

MINUTES
HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 359

December 7, 2022

The Board of Directors (the "Board") of Harris County Municipal Utility District No. 359 (the "District") met in regular session at the offices of Allen Boone Humphries Robinson LLP, 3200 Southwest Freeway, Blanco Conference Room, Houston, Texas 77027, outside the boundaries of the District, on the 7th day of December, 2022, and the roll was called of the members of the Board being present:

Neil Daniels	President
Marilyn Keys	Vice President
Hubert Pierre	Secretary
David Keller	Assistant Vice President
Mike Berry	Assistant Secretary

and all of the above were present, except Directors Keys and Keller, thus constituting a quorum.

Also attending the meeting were: David Keller; Marilyn Keys; Rose Herbst, member of the public; Tor Persson, resident of the District; Brian Krueger of FORVIS, LLP ("FORVIS"); Kathy Kaufman, representing the Shadowlake Homeowners Association ("HOA"); Matt Carpenter and Crystal Swink of IDS Engineering Group ("IDS"); Emma Highberger of Wheeler & Associates, Inc. ("Wheeler"); Glenn Woodson of Storm Maintenance & Monitoring; Brenda Garcia of Municipal Accounts & Consulting, L.P.; and Andrew Vaughan, Sydney Durham, and Alyssa Ollwerther of Allen Boone Humphries Robinson LLP ("ABHR").

PUBLIC COMMENT

Mr. Persson addressed the Board and provided comments related to out-of-District service, flood control, and bond financing matters.

PRESIDENT'S COMMENTS

Director Daniels further discussed the earlier received public comments. The Board and Mr. Carpenter discussed out-of-District service matters, noting that the Board had reviewed this matter in March 2019 and there was no new additional information at this time. Mr. Vaughan also explained that any action taken by the Board in an attempt to recover money from out-of-District service beneficiaries would involve significant consultant and legal fees without a guarantee of recovery. Following discussion and noting that the District was not obligated to take any action regarding the out-of-District areas, the Board concurred not to pursue further action at this time.

APPROVAL OF THE MINUTES

The Board considered approving the minutes of the November 2, 2022, regular meeting. Upon a motion made by Director Berry and seconded by Director Pierre, the Board voted unanimously to approve the minutes.

TAX ASSESSMENT AND COLLECTION MATTERS

Ms. Highberger presented and reviewed the District's monthly tax report and delinquent tax roll, a copy of which is attached, reflecting that 15.75% of the District's 2022 taxes were collected as of the end of November 2022. After review and discussion, Director Berry moved to approve the tax report and payment of the invoices. Director Pierre seconded the motion, which passed unanimously.

TRAVEL REIMBURSEMENT GUIDELINES AND DIRECTOR EXPENSES FOR ASSOCIATION OF WATER BOARD DIRECTORS ("AWBD") WINTER CONFERENCE

The Board noted that there were no directors attending the AWBD winter conference and took no action on this agenda item.

FINANCIAL AND BOOKKEEPING MATTERS, INCLUDING PAYMENT OF THE BILLS AND REVIEW OF INVESTMENTS

Ms. Garcia reviewed the bookkeeper's report, including a list of checks presented for payment and the quarterly investment report, a copy of which is attached. After review and discussion, Director Berry moved to approve the bookkeeper's report, investment report, and payment of the bills listed in the report. Director Pierre seconded the motion, which passed unanimously.

The Board discussed amounts billed versus amounts collected from the City of Houston (the "City") as it relates to the monthly water rebates, including credits for delinquent payments. The Board discussed coordinating with the City and potentially Council Member Thomas regarding further review and analysis of the worksheets provided by the City for same.

AUDIT FOR FISCAL YEAR ENDED AUGUST 31, 2022

Mr. Krueger presented and reviewed an audit for the District's fiscal year ended August 31, 2022. Following review and discussion, Director Berry made a motion to approve the audit, subject to ABHR review, and authorize filing of the audit with the Texas Commission on Environmental Quality and direct that the audit be filed appropriately and retained in the District's official records. Director Pierre seconded the motion, which carried unanimously.

REVIEW STATUS OF DETENTION POND MAINTENANCE AND MOWING

Mr. Woodson reviewed the monthly report on the detention pond maintenance and mowing, a copy of which is attached.

ENGINEERING MATTERS

Mr. Carpenter reviewed the engineer's report, a copy of which is attached. He updated the Board on the status of various District projects, as reflected in his report.

Mr. Carpenter and the Board discussed water reclamation, bond proceeds available for construction costs, and lake shoreline stabilization matters.

Mr. Carpenter reminded the Board that the District received a notice of a Municipal Setting Designation (MSD) for property adjacent to the District and stated that said the MSD was granted.

REVIEW AND UPDATE EMINENT DOMAIN REPORT TO THE TEXAS COMPTROLLER

Mr. Vaughan reported ABHR has filed the District's Eminent Domain Authority Annual Report with the Comptroller of the State of Texas pursuant to Section 2206.154, Texas Government Code.

MEETING SCHEDULE AND ITEMS FOR THE NEXT BOARD MEETING

The Board discussed agenda items for the next Board meeting and concurred to hold its next regular meeting on January 4, 2023, at 12:30 p.m., at the offices of ABHR, 3200 Southwest Freeway, Suite 2400, Blanco Conference Room, Houston, Texas 77027.

There being no further business to come before the Board, the meeting adjourned.

