks are prohibited.

Exceptions:

1. Only when approved for fireworks displays, storage and handling of fireworks as allowed in Section 5604 and 5608.
2. The use of fireworks for approved displays as allowed in Section 5608.

Section 5601 of the International Fire Code, 2015 edition, is amended to add Sections 5601.9 and 5601.10 to read as follows:

Section 5601.9 Territorial Applicability. This article shall be applicable within the corporate limits of the city and further within the area immediately contiguous and adjacent to the city limits, extending for a total distance of 5,000 feet; provided, however, that this article shall not apply: (1) within any portion of said 5,000-foot area which is contained within the territory of any other municipal corporation; and (2) with regard to the sale (and storage directly connected with the active sale) of fireworks outside the City's corporate limits.

Section 5601.10 Civil Liability. Nothing in this article shall relieve any person from any civil liability in connection with the manufacture, storage, sale, or use of fireworks or other device, composition, or substance referenced in this article.

Section 5608.1 of the International Fire Code, 2015 edition, is amended to add a sentence to read as follows:

All displays shall comply with the laws of the State of Texas and the Texas State Fire Marshal's Office.

Chapter 57. Flammable and combustible liquids of the International Fire Code, 2015 edition, is amended to read as follows:

Section 5703.6 Piping systems of the International Fire Code, 2015 edition, is amended to add a sentence to read as follows:

Section 5703.6 Piping Systems. Piping systems, and their component parts, for flammable and combustible liquids shall be in accordance with Sections 5703.6.1 through 5703.6.11. An approved method of secondary containment shall be provided for underground tank and piping systems.

Section 5704.2.9.5 of the International Fire Code, 2015 edition, is amended to change Section 5704.2.9.5 and add Section 5704.2.9.5.3 to read as follows:

Section 5704.2.9.5.3 Combustible Liquid Storage Tanks Inside of Buildings. The maximum aggregate allowable quantity limit shall be 3,000 gallons (11,356 L) of Class II or III combustible liquid for storage in protected above-ground tanks complying with Section 5704.2.9.7 when all of the following conditions are met:

1. The entire 3,000 gallon (11,356 L) quantity shall be stored in protected above-ground tanks;
2. The 3,000 gallon (11,356 L) capacity shall be permitted to be stored in a single tank or multiple smaller tanks;
3. The tanks shall be located in a room protected by an automatic sprinkler system complying with Section 903.3.1.1; and
4. Tanks shall be connected to fuel-burning equipment, including generators, utilizing an approved closed piping system.

The quantity of combustible liquid stored in tanks complying with this Section shall not be counted towards the maximum allowable quantity set forth in Table 5003.1.1(1), and such tanks shall not be required to be located in a control area. Such tanks shall not be located more than two (2) stories below grade.

Section 5704.2.11 of the International Fire Code, 2015 edition, is amended to read as follows:

Section 5704.2.11.1 Location.

4. Storage of flammable and combustible liquids in fixed underground tanks shall not be installed beneath a designated fire lane.

Section 5704.2.11.4 Leak prevention of the International Fire Code, 2015 edition, is amended to read as follows:

Section 5704.2.11.4 Leak Prevention. Leak prevention for underground tanks shall comply with Sections 5704.2.11.4.1 and 5704.2.11.5.2 through 5704.2.11.4.3. An approved method of secondary containment shall be provided for underground tank and piping systems.

Section 5704.2.11.4.2 of the International Fire Code, 2015 edition, is amended to read as follows:

Section 5704.2.11.4.2 Leak Detection. Underground storage tank systems shall be provided with an approved method of leak detection from any component of the system that is designed and installed in accordance with NFPA 30 and as specified in Section 5704.2.11.4.3.

Section 5704.2.11.4.3 of the International Fire Code, 2015 edition, is added to Section 5704.2.11.4 to read as follows:

Section 5704.2.11.4.3 Observation Wells. Approved sampling tubes of a minimum 4 inches in diameter shall be installed in the backfill material of

each underground flammable or combustible liquid storage tank. The tubes shall extend from a point 12 inches below the average grade of the excavation to ground level and shall be provided with suitable surface access caps. Each tank site shall provide a sampling tube at the corners of the excavation with a minimum of 4 tubes. Sampling tubes shall be placed in the product line excavation within 10 feet of the tank excavation and one every 50 feet routed along product lines towards the dispensers, a minimum of two (2) are required.

Chapter 61. Liquefied petroleum gases of the International Fire Code, 2015 edition, is amended to read as follows:

Section 6103.2.1 Portable containers of the International Fire Code, 2015 edition, is amended to add Section 6103.2.1.8 to read as follows:

Section 6103.2.1.8 Jewelry Repair, Dental Labs, and Similar Occupancies. Where natural gas service is not available, portable LP-gas containers are allowed to be used to supply approved torch assemblies or similar appliances. Such containers shall not exceed 20-pound (9.08 kg) water capacity. Aggregate capacity shall not exceed 60-pound (27.2 kg) water capacity (3 containers). Each device shall be separated from other containers by a distance of not less than 20 feet.

Section 6104.2 Maximum capacity within established limits of the International Fire Code, 2015 edition, is amended to add Exception 2 read as follows:

Exceptions:

1. {existing text unchanged}
2. Except as permitted in Sections 308 and 6104.3.2, LP-gas containers are not permitted in residential areas.

Section 6104.3 Container location of the International Fire Code, 2015 edition, is amended to add Section 6104.3.3 to read as follows:

Section 6104.3.3 Spas, Pool Heaters, and Other Listed Devices. Where natural gas service is not available, a LP-gas container is allowed to be used to supply spa and pool heaters or other listed devices. Such container shall not exceed 250-gallon water capacity per lot. See Table 6104.3 for location of containers.

Exception: Lots where LP-gas can be off-loaded wholly on the property where the tank is located may install up to a 500 gallon above ground or 1,000 gallon underground approved container.

Section 6107.4 Protecting containers from vehicles of the International Fire Code, 2015 edition, is amended to read as follows:

Section 6107.4 Protecting Containers from Vehicles. Where exposed to vehicular damage due to proximity to alleys, driveways, or parking areas, LP-gas containers, regulators, and piping shall be protected in accordance with Section 312.

Section 6109.13 Protection of containers of the International Fire Code, 2015 edition, is amended to read as follows:

> **Section 6109.13 Protection of Containers.** LP-gas containers shall be stored within a suitable enclosure or otherwise protected against tampering. Vehicle impact protection shall be provided as required by Section 6107.4.

Appendix B. Fire-flow requirements for buildings. Table B105.2 of the International Fire Code, 2015 edition, is amended to read as follows:

> **Table B105.2, Footnote a.** of the International Fire Code, 2015 edition, is amended to read as follows:
>
> a. The reduced fire-flow shall be not less than 1,500 gallons per minute.

Section 3. Savings, Severability, and Repealing Clauses.

