

SENATE AMENDMENTS

2nd Printing

By: Dutton

H.B. No. 4752

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the territory of the Barrett Management District.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

4 SECTION 1. Section 2, Chapter 980, Acts of the 84th
5 Legislature, Regular Session, 2015, is amended to read as follows:

6 Sec. 2. BOUNDARIES. The Barrett Management District
7 [~~initially~~] includes all the territory contained in the following
8 area:

9 Lying wholly in Harris County, Texas, the territory enclosed
10 by:

11 (1) Sralla Road from Kennings Road to Barbers Hill
12 Road;

13 (2) Barbers Hill Road from Sralla Road to Crosby
14 Lynchburg Road;

15 (3) Crosby Lynchburg Road from Barbers Hill Road to
16 Floyd Road;

17 (4) Floyd Road from Crosby Lynchburg Road to the San
18 Jacinto River;

19 (5) the San Jacinto River from Floyd Road to Beaumont
20 Highway;

21 (6) Beaumont Highway from the San Jacinto River to
22 Crosby Lynchburg Road;

23 (7) Crosby Lynchburg Road from Beaumont Highway to the
24 northbound U.S. Highway 90 Frontage Road;

1 (8) the northbound U.S. Highway 90 Frontage Road from
2 Crosby Lynchburg Road to Kennings Road; and

3 (9) Kennings Road from the northbound U.S. Highway 90
4 Frontage Road to Sralla Road. [~~and being 1195.1475 acres, more or~~
5 less, out of the Humphrey Jackson Survey, A-37, the Thomas Toby
6 Survey, A-784, and the Reuben white Survey, A-84, and described by
7 metes and bounds as follows:

8 ~~[Beginning at the northeast corner of the Reuben White~~
9 ~~Survey, A-84, which is the most easterly northeast corner of the~~
10 ~~herein described tract.~~

11 ~~[Thence S 89° 25' W 1669.735 feet along the north line of the~~
12 ~~Reuben White Survey, A-84, and the south line of the Thomas Toby~~
13 ~~Survey, A-784, for a corner in the center of the right of way of the~~
14 ~~Crosby-Cedar Bayou Road.~~

15 ~~[Thence N 00° 35' W 3150.949 feet along the east line of Dream~~
16 ~~Land Place, an unrecorded subdivision of Harris County, and the~~
17 ~~east line of a 107.40-acre tract of land for a corner in the south~~
18 ~~right-of-way line of Kennings Road, a county road.~~

19 ~~[Thence S 89° 25' W 2848.372 feet along the south right-of-way~~
20 ~~line of Kennings Road to a corner at its intersection with the~~
21 ~~southeast right-of-way line of U.S. Highway 90.~~

22 ~~[Thence S 27° 25' W 924.762 feet along the southeast~~
23 ~~right-of-way line of U.S. Highway 90 to the P.C. of a 3° 00' circular~~
24 ~~curve to the west having a central angle of 48° 20' and a radius of~~
25 ~~1909.86 feet.~~

26 ~~[Thence around said curve along said southeast right-of-way~~
27 ~~line of U.S. Highway 90 to the P.T. of said curve a distance of~~

1 ~~1611.112 feet.~~

2 ~~[Thence S 75° 45' W 1843.438 feet along said southeast~~
3 ~~right-of-way line of U.S. Highway 90 for a corner in the Northwest~~
4 ~~corner of a 43.592-acre tract.~~

5 ~~[Thence S 15° 15' E 993.853 feet along the west line of said~~
6 ~~43.592-acre tract to a corner in the north line of the Reuben White~~
7 ~~Survey, A-84.~~

8 ~~[Thence S 89° 25' W 589.318 feet along the north line of the~~
9 ~~Reuben White Survey, A-84, to a corner, being the northeast corner~~
10 ~~of a 102-acre tract.~~

11 ~~[Thence S 10° 35' E 3410.926 feet along the east line of said~~
12 ~~102-acre tract to a corner.~~

13 ~~[Thence S 0° 35' E 406.131 feet for a corner, being the~~
14 ~~southwest corner of the D.C. Hautier 5.11-acre tract.~~

15 ~~[Thence S 89° 25' W 137.508 feet for a corner, being the most~~
16 ~~westerly northeast corner of Harris County Fresh Water Supply~~
17 ~~District No. 46.~~

18 ~~[Thence South 320 feet along the most northerly east line of~~
19 ~~Harris County Fresh Water Supply District No. 46 to a corner in the~~
20 ~~west line of Arcadian Gardens Subdivision, Section 3, as recorded~~
21 ~~in Volume 22, Page 58, of the Harris County Map Records, being the~~
22 ~~northwest corner of Lot 109 and the southwest corner of Lot 38 of~~
23 ~~said subdivision.~~