(SEAL)




Secretary, Board of Directors

LIST OF ATTACHMENTS TO MINUTES

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TAX ASSESSOR COLLECTOR MONTHLY REPORT

HARRIS COUNTY MUD #359

AS OF NOVEMBER 30, 2022

WHEELER & ASSOCIATES, INC.
THE TAX ASSESSOR COLLECTORS

HARRIS COUNTY MUD #359 - JUR 527
TAX COLLECTOR MONTHLY REPORT : 10/1/2022 - 11/30/2022

TAX COLLECTIONS								
TAX YEAR	BAL. FWD. AT 10/1/2022	SUPP/CORR / OTHER	WRITE OFF	ADJUSTED LEVY AT 11/30/2022	MONTHLY COLLECTIONS	TAX YEAR COLLECTIONS	AMT OUTSTDG. AT 11/30/2022	% COLL
2022	\$343,076.59	\$21,960.45		\$365,037.04	\$46,185.76	\$57,512.68	\$307,524.36	15.75
2021	\$3,641.78	\$12.00		\$3,653.78	\$505.35	\$505.35	\$3,148.43	13.83
2020	\$1,332.30	\$0.00		\$1,332.30	\$7.25	\$7.25	\$1,325.05	0.54
2019	\$1,440.25	\$0.00		\$1,440.25	\$0.00	\$0.77	\$1,439.48	0.05
2018	\$1,157.50	\$0.00		\$1,157.50	\$0.00	\$0.00	\$1,157.50	0.00
2017	\$453.60	\$0.00		\$453.60	\$0.00	\$0.00	\$453.60	0.00
2016	\$459.80	\$0.00		\$459.80	\$0.00	\$0.00	\$459.80	0.00
2015	\$574.21	\$0.00		\$574.21	\$0.00	\$0.00	\$574.21	0.00
	\$352,136.03	\$21,972.45		\$374,108.48	\$46,698.36	\$58,026.05	\$316,082.43	15.51

SUMMARY OF CASH ACCOUNT

BALANCE FORWARD 11/1/2022		\$41,547.43
TAXES ALL YEARS (2015-2022)		\$46,698.36
OTHER INCOME:		
10% Rendition Penalty		\$4.54
Penalty & Interest		\$109.50
Statutory Delinquent Collection Charge		\$121.77
Earned Interest		\$0.15
TOTAL OTHER INCOME:		\$235.96
VOIDED CHECKS:		\$0.00
TOTAL INCOME:		\$46,934.32
LESS DISBURSEMENTS:		
Checks		\$4,140.19
TOTAL DISBURSEMENTS		\$4,140.19
ADJUSTMENTS:		
Returned Checks		
Journal Entries		
TOTAL ADJUSTMENTS:		\$0.00
TOTAL EXPENSES:		\$4,140.19
CASH BALANCE - 11/30/2022		\$84,341.56

VOIDED CHECKS:		\$0.00
LESS DISBURSEMENTS 12/1/2022		
Transfer Taxes		
Maintenance & Operating Fund		\$20,000.00
Checks		\$5,011.67
TOTAL DISBURSEMENTS 12/1/2022		\$25,011.67
CASH BALANCE TO FORWARD - 12/1/2022		\$59,329.89

WHEELER & ASSOCIATES, INC.
THE TAX ASSESSOR COLLECTORS™

HARRIS COUNTY MUD #359 - JUR 527				
MONTHLY CHECK REGISTER AS OF DECEMBER 2022				
CHECK #	DATE	PAYEE	DESCRIPTION	AMOUNT
1060	12/1/2022	Wheeler & Assoc, Inc.- Cathy Wheeler -TAC	December 2022 Billing Fee	\$1,159.00
1061	12/1/2022	Wheeler & Assoc, Inc.- Cathy Wheeler -TAC	December 2022 Expenses	\$757.31
1062	12/1/2022	Harris Central Appraisal District	1st Quarterly Assessment	\$679.00
1063	12/1/2022	Perdue, Brandon, Fielder, Collins & Mott	del tax atty	\$121.77
1064	12/1/2022	BKD SHADOWLAKE LLC	KRTY2021 CADNO:1192180010001	\$2,288.59
1065	12/1/2022	DING LIYA or LI SIPENG	KRTY2021 CADNO:1199090030013	\$6.00
Wire - M&O	12/1/2022	Harris County MUD #359 Operating	Maintenance & Operating	\$20,000.00
TOTAL (7 Transactions)				\$25,011.67
NET TOTAL:				\$25,011.67