All ordinances of the City in conflict with the provisions of this ordinance are repealed to the extent of that conflict. If any provision of this ordinance shall be held to be invalid or unconstitutional, the remainder of such ordinance shall continue in full force and effect the same as if such invalid or unconstitutional provision had never been a part hereof. The City declares that it would have passed this ordinance, and each section, subsection, clause, or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses, and phrases be declared unconstitutional or invalid. Notwithstanding the foregoing or any other provision of this ordinance including without limitation any amendments or repealing clause, the City hereby adopts the following savings provision: any regulations regarding sprinkler systems for new or existing one- or two-family dwelling that were adopted by the City before January 1, 2009 are not amended, affected or repealed by this ordinance and are expressly preserved and remain in full force and effect.

Section 4. Penalty Clause.

Any violation of any of the terms of this ordinance, whether denominated in this ordinance as unlawful or not, including without limitation the terms set forth in Exhibit A, shall be deemed a misdemeanor. Any person convicted of any such violation shall be fined in an amount not to exceed $2,000 for each incidence of violation or the highest amount allowed by law, whichever is less. Each violation is considered a separate offense and will be punished separately.

Section 5. Publication of the Caption Hereof and Effective Date.

This ordinance shall be in full force and effective from and after its passage and upon the posting and/or publication, if required by law, of its caption and the City Secretary is hereby directed to implement such posting and/or publication.

PASSED by the City Council of the City of Anna, Texas on this 10th day of August 2021.

APPROVE: **ATTEST:**

_____ _____

Nate Pike, Mayor Carrie L. Land, City Secretary

Item No. 7.b.

City Council Agenda
Staff Report

Meeting Date: 8/10/2021
Staff Contact: Ross Altobelli

AGENDA ITEM:

Consider/Discuss/Action of a Resolution approving the minimum 20-foot landscape buffer reduction request and Site Plan associated with Willow Creek Addition, Phase 1B, Block G, Lot 1R. (Director of Development Services Ross Altobelli)

SUMMARY:

Shopping Center on one lot on 2.2± acres located at the northeast corner of W. White Street and Willow Creek Drive. Zoned Planned Development-Restricted Commercial (Ord. No. 12-2003).

The applicant is requesting to reduce the minimum 20-foot landscape buffer requirement adjacent to the right-of-way. Sec. 9.06.007 (Setbacks) of Article 9.06 (Landscape Regulations) states that nonresidential and multiple-family parcels shall provide for a minimum 20-foot landscape buffer when adjacent to the right-of-way of any major throughfare. However, if unique circumstances exist which prevent strict adherence with the requirement the city council has the authority to consider granting a variance during the site plan approval process by reducing the buffer requirement to a minimum of 10 feet.

Unusual circumstances include but are not limited to: insufficient lot depth or size of the existing lot, existing structures and drives, and floodplain and existing trees to be preserved. A variance may be granted if:
(1) Unique circumstances exist on the property that make application of these requirements unduly burdensome on the applicant;
(2) The variance will have no adverse impact on current or future development;
(3) The variance is in keeping with the spirit of the zoning regulations, and will have a minimal impact, if any on the surrounding land uses; and
(4) The variance will have no adverse impact on the public health, safety and general welfare.

Due to the narrowness of the commercial property and to maintain a similar development form with the property to the east, the applicant is requesting to reduce the required landscape buffer to 10-feet. The zoning requires a minimum 50-foot building setback along W. White Street and a 25-foot building setback and 10' landscape buffer along the rear property line due to the residential adjacency. If the applicant was to provide for the 20-foot landscape buffer along the frontage the parking stalls facing W. White Street would need to be removed and the proposed buildings would need to be reduced in half in order for the property to meet the minimum parking requirements

while still meeting building setbacks and landscape buffer requirements.

The Planning & Zoning Commission recommended approval subject to:

1. City Council granting a reduced landscape buffer of 10 feet due to:

a. The existing development to the immediate east, narrowness of the lot, and increased building setbacks are unique circumstances.
b. The reduction does not have an adverse impact on current or future development.
c. The variance is in keeping with the spirit of the zoning regulation and will not have an impact on surrounding land uses.
d. The variance will not have an adverse impact on public health, safety and general welfare.

2. Additions and/or alterations to the engineering plans as required by the Public Works Department.

FINANCIAL IMPACT:
N/A

STRATEGIC CONNECTIONS:
This item supports the City of Anna Strategic Plan, specifically advancing:
Goal 1: Growing Anna Economy

Goal 2: Sustainable Anna Community Through Planned Managed Growth

STAFF RECOMMENDATION:
Recommended for approval subject to the Planning & Zoning Commissions stipulations.

ATTACHMENTS:
1. Agenda Map
2. RESOLUTION - (SP) Willow Creek Addition, Phase 1B, Block G, Lot 1R
3. Exhibit A - (SP) Willow Creek Addn Ph 1B, Bl G, Lt 1R STAMPED

APPROVALS:

Ross Altobelli, Director of Development Services	Created/Initiated - 8/6/2021
Jim Proce, City Manager	Final Approval - 8/6/2021

Site Plan- Willow Creek Addition, Phase 1B, Block G, Lot 1

L:\Planning & Development\Project Review\Villages of Hurricane Creek - North\Locator\Agenda Map.mxd

CITY OF ANNA, TEXAS

RESOLUTION NO. _____

A RESOLUTION OF THE CITY OF ANNA, TEXAS APPROVING A SITE PLAN OF WILLOW CREEK ADDITION, PHASE 1B, BLOCK G, LOT 1R.

WHEREAS, In order to provide for the orderly development of land within the Anna city limits and extraterritorial jurisdiction, the City Council of the City of Anna, Texas (the "City Council") has adopted Article 9.02 ("Subdivision Regulation") and Article 9.04 ("Zoning Ordinance") of the Anna City Code of Ordinances; and

WHEREAS, Marcus Property Company LLC, has submitted an application for approval for the site plan of Willow Creek Addition, Phase 1B, Block G, Lot 1R.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ANNA, TEXAS, THAT:

Section 1. Recitals Incorporated.

The recitals above are incorporated herein as if set forth in full for all purposes.

Section 2. Grant a reduced landscape buffer.

The City Council hereby grants a reduced landscape buffer of 10 feet due to:

a. The existing development to the immediate east, narrowness of the lot, and increased building setbacks are unique circumstances.

b. The reduction does not have an adverse impact on current or future development.

c. The variance is in keeping with the spirit of the zoning regulation and will not have an impact on surrounding land uses.

d. The variance will not have an adverse impact on public health, safety and general welfare.

Section 3. Approval of Site Plan

The City Council hereby approves the site plan of Willow Creek Addition, Phase 1B, Block G, Lot 1R attached hereto as Exhibit A subject to additions and/or alterations to the engineering plans as required by the Public Works Department.

