



STATE OF TEXAS §
COUNTY OF COMAL §

RESOLUTION #2010-41

SUPPORTING LOCAL OPTION DEVELOPMENT AUTHORITY LEGISLATION

WHEREAS, Comal County has experienced rapid population growth in its unincorporated areas creating numerous safety, infrastructure, financial, and environmental challenges for the county; and

WHEREAS, Texas counties have limited authority to implement a county development plan; and

WHEREAS, Limited county land-use authority to regulate incompatible future uses would benefit the citizens of Texas; and

WHEREAS, Counties' lack of authority has caused inefficient and inequitable distribution of the transportation and infrastructure costs of new development; and

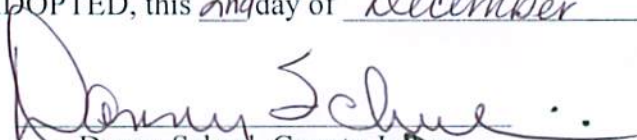
WHEREAS, the Texas Hill Country prone to flooding and the public health and safety hazard due to flooding in Comal County has been aggravated by massive development; and


WHEREAS, Massive development additionally impacts water availability and the environment in Comal County; and

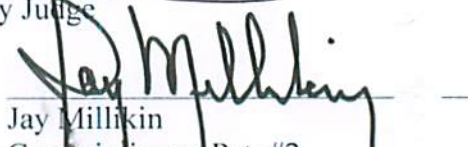
WHEREAS, unmanaged growth in Comal County has created situations where existing farms, ranches, and residential communities lie adjacent to commercial and industrial land uses negatively impacting the public health, safety, and welfare.

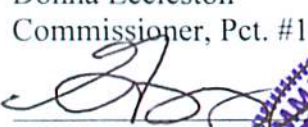
NOW THEREFORE BE IT RESOLVED THAT the Commissioners Court of Comal County, Texas, request that counties be granted local option authority to adopt county development plans, including subdivision density controls, setbacks between incompatible land uses, and impose reasonable impact fees to fairly distribute the infrastructure costs for new development.

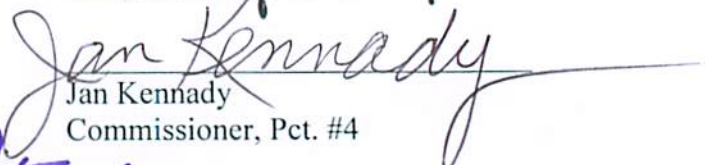
PASSED AND ADOPTED, this 2nd day of December, 2010.


Danny Scheel, County Judge

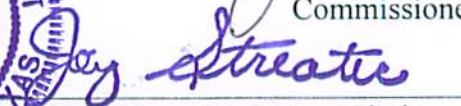

Donna Eccleston
Commissioner, Pct. #1


Jay Millikin
Commissioner, Pct. #2


Gregory Parker
Commissioner, Pct. #3


Jan Kennady
Commissioner, Pct. #4




Joy Streater, County Clerk



STATE OF TEXAS §

COUNTY OF COMAL §

RESOLUTION #2010-42

SUPPORTING LEGISLATION REGARDING THE BAN OF BILLBOARDS ON SPECIFIED ROADS IN COMAL COUNTY, TEXAS

WHEREAS, Billboards detract from the natural beauty of the Texas hill country and scenic passageways of Comal County;

WHEREAS, Many Texas cities restrict or prohibit the construction of billboards;

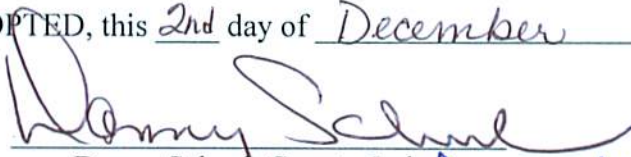
WHEREAS, Municipal regulations do not apply in rural and unincorporated areas;

WHEREAS, Section 391.252 of the Transportation Code prohibits erecting off-premise signs that are adjacent to and visible from certain sections of highways; and


WHEREAS, the purpose of this resolution is to support legislation that amends Section 391.252(a) of the Transportation Code to add the following roadways to the current list, to wit: State Highway 46, State Highway 306, Farm-to-Market Road 2722, Farm-to-Market Road 2673, Farm-to-Market Road 3009, Farm-to-Market Road 3159, and Farm-to-Market Road 1863.

