

**PUBLIC NOTICE OF HEARING
REGARDING INTENTION OF THE
BROOKSHIRE-KATY DRAINAGE DISTRICT
TO CONSIDER UPDATING ITS RULES AND REGULATIONS**

Pursuant to § 2007 of the Texas Government Code, notice is hereby given regarding the intention of the Brookshire-Katy Drainage District, acting by and through its Board of Supervisors, to conduct a public hearing on February 28, 2022, at 8:00 A.M., in the District's Offices located at 1111 Kenny Street, Brookshire, Texas 77423, to consider the adoption of updates to its Rules and Regulations in Waller County, Texas, and to receive public comment on said proposed actions.

The proposed actions will include the Takings Impact Assessment and updated and/or new regulations concerning the following general areas:

NOAA Atlas-14 rainfall amounts, storm water pump station design criteria, and general drainage criteria updates; for reclamation and drainage of its overflowed lands and other lands needing drainage and these Rules and Regulations promote the conservation of water of the State of Texas.

As required by Section 2007.043 of the Texas Government Code (TGC), a Takings Impact Assessment (TIA) of the proposed Rules and Regulations was completed. The TIA, using the analysis outlined by the Texas Attorney General, has determined that the adoption of these Rules and Regulations does not constitute an unconstitutional taking of real property, as defined by Section 2007.002 of the Texas Government Code. The proposed actions were determined to be exempted and/or only impose nominal burdens, from the Texas Private Real Property Rights Preservation Act ("Act"), in accordance with TGC §2007.003(b)(13) due to the District's intent to protect public health and safety by establishing minimum requirements for the reclamation and drainage of overflowed lands including subdivision development of land. Land previously lawfully subdivided may be permitted to continue operations in their current status so long as such property is not altered in use, enlarged or expanded.

Copies of the proposed updates to the Rules and Regulations and the Takings Impact Assessment are available for inspection at the Brookshire-Katy Drainage District office located at 1111 Kenney Street, Brookshire, Texas 77423 during normal business hours, online at www.bkdd.dst.tx.us, and/or Waller County Clerk's Offices. Copies of the proposed updates to the Rules and Regulations may be obtained from the District office, at a cost of \$.10 per page.

Any persons interested in expressing their views on the updates of the Rules and Regulation or the Takings Impact Assessment are encouraged to attend the public hearing.