

January 11, 2021

Amanda Padilla, Senior Planner City of Dripping Springs 511 Mercer Street Dripping Springs, TX 78620

#### LIST OF DIGITAL CONTENTS

Subject: Annexation Request – Florio Tract (Overlook at Bunker Ranch, LLC) CEC Project 304-065

The following digital contents are included in the Annexation application:

- Completed Application Form with required signatures and notarized (includes owner's signature)
- GIS Data of the subject tract to be annexed into the City Limits
- Hays CAD Map
- Aerial Map
- Annexation Request Letter
- Deed for proof of ownership

If there are any questions, please contact us directly at (512) 439-0400 or via email at ccordoba@cecinc.com.

Sincerely,

CIVIL & ENVIRONMENTAL CONSULTANTS, INC.

Cristina Cordoba Project Consultant

Enclosures: Annexation application and application checklist materials



January 8, 2021

Amanda Padilla, Senior Planner City of Dripping Springs 511 Mercer Street Dripping Springs, TX 78620

Dear Amanda Padilla:

Subject: Annexation Request – Florio Tract (Overlook at Bunker Ranch, LLC)

CEC Project 304-065

The property owners of the property below, Overlook at Bunker Ranch, LLC, request annexation into the full purpose city limits of Dripping Springs:

18.250 Acre Tract of Land out of the Benjamin F. Hanna Survey No. 28, and more particularly described in the Special Warranty Deed Filed and Recorded at Hays County Clerk Office on December 31, 2020 under Document No. 20061246.

If there are any questions, please contact us directly at (512) 439-0400 or via email at ccordoba@cecinc.com.

Sincerely,

CIVIL & ENVIRONMENTAL CONSULTANTS, INC.

Cristina Cordoba **Project Consultant** 

Brian Estes, PE Principal

Enclosures: Annexation application and application checklist materials

cc: Steve Harren



### **CITY OF DRIPPING SPRINGS**

PHYSICAL: 511 Mercer Street • MAILING: PO Box 384 Dripping Springs, TX 78620

• 512.858.4725 • www.cityofdrippingsprings.com

ANNEXATION APPLICATION				
Case Number (staff use only):				
	CONTACT IN	NFORMATION		
PROPERTY OWNER NAME STEVE HA	ARREN			
STREET ADDRESS 317 Grace Lan	e #240			
CITY City of Austin	TATE TX	ZIP CODE 78746		
PHONE <u>(512)644-6800</u> EMAII	steveharren@			
APPLICANT NAME Brian Estes, P	E/ Cristina	a Cordoba		
Civil and Environn	nental Cor	nsultants Inc.		
STREET ADDRESS 3711 S. Mo Pa	ıc Expy Sı	uite 550		
CITYAustin	Texas	ZIP CODE 78746		
PHONE 512-439-0400 EMAIL ccordoba@cecinc.com				
TYPE OF ANNEXATION APPLIC	ATION			
■ PROPERTY OWNER(S) WITH ANNEXA AGREEMENT (TEXAS LOCAL GOVERNER 43.0671).		□ VOTERS-LESS THAN 200 POPULATION-AT LEAST 50% APPROVAL (TEXAS LOCAL GOVERNMENT CODE 43.0681)		
☐ DEVELOPMENT AGREEMENT (TEXAS GOVERNMENT CODE 212.172)	SLOCAL			

PROPERTY INFORMATION			
PROPERTY OWNER NAME	Steve Harren		
PROPERTY ADDRESS	2100 Creek Rd, DRIPPING SPRINGS, TX 78620		
CURRENT LEGAL DESCRIPTION	18.25 Acre Tract of Land described in Exhibit "A" of Deed Recorded under Hays County Document # 20061246		
TAX ID#	R14993		
CURRENT LAND USE	AG		
REQUESTED ZONING	SF2		
REASON FOR REQUEST (Attach extra sheet if necessary)	Annex into full purpose city limits. The site will be served by DSWSC for water servive. Private septic wastewater facilities will be used. PEC will provide electric service.		
INFORMATION ABOUT PROPOSED USES (Attach extra sheet if necessary)	SF Subdivision		