WHEELER & ASSOCIATES, INC.
THE TAX ASSESSOR COLLECTORS™

HARRIS COUNTY MUD #359 - JUR 527

HISTORICAL VALUATION AND COLLECTION DATA : 10/1/2022 - 11/30/2022

TAX RATES / \$100 TOTAL TTV					VALUATION								
TAX YEAR	DEBT RATE	M & O RATE	C & R RATE	TOTAL RATE	LAND	IMPROV.	AG.	PERSONAL	EXEMPTION	TOTAL TV	SR	KR	
2022	0.0000000	0.1100000	0.0000000	0.1100000	\$68,504,315	\$269,300,794	\$0	\$3,974,256	\$9,923,756	\$331,855,609	3	3	
2021	0.0000000	0.1200000	0.0000000	0.1200000	\$64,064,213	\$240,446,405	\$0	\$3,505,222	\$9,447,036	\$298,568,804	11	14	
2020	0.08000	0.06500	0.0000000	0.14500	\$64,051,686	\$236,907,158	\$0	\$4,263,048	\$9,894,627	\$295,327,265	24	26	
2019	0.08000	0.06500	0.0000000	0.14500	\$63,870,815	\$242,215,266	\$0	\$4,218,661	\$9,111,462	\$301,193,280	30	31	
2018	0.08000	0.07000	0.0000000	0.15000	\$60,541,014	\$239,961,306	\$0	\$3,774,084	\$6,186,349	\$298,090,055	34	45	
2017	0.11000	0.05000	0.0000000	0.16000	\$60,251,786	\$244,170,206	\$0	\$3,326,869	\$5,726,288	\$302,022,573	27	33	
2016	0.08250	0.10750	0.0000000	0.19000	\$60,120,829	\$231,611,223	\$0	\$3,557,770	\$5,550,712	\$289,739,110	35	31	
2015	0.00000	0.26000	0.0000000	0.26000	\$59,166,815	\$215,405,245	\$0	\$3,492,016	\$5,897,695	\$272,166,381	29	39	
TAX COLLECTIONS													
TAX YEAR	TOTAL TAX LEVY TO DATE		CORRECTION TAX LEVY		WRITE OFF		ADJUSTED LEVY AT 11/30/2022		TAX YEAR COLLECTION		AMT. OUTSTDG. AT 11/30/2022		% COLL
2022	\$343,076.59		\$21,960.45				\$365,037.04		\$57,512.68		\$307,524.36		15.75
2021	\$360,561.09		(\$2,282.59)				\$358,278.50		\$355,130.07		\$3,148.43		99.12
2020	\$428,227.58		(\$7.25)				\$428,220.33		\$426,895.28		\$1,325.05		99.69
2019	\$436,726.06						\$436,726.06		\$435,286.58		\$1,439.48		99.67
2018	\$447,131.27				\$152.10		\$446,979.17		\$445,821.67		\$1,157.50		99.74
2017	\$483,232.61				\$199.47		\$483,033.14		\$482,579.54		\$453.60		99.90
2016	\$550,500.67				\$124.99		\$550,375.68		\$549,915.88		\$459.80		99.91
2015	\$707,628.96				\$69.34		\$707,559.62		\$706,985.41		\$574.21		99.91
CURRENT COLLECTION COMPARISON TO PRIOR YEAR													
	OCT 2022	NOV 2022	DEC 2022	JAN 2023	FEB 2023	MAR 2023	APR 2023	MAY 2023	JUN 2023	JUL 2023	AUG 2023	SEP 2023	
\$	\$11,326.92	\$46,185.76											
%	3.20	15.75											
	OCT 2021	NOV 2021	DEC 2021	JAN 2022	FEB 2022	MAR 2022	APR 2022	MAY 2022	JUN 2022	JUL 2022	AUG 2022	SEP 2022	
\$	\$0.00	\$26,882.84	\$79,895.12	\$172,017.74	\$61,238.93	\$9,747.98	\$2,471.97	\$2,838.33	\$2,088.42	\$0.00	\$0.00	\$1,340.39	
%		7.44	29.45	77.01	93.87	96.55	97.25	98.04	98.62	98.61	98.61	98.98	

WHEELER & ASSOCIATES, INC.
THE TAX ASSESSOR COLLECTORS™

HARRIS COUNTY MUD #359 - JUR 527
CALCULATION OF CASH BALANCE FORWARD - AS OF 11/30/2022

DESCRIPTION	CURRENT MONTH 11/1/2022 - 11/30/2022	TAX YEAR 10/1/2022 - 11/30/2022	FISCAL YEAR 9/1/2022 - 11/30/2022
BEGINNING BALANCE	\$41,547.43	\$46,466.18	\$46,935.18
A/R Escrow - Transfer Fund		(\$928.44)	(\$928.44)
Taxes	\$46,698.36	\$58,026.05	\$59,366.44
Earned Interest	\$0.15	\$0.25	\$0.34
Penalty & Interest	\$109.50	\$109.50	\$356.88
Collection Fee	\$121.77	\$121.77	\$417.52
10% Rendition Penalty	\$4.54	\$4.54	\$4.54
INCOME	\$46,934.32	\$57,333.67	\$59,217.28
Correction Roll Refund	\$7.25	\$19.25	\$19.25
M & O Fund		\$10,000.00	\$10,000.00
Tax A/C Fee - CW	\$1,159.00	\$2,318.00	\$3,467.50
Audit Preparation		\$300.00	\$300.00
Delinquent Assistance	\$42.50	\$85.00	\$207.50
Travel Mileage		\$0.00	\$0.00
Request District Consultation	\$42.50	\$165.00	\$271.25
Mailing - Postage	\$539.76	\$539.76	\$541.56
Phone Calls	\$0.00	\$0.00	\$0.00
Computer Processing - CR		\$996.55	\$996.55
Copies, Scans & Faxes	\$102.50	\$175.25	\$242.25
CAD Fees			\$618.00
Legal Notices		\$850.90	\$850.90
Records Retention		\$259.75	\$259.75
Computer Programming Legislative Updates	\$150.00	\$300.00	\$450.00
Correspondence with taxpayer	\$45.00	\$45.00	\$45.00
Installment Agreements		\$42.50	\$63.75
Statements - Regular	\$845.50	\$845.50	\$845.50
Computer Process - SR/KR/NC		\$4.75	\$14.25
Required Forms	\$42.50	\$931.25	\$1,016.25
Internet E-Check / Credit Card		\$16.66	\$16.66
Bank Handling Charges	\$17.43	\$36.17	\$57.98
Delinquent Tax Attorney Fees		\$295.75	\$295.75
Pledged Securities	\$300.00	\$300.00	\$300.00
Bankruptcies	\$21.25	\$21.25	\$21.25
Special Meeting		\$85.00	\$85.00
Publishing Tracking Notice	\$825.00	\$825.00	\$825.00
DISBURSEMENT	\$4,140.19	\$19,458.29	\$21,810.90
TOTAL	\$84,341.56	\$84,341.56	\$84,341.56



MUNICIPAL ACCOUNTS
& CONSULTING, L.P.

