



TO: Planning and Zoning Commission
FROM: Edie Sims, City Secretary
DATE: April 11, 2011
SUBJECT: Discussion and recommendation regarding a request for Preliminary Plat of Farmersville Market Center II Lots 1-4 and replat Lot 3-R Farmersville Market Center I, otherwise located at the intersection of West Audie Murphy Parkway and County Road 607

ACTION: Approve or disapprove Plat and Re-plat

(III - C)



Permit to Construct Access Driveway Facilities on Highway Right of Way

Form 1058
(Rev. 04/10)
Page 1 of 2

PERMIT NUMBER: <u>2011019105</u>			
	GPS*	ROADWAY	
REQUESTOR	LATITUDE, LONGITUDE	HWY NAME	U.S. 380
	N 33.15889, W 96.39056	FOR TxDOT'S USE	
		CONTROL	<u>0139</u>
NAME	MACATEE ENGINEERING	SECTION	<u>04</u>
MAILING ADDRESS	4336 LEMMON AVENUE		
CITY, STATE, ZIP	CITY OF DALLAS, TEXAS, 75219		
PHONE NUMBER	214-373-1180		
<small>*GLOBAL POSITIONING SYSTEM COORDINATES AT INTERSECTION OF DRIVEWAY CENTERLINE WITH ADJUTING ROADWAY</small>			

The Texas Department of Transportation, hereinafter called the State, hereby authorizes EMERGING MARKET PARTNERS, LLC, hereinafter called the Permittee, to construct / reconstruct a COMMERCIAL (residential, convenience store, retail mall, farm, etc.) access driveway on the highway right of way abutting highway number US380 in COLLIN County, located ON U.S. 380 APPROX. 1,000 FEET WEST OF C.R. 607

USE ADDITIONAL SHEETS AS NEEDED

Subject to the Access Driveway Policy described on page 2 and the following:

1. The undersigned hereby agrees to comply with the terms and conditions set forth in this permit for construction and maintenance of an access driveway on the state highway right of way.
2. Design of facilities shall be as follows and/or as shown on sketch on page 2 and is subject to conditions stated below:
SEE ATTACHED PLAN

The permittee will also contact the State's representative (shown below) upon completion of the State roadway portion of work authorized by this permit for a final inspection.

All construction of materials shall be subject to inspection and approval by the State.

3. Maintenance of facilities constructed hereunder shall be the responsibility of the Permittee, and the State reserves the right to require any changes, maintenance or repairs as may be necessary to provide protection of life or property on or adjacent to the highway. Changes in design will be made only with approval of the State.
4. The Permittee shall hold harmless the State and its duly appointed agents and employees against any action for personal injury or property damage sustained by reason of the exercise of this permit.
5. Except for regulatory and guide signs at county roads and city streets, the Permittee shall not erect any sign on or extending over any portion of the highway right of way, and vehicle service fixtures such as fuel pumps, vendor stands, or tanks and shall be located at least 12 feet from the right of way line to ensure that any vehicle services from these fixtures will be off the highway right of way.
6. The State reserves the right to require a new access driveway permit in the event of a material change in land use or change in driveway traffic volume or vehicle types.
7. This permit will become null and void if the above-referenced driveway facilities are not constructed within six (6) months from the issuance date of this permit.
8. The Permittee will contact the State's representative Mr. Ray Hejke and Darrin Boykin @ (972) 439-6841 telephone, (972) 547-2345, at least twenty-four (24) hours prior to beginning the work authorized by this permit.
9. The requesting Permittee will be provided instructions on the appeal process if this permit request is denied by the State.

1/5/11
Date of Issuance

John D. [Signature] P.E.
State Authorized Representative

The undersigned hereby agrees to comply with the terms and conditions set forth in this permit for construction and maintenance of an access driveway on the highway right of way.

Date: December 9, 2010

Signed: _____

Dayton Macatee
(Property owner or owner's representative)

