

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

The regular meeting of the Planning and Zoning Commission of the Town of Bartonville was held on May 6, 2009, 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 on Friday, May 1, 2009, at 3:30 p.m., at Bartonville Town Hall giving notice of time, date, place, and agenda thereof.

Present:	Absent:
Ralph Arment, Chairperson	
Gloria McDonald, Vice Chairperson	Jim Langford
Don Abernathy	
Betty Medlock	
Kathy Bradham, Alternate	

Also present: Kristi Gilbert, Town Secretary
Gary Vickery, Town Engineer

This constituting a quorum, the following business took place:

Chairperson Ralph Arment called the meeting to order at 7:08 p.m.

Call to Order

The Commissioners considered the April 1, 2009, regular meeting minutes. Vice Chairperson McDonald moved to approve the minutes as presented. Commissioner Abernathy seconded the motion. For: Unanimous. The motion carried 5 to 0.

ACTION: Approve Minutes

No one was signed in to speak.

Open Forum

Chairperson Arment stated that he would recuse himself due to a conflict of interest and stepped down from the chair. The conflict of interest affidavit is attached to the minutes. Vice-Chairperson McDonald took the chair.

The Commission conducted a public hearing to hear public comment and consider recommendations to the Town Council regarding an 8.625" diameter steel pipeline that will run from the Willis/Dickinson pad site off of McMakin Road, heading in a general north direction approximately 2,400 feet to FM 407, turning east and running parallel with FM 407 to the Town limits and continuing through the Town of Double Oak a distance of approximately 3,800 feet then heading south parallel with Simmons Road approximately 550 feet and terminating at the Meece pad site within the Town of Double Oak.

**Public Hearing:
Barnett Gathering
Pipeline Permit**

Vice-Chairperson McDonald opened the public hearing.

Open Hearing

Applicant Joseph Calva, representing Barnett Gathering, addressed the Commission and stated that the pipeline would run from the Willis/Dickinson pad site off of McMakin Road to the Meece pad site within the Town of Double Oak. Mr. Calva stated that the Barnett Gathering had agreed to install a 50' x 50' block valve on the northeast corner of the XTO property per the request of Fire Chief Mac Hohenberger. Mr. Calva stated that the entire portion of the pipeline running parallel to FM 407 will be bored and the remaining portions will be trenched.

Applicant

Town Engineer Gary Vickery referenced his emailed comments dated May 5, 2009. Mr. Vickery stated that the applicant still needed to submit a ROW permit that would be handled administratively. Mr. Vickery stated that he recommended approval of the permit. Town Secretary Kristi Gilbert stated that the applicant needed to submit the required bond prior to the Town Council meeting.

Staff

Tom Plichta, 205 Coyote Court – Mr. Plichta stated that the Senate had just passed a bill allowing the placement of pipelines in the TxDOT right-of-way. Mr. Plichta stated that the pipeline was dangerous for the nearby residences and that he wanted it moved away from the Wolf Run neighborhood. Mr. Plichta suggested that the Town require the pipeline to be installed on the west side of McMakin Road.

In Favor/Opposed

Mr. Calva responded by stating that the Town had adopted increased pipeline safety standards that Barnett Gathering is abiding by. Mr. Calva also stated that the pipeline was going to be bored parallel to FM 407 to protect the integrity of the nearby property owners.

Applicant Rebuttal

Vice Chairperson McDonald closed the public hearing to public comment.

Hearing Closed

Ms. Gilbert stated that the permit application met the requirements of the ordinance, therefore, the Town must approve it. Mr. Vickery stated that there were several different routes that pipelines can take in urban areas, however, they would all be near residences. Mr. Vickery continued to stated that approximately 90% of the pipeline accidents were caused by third party diggers.

Commissioner Abernathy moved to recommend to the Town Council the approval of Barnett Gathering's pipeline permit contingent upon submitting the required bonds and Right-of-Way permit and conditioned upon meeting any state requirements regarding minimum distances between pipelines and churches or daycares. Commissioner Medlock seconded the motion. For: Abernathy, Medlock and McDonald. Against: Bradham. Abstained: Arment. The motion carried 3-1-1.

**ACTION:
Approve Barnett
Gathering Pipeline
Permit**

Chairperson Arment returned to the chair.

Arment Returns

The Commissioners held discussions with regard to wind turbines.

**DISCUSSION:
Discuss Wind
Turbines**

None.

**Future Agenda
Items**

There being no further business, Chairperson Arment adjourned the meeting at 8:15 p.m.

ADJOURNMENT

APPROVED this the 6th day of May, 2009.

Approved:

(Seal)

Ralph Arment, Chairperson

Attest:

Kristi Gilbert, Town Secretary, TRMC, CMC