24 ~~[Thence N 89° 30' E 1650 feet along the most southerly north~~
25 ~~line of Harris County Fresh Water Supply District No. 46 for a~~
26 ~~corner in the east right-of-way line of Locust Street, being a~~
27 ~~northeast corner of Harris County Fresh Water Supply District No.~~

1 ~~46, and northwest corner of Lot 80 of said Arcadian Gardens~~
2 ~~Subdivision, Section 3.~~

3 ~~[Thence S 02° 55' E 1080 feet along east right-of-way line of~~
4 ~~Locust Street to the southeast corner of Harris County Fresh Water~~
5 ~~Supply District No. 46 for the most southerly southwest corner of~~
6 ~~the herein described tract.~~

7 ~~[Thence N 89° 25' E 1547.06 feet along the south line of~~
8 ~~Arcadian Gardens Subdivision, Section 4, to corner in the east~~
9 ~~right-of-way line of Farm Market Road 2100.~~

10 ~~[Thence N 03° 25' W 354.172 feet along the east right-of-way~~
11 ~~line of Farm Market Road 2100 for a corner at the southwest corner~~
12 ~~of St. Charles Place Subdivision.~~

13 ~~[Thence N 89° 25' E 4641.181 feet along south line St. Charles~~
14 ~~Place for a corner in east line of Reuben White Survey, A-84.~~

15 ~~[Thence N 00° 35' W 4834.738 feet along said east line of the~~
16 ~~Reuben White Survey, A-84 and west line of the HT&BRR Survey,~~
17 ~~A-1619, to the place of beginning.~~

18 ~~[Containing 1195.1475 acres, more or less.]~~

19 SECTION 2. (a) The legal notice of the intention to
20 introduce this Act, setting forth the general substance of this
21 Act, has been published as provided by law, and the notice and a
22 copy of this Act have been furnished to all persons, agencies,
23 officials, or entities to which they are required to be furnished
24 under Section 59, Article XVI, Texas Constitution, and Chapter 313,
25 Government Code.

26 (b) The governor, one of the required recipients, has
27 submitted the notice and Act to the Texas Commission on

1 Environmental Quality.

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

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

10 SECTION 3. This Act takes effect immediately if it receives
11 a vote of two-thirds of all the members elected to each house, as
12 provided by Section 39, Article III, Texas Constitution. If this
13 Act does not receive the vote necessary for immediate effect, this
14 Act takes effect September 1, 2019.

ADOPTED

MAY 22 2019

Henry Law
Secretary of the Senate

By: Dutton/Whitmire

H.B. No. 4752

Substitute the following for H.B. No. 4752:

By: Joe Spurgin

C.S. H.B. No. 4752

A BILL TO BE ENTITLED

AN ACT

relating to the territory of the Barrett Management District.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 3930.005, Special District Local Laws Code, is amended to read as follows:

Sec. 3930.005. DISTRICT TERRITORY. (a) The district is composed of the territory described by Section 2 of the Act enacting this chapter, as that territory may have been modified under this section, Section 3930.107, or other law.

(b) The boundaries and field notes of the district contained in Section 2 of the Act enacting this chapter form a closure. A mistake in the field notes of the district contained in Section 2 of the Act enacting this chapter or in copying the field notes in the legislative process does not in any way affect the district's:

- (1) organization, existence, or validity; or
- (2) legality or operation.

(c) The district shall hold an election in the additional territory in the new boundaries of the district described by Section 2 of the Act enacting this subsection on a uniform election date provided by Section 41.001, Election Code, to confirm the addition of the territory to the district.

(d) Notice of the confirmation election shall state the day and place or places for holding the election and the proposition to be voted on.

1 (e) The ballots for the confirmation election shall be
2 printed to provide for voting "For New District Boundaries" and
3 "Against New District Boundaries."

4 (f) Immediately after the confirmation election, the
5 presiding judge shall take returns of the results to the board. The
6 board shall canvass the returns and issue an order declaring the
7 results at the earliest practicable time. The order must include a
8 description of the district's boundaries according to the results
9 of the election.

10 (g) If at least 60 percent of the votes cast in the election
11 favor the addition of the territory to the district, the board shall
12 issue an order declaring that the additional territory is added to
13 the district and enter the result in its minutes. If less than 60
14 percent of the votes cast in the election favor the addition of the
15 territory to the district, the board shall issue an order declaring
16 that the addition was defeated and enter the result in its minutes.

17 (h) A copy of each order issued under this section must be
18 filed:

19 (1) in the deed records of Harris County; and
20 (2) with the Texas Commission on Environmental
21 Quality.

