

STATE OF TEXAS §
COUNTY OF DENTON §
TOWN OF BARTONVILLE §

The regular monthly meeting of the Planning and Zoning Commission of the Town of Bartonville was held on October 5, 2005, at 7:00 p.m., in the Bartonville Town Hall. This was an OPEN MEETING, open to the public, subject to the open meeting laws of the State of Texas and, as required by law, was duly posted at 3:00 p.m. September 30, 2005, at Bartonville Town Hall giving notice of time, date, place, and agenda thereof.

Present:
Ralph Arment, Chairman
Gloria McDonald, Vice Chairman
Don Abernathy
Betty Medlock
Jim Langford

Absent:
None

Also present: Debbie E. Millican, Town Secretary
Gary Vickery, Town Engineer
Bob Hager, Town Attorney

This constituting a quorum, the following business took place:

Chairman Arment called the meeting to order at 7:00 p.m.

Call to Order

The Commissioners considered the September 7, 2005, Regular Monthly Meeting minutes.

Consider Minutes

Betty Medlock moved to approve the September 7, 2005, Regular Monthly Meeting minutes, as presented. Gloria McDonald seconded the motion. For: Medlock, McDonald, Abernathy and Arment. Against: None. Abstain: Langford. Commissioner Langford stated he was not at the meeting and did not feel it was appropriate to vote on the minutes of a meeting he did not attend. The motion carried 4-0-1.

ACTION: Minutes Approved

No one chose to speak during the open forum portion of the meeting.

Citizen Input

The Commission considered recommendations regarding Ordinance 374-05, The commissioners and staff reviewed the proposed amending ordinance and the recommendations from the Town Engineer and the Town Attorney. The following revisions were discussed: 1) minor language revisions to 4.222 (l) regarding monitoring systems and 4.228(f) added language providing for conflicts within the article; 2) revisions to 4.233(a) to provide for a franchise agreement for use of ROW and add subsection (b) to provide for conflicts with ROW Regulations; and 3) to revise the definitions of an idled pipeline and an inactive pipeline to reflect two years as opposed to five years. Town Engineer, Gary Vickery recommended that the maximum allowable operating pressure on the pipeline, along with the Specified Minimum Yield Strength (SMYS) of the pipe, its pressure class, and design calculations be in accordance with §192.105 CFR 49, assuming a Class 3 or

Discussion: Pipeline Regulations

better location. He stated that rather than have an arbitrary 300 psi maximum for all pipelines, each pipeline would be designed based on the Texas Railroad Commission's Pipeline Safety Design Factor of a Class 3 location.

Gloria McDonald moved to recommend that the Town Council approve Ordinance 374-05, an Ordinance of The Town of Bartonville, Texas, amending Chapter 4 of the Town of Bartonville Code of Ordinances by repealing Article 4.200, Oil and Gas Pipeline Standards, in its entirety and replacing with a new Article 4.200, Sections 4.201 Through 4.237, Oil and Gas Pipeline Standards, as revised and recommended by the Town Engineer and with the following additional revisions as discussed: 1) minor language revisions to 4.222 (l) regarding monitoring systems and 4.228(f) with added language providing for conflicts within article 4.200; 2) revisions to 4.233(a) to provide for a franchise for the use of ROW and add subsection (b) to provide for conflicts with ROW Regulations; and 3) to revise the definitions of an idled pipeline and an inactive pipeline to reflect two years as opposed to five years. Betty Medlock seconded the motion. For: Unanimous. The motion carried 5 to 0.

ACTION: Recommend Adoption of Ord 374-05

The Commission considered recommendations regarding Ordinance 375-05, an Ordinance of the Town of Bartonville, Texas, amending the Town of Bartonville Code of Ordinances by amending Chapter 3 to add a new Article 3.1200 to be entitled "Right-Of-Way Use," providing regulations for all construction, development, and use of the public Rights-Of-Way and utility easements. Bob Hager presented and reviewed the proposed Right-of-Way Regulation Ordinance as prepared by his office. Mr. Hager recommended that the Town adopt the regulations in conjunction with the pipeline regulations in order to regulate all utilities within the Town's right of ways. He stated he would also revise the proposed ordinance to provide for a negotiated franchise for the use (or rent) of the Town's right of way.

Discussion: Right-of-Way Regulations.

Don Abernathy moved to recommend that the Town Council approve Ordinance 375-05 as recommended by the Town Attorney. Betty Medlock seconded the motion. For: Unanimous. The motion carried 5 to 0.

ACTION: Recommend Adoption of Ord 375-05

There being no further business to come before the body, Chairman Arment declared the meeting adjourned at 8:08 p.m.

ADJOURNMENT

PASSED AND APPROVED this the 2nd day of November 2005.

Approved:

Ralph Arment, Chairman

(Seal)

Attest:

Debbie E. Millican, Town Secretary