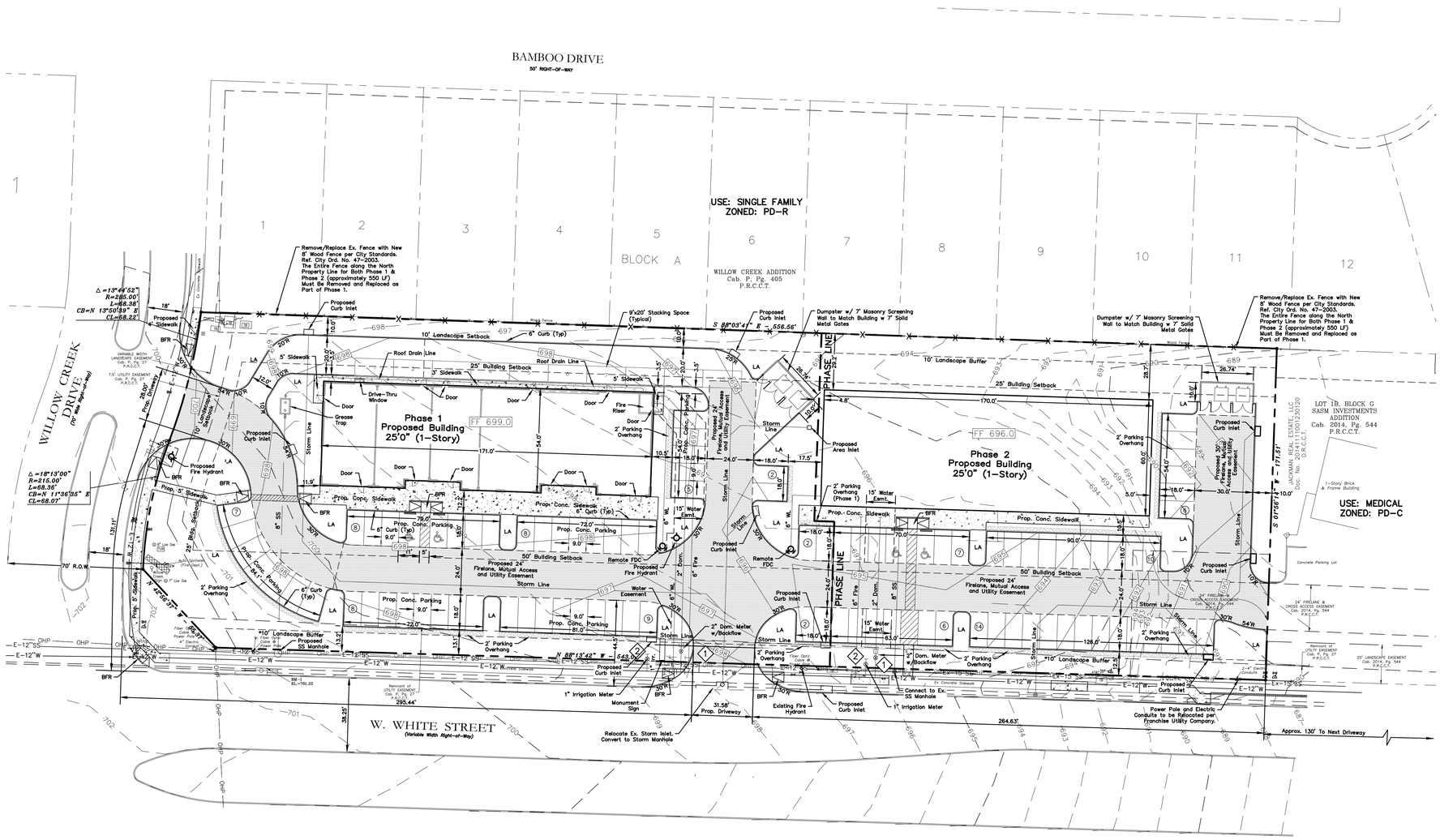
PASSED AND APPROVED by the City Council of the City of Anna, Texas, on this 10th day of August 2021.

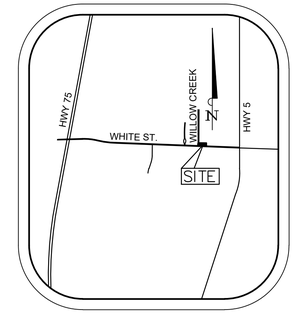
ATTEST: APPROVED:

_____ _____

City Secretary, Carrie L. Land Mayor, Nate Pike

EXHIBIT A





VICINITY MAP
NTS

GRAPHIC SCALE
1"=30'
0 30 100

LEGEND

- Firelane
- Proposed Sidewalk
- Ex. Concrete
- 695 Proposed Contour
- 698 Existing Contour
- Existing Fire Hydrant
- Proposed Fire Hydrant
- BFR Barrier Free Ramp
- LA Landscape Area

SYNOPSIS

Address:	628 W. White Street Anna, Texas 75409
Zoning:	PD-C-1 (Ord. No. 47-2003) & THOR Overlay District
Proposed Use:	Retail, Alcoholic Beverage Store, Restaurant, Medical
Lot Area:	2.249 Acres (97,966 sf)
Building Areas:	Phase 1 Building 8,900 sf Phase 2 Building 10,200 sf
Lot Coverage:	19.50%
Floor Area Ratio:	0.20 : 1
Building Height:	
Phase 1	25'-0" (1-Story)
Phase 2	25'-0" (1-Story)

Phase 1 Building Required Parking:	Restaurant-Take Out (1,500 sf)	3 spaces per 1,000	= 5 Spcs.
	Alcoholic Beverage Store (1,345 sf)	4 spaces per 1,000	= 6 Spcs.
	Retail (1,345 sf)	4 spaces per 1,000	= 6 Spcs.
	Medical (4,710 sf)	5 spaces per 1,000	= 24 Spcs.
Phase 2 Building Required Parking:	Retail (10,200 sf)	4 spaces per 1,000	= 41 Spcs.

Phase 1 Parking Required Total:	(41 Parking Spaces)
Parking Provided Total:	(51 Parking Spaces) 2 Handicap Spcs.
Phase 2 Parking Required Total:	(41 Parking Spaces)
Parking Provided Total:	(43 Parking Spaces) 2 Handicap Spcs.
Overall Parking Required Total:	(82 Parking Spaces)
Overall Parking Provided Total:	(94 Parking Spaces) 4 Handicap Spcs.

NOTE: LIGHTING WILL COMPLY WITH THE CITY OF ANNA ZONING ORDINANCES.

Note:
Existing Utilities Shown Per As-Built Documents. Contractor to Field Verify Location and Depth of All Utilities Prior to Construction and Notify Engineer of any Discrepancies.

WATER METER CHART

No.	Meter Type	Size	Quantity
1	⊗ Domestic Meter	2"	2
2	⊗ Irrigation Meter	1"	2

*A VARIANCE IS BEING REQUESTED TO REDUCE THE LANDSCAPE BUFFER ALONG WHITE STREET FROM 20' TO 10'

NO MENU OR ORDER BOARD IS PROPOSED AS PART OF THE DRIVE-THRU OPERATIONS.

Landscape Area

Required Internal LS Area (8 SF/Space):

Phase 1 (52 spaces) = 416 SF
Phase 2 (42 spaces) = 336 SF

Additional Internal LS Area Provided:

Phase 1 = 16,831 SF
Phase 2 = 11,423 SF

Total Landscape Area:

Phase 1 = 17,247 SF
Phase 2 = 11,759 SF

APPROVED
AUGUST 10, 2021
CITY COUNCIL
CITY OF ANNA

APPROVED
AUGUST 2, 2021
P&Z COMMISSION
CITY OF ANNA

OWNER:
Marcus Property Company LLC
1717 Pembroke Lane
McKinney, Texas 75072
Phone (320) 444-7709
b.marcus@terracoconstruction.com
Contact: Bruce Marcus

ENGINEER:
Cross Engineering Consultants, Inc.
131 S. Tennessee St.
McKinney, Texas 75069
Phone (972) 562-4409
Fax (972) 562-4471
Contact: Jon David Cross, P.E.