Bookkeeper's Report | December 7, 2022

Harris County Municipal Utility District No. 359



WEBSITE

www.municipalaccounts.com



ADDRESS

1281 Brittmoore Road
Houston, Texas 77043



CONTACT

Phone: 713.623.4539
Fax: 713.629.6859

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Monthly Financial Summary - General Operating Fund

Harris County MUD No. 359 - GOF



Account Balance Summary

Balance as of 11/03/2022 **\$842,784**

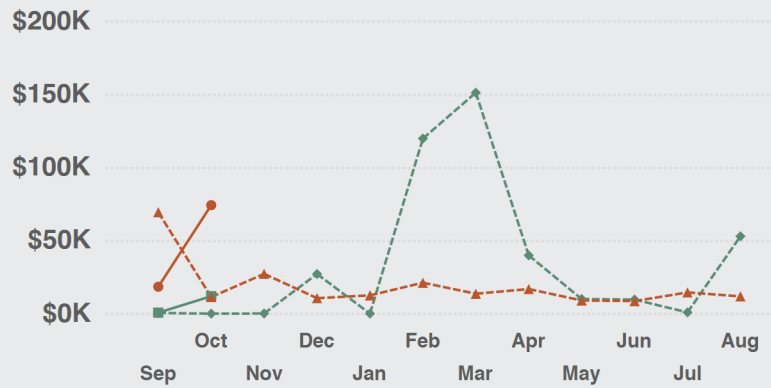
Receipts 62,100

Disbursements (77,531)

Balance as of 12/07/2022 **\$827,354**

Overall Revenues & Expenditures By Month (Year to Date)

Current Year Revenues Prior Year Revenues
Current Year Expenditures Prior Year Expenditures



October 2022

Revenues

Actual	Budget	Over/(Under)
\$12,210	\$872	\$11,339

Expenditures

Actual	Budget	Over/(Under)
\$74,552	\$77,275	(\$2,723)

September 2022 - October 2022 (Year to Date)

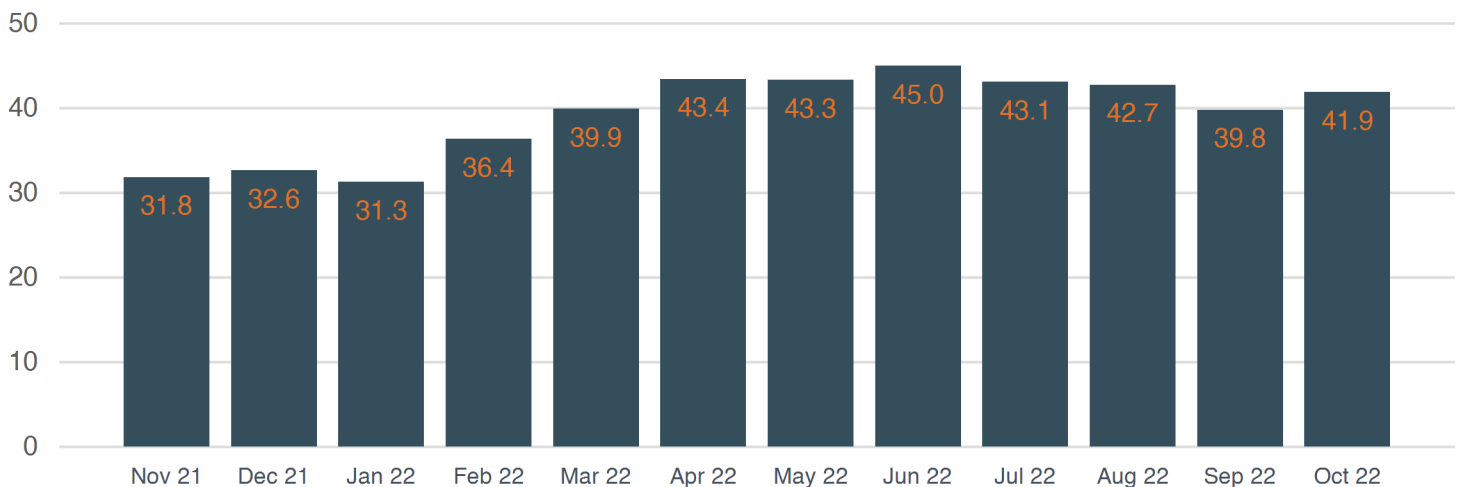
Revenues

Actual	Budget	Over/(Under)
\$13,179	\$2,317	\$10,862

Expenditures

Actual	Budget	Over/(Under)
\$93,262	\$96,050	(\$2,788)

Operating Fund Reserve Coverage Ratio (In Months)



Cash Flow Report - Checking Account

Harris County MUD No. 359 - GOF



Number	Name	Memo	Amount	Balance
Balance as of 11/03/2022				\$2,923.84
Receipts				
	Transfer from Capital Projects Money Market		47,100.00	
	Transfer from Money Market		15,000.00	
Total Receipts				\$62,100.00
Disbursements				
5109	David Keller	VOID: Fees of Office 11/2/2022 (\$138.52)	0.00	
5118	David Keller	Fees of Office 12/7/2022	(138.52)	
5119	Hubert R. Pierre	Fees of Office 12/7/2022	(138.53)	
5120	Michael Berry	Fees of Office 12/7/2022	(138.53)	
5121	Allen Boone Humphries Robinson LLP	Legal Fees	(4,798.68)	
5122	AWBD	2023 Annual Membership Dues	(750.00)	
5123	IDS Engineering Group, Inc.	Engineering Fees (2 months)	(47,175.65)	
5124	Municipal Accounts & Consulting, LP	Bookkeeping Fees (2 months)	(7,231.00)	
5125	Off Cinco	Website Expense	(245.00)	
5126	Storm Maintenance & Monitoring, Inc.	Detention Pond Maintenance	(1,875.00)	
Fee	Central Bank	Bank Service Charge	(40.00)	
Memo	Marilyn Keys	Fees of Office 12/7/2022	0.00	
Memo	Neil Daniels	Fees of Office 12/7/2022	0.00	
Total Disbursements				(\$62,530.91)
Balance as of 12/07/2022				\$2,492.93

