

RESOLUTION IN OPPOSITION TO DEVELOPMENT OF SAND AND GRAVEL
OPERATION AND AGGREGATE PROCESSING OPERATION
ON LAND ADJACENT TO THE DISTRICT

WHEREAS, Bastrop County Municipal Utility District No. 1 (the "District") has been legally created and operates pursuant to the general laws of the State of Texas applicable to conservation and reclamation districts; and

WHEREAS, when created, the District was authorized to provide, among other things, water, sewer, and drainage facilities and services, within its boundaries; and

WHEREAS, the Board of Directors of the District (the "Board") was informed that the Appelt Company, or an affiliate thereof, and Texas Aggregate LLC, an affiliate of Lauren Concrete, are engaged in negotiations to lease land adjacent to the District's southern boundary (the "Property") for the purpose of locating a sand and/or gravel operation and/or an aggregate processing operation on the Property; and

WHEREAS, the Board has determined that the proposed location of this operation will have an adverse impact on the health and safety of residents and wildlife within or around the District, and will increase the probability of damage to the District's water and wastewater infrastructure, including the District's water and sewer distribution lines and its water storage plant and wastewater treatment plant; and

WHEREAS, the large majority of the Property being considered for this operation is located in the Colorado River floodplain/floodway which, if permitted, this operation would exacerbate flood hazards upstream and result in significant silt deposits downstream, both of which could negatively impact the District; and

WHEREAS, the Property lies within the federally defined critical habitat of the Houston Toad, an endangered species which the District wishes to preserve; and

WHEREAS, due to prevailing winds, the residential community located in the District, commonly referred to as Colovista, will be in the direct path of large amounts of dust and other particulates created by the mining of sand and/or gravel in this area; and

WHEREAS, sand and/or gravel operations and aggregate processing operations are known to produce harmful public nuisances, including air, noise and light pollution from the operation itself and from the movement of large, heavy trucks used to transport the product away from the area; and

WHEREAS, the large, heavy trucks moving the sand and/or gravel will destroy existing Bastrop County roads in the District and those used by District residents to enter and exit the District, and Bastrop County has stated that it does not have sufficient funds in its budget to repair these roads once destroyed by these trucks., and

WHEREAS, any available access to Texas Highway 71 for these trucks to transport materials from this area presents a serious traffic safety hazard to District residents and visitors; and

WHEREAS, the District has ample available land and utility capacity for additional homes to substantially increase its tax base as well as the tax base for other taxing authorities in Bastrop County that provide services to the District and its residents, and the proposed sand and/or gravel operation will destroy that potential by degrading values of existing homes in the District and limiting the District's future potential to double the number of homes and families it serves from 175 to 350 homes; and


WHEREAS, the considerable dust and particulates resulting from this operation, the noise from operation, the associated trucking, and the water runoff from this operation also would negatively impact the environment of the District; and

WHEREAS, residents in the District have expressed public opposition to any and all proposed sand and/or gravel operations and aggregate production operations near the District due to the negative impact on the quality of life of District residents and District property values; and

NOW, THEREFORE, BE IT RESOLVED, that the Board of the District does not support the development of any sand and/or gravel operations and any aggregate production operations on the Property and on any land adjacent to the District's boundaries.

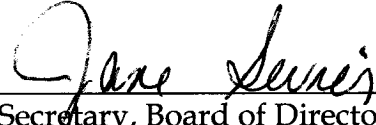
[EXECUTION PAGE FOLLOWS]

PASSED AND APPROVED on January 6, 2023.



President, Board of Directors

ATTEST:



Secretary, Board of Directors

(SEAL)