### **APPLICANT'S SIGNATURE**

raitifel, that bhan Estes	Civil & Environmental	Consultants, Inc. ) IS authori	er of the above described zed to act as my agent and	real property and
. sopest to this Applicatio	in and the City	S Zoning amendment	nrocess	representative with
(As recorded in the Hays	<b>County Proper</b>	ty Deed Records, Vo	Pg)	Document # 20061246
	Steve Harren C	Nell	.,	
Na	ame	0		
	Owner The C	Overlook at Bunke	r Ranch, LLC	
Tit	tle			
STATE OF TEXAS	§			
COUNTY OF HAYS	§ §			
This instrument w	as acknowledg	ged before me on the	Sm day of Januam	
2021 by Steve F	tarren	. 1	1	,
Emma Ragsdale My Commission Ex 01/31/2023	xpires 🕻 —	otary Public, State of	Texas	
My Commission Expires:	mas,	023		
Brian Estes (Civil & Environmenta	al Consultants, Inc.)			
Name of Applicant				

### **ANNEXATION APPLICATION SUBMITTAL**

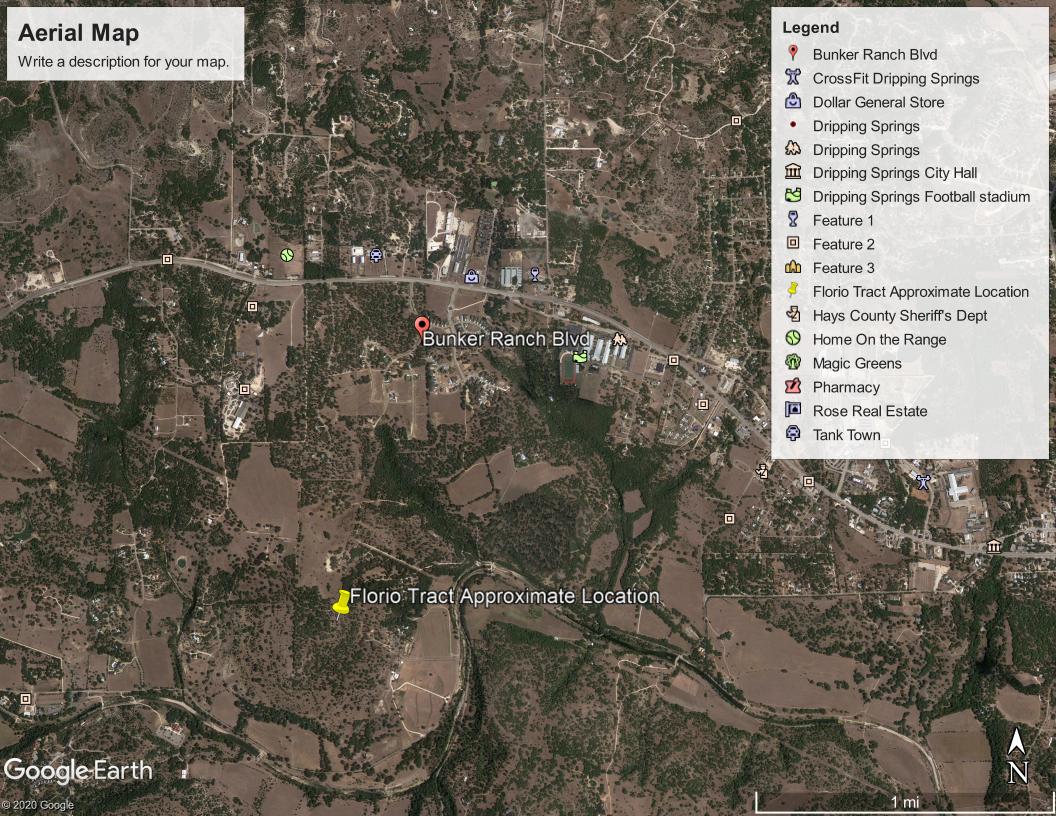
	A CONTRACTOR OF THE PARTY OF TH	THE STATE OF SOBIVITIAL
All req	uired items o	and information (including all applicable above listed exhibits and fees) must be received by
the Cit	y jor an appii	cation and request to be considered complete. Incomplete submissions will not be prosented
By sign	ning below,	acknowledge that I have read through and met the above requirements for a complete
submit	tal:	? The above requirements for a complete
		1/6/21
Applica	nt Signature	1/5/21 Date
		CHECKLIST
STAFF	APPLICANT	
	X	Completed Application Form - including all required signatures and notarized
	X	Agreement of All Owners with Signatures or Registered Voters (at least 50%)
		PDF/Digital Copies of all submitted Documents
	V	
		When submitting digital files, a cover sheet must be included outlining what
		digital contents are included.
	X	Zoning Application (if applicable)
V		GIS Data
V	X	List of requested utilities or services (if any) See "Reason for Request" section of app
	X	Legal Description
	X	Maps
	X	List of Current Uses
	X	Explanation for request (attach extra sheets if necessary)
	X	Information about proposed uses (attach extra sheets if necessary)
	X	Public Notice Sign - (refer to Fee Schedule)
	X	Proof of Ownership-Tax Certificate or Deed
	⊡/a	Copy of any Agreements with City including Utility or Development (if applicable)
	n/a	Information related to property's presence in a special district