Actual vs. Budget Comparison

Harris County MUD No. 359 - GOF



			October 2022			September 2022 - October 2022			Annual Budget	
			Actual	Budget	Over/ (Under)	Actual	Budget	Over/ (Under)		
Revenues										
Property Tax Revenue										
14301	Maintenance Tax Collections		10,000	205	9,795	10,000	984	9,016	365,100	
Total Property Tax Revenue			10,000	205	9,795	10,000	984	9,016	365,100	
Interest Revenue										
14802	Interest Earned on Temp. Invest		2,210	667	1,544	3,179	1,333	1,846	8,000	
Total Interest Revenue			2,210	667	1,544	3,179	1,333	1,846	8,000	
Total Revenues			12,210	872	11,339	13,179	2,317	10,862	373,100	
Expenditures										
Storm Water Quality										
16403	Detention Pond Maintenance		1,875	1,875	0	8,250	8,250	0	36,000	
Total Storm Water Quality			1,875	1,875	0	8,250	8,250	0	36,000	
Administrative Service										
16703	Legal Fees		4,400	5,542	(1,142)	8,800	11,083	(2,283)	66,500	
16705	Auditing Fees		0	0	0	0	0	0	19,000	
16706	Engineering Fees		0	1,500	(1,500)	1,354	3,000	(1,646)	18,000	
16710	Website Expense		235	267	(32)	470	533	(63)	3,200	
16712	Bookkeeping Fees		3,481	3,300	181	8,279	6,600	1,679	30,000	
16714	Printing & Office Supplies		142	121	21	247	242	6	1,450	
16716	Delivery Expense		94	67	28	94	133	(39)	800	
16717	Postage		3	13	(9)	10	25	(15)	150	
16718	Insurance & Surety Bond		0	0	0	0	0	0	3,300	
16719	AWBD Expense		0	0	0	0	0	0	4,000	
16721	Record Storage Fee		140	167	(27)	294	333	(39)	2,000	
16723	Travel Expense		18	50	(33)	56	100	(45)	600	
Total Administrative Service			8,513	11,025	(2,512)	19,604	22,050	(2,446)	149,000	
Security Service										
16801	HOA Security Contribution		63,000	63,000	0	63,000	63,000	0	63,000	
Total Security Service			63,000	63,000	0	63,000	63,000	0	63,000	
Payroll Expense										
17101	Payroll Expenses		807	1,125	(318)	1,615	2,250	(635)	13,500	
Total Payroll Expense			807	1,125	(318)	1,615	2,250	(635)	13,500	
Other Expense										
17802	Miscellaneous Expense		357	250	107	794	500	294	3,000	
Total Other Expense			357	250	107	794	500	294	3,000	

Actual vs. Budget Comparison

Harris County MUD No. 359 - GOF



	October 2022			September 2022 - October 2022			Annual Budget
	Actual	Budget	Over/ (Under)	Actual	Budget	Over/ (Under)	
Total Expenditures	74,552	77,275	(2,723)	93,262	96,050	(2,788)	264,500
Total Revenues (Expenditures)	(62,342)	(76,403)	14,062	(80,083)	(93,733)	13,649	108,600
Excess Revenues (Expenditures)	(62,342)	(76,403)	14,062	(80,083)	(93,733)	13,649	108,600

Balance Sheet as of 10/31/2022

Harris County MUD No. 359 - GOF



Assets

Bank

11101 Cash in Bank	\$47,759
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Total Bank	\$47,759
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Investments

11201 Time Deposits	\$874,861
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Total Investments	\$874,861
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Receivables

11303 Maintenance Tax Receivable	\$7,732
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11305 Accrued Interest	1,713
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Total Receivables	\$9,445
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Interfund Receivables

11401 Due From Capital Projects	\$47,180
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11403 Due From Tax Account	57,569
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Total Interfund Receivables	\$104,748
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Total Assets

\$1,036,813

Liabilities & Equity

Liabilities

Accounts Payable

12101 Accounts Payable	\$129,320
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12102 Payroll Liabilities	392
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Total Accounts Payable	\$129,712
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Deferrals

12502 Deferred Inflows	\$7,732
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Total Deferrals	\$7,732
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Total Liabilities

\$137,444

Equity

Unassigned Fund Balance

13101 Unassigned Fund Balance	\$979,453
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Total Unassigned Fund Balance	\$979,453
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Net Income

(\$80,083)

Total Equity

\$899,370

Total Liabilities & Equity

\$1,036,813

Monthly Financial Summary - Capital Projects Fund

Harris County MUD No. 359 - CPF



Account Balance Summary

Balance as of 11/03/2022 **\$3,516,877**

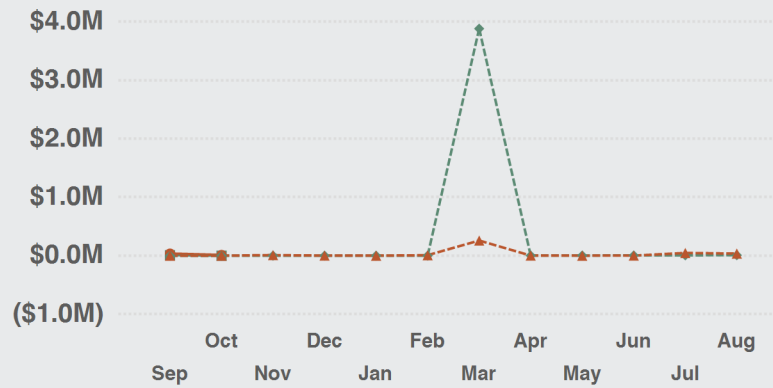
Receipts 9,766

Disbursements (47,100)

