

RESOLUTION NO. 08-1287

A RESOLUTION SUPPORTING THE APPLICATION OF NORTHERN TRUST BANK OF TEXAS, N.A., FOR A MUNICIPAL SETTING DESIGNATION FOR THE PROPERTY LOCATED AT 2821 CENTRAL DRIVE (BEDFORD CENTRAL PLAZA SHOPPING CENTER) IN BEDFORD, TEXAS.

WHEREAS, Chapter 361, Subchapter W of the Texas Health and Safety Code authorizes the Texas Commission on Environmental Quality (TCEQ) to certify Municipal Setting Designations (MSDs) for properties upon receipt and approval of a properly submitted application to TCEQ; and,

WHEREAS, the Texas Legislature, in enacting the MSD Legislation, found that an action by a municipality in support of or to facilitate an MSD advances a substantial and legitimate state interest; and,

WHEREAS, as part of the application process for a MSD, the applicant is required to provide documentation of support from each municipality owning and operating a groundwater supply well within a five (5) mile radius of the proposed MSD location; and,

WHEREAS, the City of Euless owns and operates three groundwater supply wells located at 1400 North Main Street, 116 West Fuller Drive and 2700 North Main Street in the City of Euless situated within a five (5) mile radius of the proposed MSD location; and,

WHEREAS, the City of Bedford has enacted an ordinance (dated March 11, 2008) in support of the MSD application and restricting the use of groundwater at the proposed MSD location; and,

WHEREAS, the Director of Public Works for the City of Euless has determined that certification of an MSD for the property located at 2821 Central Drive, Bedford, Texas, (see Exhibit "A"), will have no effect upon the quality of water produced from the groundwater supply wells located at 1400 North Main Street, 116 West Fuller Drive, and 2700 North Main Street in the City of Euless.

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

SECTION 1

The City of Euless supports and does not oppose the establishment of a Municipal Setting Designation for the property located at 2821 Central Drive in the City of Bedford, Texas, and as described in Exhibit "A".

APPROVED AND ADOPTED at a regular meeting of the Euless City Council on the 26th day of August, 2008, by a vote of _____ ayes, _____ nays, and _____ abstentions.

APPROVED:

Mary Lib Saleh, Mayor

ATTEST:

Susan Crim, TRMC, City Secretary

FIELD NOTE DESCRIPTION
MSD AREA

STATE OF TEXAS
TARRANT COUNTY

BEING a tract of land situated in the M.A. Barnes Survey, Abstract Number 94, City of Bedford, Tarrant County, Texas, being part of Lot 10-R-1, Block 6 of Lot 10-R-1 and Lot 14, Block 6, Bedford Meadows Addition, Phase Two, an addition to the City of Bedford, Tarrant County, Texas, as recorded in Volume 388-181, Page 43, Plat Records, Tarrant County, Texas, also being part of that tract of land described in deed to Northern Trust Bank of Texas N.A. ("Northern Trust-Texas") as Special Trustee, as recorded in Volume 12324, Page 0452, Deed Records, Tarrant County, Texas, and being more particularly described as follows:

BEGINNING at a 1 inch found iron pipe for the most northerly northeast corner of said Lot 10-R-1, said corner also being in the southerly right-of-way line of Harwood Road (100 foot wide public right-of-way);

THENCE South, departing said southerly right-of-way line of Harwood Road, a distance of 150.00 feet to a 1 inch found iron pipe for an interior allcorner of said Lot 10-R-1;

THENCE East, a distance of 129.99 feet to a found 'X' cut for the most easterly northeast corner of said Lot 10-R-1, said corner also being in the westerly right-of-way line of Central Drive (90 foot wide public right-of-way), said corner also being in a circular curve to the right having a radius of 1,255.00 feet and whose chord bears South 06 degrees 46 minutes 08 seconds West, a distance of 283.98 feet;

THENCE in a Southerly direction, along said westerly right-of-way line of Central Drive, along the easterly line of said Lot 10-R-1, and along said circular curve to the right, through a central angle of 12 degrees 59 minutes 34 seconds, an arc distance of 284.59 feet to a 1/2 inch found iron rod with yellow plastic cap stamped 'Brittain & Crawford' for corner;

THENCE West, departing said westerly right-of-way line of Central Drive and said east line of said Lot 10-R-1, passing a 1/2 inch found iron rod with yellow plastic cap stamped 'Brittain & Crawford' at a distance of 125.00 feet, in all a total distance of 350.00 feet to a point for corner;

THENCE South, a distance of 176.64 feet to a point for corner, said corner being in the southwest line of said Lot 10-R-1;

THENCE North 57 degrees 12 minutes 00 seconds West, along said southwest line of said Lot 10-R-1, a distance of 17.63 feet to a found 'X' cut for the beginning of a tangent circular curve to the right having a radius of 450.00 feet and whose chord bears North 44 degrees 06 minutes 00 seconds West, a distance of 203.99 feet;

THENCE in a Northwesterly direction, along said southwest line of said Lot 10-R-1 and along said circular curve to the right, through a central angle of 26 degrees 12 minutes 00 seconds, an arc distance of 205.77 feet to a found 'X' cut for the point of tangency;

THENCE North 31 degrees 00 minutes 00 seconds West, along said southwest line of said Lot 10-R-1, a distance of 77.19 feet to a found 'X' cut for the beginning of a tangent circular curve to the right having a radius of 350.00 feet and whose chord bears North 15 degrees 30 minutes 00 seconds West, a distance of 187.07 feet;

THENCE in a Northwesterly direction, along said southwest line of said Lot 10-R-1 and along said circular curve to the right, through a central angle of 31 degrees 00 minutes 00 seconds, an arc distance of 189.37 feet to a 1/2 inch found iron rod for the point of tangency;

THENCE North, along the west line of said Lot 10-R-1, a distance of 206.17 feet to a 1/2 inch found iron rod for the northwest corner of said Lot 10-R-1, said corner also being in said southerly right-of-way line of Harwood Road;

THENCE East, along the north line of said Lot 10-R-1 and along said southerly right-of-way line of Harwood Road, a distance of 500.00 feet to the POINT OF BEGINNING AND CONTAINING 261,244 square feet or 5.9973 acres of land, more or less.

The Basis of Bearing of this Survey is Lot 10-R-1 and Lot 14, Block 6, Bedford Meadows Addition, Phase Two, as recorded in Volume 388-181, Page 43, Plat Records, Tarrant County, Texas.

SURVEYOR'S CERTIFICATE

The undersigned hereby certifies the above field note description was prepared from an on the ground survey performed in the field on August 09, 2007 under the supervision of the undersigned and that the field note description forms a mathematical figure of 1:269,100.

G. S. Kays Aug. 13, 2007

GREGORY S. KAYS
REGISTERED PROFESSIONAL LAND SURVEYOR
TEXAS NO. 5040



Halff Associates
ENGINEERS · ARCHITECTS · SCIENTISTS · PLANNERS · SURVEYORS
1201 N. BOWSER ROAD
DALLAS, TEXAS 75081
☎ (214)346-6300 FAX (214)739-0095

SCALE: 1"=200' AVO. 21117-SM01 DRAWN: JOEL M. DESIGN: HALFF	PART OF LOT 10-R-1, BLOCK 6 BEDFORD MEADOWS ADDITION BEDFORD, TEXAS 76021	EXHIBIT 'A' MSD AREA SURVEY 5.9973 ACRES	SHEET 2/3
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