	Received on/by:
Project Number:	
Only filled out by staff	Date, initials
	TEXAS
	ONTACT FORM
Project Name: Florio Tract	
Project Address: 2100 Creek Rd, D	RIPPING SPRINGS, TX 78620
Project Applicant Name: Brian Estes	
Billing Contact Information	
Name: Steve Harren	
Mailing Address: 317 Grace	Lane #240
Austin, Tex	as 78746
<del></del>	.com <sub>Phone Number:(512)644-6800</sub>
Type of Project/Application (check all that app	oly):
	oly):     Special Exception
Type of Project/Application (check all that application)	
Type of Project/Application (check all that application)  Alternative Standard	☐ Special Exception
Type of Project/Application (check all that application)  Alternative Standard  Certificate of Appropriateness	<ul><li>☐ Special Exception</li><li>☐ Street Closure Permit</li></ul>
Type of Project/Application (check all that application)  Alternative Standard  Certificate of Appropriateness  Conditional Use Permit	<ul><li>☐ Special Exception</li><li>☐ Street Closure Permit</li><li>☑ Subdivision</li></ul>
Type of Project/Application (check all that application)  Alternative Standard  Certificate of Appropriateness  Conditional Use Permit  Development Agreement	<ul> <li>□ Special Exception</li> <li>□ Street Closure Permit</li> <li>⊡ Subdivision</li> <li>□ Waiver</li> </ul>
Type of Project/Application (check all that application)  Alternative Standard  Certificate of Appropriateness  Conditional Use Permit  Development Agreement  Exterior Design	<ul> <li>□ Special Exception</li> <li>□ Street Closure Permit</li> <li>⊡ Subdivision</li> <li>□ Waiver</li> <li>□ Wastewater Service</li> </ul>