Balance as of 12/07/2022 **\$3,479,543**

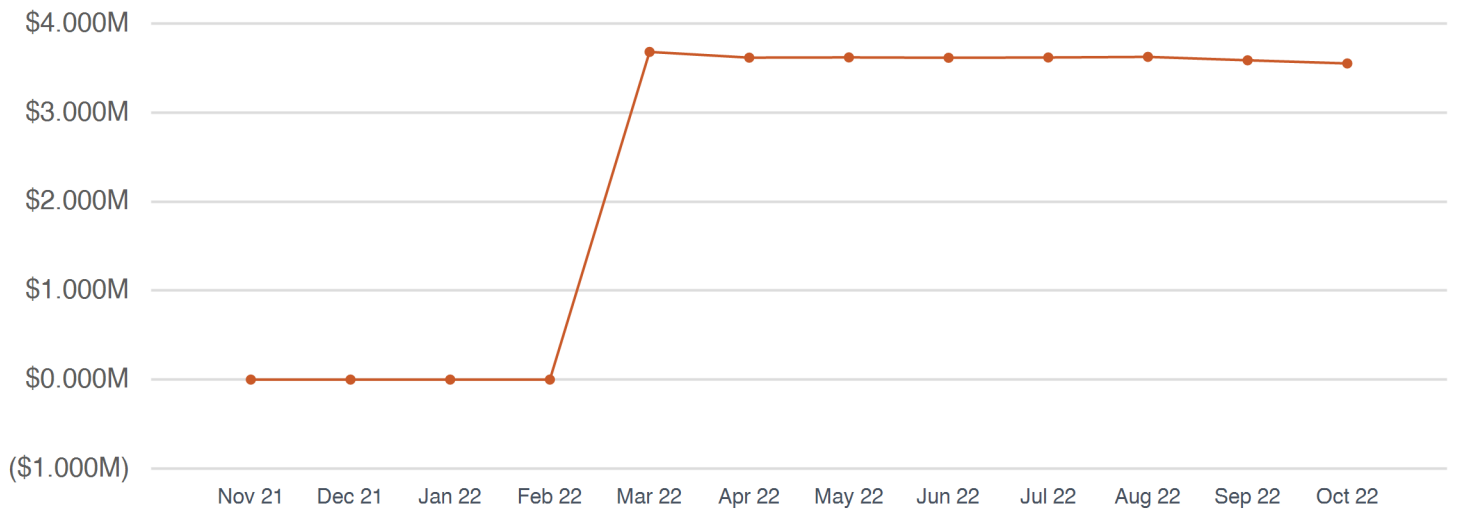
Overall Revenues & Expenditures By Month (Year to Date)

Current Year Revenues Prior Year Revenues
Current Year Expenditures Prior Year Expenditures



Account Balance By Month | November 2021 - October 2022

CAPITAL PROJECTS FUND



District Debt Summary as of 12/07/2022

Harris County MUD No. 359 - DSF



		WATER, SEWER, DRAINAGE	PARK/ROAD/OTHER	REFUNDING
Total \$ Authorized		Authorized	Authorized	Authorized
\$20.79M		\$20.79M	N/A	\$20.79M
Total \$ Issued		Issued	Issued	Issued
\$17.82M		\$17.82M	N/A	\$1.08M
Yrs to Mat	Rating	\$ Available To Issue	\$ Available To Issue	\$ Available To Issue
9	AA	\$2.97M	N/A	\$19.71M

*Actual 'Outstanding' Refunding Bonds issued below may differ from the 'Issued' total above pursuant to Chapter 1207, Texas Government Code.

Outstanding Debt Breakdown

Series Issued	Original Bonds Issued	Maturity Date	Principal Outstanding
2022 - WS&D	\$4,040,000	2032	\$4,040,000
2014 - Refunding	\$6,100,000	2023	\$960,000
Total	\$10,140,000		\$5,000,000

District Debt Schedule

Harris County MUD No. 359 - DSF



Paying Agent	Series	Principal	Interest	Total
Bank of New York	2022 - WS&D	\$0.00	\$40,400.00	\$40,400.00
Bank of New York	2014 - Refunding	\$960,000.00	\$14,400.00	\$974,400.00
Total Due 06/01/2023		\$960,000.00	\$54,800.00	\$1,014,800.00

Paying Agent	Series	Principal	Interest	Total
Bank of New York	2022 - WS&D	\$0.00	\$40,400.00	\$40,400.00
Total Due 12/01/2023		\$0.00	\$40,400.00	\$40,400.00

