

ORDER ADOPTING POLICIES REGARDING  
MAINTENANCE, REPAIR AND IMPROVEMENT OF ROAD FACILITIES

WHEREAS, Denton County Fresh Water Supply District No. 10 (the "District") is a conservation and reclamation district and political subdivision of the State of Texas existing and operating pursuant to the provisions of Article III, Section 52, and Article XVI, Section 59, of the Texas Constitution and Chapters 49, 51 and, for certain purposes, 53, of the Texas Water Code;

WHEREAS, the District has constructed and/or acquired certain road facilities (the "Road Facilities") consisting of paved, concrete roadways serving land within the District, and the Road Facilities have been accepted by the District for maintenance;

WHEREAS, the Road Facilities are located within rights-of-way that have been dedicated to the District;

WHEREAS, the primary purpose of the Road Facilities is to provide all-weather roadway access to all District residents, but another purpose of curb-and-gutter Road Facilities is to store water temporarily during and after any significant rain event in order to prevent flooding of structures within the District; and

WHEREAS, the Board of Directors (the "Board") of the District has determined that, based upon consultation with and advice from its engineers, it is appropriate to adopt a formal policy relating to the maintenance, repair and improvement of the Road Facilities.

NOW, THEREFORE, BE IT ORDERED by the Board of Directors of Denton County Fresh Water Supply District No. 10 that the following policies be adopted with respect to the maintenance, repair and improvement of the Road Facilities:

1. The Board, may, at its discretion, determine to use legally available District funds for the maintenance, repair and/or improvement of any of the Road Facilities. Before any maintenance, repair, or improvement of a Road Facility under this Order is undertaken by the District, the District shall first determine if such Road Facility is covered by a warranty that would bear responsibility for such maintenance, repair, or improvement. If such a warranty exists, then the District shall take the necessary action to apply such warranty. If there is no applicable warranty, the District shall then proceed under the provisions of this Order.
2. The District, through its engineer and manager, shall periodically inspect the Road Facilities for indications of cracking and/or structural failure. In the event cracks are noted, the District's engineer shall evaluate the severity of the cracking and determine whether sealant should be applied. In the event of any severe cracking or other indications of structural failure, the District's engineer will, after evaluation, determine the actions necessary to repair such severe cracking and/or structural failure, which actions may, in more severe cases, include the replacement of concrete panels.

3. For health and safety purposes, the District recommends that its residents take a proactive approach in the cleaning and/or sweeping of any standing/ponding water in the Road Facilities abutting their respective residences.

4. If water is ponding in a clean and unobstructed Road Facility 120 hours after a rain event, with zero contributing runoff from irrigation or other non-stormwater sources, at a depth of at least two inches, the District, in consultation with its engineer, will evaluate the particular situation to determine what corrective measures may be taken to minimize ponding. Such measures may consist of grinding at inlets or other pavement areas. Pavement replacement will be considered only in extreme cases of ponding in which the affected pavement also shows signs of structural failure.

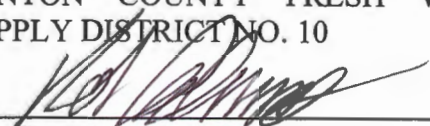
5. Should a District resident identify a Road Facility that the resident believes is in need of corrective measures, the resident can notify the District Manager of the issue by emailing the District Manager at [districtmanager@dcfwsd10.org](mailto:districtmanager@dcfwsd10.org). The resident should provide the location and nature of the issue impacting the Road Facility. Upon receipt of such notice, the District Manager shall take the necessary steps, including consultation with the District engineer, to evaluate the particular situation to determine what corrective measures may be necessary. Should corrective measures be deemed necessary, the matter will be brought before the Board at the next regularly scheduled public meeting.


6. In the case of any damage to Road Facilities that is determined by the District to be due to the actions of a resident or other person utilizing the Road Facilities, such person shall be responsible for the cost of repair of such damage and improvement of the affected Road Facility to its condition prior to such damage.

7. This Order shall become effective immediately upon passage and approval by the Board.

THIS ORDER ADOPTING POLICIES REGARDING MAINTENANCE, REPAIR AND IMPROVEMENT OF ROAD FACILITIES PASSED AND APPROVED this 25<sup>th</sup> day of June, 2019.

DENTON COUNTY FRESH WATER  
SUPPLY DISTRICT NO. 10

By:   
President, Board of Directors

Attest:   
Secretary, Board of Directors

(DISTRICT SEAL)