SURVEYOR:
Ringley & Associates
701 S. Tennessee St.
McKinney, TX. 75069
Phone (972) 542-1266
Fax (972) 542-8682
Contact: Lawrence Ringley

NOTE: THIS IS NOT A CONSTRUCTION DOCUMENT.
THIS DOCUMENT IS FOR CONCEPTUAL PLANNING PURPOSES ONLY.

PREPARED DATE: 7/27/2021

Issue Dates:	Revisions:	Date:
1	1	
2	2	
3	3	
4	4	
5	5	
6	6	

CROSS ENGINEERING CONSULTANTS
1720 W. Virginia Street
McKinney, Texas 75069
972.562.4409
Texas P.E. Firm No. F-5935

Drawn By:	Checked By:	Scale:
C.E.C.I.	C.E.C.I.	1"=30'

THIS DOCUMENT IS RELEASED FOR THE PURPOSE OF INTERIM REVIEW UNDER THE AUTHORITY OF T. ZACHARY GRIMES, P.E. NO. 122013 ON 7/27/21. IT IS NOT TO BE USED FOR CONSTRUCTION OR PERMIT PURPOSES.

SITE PLAN

WILLOW CREEK RETAIL CENTER

WILLOW CREEK ADDITION
PHASE 1B, BLOCK G, LOT 1R
2.249 ACRES JOHN C. FARRIS SURVEY, ABSTR. NO. 331
CITY OF ANNA, COLLIN COUNTY, TEXAS

Sheet No.
SP

Project No.
17002

ANNA RETAIL CENTER

Item No. 7.c.

City Council Agenda
Staff Report

Meeting Date: 8/10/2021
Staff Contact: Ross Altobelli

AGENDA ITEM:

Consider/Discuss/Action of a Resolution approving the minimum 20-foot landscape buffer reduction request and Site Plan associated with Hometown Liquor Addition, Block A, Lot 1. (Director of Development Services Ross Altobelli)

SUMMARY:

Food and beverage store on 0.3± located on the west side of S. Powell Parkway, 682± feet south of W White Street. Zoned: General Commercial.

The applicant is requesting to reduce the minimum 20-foot landscape buffer requirement adjacent to the right-of-way. Sec. 9.06.007 (Setbacks) of Article 9.06 (Landscape Regulations) states that nonresidential and multiple-family parcels shall provide for a minimum 20-foot landscape buffer when adjacent to the right-of-way of any major throughfare. However, if unique circumstances exist which prevent strict adherence with the requirement the city council has the authority to consider granting a variance during the site plan approval process by reducing the buffer requirement to a minimum of 10 feet.

Unusual circumstances include but are not limited to: insufficient lot depth or size of the existing lot, existing structures and drives, and floodplain and existing trees to be preserved. A variance may be granted if:
(1) Unique circumstances exist on the property that make application of these requirements unduly burdensome on the applicant;
(2) The variance will have no adverse impact on current or future development;
(3) The variance is in keeping with the spirit of the zoning regulations, and will have a minimal impact, if any on the surrounding land uses; and
(4) The variance will have no adverse impact on public health, safety and general welfare.

Due to the narrowness of the commercial property, the applicant is requesting to reduce the required landscape buffer to 13-feet. The Thoroughfare Overlay Zoning District requires a minimum 50-foot building setback along S. Powell Parkway. The Texas Department of Transportation (TXDOT) right-of-way (R.O.W.) acquisition has shifted the property line approximately 30 feet to the west reducing the lot width considerably and making development of the property difficult.

The Planning & Zoning Commission recommended approval subject to:

1. City Council granting a reduced landscape buffer of 13 feet due to:

a. The existing narrow lot depth has been further impacted by the loss of land area by the TXDOT R.O.W. acquisition are unique circumstances.
b. The reduction does not have an adverse impact on current or future development.
c. The variance is in keeping with the spirit of the zoning regulation and will not have an impact on surrounding land uses.
d. The variance will not have an adverse impact on public health, safety and general welfare.

2. Additions and/or alterations to the engineering plans as required by the Public Works Department.

FINANCIAL IMPACT:
N/A

STRATEGIC CONNECTIONS:
This item supports the City of Anna Strategic Plan, specifically advancing:
Goal 1: Growing Anna Economy

Goal 2: Sustainable Anna Community Through Planned Managed Growth

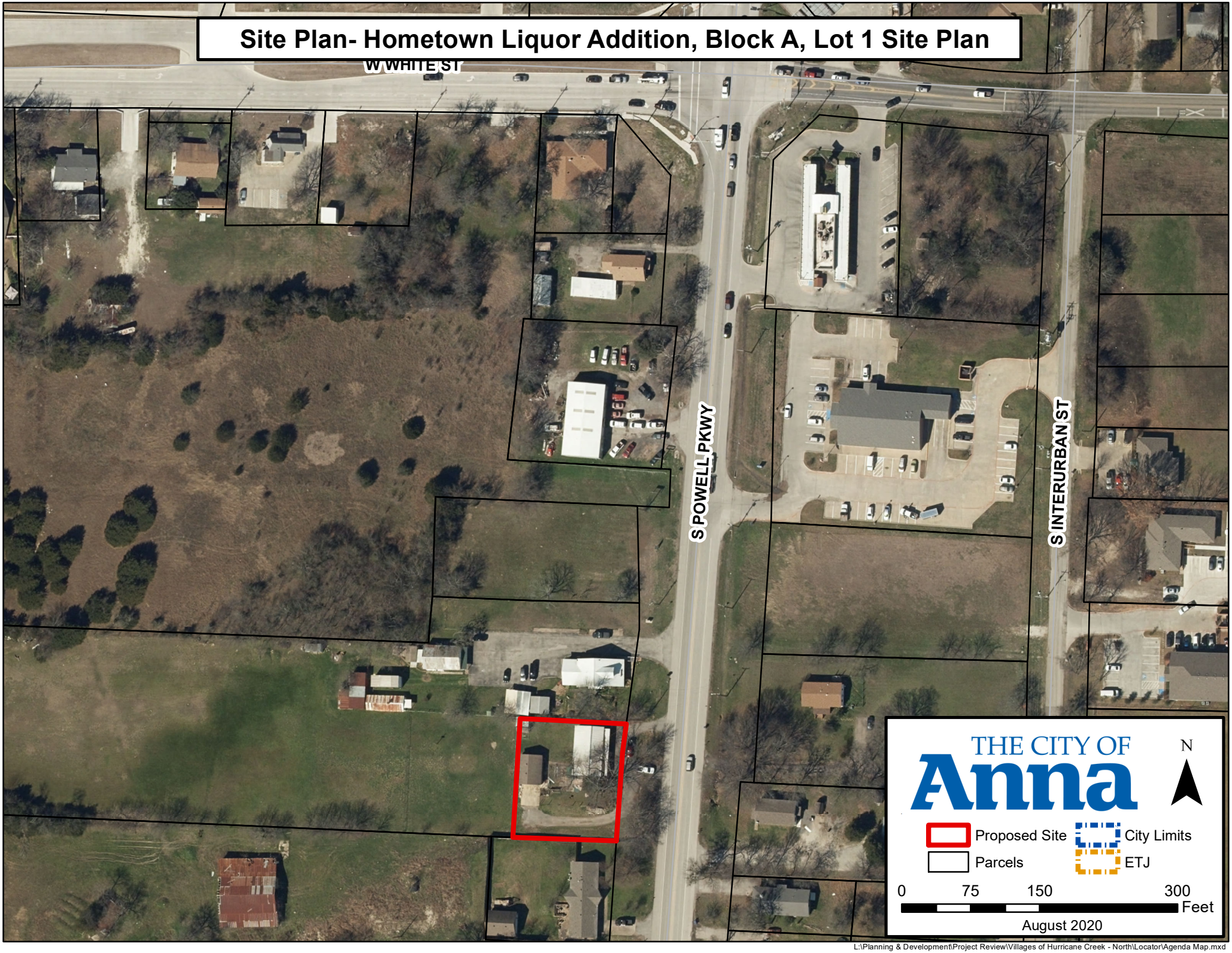
STAFF RECOMMENDATION:
Recommended for approval subject to Planning & Zoning Commission recommendation.