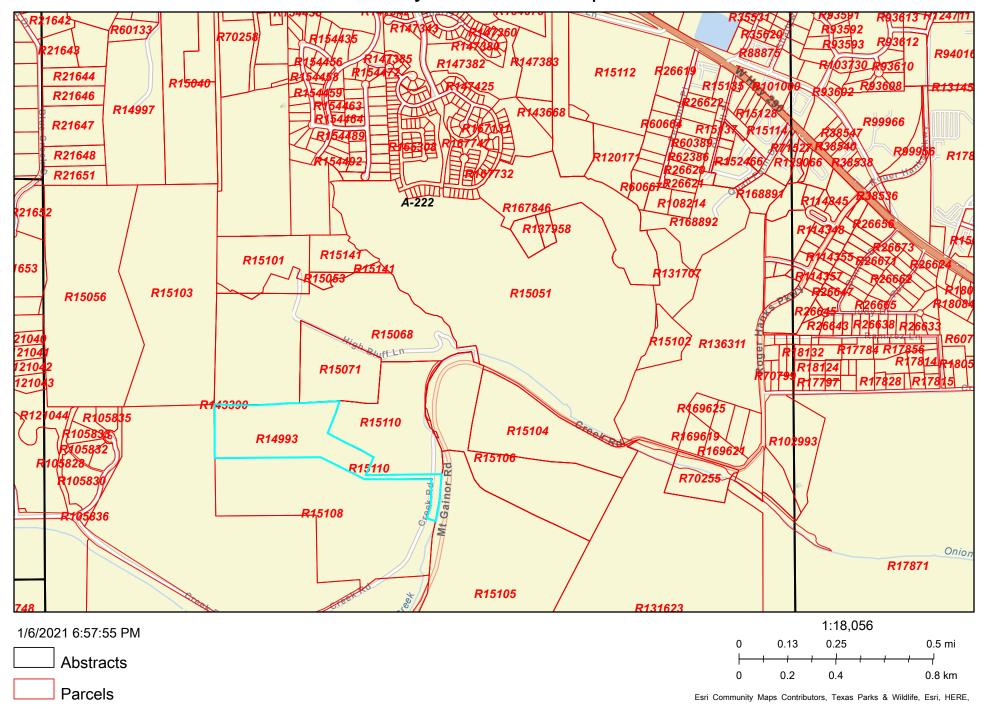
Applicants are required to pay all associated costs associated with a project's application for a permit, plan, certificate, special exception, waiver, variance, alternative standard, or agreement, regardless of City approval. Associated costs may include, but are not limited to, public notices and outside professional services provided to the City by engineers, attorneys, surveyors, inspectors, landscape consultants, lighting consultants, architects, historic preservation consultants, and others, as required. Associated costs will be billed at cost plus 20% to cover the City's additional administrative costs. Please see the online Master Fee Schedule for more details. By signing below, I am acknowledging that the above listed party is financially accountable for the payment and responsibility of these fees.

Signature of Applicant 1/8/2021

Date



## Hays CAD Web Map



Clerk's Note: At the time of recordation this instrument was found to be inadequate for the best reproduction, because of illegibility, carbon of photocopy, discolored paper, etc. All blackouts, additions and changes were present at the time the instrument was filed.

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OF THE FOLLOWING INFORMATION FROM THIS INSTRUMENT BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS. YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

#### SPECIAL WARRANTY DEED

STATE OF TEXAS

KNOW ALL MEN BY THESE PRESENTS:

§ § § COUNTY OF HAYS

THAT Bent Sky Investments, LLC, a Texas limited liability company ("Grantor"), for and in consideration of the sum of \$10.00 and other good and valuable consideration paid to Grantor by The Overlook at Bunker Ranch, LLC, a Texas limited liability company ("Grantee"), having an address at 317 Grace Lane, Suite 240, Austin, Texas 78746, the receipt and sufficiency of which are hereby acknowledged, has GRANTED, SOLD AND CONVEYED, and by these presents does hereby GRANT, SELL AND CONVEY unto Grantee, all of that certain real property situated in Hays County, Texas, more particularly described in **Exhibit "A"** attached hereto and incorporated herein by reference (the "Property");

SUBJECT, HOWEVER, to the matters set forth in Exhibit "B" attached hereto and made a part hereof (the "Permitted Exceptions"), and standby fees, taxes and assessments by any taxing authority for the years 2021 and thereafter, not yet due and payable. Further, the conveyance is subject to the restrictions and reservations described on Exhibit "C" attached hereto and made a part hereof (the "Restrictions").

GRANTOR MAKES NO WARRANTY OF MERCHANTABILITY OR FITNESS FOR PURPOSE IN RESPECT OF THE PROPERTY, AND THE SAME IS SOLD IN AN "AS IS, WHERE IS" CONDITION, WITH ALL FAULTS AND DEFECTS AND ATTRIBUTES KNOWN OR UNKNOWN TO GRANTOR, NONE OF WHICH ARE HEREBY WARRANTED BY GRANTOR. BY ACCEPTANCE OF DELIVERY, GRANTEE AFFIRMS THAT GRANTEE HAS NOT RELIED ON GRANTOR'S SKILL OR JUDGMENT TO SELECT OR FURNISH THE PROPERTY FOR ANY PARTICULAR PURPOSE, AND THAT GRANTOR MAKES NO WARRANTY THAT THE PROPERTY IS FIT FOR ANY PARTICULAR PURPOSE AND THAT THERE ARE NO REPRESENTATIONS OR WARRANTIES, EXPRESSED, IMPLIED, OR STATUTORY, EXCEPT AS EXPRESSLY SET FORTH IN THE PURCHASE AGREEMENT AND THE WARRANTY OF TITLE HEREIN DESCRIBED, AND GRANTOR HAS FULL POWER, RIGHT, AND AUTHORITY TO CONVEY TITLE THERETO.