22 (i) Notwithstanding Subsections (a) and (b) of this
23 section, if at least 60 percent of the votes cast in the election
24 favor the addition of the territory in the new boundaries described
25 by Section 2 of the Act enacting this subsection to the district,
26 the district is composed of the territory in those new boundaries,
27 as that territory may have been modified under Section 3930.107 or

1 other law. The boundaries of the district contained in Section 2 of
2 the Act enacting this subsection form a closure. A mistake in the
3 description of the district contained in Section 2 of the Act
4 enacting this subsection or in copying the description in the
5 legislative process does not in any way affect the district's:

- 6 (1) organization, existence, or validity; or
- 7 (2) legality or operation.

8 (j) If less than 60 percent of the votes cast in the election
9 favor the addition of the territory in the new boundaries described
10 by Section 2 of the Act enacting this subsection to the district:

- 11 (1) Subsections (a) and (b) apply to the territory of
12 the district; and
- 13 (2) the new boundaries described by Section 2 of the
14 Act enacting this subsection are void.

15 SECTION 2. The Barrett Management District includes all the
16 territory contained in the area enclosed by:

- 17 (1) Sralla Road from Kennings Road to Barbers Hill
18 Road;
- 19 (2) Barbers Hill Road from Sralla Road to Crosby
20 Lynchburg Road;
- 21 (3) Crosby Lynchburg Road from Barbers Hill Road to
22 Floyd Road;
- 23 (4) Floyd Road from Crosby Lynchburg Road to the San
24 Jacinto River;
- 25 (5) the San Jacinto River from Floyd Road to Beaumont
26 Highway;
- 27 (6) Beaumont Highway from the San Jacinto River to

1 Crosby Lynchburg Road;

2 (7) Crosby Lynchburg Road from Beaumont Highway to the
3 northbound U.S. Highway 90 Frontage Road;

4 (8) the northbound U.S. Highway 90 Frontage Road from
5 Crosby Lynchburg Road to Kennings Road; and

6 (9) Kennings Road from the northbound U.S. Highway 90
7 Frontage Road to Sralla Road.

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

15 (b) The governor, one of the required recipients, has
16 submitted the notice and Act to the Texas Commission on
17 Environmental Quality.

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

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

26 SECTION 4. This Act takes effect immediately if it receives
27 a vote of two-thirds of all the members elected to each house, as

1 provided by Section 39, Article III, Texas Constitution. If this
2 Act does not receive the vote necessary for immediate effect, this
3 Act takes effect September 1, 2019.

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION

May 23, 2019

TO: Honorable Dennis Bonnen, Speaker of the House, House of Representatives

FROM: John McGeady, Assistant Director Sarah Keyton, Assistant Director
Legislative Budget Board

IN RE: HB4752 by Dutton (Relating to the territory of the Barrett Management District.), **As Passed 2nd House**

No fiscal implication to the State is anticipated.

The bill would amend the Acts of the 84th Legislature, Regular Session, 2015, to modify the boundaries of certain management districts.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies:

LBB Staff: WP, SD, AF, GP

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION

May 20, 2019

TO: Honorable Eddie Lucio, Jr., Chair, Senate Committee on Intergovernmental Relations

FROM: John McGeady, Assistant Director Sarah Keyton, Assistant Director
Legislative Budget Board

IN RE: HB4752 by Dutton (Relating to the territory of the Barrett Management District.),
Committee Report 2nd House, Substituted

No fiscal implication to the State is anticipated.

The bill would amend the Acts of the 84th Legislature, Regular Session, 2015, to modify the boundaries of certain management districts.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies:

LBB Staff: WP, AF, GP

**LEGISLATIVE BUDGET BOARD
Austin, Texas**

FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION

May 16, 2019

TO: Honorable Eddie Lucio, Jr., Chair, Senate Committee on Intergovernmental Relations

FROM: John McGeady, Assistant Director Sarah Keyton, Assistant Director
Legislative Budget Board

IN RE: HB4752 by Dutton (Relating to the territory of the Barrett Management District.), As
Engrossed

No fiscal implication to the State is anticipated.

The bill would amend the Acts of the 84th Legislature, Regular Session, 2015, to modify the boundaries of certain management districts.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies:

LBB Staff: WP, AF, GP

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION

April 29, 2019

TO: Honorable Garnet Coleman, Chair, House Committee on County Affairs

FROM: John McGeady, Assistant Director Sarah Keyton, Assistant Director
Legislative Budget Board

IN RE: HB4752 by Dutton (Relating to the territory of the Barrett Management District.), **As Introduced**

No fiscal implication to the State is anticipated.

The bill would amend the Acts of the 84th Legislature, Regular Session, 2015, to modify the boundaries of certain management districts.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies:

LBB Staff: WP, AF, GP