ATTACHMENTS:
1. Agenda Map
2. RESOLUTION - (SP) Hometown Liquor Addn, BL A, Lt 1
3. Exhibit A (SP) Hometown Liquor STAMPED

APPROVALS:

Ross Altobelli, Director of Development Services	Created/Initiated - 8/6/2021
Jim Proce, City Manager	Final Approval - 8/6/2021

Site Plan- Hometown Liquor Addition, Block A, Lot 1 Site Plan



L:\Planning & Development\Project Review\Villages of Hurricane Creek - North\Locator\Agenda Map.mxd

CITY OF ANNA, TEXAS

RESOLUTION NO. _____

A RESOLUTION OF THE CITY OF ANNA, TEXAS APPROVING A SITE PLAN OF HOMETOWN LIQUOR ADDITION, BLOCK A, LOT 1.

WHEREAS, In order to provide for the orderly development of land within the Anna city limits and extraterritorial jurisdiction, the City Council of the City of Anna, Texas (the "City Council") has adopted Article 9.02 ("Subdivision Regulation") and Article 9.04 ("Zoning Ordinance") of the Anna City Code of Ordinances; and

WHEREAS, Hometown Liquor, has submitted an application for approval for the site plan of Hometown Liquor Addition, Block A, Lot 1.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ANNA, TEXAS, THAT:

Section 1. Recitals Incorporated.

The recitals above are incorporated herein as if set forth in full for all purposes.

Section 2. Grant a reduced landscape buffer.

The City Council hereby grants a reduced landscape buffer of 13 feet due to:

a. The existing narrow lot depth has been further impacted by the loss of land area by the TXDOT R.O.W. acquisition are unique circumstances.

b. The reduction does not have an adverse impact on current or future development.

c. The variance is in keeping with the spirit of the zoning regulation and will not have an impact on surrounding land uses.

d. The variance will not have an adverse impact on public health, safety and general welfare.

Section 3. Approval of Site Plan.

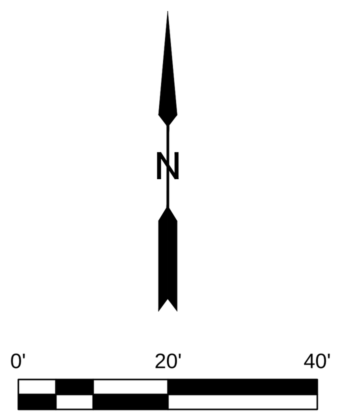
The City Council hereby approves the site plan of Hometown Liquor Addition, Block A, Lot 1 attached hereto as Exhibit A subject to additions and/or alterations to the engineering plans as required by the Public Works Department.

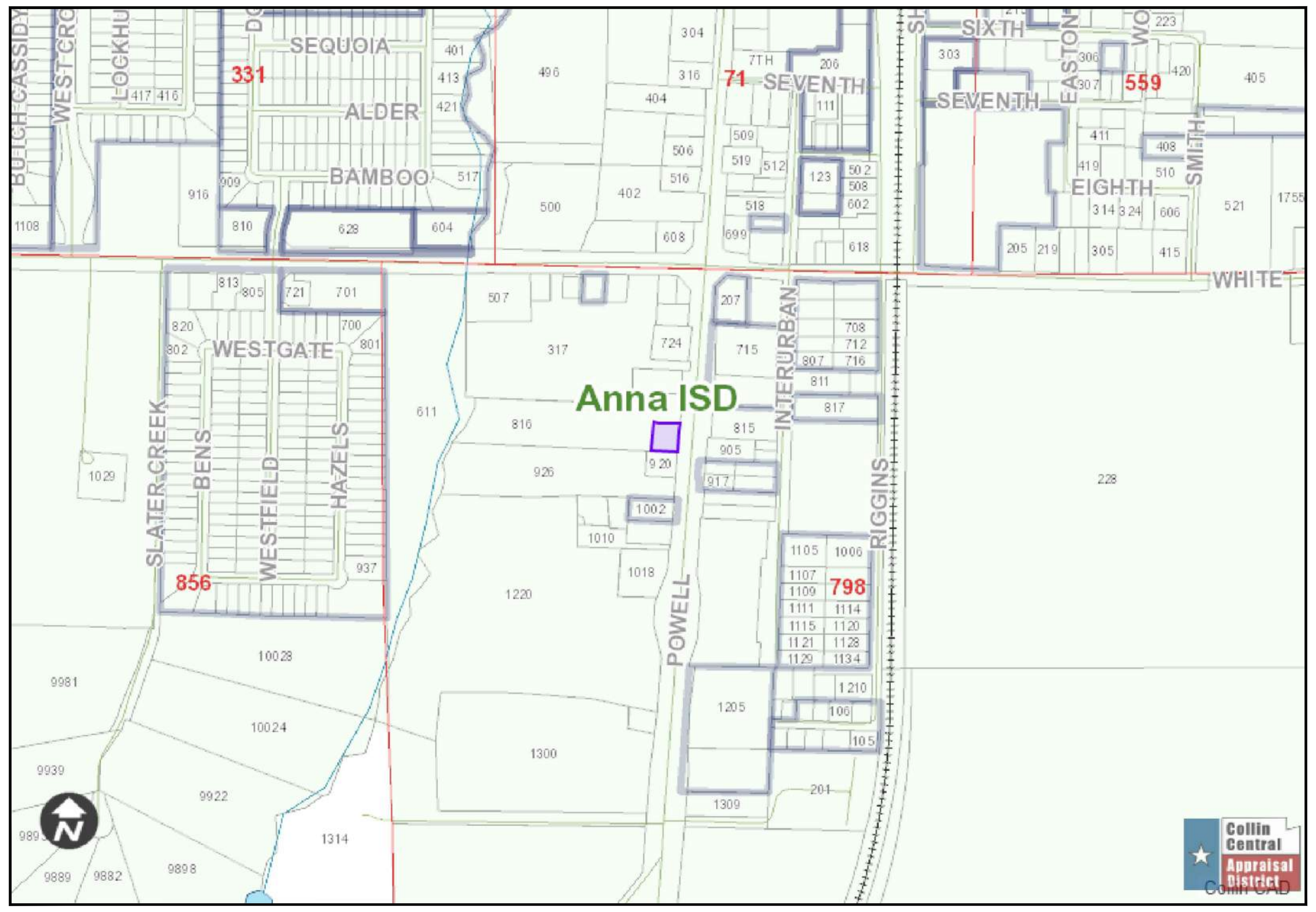
PASSED AND APPROVED by the City Council of the City of Anna, Texas, on this 10th day of August 2021.