TO HAVE AND TO HOLD the Property, subject to the aforesaid encumbrances, unto Grantee, Grantee's successors and assigns, forever, and Grantor does hereby bind Grantor and Grantor's successors and assigns to WARRANT AND FOREVER DEFEND all singular the Property, subject to the aforesaid encumbrances, unto Grantee, Grantee's successors and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof, by, through or under Grantor, but not otherwise.

EXECUTED as of	Dec. 3	, 2020.	
GRANTOR:			
Bent Sky Investments, LLO A Texas limited liability co			.*
By:			
STATE OF TEXAS COUNTY OF HAYS	\$ \$ \$		
		re me on <u>rec31</u> , cas limited liability compar	
My N	TORIA L. HEAFNER Jotary ID # 11916965 pires April 30, 2021	Notary Public, State of	Texas

#### EXHIBIT "A"

18.250 ACRES BUNKER RANCH DRIPPING SPRINGS, TX

PROJECT NO.: 181-500 DECEMBER 23, 2020

#### LEGAL DESCRIPTION

BEING AN 18.250 ACRE TRACT OF LAND (INCLUDING A 60 SQUARE FOOT AREA IN CONFLICT) OUT OF THE BENJAMIN F. HANNA SURVEY NO. 28, ABSTRACT NO. 222, SITUATED IN HAYS COUNTY, TEXAS, BEING A PORTION OF A CALLED 34.26 ACRE TRACT CONVEYED TO CHARLES B. FLORIO AND KYLE FLORIO BY DEED OF RECORD IN VOLUME 5262, PAGE 573, OFFICIAL PUBLIC RECORDS OF HAYS COUNTY, TEXAS (O.P.R.H.C.T.); SAID 18.250 ACRE TRACT OF LAND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

COMMENCING, at a ½ inch iron rod found in the south line of a called 5.01 acre tract conveyed to Bobby Glenn Stevens and Dorrae Tubb Stevens by deed of record in Document No. 15011837, O.P.R.H.C.T. at the northerly common corner of said 34.26 acre tract and of a called 34.27 acre tract conveyed to Barbara Jean Johnson by deed of record in Volume 1055, Page 894, O.P.R.H.C.T.;

THENCE, along the common line of said 34.26 acre tract and of said 5.01 acre tract, S86°47'54"W, a distance of 543.83 feet to a ½ inch iron rod found at the southerly common corner of said 5.01 acre tract and of the remainder of a called 111.67 acre tract conveyed to Bunker Ranch, LLC by deed of record in Document No. 16020931, O.P.R.H.C.T.;

THENCE, along the common line of said 34.26 acre tract and said remainder of 111.67 acre tract, S86°01'29"W, a distance of 73.64 feet to a ½ inch iron rod with "CEC" cap set for the POINT OF BEGINNING, hereof;

THENCE, over and across said 34.26 acre tract, the following three (3) courses and distances:

- 1. S00°13'03"W, a distance of 308,03 feet to a set ½ inch iron rod with "CEC" cap;
- 2. S12°51'27"E, a distance of 164.56 feet to a set 1/2 inch iron rod with "CEC" cap;
- S07°29'25"E, a distance of 266.18 feet to a ½ inch iron rod with "CEC" cap set in the common line of said 34.26 acre tract and of a called 74.00 acre tract conveyed to Robert A. Garland, Jr. and Amy L. Garland by deed of record in Document No. 14020704, O.P.R.H.C.T.;