Investment Profile as of 12/07/2022

Harris County MUD No. 359



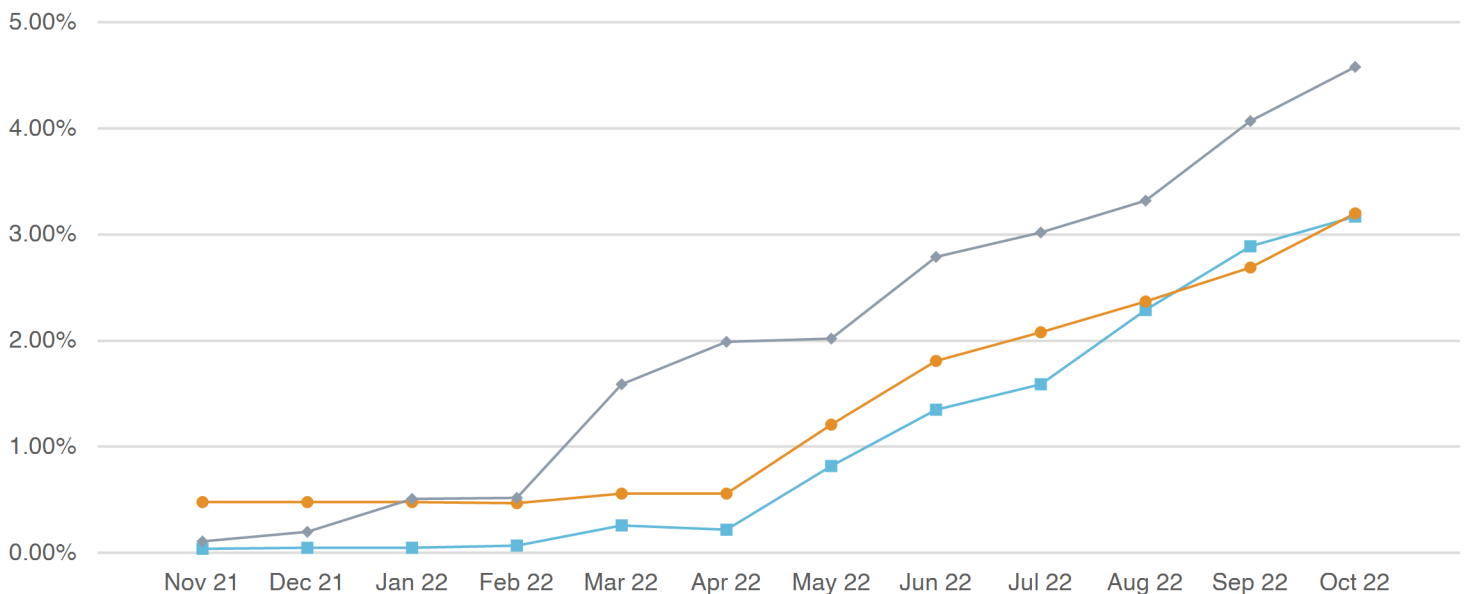
General Operating Fund	Capital Projects Fund	Debt Service Fund	Other Funds
Funds Available to Invest \$827,354	Funds Available to Invest \$3,479,543	Funds Available to Invest \$962,043	Funds Available to Invest N/A
Funds Invested \$824,861	Funds Invested \$3,479,543	Funds Invested \$962,043	Funds Invested N/A
Percent Invested 99%	Percent Invested 100%	Percent Invested 100%	Percent Invested N/A

Term	Money Market	Term	Certificate of Deposit	Term	U.S. Treasuries
On Demand	3.84%	180 Days	2.89%	180 Days	4.68%
		270 Days	2.41%	270 Days	4.68%
		1 Yr	3.60%	1 Yr	4.72%
		13 Mo	2.83%	13 Mo	N/A
		18 Mo	2.26%	18 Mo	4.72%
		2 Yr	1.89%	2 Yr	4.47%

*Rates are based on the most current quoted rates and are subject to change daily.

Investment Rates Over Time (By Month) | November 2021 - October 2022

— MONEY MARKET — CD-1 YEAR — U.S. TREASURIES-1 Year



Account Balance as of 12/07/2022

Harris County MUD No. 359 - Investment Detail



FUND: General Operating

Financial Institution (Acct Number)	Issue Date	Maturity Date	Interest Rate	Account Balance	Notes
Certificates of Deposit					
THIRD COAST BANK, SSB (XXXX0549)	03/16/2022	03/16/2023	3.50%	60,000.00	
FRONTIER BANK (XXXX2381)	07/28/2022	07/28/2023	4.18%	60,000.00	
SIMMONS BANK (XXXX0172)	10/14/2022	10/14/2023	3.50%	60,000.00	
Money Market Funds					
TEXAS CLASS (XXXX0001)	05/05/2016		3.98%	536,711.83	
TEXAS CLASS (XXXX0002)	05/05/2016		3.98%	108,148.82	Condemnation
Checking Account(s)					
CENTRAL BANK - CHECKING (XXXX2987)			0.00%	2,492.93	Checking Account
Totals for General Operating Fund				\$827,353.58	

FUND: Capital Projects

Financial Institution (Acct Number)	Issue Date	Maturity Date	Interest Rate	Account Balance	Notes
Money Market Funds					
TEXAS CLASS (XXXX0004)	02/16/2022		3.98%	3,479,543.22	Series 2022
Totals for Capital Projects Fund				\$3,479,543.22	

FUND: Debt Service

Financial Institution (Acct Number)	Issue Date	Maturity Date	Interest Rate	Account Balance	Notes
Money Market Funds					
TEXAS CLASS (XXXX0003)	05/09/2016		3.98%	962,042.81	
Totals for Debt Service Fund				\$962,042.81	
Grand Total for Harris County MUD No. 359 :				\$5,268,939.61	

Capital Projects Fund Breakdown

Harris County MUD No. 359

As of Date 12/07/22

Net Proceeds for All Bond Issues

Receipts

Bond Proceeds - Series 2022	\$4,040,000.00
Interest Earnings - Series 2022	37,871.97

Disbursements

Disbursements - Series 2022	(598,328.75)
-----------------------------	--------------

Total Cash Balance	\$3,479,543.22
---------------------------	-----------------------

Balances by Account

Texas Class (#0004) - Series 2022	\$3,479,543.22
-----------------------------------	----------------

Total Cash Balance	\$3,479,543.22
---------------------------	-----------------------

Balances by Bond Series

Bond Proceeds - Series 2022	\$3,479,543.22
-----------------------------	----------------

Total Cash Balance	\$3,479,543.22
---------------------------	-----------------------

Remaining Costs/Surplus By Bond Series

Remaining Costs - Series 2022	\$3,266,528.65
-------------------------------	----------------

Total Amount in Remaining Costs	\$3,266,528.65
--	-----------------------

Surplus & Interest - Series 2022	\$213,014.57
----------------------------------	--------------

Total Surplus & Interest Balance	\$213,014.57
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Total Remaining Costs/Surplus	\$3,479,543.22
--------------------------------------	-----------------------