ATTEST: APPROVED:

_____ _____

City Secretary, Carrie L. Land Mayor, Nate Pike

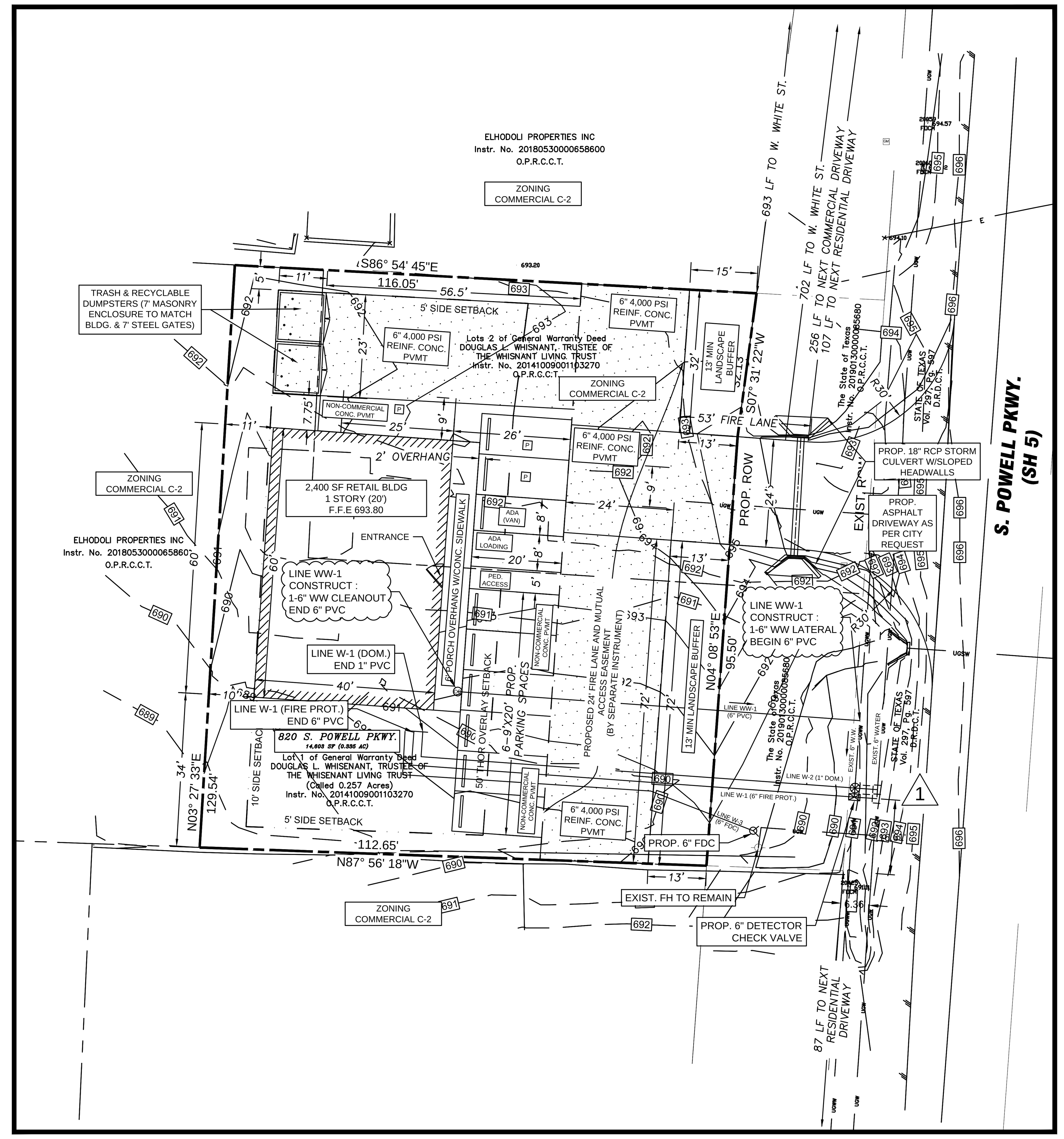




VICINITY MAP

(NOT TO SCALE)

SITE DATA SUMMARY TABLE		
GENERAL SITE DATA		
ZONING	C-2 and THOR Overlay	
LAND USE	Retail Store	
LOT AREA	14,603 SF 0.34 AC	
BULDING FOOTPRINT	2,400	SF
TOTAL BUILDING AREA	9,998	SF
BUILDING HEIGHT	1	# STORIES
LOT COVERAGE	68	%
PARKING		
PARKING RATIO	4 PER 1000	SF BLDG.
REQUIRED PARKING	10	SPACES
PROVIDED PARKING	10	SPACES
ACCESSIBLE PARKING REQUIRED	1	SPACES
ACCESSIBLE PARKING PROVIDED	1	SPACES
LANDSCAPE AREA		
REQUIRED INTERNAL LANDSCAPE AREA	80	SF
ADDITIONAL INTERIOR LANDSCAPE AREA PROVIDED	4592	SF
TOTAL LANDSCAPE AREA	4672	SF



LEGEND

(dotted pattern)	PROP. 6" FIRE LANE PVMT. (6", 4,000 PSI REINF. CONC. W/LIME STAB. SUBGRADE)
P	PROP. PARKING STALL (5", 4,000 PSI REINF. CONC. W/COMPACTED SUBGRADE)
— 123 —	EXISTING CONTOUR
— 123 —	PROP. CONTOUR

ID	TYPE	SIZE	COUNT
1	DOMESTIC	1"	1

APPROVED
AUGUST 10, 2021
CITY COUNCIL
CITY OF ANNA

APPROVED
AUGUST 2, 2021
P&Z COMMISSION
CITY OF ANNA

SITE PLAN
HOMETOWN LIQUOR ADDITION
SHEET 1, TRACT 83
LOTS 1 AND 2
GRANDISON STARK SURVEY, ABSTRACT NO. 789
CITY OF ANNA, COLLIN COUNTY, TEXAS
14,603 SQUARE FEET (0.335 ACRES)

EXHIBIT A

REQUESTING A VARIANCE TO ALLOW REDUCTION OF THE 20' LANDSCAPE BUFFER TO A MINIMUM OF 13'

PROPERTY OWNER CONTACT INFORMATION
OWNER: DOUG WHISENANT
ADDRESS: 1421 BLANTON PLACE
SHERMAN, TX 75092-5313

INTERIM REVIEW DOCUMENTS
(NOT INTENDED FOR BIDDING, PERMIT OR CONSTRUCTION PURPOSES)
WM. CURTIS BOULDIN, P.E.
TEXAS REGISTRATION No: 105892
DATE: 07/23/2021

ARS Engineers, Inc.
5910 N. Central Expressway Suite 1000
Dallas, Texas 75206
(214) 739-3152 Fax (214) 739-3169

HOMETOWN LIQUOR
CITY OF ANNA, COLLIN COUNTY, TEXAS

SITE PLAN

SHEET SP-1

DRAWN: WCB | DATE: 07/23/2021 | APPROVED: WCB | SCALE: 1"=20' | PROJECT NO. 21-022

Item No. 7.d.

