

City of Burnet City Council



Item Brief

Meeting Date

June 24, 2025

Agenda Item

Discuss and consider action: Resolution No. R2025-51: D. Vaughn

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, APPROVING ACCEPTANCE OF A SANITARY CONTROL EASEMENT FOR THE VALLEY STREET WELL.

Information

The Texas Commission on Environmental Quality (TCEQ) requires sanitary control easements around public water supply wells to protect groundwater from potential sources of contamination. These easements are a critical component of TCEQ's permitting and regulatory framework.

The City of Burnet operates the Valley Street Well located at geographic coordinates 30.748333° latitude and -98.224999° longitude. In order to comply with TCEQ regulations related to well protection, the City must secure a sanitary control easement extending 150 feet from the well site. Victor Perez, Jr., owner of property adjacent to the Valley Street Well, has agreed to grant the City the necessary sanitary control easement.

The proposed resolution authorizes the City to accept a sanitary control easement from Victor Perez, Jr. for property located within a 150-foot radius of the Valley Street Well. In exchange for granting the easement, the City will compensate the property owner Five Thousand and 00/100 Dollars (\$5,000) and other good and valuable consideration. The agreement follows the format provided in TCEQ Form 20698 and satisfies the agency's requirements for protection of the City's public water supply infrastructure.

Fiscal Impact

The City will compensate the property owner Five Thousand and 00/100 Dollars (\$5,000). Funding will be from the Valley Street project, and will not require a budget amendment.

Recommendation

Staff recommends approval of Resolution No. R2025-51 as presented.

RESOLUTION NO. R2025-51

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, APPROVING ACCEPTANCE OF A SANITARY CONTROL EASEMENT AGREEMENT FOR THE VALLEY STREET WELL

WHEREAS, the Texas Commission on Environmental Quality (TCEQ) requires a sanitary control easement to protect the public water supply in accordance with applicable regulations; and

WHEREAS, the City of Burnet operates the Valley Street Well located at geographic coordinates 30.748333° latitude and 98.224999° longitude, within Burnet County, Texas; and

WHEREAS, Victor Perez, Jr., as a property owner of a portion of land adjacent to the Valley Street Well, has agreed to grant to the City of Burnet a sanitary control easement covering the area within a 150-foot radius of the well; and

WHEREAS, the City of Burnet has agreed to compensate Victor Perez, Jr., in the amount of Five Thousand Dollars (\$5,000.00) and other good and valuable consideration in exchange for granting the easement, the receipt of which has been acknowledged by the Grantor; and

WHEREAS, the City Council of the City of Burnet finds it in the best interest of the City to approve and accept this easement to ensure compliance with TCEQ regulations and to protect the City's public drinking water supply.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, AS FOLLOWS:

Section One. Findings. The recitals set out above are hereby approved and incorporated herein for all purposes.

Section Two. Approval. That the City Council hereby approves the Sanitary Control Easement Agreement between the City of Burnet and Victor Perez, Jr., as presented in Exhibit A, and acknowledges the agreed-upon compensation of \$5,000 to the Grantor for the easement rights.

Section Three. Authorization. That the City Manager is hereby authorized to execute any and all related documentation necessary to secure and record the sanitary control easement with Burnet County, and City staff is directed to submit the executed easement to the Texas Commission on Environmental Quality (TCEQ) as part of the regulatory documentation for the Valley Street Well Project.

Section Four. Open Meetings. It is hereby officially found and determined that the meeting at which this resolution was passed was open to the public and that public notice

of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.

Section Five. Effective Date. That this resolution shall take effect immediately upon its passage, and approval as prescribed by law.

PASSED AND APPROVED on this the 24th day of June 2025.

CITY OF BURNET, TEXAS

Gary Wideman, Mayor

ATTEST:

Maria Gonzales, City Secretary