THENCE, along the common line of said 34.26 acre tract and of said 74.00 acre tract, S89°02'53"W, a distance of 1,141.56 feet to a 5/8 inch iron rod with "Staudt Surveying" cap found in the east line of a called 603.70 acre tract conveyed to Anna Marie Widen Speir, et al, by deed of record in Document 00025671, O.P.R.H.C.T., at the westerly common corner of said 34.26 acre tract and of said 74.00 acre tract;

THENCE, along the common line of said 34.26 acre tract and of said 603.70 acre tract, N01°06'51"W, passing at 713.92 feet, an 8" cedar fence post found in the common line of said 603.70 acre tract and of a called 79.61 acre tract conveyed to P & H Family Limited Partnership No. 1 by deed of record in Document No. 00025538, O.P.R.H.C.T., from said fence post, a found ½ inch iron rod bears N86°15'32"E, a distance of 5.94 feet, and continuing an additional 11.21 feet (bounding area in conflict) for a total distance of 725.12 feet to a set ½ inch iron rod with "CHC" cap;

18.250 ACRES BUNKER RANCH DRIPPING SPRINGS, TX

PROJECT NO.: 181-500 DECEMBER 23, 2020

THENCE, S89°22'34'E, passing at a distance of 5.01 feet (bounding area of conflict), a ½ inch iron rod found for the southwesterly corner of said remainder of 111.67 acre tract, continuing along the common line of said 34.26 acre tract and said remainder of 111.67 acre tract for a total distance of 242.11 feet to a found ½ inch iron rod;

**THENCE**, continuing with the common line of said 34.26 acre tract and said remainder of 111.67 acre tract, the following four (4) courses and distances:

- 1. N89°12'53"E, a distance of 336.81 feet to a found 1/2 inch iron rod;
- 2. N87°39'49"E, a distance of 260.74 feet to a found 1/2 inch iron rod;
- 3. N87°07'43"E, a distance of 173.46 feet to a found 1/2 inch iron rod;
- 4. N86°01'29"E, a distance of 72.88 feet to the **POINT OF BEGINNING**, and containing 18.250 acres (794,923 square feet, including 60 square feet in conflict) of land, more or less.

THE BASIS OF BEARING OF THIS SURVEY IS TEXAS STATE PLANE COORDINATE SYSTEM, SOUTH CENTRAL ZONE, NSRS 2011(2012A), UTILIZING THE LEICA SMARTNET CONTINUALLY OPERATING REFERENCE NETWORK.

FRANK WILLIAM FUNK

Witness my hand and seal this 23rd day of December, 2020.

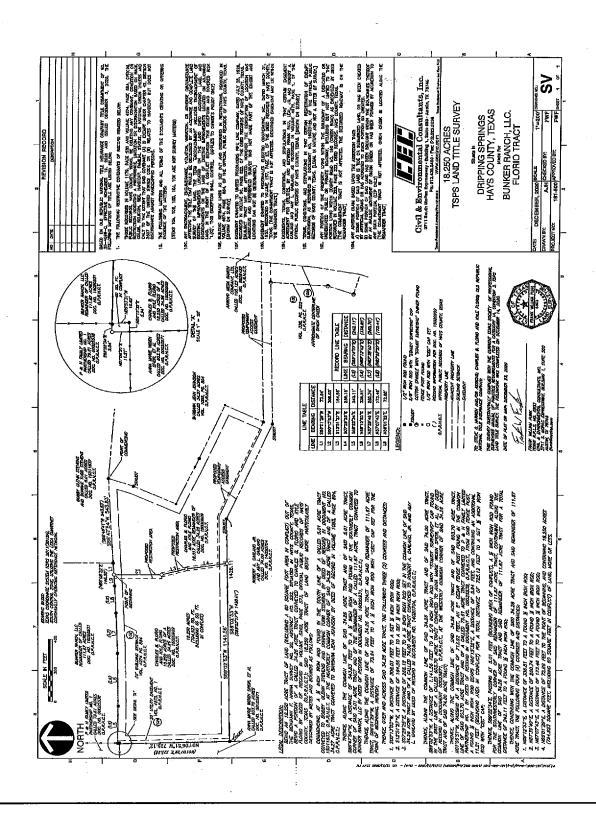
Frank William Funk, R.P.L.S. 6803

Civil & Environmental Consultants, Inc.