City Council Agenda
Staff Report

Meeting Date: 8/10/2021
Staff Contact: Terri Doby

AGENDA ITEM:
Presentation of the Proposed FY 2021-2022 Budget

SUMMARY:
Section 7.02 of the City Charter states that on or before the 15th day of August of the fiscal year, the City Manager must submit to the City Council a budget for the ensuing fiscal year. Staff will provide a brief presentation of the Proposed FY 2021-2022 Budget. A hard copy of the draft budget will be provided to each City Council member for review. A copy of the draft budget will be posted on the City's website on August 11th.

FINANCIAL IMPACT:
N/A

STRATEGIC CONNECTIONS:
This item supports the City of Anna Strategic Plan, specifically advancing:
Goal 4: High Performing, Professional City

STAFF RECOMMENDATION:
No action on the budget is required at this time.

ATTACHMENTS:

APPROVALS:

Terri Doby, Budget Manager	Created/Initiated - 8/6/2021
Jim Proce, City Manager	Final Approval - 8/6/2021

Item No. 7.e.

City Council Agenda
Staff Report

Meeting Date: 8/10/2021
Staff Contact: Terri Doby

AGENDA ITEM:
Consider/Discuss/Action on a Resolution naming the date and place of a public hearing on the FY 2021-2022 Budget. (City Manager Jim Proce)

SUMMARY:
Section 7.02 of the City Charter states that on or before the 15th day of August of the fiscal year,
the City Manager must submit to the City Council a budget for the ensuing fiscal year; and at the
Council meeting when the budget is submitted, the City Council must name the date and place of
the public hearing on the budget.

FINANCIAL IMPACT:
N/A

STRATEGIC CONNECTIONS:
This item supports the City of Anna Strategic Plan, specifically advancing:
Goal 4: High Performing, Professional City

STAFF RECOMMENDATION:
Staff recommends approval of the attached Resolution that sets September 7, 2021 at 6:30 p.m. as the date and time for the public hearing on the FY 2021-2022 budget, said hearing to be held in the Anna ISD Board Room located at 201 E. 7th Street, Anna, Texas 75409. The Resolution further directs that notice of the time and place of the public hearing be published in the official newspaper of the City as required in Section 7.05 of the Charter.

ATTACHMENTS:
1. FY2022 Set Budget Public Hearing Resolution

APPROVALS:

Terri Doby, Budget Manager	Created/Initiated - 8/6/2021
Jim Proce, City Manager	Final Approval - 8/6/2021

CITY OF ANNA, TEXAS

RESOLUTION NO. _____

A RESOLUTION OF THE CITY OF ANNA, TEXAS NAMING THE DATE AND PLACE OF A PUBLIC HEARING ON THE FY2021 – 2022 BUDGET.

WHEREAS, Section 7.02 of the City of Anna, Texas (the "City") Home Rule Charter (the "Charter") states that on or before the 15th day of August of the fiscal year, the City Manager must submit to the City Council a budget for the ensuing fiscal year; and

WHEREAS, Section 7.05 of the Charter further states that at the Council meeting when the budget is submitted, the City Council must name the date and place of the public hearing on the budget;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ANNA, TEXAS, THAT:

Section 1. Recitals Incorporated.

The recitals above are incorporated herein as if set forth in full for all purposes.

Section 2. Public Hearing on the Budget.

The Council hereby sets September 7, 2021 at 6:30 p.m. as the date and time for the public hearing on the FY2021 - 2022 budget, said hearing to be held in the Anna IDS Board Room located at 201 E. 7th Street in Anna, Texas, 75409. The Council further directs that notice of the time and place of the public hearing be published in the official newspaper of the City as required in Section 7.05 of theCharter.

PASSED AND APPROVED by the City Council of the City of Anna, Texas on this 10th day of August 2021.

ATTESTED:	APPROVED:
_____	_____
City Secretary Carrie L. Land	Mayor Nate Pike

Item No. 7.f.

City Council Agenda
Staff Report

Meeting Date: 8/10/2021
Staff Contact: Terri Doby

AGENDA ITEM:

Approve a Resolution to propose a property tax rate of 0.569500 per $100 of property valuation for the City that the Council may adopt for the 2021 tax year and setting date and time for a public hearing on the tax rate.

SUMMARY:

After properties are appraised by the Collin County Appraisal District, the Collin County Tax Assessor-Collector calculates both the No-New-Revenue tax rate and the Voter-Approval tax rate for the City of Anna as the designated officer to complete the tax rate calculation forms created by the Texas Comptroller and to certify the calculations as accurate.

No-New-Revenue tax rate: The No-New-Revenue tax rate is a calculated rate that would provide the taxing unit with the same amount of maintenance and operations property taxes on existing property as the previous year after taking into account changes in appraised value. If property values rise, the No-New-Revenue tax rate will go down and vice versa. **The No-New-Revenue tax rate for FY2022 is $0.536868 per $100.**

Voter-Approval tax rate: The Voter-Approval tax rate provides the taxing unit with the same amount of maintenance and operations property taxes on existing property as the previous year plus a 3.5 percent increase for those operations, in addition to sufficient funds to pay debts in the coming year. If a taxing unit adopts a tax rate higher than the Voter-Approval tax rate, a tax rate approval election must be held on the November uniform election date. **The Voter-Approval tax rate for FY2022 is $0.563326 per $100.**

De minimis rate: The De minimis rate is the rate equal to the sum of the taxing unit's current debt rate, the no-new-revenue maintenance and operations rate, and the rate that when applied to a taxing unit's current total value, will impose an amount of taxes equal to $500,000. The de minimis rate is an option for small cities with a population of 30,000 or less. **The De Minimis rate for FY2022 is $0.576627 per $100.**

The proposed budget is supported by a tax rate of $0.569500. Under the Texas Property Tax Reform and Transparency Act of 2019, a city that adopts a rate exceeding the lower of the no-new-revenue tax rate or the voter-approval tax rate must hold one public hearing. The following table is a comparison between the proposed tax rate, last year's rate, the No-New-Revenue rate, the De Minimis rate and Voter-Approval tax rate.

Proposed FY2022 Tax Rate	$0.569500 per $100
Preceding FY2021 Tax Rate	$0.583000 per $100
No-New-Revenue Tax Rate	$0.536868 per $100
Voter-Approval Tax Rate	$0.563326 per $100
De Minimis Tax Rate	$0.576627 per $100

Approval of the attached Resolution would set $0.569500 as the Tax Year 2021 (FY2022) proposed rate. The Resolution also calls for the public hearing to be held on September 7, 2021 at 6:30 p.m. The public hearing notice will run in the Anna Melissa Tribune on August 20th. The Notice of Public Hearing must conform to the prescribed format from the Texas Comptroller's office and contain how each member of the governing body voted on the proposed tax rate. A draft copy of this notice is attached to this agenda item.