NOW THEREFORE BE IT RESOLVED THAT the Commissioners Court of Comal County, Texas does hereby request that Senator Jeff Wentworth and Representative Doug Miller of the Texas Legislature introduce a bill in the upcoming legislative session amending Section 391.252 of the Transportation Code to add the following roadways to the current list, to wit: State Highway 46, State Highway 306, Farm-to-Market Road 2722, Farm-to-Market Road 2673, Farm-to-Market Road 3009, Farm-to-Market Road 3159, and Farm-to-Market Road 1863.

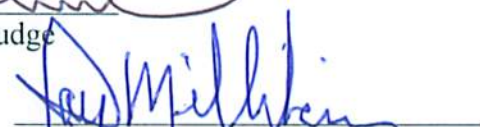
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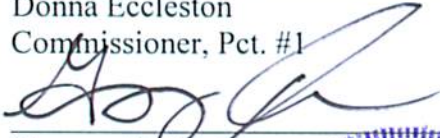
Danny Scheel, County Judge



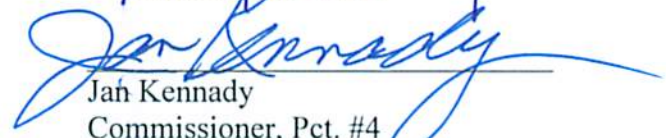
Donna Eccleston
Commissioner, Pct. #1



Jay Millikin
Commissioner, Pct. #2



Gregory Parker
Commissioner, Pct. #3



Jan Kennedy
Commissioner, Pct. #4





Flori Joy Streater, County Clerk



STATE OF TEXAS §
COUNTY OF COMAL §

**RESOLUTION #2010-43
OPPOSING UNFUNDED MANDATES**

WHEREAS, Texas counties are responsible for the operation and management of many and various governmental services and programs as required and authorized by law; and

WHEREAS, Some county programs are fully or partially supported with funds disbursed by the State of Texas through the state appropriations process; and

WHEREAS, The State of Texas, acting through the Texas Legislature or through a state agency or executive order, may enact laws or promulgate rules that impose mandatory financial obligations and expenditures upon Texas counties; and


WHEREAS, During each regular session of the Texas Legislature, all state funds that support county programs are reviewed through the state appropriation process and by other state budgetary review systems; and

WHEREAS, The review process may result in a reduction, or cessation, of state financial support of county government programs causing an unforeseeable disruption and reduction of the county budget and operations; and

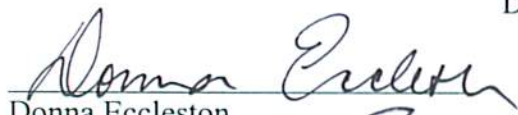
WHEREAS, Texas counties cannot achieve reliable financial planning and the necessary bond ratings sufficient to support county-related obligations when the state mandates a new program that is not fully funded or under conditions where the state reduces or fully withdraws prior funding and disbursement for county government programs.

NOW THEREFORE BE IT RESOLVED THAT the Commissioners Court of Comal County, Texas, declare it is in the best interest of Texas counties and their taxpayers to support and favor the passage of legislation, including an amendment to the Constitution of the State of Texas, that would expressly prohibit the imposition of a mandatory governmental program on Texas counties, whether by an act of the Texas Legislature or a state agency or by executive order, unless the State of Texas has fully funded and disbursed all necessary funds to enable Texas counties to operate said governmental program.


PASSED AND ADOPTED, this 2nd day of December, 2010.



Danny Scheel, County Judge



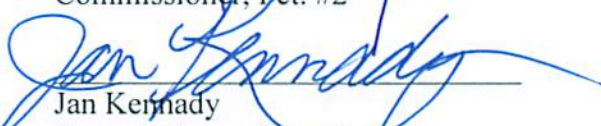
Donna Eccleston
Commissioner, Pct. #1



Jay Millikin
Commissioner, Pct. #2



Gregory Parker
Commissioner, Pct. #3



Jan Kennedy
Commissioner, Pct. #4





Hon. Joy Streater, County Clerk



STATE OF TEXAS §

COUNTY OF COMAL §

RESOLUTION #2010-44

OPPOSING APPRAISAL CAPS AND REVENUE CAPS

WHEREAS, Appraisal caps or revenue caps would diminish local control and tie the hands of county officials and limit their ability to provide essential services to address the needs and emergencies of their citizens; and

WHEREAS, County government is already struggling to meet the demands of under-funded and unfunded state mandates such as indigent health care, indigent defense and federal mandates such as the Help America Vote Act and the Clean Air Act; and

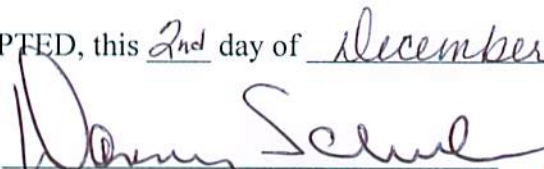
WHEREAS, Artificial appraisal caps or revenue caps will result in a shift of taxes from rapidly appreciating properties to those remaining relatively stable in value; and

WHEREAS, Reducing appraisal caps or revenue caps will not necessarily result in a reduction of property taxes but will result in severe impacts on county services; and


WHEREAS, Undermining a property tax system based upon fair market value is questionable public policy and will result in a distorted, inequitable taxation scheme under which identical homes could be taxed at vastly different amounts.