3711 S. MoPac Expressway, Building 1, Suite 550

Austin, ȚX 78746

Texas Registered Surveying Firm No. 10194419



## EXHIBIT "B" PERMITTED EXCEPTIONS

- 1. Restrictions, covenants and conditions described in instruments recorded in Volume 1179, Page 530 and Volume 4974, Page 884, Official Public Records, Hays County, Texas.
- 2. Building setback lines as set out and described in restrictions, recorded in Volume 4974, Page 884, of the Official Public Records of Hays County, Texas.
- 3. Easements, terms, conditions, and stipulations in that certain Easement Agreement for Utilities, by and between Frank Paul Leal, Jr. and Robert A. Garland and Amy L. Garland, as recorded in Volume 4975, Page 1, of the Official Public Records of Hays County, Texas.
- 4. Terms, conditions, and stipulations in that certain Registration of Exempt Subdivision, as recorded in Document No. 16023129, of the Official Public Records of Hays County, Texas.
- 5. Undivided interest in and to all oil, gas and other minerals in, on, under or that may be produced from the herein described property, together with all rights relating thereto, express or implied, conveyed by E. A. Foster, to H. J. McMullen, under deed dated April 19, 1928, and recorded in Volume 95, Page 472, of the Deed Records of Hays, County, Texas.

## EXHIBIT "C" Restrictions

1. There shall be a variable width setback buffer from the common boundary line between the Property and Seller's remaining property within that area comprising approximately 0.425 acres of land out of the Benjamin F. Hanna Survey No. 28, Abstract No. 222, in Hays County, Texas; being more particularly described on Exhibit "C-1" attached hereto and incorporated herein (the "Restriction Area"), which Restriction Area will remain a natural vegetative buffer. The existing vegetation and trees shall not be removed or destroyed from the restriction Area, but there may be permitted trimming in order to install a game fence within the restriction Area.

#### EXHIBIT C-1

0.425 ACRE BUNKER RANCH DRIPPING SPRINGS, TX

PROJECT NO.: 181-500 DECEMBER 23, 2020

### RESTRICTION AREA LEGAL DESCRIPTION

BEING A 0.425 ACRE TRACT OF LAND OUT OF THE BENJAMIN F. HANNA SURVEY NO. 28, ABSTRACT NO. 222, SITUATED IN HAYS COUNTY, TEXAS, BEING A PORTION OF A 18.250 ACRE PORTION OF A CALLED 34.26 ACRE TRACT AND ALSO A PORTION OF THE REMAINDER OF A CALLED 34.26 ACRE TRACT CONVEYED TO CHARLES B. FLORIO AND KYLE FLORIO BY DEED OF RECORD IN VOLUME 5262, PAGE 573, OFFICIAL PUBLIC RECORDS OF HAYS COUNTY, TEXAS (O.P.R.H.C.T.); SAID 0.425 ACRE TRACT OF LAND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING, at a ½ inch iron rod with "CBC cap set in the common line of said 34.26 acre tract and of the remainder of a called 111.67 acre tract conveyed to Bunker Ranch, LLC by deed of record in Document No. 16020931, O.P.R.H.C.T., at the northerly common corner of said 18.250 acre tract and of said remaining portion of 34.26 acre tract, from which point a ½ inch iron rod found at the southerly common corner of said remainder of 111.67 acre tract and of a called 5.01 acre tract of land conveyed to Bobby Glenn Stevens and Dorrae Tubb Stevens by deed of record in Document No. 15011837, O.P.R.H.C.T., bears N86°01'29"E, a distance of 73.64 feet;

THENCE, along the common line of said 18.250 acre tract and of said remainder of 34.26 acre tract, S00°13'03"W, a distance of 308.03 feet to a set ½ inch iron rod with "CEC" cap;

**THENCE**, over and across said remainder of 34.26 acre tract, the following three (3) courses and distances:

- 1. N77°08'33"E, a distance of 12.50 feet to a calculated point;
- 2. \$12°51'27"E, a distance of 165.15 feet to a calculated point;
- S07°29'25"E, a distance of 268.20 feet to a calculated point on the common line of said remainder
  of 34.26 acre tract and of a called 74.00 acre tract conveyed to Robert A Garland, Jr. and Amy L.
  Garland by deed of record in Volume 4974, Page 869, O.P.R.H.C.T.;