	FY2021	FY2022	Change
Total tax rate (per $100 of value)	$0.583000	$0.569500	(0.013500)
Average homestead taxable value	$230,000	$246,777	$16,777
Tax on average homestead	$1,340.90	$1,405.40	$64.50
Total tax levy on all properties	$8,570,566	$10,101,269	$1,530,703

The budget and tax rate are scheduled for adoption at the September 14th Council meeting.

FINANCIAL IMPACT:
Process to adopt the Tax Year 2021 (FY2022) property tax rate.

STRATEGIC CONNECTIONS:
This item supports the City of Anna Strategic Plan, specifically advancing:
Goal 4: High Performing, Professional City

STAFF RECOMMENDATION:
Staff recommends approval of the attached Resolution setting the proposed tax rate and setting the date and time for the public hearing.

ATTACHMENTS:

1. FY2022 Submit Proposed Tax Rate to Council Resolution
2. 6 50-875 Notice of Public Hearing on the Tax Increase

APPROVALS:

Terri Doby, Budget Manager	Created/Initiated - 8/6/2021
Jim Proce, City Manager	Final Approval - 8/6/2021

CITY OF ANNA, TEXAS

RESOLUTION NO. _____

A RESOLUTION OF THE CITY OF ANNA, TEXAS NAMING THE PROPOSED TAX RATE THE COUNCIL MAY ADOPT FOR THE 2021 TAX YEAR AND SETTING THE DATES AND TIMES FOR PUBLIC HEARINGS ON THE TAX RATE

WHEREAS, the Constitution for the State of Texas (the "State") sets out the general requirements for truth-in-taxation provisions requiring political subdivisions of the State to inform citizens in their jurisdiction of changes in the property tax rate;

WHEREAS, the City of Anna, Texas (the "City") is a political subdivision of the State and is therefore subject to laws of the State;

WHEREAS, Section 7.19 of the City Home Rule Charter (the "Charter") states the City has power to levy, assess, and collect taxes of every character and type for any municipal purpose not prohibited by state of federal law;

WHEREAS, the City Council (the "Council") wishes to establish a proposed tax rate it may adopt;

WHEREAS, the proposed tax rate exceeds the No-New-Revenue rate;

WHEREAS, the Council wishes to hold a public hearing on the tax rate as stipulated in Texas Tax Code;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ANNA, TEXAS THAT:

Section 1. Recitals Incorporated.

The recitals set forth above are incorporated herein for all purposes as if set forth in full.

Section 2. **Proposal of a proposed tax rate by the City of Anna**

The Council hereby proposes that the tax rate adopted by the City shall be $0.569500 per $100 of valuation.

Section 3. **Proposal of a proposed tax rate by the City of Anna**

The Council hereby sets September 7, 2021 at 6:30 p.m. as the date and time for the public hearing on the 2021 tax rate, said hearing to be held in the Anna IDS Board Room located at 201 E. 7th Street in Anna, Texas, 75409. The Council further directs that notice of the time and place of the public hearing be published in the official newspaper of the City as required in Texas Tax Code § 26.06 and other applicable law.

PASSED AND APPROVED by the City Council of the City of Anna, Texas on this 10th day of August 2021.

ATTESTED:	APPROVED:
_____	_____
City Secretary Carrie L. Land	Mayor Nate Pike

Statements required in notice if the proposed tax rate exceeds the no-new-revenue tax rate and the voter-approval tax rate but does not exceed the de minimis rate, as prescribed by Tax Code §§26.06(b-1) and 26.063(c).

NOTICE OF PUBLIC HEARING ON TAX INCREASE

This notice only applies only to a taxing unit other than a special taxing unit or municipality with a population of less than 30,000, regardless of whether it is a special taxing unit.

A tax rate of $ 0.569500 per $100 valuation has been proposed by the governing body of the City of Anna.

PROPOSED TAX RATE	$ 0.569500	per $100
NO-NEW-REVENUE TAX RATE	$ 0.536868	per $100
VOTER-APPROVAL TAX RATE	$ 0.563326	per $100
DE MINIMIS RATE	$ 0.576627	per $100

The no-new-revenue tax rate is the tax rate for the 2021 *(current tax year)* tax year that will raise the same amount of property tax revenue for the City of Anna *(name of taxing unit)* from the same properties in both the 2020 *(preceding tax year)* tax year and the 2021 *(current tax year)* tax year.

The voter-approval rate is the highest tax rate that the City of Anna *(name of taxing unit)* may adopt without holding an election to seek voter approval of the rate, unless the de minimis rate for the City of Anna *(name of taxing unit)* exceeds the voter-approval rate for the City of Anna *(name of taxing unit)*.

The de minimis rate is the rate equal to the sum of the no-new-revenue maintenance and operations rate for the City of Anna *(name of taxing unit)*, the rate that will raise $500,000, and the current debt rate for the City of Anna *(name of taxing unit)*.

The proposed tax rate is greater than the no-new-revenue tax rate. This means that the City of Anna *(name of taxing unit)* is proposing to increase property taxes for the 2021 *(current tax year)* tax year.

A PUBLIC HEARING ON THE PROPOSED TAX RATE WILL BE HELD ON September 7, 2021 at 6:30 pm *(date and time)* at the Anna ISD Board Room, 201 E 7th Street, Anna, Texas 75409 *(meeting place)*.

The proposed tax rate is greater than the voter-approval tax rate but not greater than the de minimis rate. However, the proposed tax rate exceeds the rate that allows voters to petition for an election under Section 26.075, Tax Code. If the City of Anna *(name of taxing unit)* adopts the proposed tax rate, the qualified voters of the the City of Anna *(name of taxing unit)* may petition the the City of Anna *(name of taxing unit)* to require an election to be held to determine whether to reduce the proposed tax rate. If a majority of the voters reject the proposed tax rate, the tax rate of the the City of Anna *(name of taxing unit)* will be the voter-approval tax rate of the 0.563326 *(name of taxing unit)*.

YOUR TAXES OWED UNDER ANY OF THE TAX RATES MENTIONED ABOVE CAN BE CALCULATED AS FOLLOWS:

Property tax amount = (tax rate) x (taxable value of your property) / 100

(List names of all members of the governing body below, showing how each voted on the proposal to consider the tax increase or, if one or more were absent, indicating absences.)

FOR the proposal: _____

AGAINST the proposal: _____

PRESENT and not voting: _____

ABSENT: _____

Item No. 8.e.

City Council Agenda
Staff Report

Meeting Date: 8/10/2021
Staff Contact:

AGENDA ITEM:
Deliberation regarding security matters that may include security assessments or deployments relating to information resources technology; network security information; and the deployment, or specific occasions for implementation, of security personnel, critical infrastructure, or security devices. (Texas Gov't Code § 551.089)

SUMMARY:

FINANCIAL IMPACT:

STRATEGIC CONNECTIONS:
This item supports the City of Anna Strategic Plan, specifically advancing:

STAFF RECOMMENDATION:

ATTACHMENTS:

APPROVALS:

Clark McCoy, City Attorney	Created/Initiated - 8/6/2021
Jim Proce, City Manager	Final Approval - 8/6/2021