NOW THEREFORE BE IT RESOLVED THAT the Commissioners Court of Comal County, Texas does hereby express its opposition to limitations on local control through appraisal caps and revenue caps.

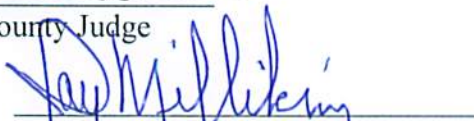
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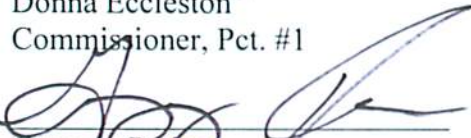
Danny Scheel, County Judge



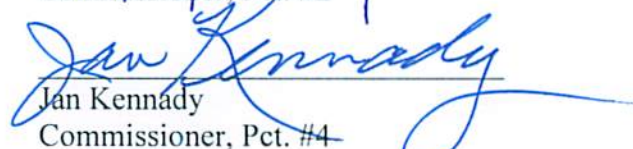
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Commissioner, Pct. #1



Jay Millikin
Commissioner, Pct. #2

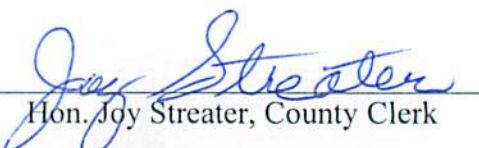


Gregory Parker
Commissioner, Pct. #3



Jan Kennady
Commissioner, Pct. #4



ATTEST: 

Hon. Joy Streater, County Clerk



STATE OF TEXAS §

COUNTY OF COMAL §

RESOLUTION #2010-46

SUPPORTING LEGISLATION RELATING TO THE DECIBEL LEVEL REQUIRED FOR DISORDERLY CONDUCT

WHEREAS, Section 42.01 of the Penal Code requires a decibel level of 85 for disorderly conduct based on unreasonable noise;

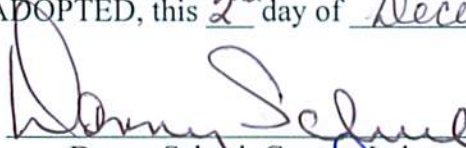
WHEREAS, the Comal County Commissioners Court has received numerous complaints from its constituents regarding unreasonable noise in their neighborhoods, which disturbs their peace and enjoyment of their homes, and that law enforcement was unable to take any action because the noise did not rise to 85 decibel level;

WHEREAS, the noises below 85 decibel level are disruptive to such neighborhoods, and therefore such decibel level required for law enforcement to enforce Disorderly Conduct should be lowered to 70;


WHEREAS, the Comal County Commissioners Court supports legislation changing the decibel level required under Section 42.01 of the Penal Code from 85 to 70;

NOW THEREFORE BE IT RESOLVED THAT the Commissioners Court of Comal County, Texas does hereby request that Senator Jeff Wentworth and Representative Doug Miller of the Texas Legislature introduce a bill in the upcoming legislative session amending Section 42.01 of the Penal Code to lower the decibel level from 85 to 70.


PASSED AND ADOPTED, this 2nd day of December, 2010.



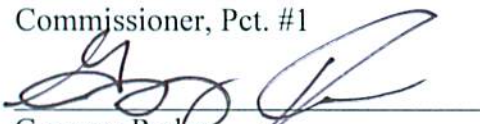
Danny Scheel, County Judge



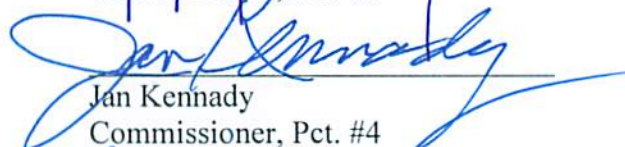
Donna Eccleston
Commissioner, Pct. #1



Jay Millikin
Commissioner, Pct. #2



Gregory Parker
Commissioner, Pct. #3



Jan Kennady
Commissioner, Pct. #4



ATTEST:



Hon. Joy Streater, County Clerk