



ORDER NO. 2019-10-22a

**Fannin County Commissioners Court
October 22, 2019**

SUBJECT: Closure of County Roads and Bridges

On October 22, 2019, the Commissioners Court of Fannin County, Texas met in a Regular Session with the following members present and participating, to wit:

**Randy Moore
Gary Whitlock
A. J. Self
Jerry Magness
Dean Lackey**

**County Judge
Commissioner, Precinct 1
Commissioner, Precinct 2
Commissioner, Precinct 3
Commissioner, Precinct 4**

During such session, the Court considered Petitions for the closures and alterations of various county roads and bridges.

Thereupon, a motion was made and seconded and carried with a unanimous vote of the Court to adopt the following Order:

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WHEREAS, Section 251.016 of the Texas Transportation Code states that the Fannin County Commissioners Court may exercise general control over all roads, highways, and bridges in Fannin County; and

WHEREAS, Section 251.051 of the Texas Transportation Code allows the Fannin County Commissioners Court to order public roads to be closed, abandoned, altered, or vacated; and

WHEREAS, Section 251.052 of the Texas Transportation Code allows the residents of a Fannin County precinct to apply for a change in an existing road by presenting to the Fannin County Commissioners a petition requesting such a change to an existing road; and

WHEREAS, the North Texas Municipal Water District ("NTMWD") is developing a water supply reservoir on Bois d'Arc Creek in the Red River Basin in Fannin County, Texas, which was named "Bois d'Arc Lake"; and,

WHEREAS, Bois d'Arc Lake will be impounded approximately 15 miles northeast of Bonham, Fannin County Texas; and,

WHEREAS, NTMWD and Fannin County entered into that certain Agreement between North Texas Municipal Water District and Fannin County, Texas Concerning Water Supply and Development of the Lower Bois d'Arc Creek Reservoir Project on or about June 22, 2017

("Agreement"), relating to NTMWD's and Fannin County's cooperation in the development of Bois d'Arc Lake; and,

WHEREAS, Section 3.f.ii (Impacts of County Roads) of the Agreement specifies twenty-seven (27) County Road crossings as being impacted by Bois d'Arc Lake in the 2011 Transportation Plan; and,

WHEREAS, the Agreement by Fannin County and NTMWD regarding these County road crossings is to convert one (1) County road crossing into a private driveway, close five (5) County road crossings, retain thirteen (13) County road crossings as-is, and to reconstruct eight (8) road crossings; and,

WHEREAS, four (4) additional County roads not specifically identified in the Reservoir Transportation Plan, but which currently terminate in Bois d'Arc Lake, will require construction and reconfiguration to prevent motorized access; and,

WHEREAS, in June 2018, Fannin County concurred with the proposed design for various bridge and culvert replacement projects and road closures of Fannin County roadways surrounding Bois d'Arc Lake; and,

WHEREAS, three (3) County roads requiring closure are impacted by the Riverby Ranch Mitigation project; and,

WHEREAS, three (3) County roads requiring closure are impacted by the Leonard Water Treatment Plant project; and,

WHEREAS, on December 18, 2018, Fannin County Commissioner's Court approved the closure of CR 2180 for the Riverby Ranch Mitigation project; and,

WHEREAS, on July 16, 2019, Fannin County Commissioner's Court approved nine (9) additional closure locations; and,

WHEREAS, six (6) of the remaining proposed closure locations are ready to proceed with this third round of closures with the final, fourth round, to be addressed in the future; and,

WHEREAS, residents of Fannin County impacted by the proposed road closures signed individual petitions requesting their closure, and all closures were posted on-site and at the Fannin County Courthouse for the required 20-day notice period; and,

WHEREAS, the Fannin County Commissioners Court finds the statutory notice provisions in Chapter 251 of the Texas Government Code have been satisfied, that to the extent required, replacement roads have been designated and readied, and hereby closes, alters, vacates, and terminates the roads and bridges, or portions thereof, as identified in this Order.

NOW THEREFORE, BE IT HEREBY ORDERED BY THE FANNIN COUNTY COMMISSIONERS COURT THAT:

The following roads and bridges, or portions thereof, are closed, vacated, and terminated:

Precinct 2 Road Closures

1. CR 4950 from approximately 2,100 feet east of FM 981 (33.389056, -96.287232) to CR 4965 (33.388811, -96.276404) (a closure approximately 3,300 feet in length).

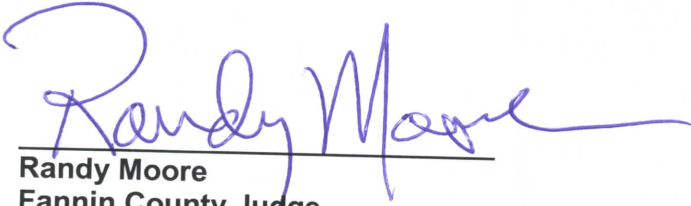
2. CR 4960 from CR 4965 (33.395655, -96.276093) to the DGNO Railroad right of way (33.396273, -96.270428) (a closure approximately 1,860 feet in length).
3. CR 4965 from State Highway 78 (33.379399, -96.276685) to State Highway 69 (33.400106, -96.275899) (a closure approximately 1.4 miles in length).

Precinct 3 Road Closures

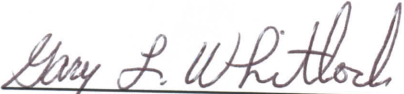
4. CR 2705 from CR 2700 (33.706404, -95.994352) to FM Road 1396 (33.691547, -95.996767) (a closure approximately 1.1 miles in length).

Precinct 4 Road Closures

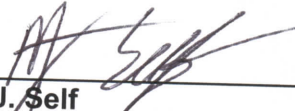
5. CR 2903 starting from its intersection with CR 2900 (33.625138, -96.108437) and extending approximately 1,500 feet to the northwest to its current dead-end (33.627829, -96.111347) (a closure approximately 1,500 feet in length).
6. CR 2950 starting approximately 950 feet west from its intersection with CR 2955 (33.62772, -96.036504) and extending approximately 3,370 feet to the west (33.623647, -96.04599) (a closure approximately 3,370 feet in length).



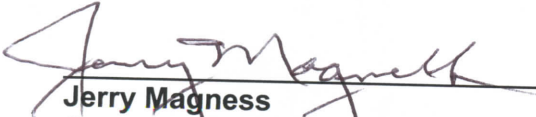
Randy Moore
Fannin County Judge



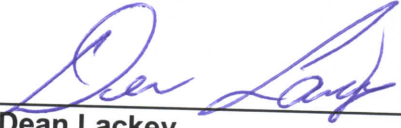
Gary Whitlock
Commissioner, Precinct 1



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