THENCE, along the common line of said 74.00 acre tract and partially of said remainder of 34.26 acre tract and partially of said 18.250 acre tract, S89°02'53W, passing at a distance of 12.58 feet, a ½ inch iron rod with "CEC" cap set at the southerly common corner of said 18.250 acre tract and of said remainder of 34.26 acre tract, continuing for a total distance of 25.16 feet to a calculated point;

THENCE, over and across said 18.250 acre tract, the following four (4) courses and distances;

- 1. N07°29'25"W, a distance of 264.16 feet to a calculated point;
- 2. N12°51'27"W, a distance of 166.83 feet to a calculated point;
- 3. N89°33'14"W, a distance of 12.18 feet to a calculated point;

0.425 ACRE BUNKER RANCH DRIPPING SPRINGS, TX

PROJECT NO.: 181-500 DECEMBER 23, 2020

N00°13'03"E, a distance of 306.20 feet to a calculated point on the common line of said 18.250 acre tract and of said remainder of 111.67 acre tract;

THENCE, along the common line of said 18.250 acre tract and of said remainder of 111.67 acre tract, N86°01'29"B, a distance of 25.07 feet to the **POINT OF BEGINNING**, and containing 0.425 acre (18,524 square feet) of land, more or less.

THE BASIS OF BEARING OF THIS SURVEY IS TEXAS STATE PLANE COORDINATE SYSTEM, SOUTH CENTRAL ZONE, NSRS 2011(2012A), UTILIZING THE LEICA SMARTNET CONTINUALLY OPERATING REFERENCE NETWORK.

FRANK WILLIAM FUNK

6803

Witness my hand and seal this 23rd day of December, 2020.

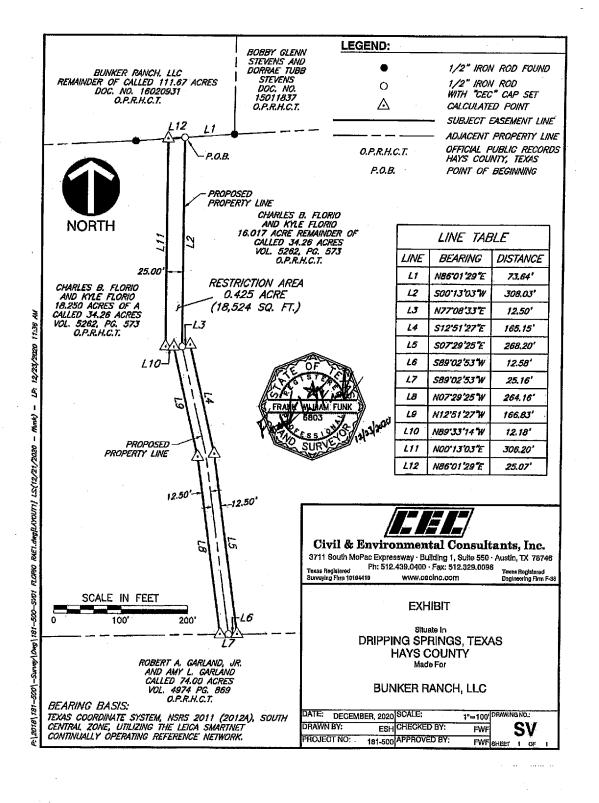
Frank William Funk, R.P.L.S. 6803

Civil & Environmental Consultants, Inc.

3711 S. MoPac Expressway, Building 1, Suite 550

Austin, TX 78746

Texas Registered Surveying Firm No. 10194419



# THE STATE OF TEXAS COUNTY OF HAYS

I hereby certify that this instrument was FILED on the date and the time stamped hereon by me and was duly RECORDED in the Records of Hays County, Texas.

20061246 DEED 12/31/2020 02:18:31 PM Total Fees: \$62.00

Elaine H. Cárdenas, MBA, PhD, County Clerk Hays County, Texas

Elein & Cardenas