

screen shots from minutes of the June 17, 2025 Brazos County commission meeting

18. Second request to approve the Final Plat of Oak Hills Subdivision Lots 22R and 23R being a Replat of Lots 21, 22 and 23; 11.56 Acres; Stephen Jones League Survey, Abstract No. 27; City of College Station ETJ, Brazos County, Texas. Site is located in Precinct 4.

General Counsel Bruce Erratt explained that this item was previously denied by the Court and the applicant resubmitted a new application. He stated the replat meets the County's requirements, noting the septic issues have been resolved according to the Health District and deed restrictions are not reviewable by the County.

Commissioner Brown stated that he did not understand the legal ramifications of denying the replat and he regrets giving homeowners false hope on the matter.

County Engineer Prarthana Banerji confirmed that the Health District has evaluated the septic requirements for the replat and have given their approval.

Cathie Viens stated that it is within the Court's authority to approve or deny the replat and asked that the Court allow the HOA to resolve the issue with the landowner before approving the replat.

Russ Kotwal stated his opposition to the replat due to the violation of the subdivisions deed restrictions. Mr. Kotwal noted that the Court has the authority to make a decision that does not align with County staff recommendations. Mr. Kotwal submitted a copy his statement for the minutes it is attached hereto.

Mike Southerland noted several issues with the replat application. He reiterated that the Court has the authority to make a decision contrary to staff recommendations and he asked that the Court table the item.

Sandra Baxter shared additional information regarding the intent of the replat. Ms. Baxter stated that the Court is not obligated to follow staff recommendations and asked that the item be tabled. She submitted a copy of her statement for the minutes it is attached hereto.

Elizabeth Aparicio asked that the Court deny or table the item. She further explained that what is being done is not allowed by the subdivision deed restrictions. Ms. Aparicio submitted a copy of her statement for the minutes it is attached hereto.

The Court engaged in further discussion and County staff provided additional information on the steps of the platting and permitting process. Commissioner Konderla then recognized citizen Mike Southerland to speak again.

Mr. Southerland reiterated his statement about adherence to staff recommendations.

Lisa Holland expressed concern regarding the replat and stated that approval by the Commissioners Court will create ramifications for the other property owners in the subdivision.

The Court and staff engaged in further discussion with additional information regarding floodplain permits being provided by Ms. Banerji. Commissioner Konderla then recognized citizen Sandra Baxter to speak again.

Ms. Baxter reiterated comments on the ramifications of the replat.

Commissioner Watson withdrew her motion to approve and Commissioner Konderla withdrew his second.

On motion by Commissioner Konderla and second by Commissioner Brown, the Court voted unanimously to table the item.

Motion: Table, Moved by Commissioner Chuck Konderla, Seconded by Commissioner Wanda J. Watson. Passed. 3-0. Ayes: Brown, Konderla, Watson. Absent: Nettles, Peters.