Cost Comparison - \$4,040,000.00 - Series 2022

Harris County MUD No. 359

	USE OF PROCEEDS	ACTUAL COSTS	REMAINING COSTS	VARIANCE (OVER)/UNDER
CONSTRUCTION COSTS				
District Items				
Stormwater Detention Basin Side Slope Stabilization	\$2,751,500.00	\$0.00	\$2,751,500.00	\$0.00
Contingency	275,150.00	0.00	275,150.00	0.00
Engineering & Surveying	412,725.00	172,846.35	239,878.65	0.00
Subtotal Developer Items	\$3,439,375.00	\$172,846.35	\$3,266,528.65	\$0.00
NON-CONSTRUCTION COSTS				
Legal Fees	\$80,800.00	\$80,800.00	\$0.00	\$0.00
Fiscal Agent Fees	73,100.00	73,100.00	0.00	0.00
Bond Discount	121,200.00	0.00	0.00	121,200.00
Capitalized Interest	202,000.00	161,600.00	0.00	40,400.00
Issuance Expenses	49,385.00	35,842.40	0.00	13,542.60
TCEQ Bond Issuance Fee	10,100.00	10,100.00	0.00	0.00
Attorney General Fee	4,040.00	4,040.00	0.00	0.00
Bond Application Report	60,000.00	60,000.00	0.00	0.00
TOTAL NON-CONSTRUCTION COSTS	\$600,625.00	\$425,482.40	\$0.00	\$175,142.60
TOTAL BOND ISSUE REQUIREMENT	\$4,040,000.00	\$598,328.75	\$3,266,528.65	\$175,142.60
Interest Earned				\$37,871.97
Total Surplus & Interest				\$213,014.57
Total Remaining Funds				\$3,479,543.22

Rebate Income for Fiscal Year 2011 to Current

Harris County MUD No. 359 - DSF

Date	Memo	Amount	Date	Memo	Amount
01/20/11	Water/Sewer Rebate Sept 2010	\$60,616.35	09/13/18	Water/Sewer Rebate July 2018	\$49,300.77
03/02/11	Water/Sewer Rebate October 2010	43,483.79	10/03/18	Water/Sewer Rebate August 2018	43,576.22
03/02/11	Water/Sewer Rebate November 2010	31,886.10	11/16/18	Water/Sewer Rebate September 2018	54,291.08
04/21/11	Water/Sewer Rebate December 2010	33,010.58	12/20/18	Water/Sewer Rebate October 2018	17,834.12
04/21/11	Water/Sewer Rebate January 2011	28,643.98	01/16/19	Water/Sewer Rebate November 2018	19,563.35
04/21/11	Drainage Tax Rebate FY11	82,279.40	02/13/19	Water/Sewer Rebate December 2018	14,523.16
05/25/11	Water/Sewer Rebate February 2011	14,072.43	06/13/19	Water/Sewer Rebate January 2019	12,744.68
06/15/11	Water/Sewer Rebate March 2011	13,952.03	06/13/19	Water/Sewer Rebate February 2019	9,732.25
08/31/11	Water/Sewer Rebate April, May, June 2011	152,551.24	06/13/19	Water/Sewer Rebate March 2019	7,264.48
Total FY 2011		<u>\$460,495.90</u>	06/21/19	Water/Sewer Rebate April 2019	23,703.09
			06/25/19	Drainage Tax Rebate FY19	44,447.88
12/16/11	Water/Sewer Rebate July, August 2011	\$121,183.51	07/08/19	Water/Sewer Rebate May 2019	28,914.96
03/30/12	Water/Sewer Rebate Sept, Oct 2011	118,530.33	08/09/19	Water/Sewer Rebate June 2019	43,646.39
03/30/12	Water/Sewer Rebate November 2011	41,624.51	Total FY 2019		<u>\$369,542.43</u>
03/30/12	Drainage Tax Rebate FY12	72,664.09			
06/01/12	Water/Sewer Rebate Dec 2011, Jan 2012	51,170.65	09/10/19	Water/Sewer Rebate July 2019	\$47,720.73
06/27/12	Water/Sewer Rebate February 2012	12,553.17	10/11/19	Water/Sewer Rebate August 2019	53,022.53
08/31/12	Water/Sewer Rebate Mar - June 2012	132,318.00	12/05/19	Water/Sewer Rebate September 2019	53,030.08
Total FY 2012		<u>\$550,044.26</u>	12/20/19	Water/Sewer Rebate October 2019	27,571.56
			01/24/20	Water/Sewer Rebate November 2019	20,525.07
01/30/13	Sales Tax Rebates July thru Oct 2012	\$186,487.83	02/27/20	Water/Sewer Rebate December 2019	19,593.97
08/31/13	Sales Tax Rebates Nov12 thru June13	241,290.23	06/03/20	Water/Sewer Rebate January 2020	15,273.44
08/31/13	Drainage Tax Rebate FY13	80,650.26	06/03/20	Water/Sewer Rebate February 2020	12,613.38
Total FY 2013		<u>\$508,428.32</u>	06/19/20	Water/Sewer Rebate March 2020	9,859.07
			06/19/20	Water/Sewer Rebate April 2020	26,097.69
10/31/13	Water/Sewer Rebate July 2013	\$64,495.58	06/19/20	Drainage Tax Rebate FY20	42,037.73
01/31/14	Water/Sewer Rebate Aug - Oct 2013	162,900.14	07/13/20	Water/Sewer Rebate May 2020	37,799.55
03/27/14	Water/Sewer Rebate Nov - Dec 2013	51,926.75	08/11/20	Water/Sewer Rebate June 2020	40,787.80
04/02/14	Water/Sewer Rebate January 2014	74,011.71	Total FY 2020		<u>\$405,932.60</u>
06/30/14	Water/Sewer Rebate Jan - Mar 2014	57,483.59			
08/12/14	Water/Sewer Rebate May 2014	45,160.46	09/10/20	Water/Sewer Rebate July 2020	\$56,155.52
08/21/14	Water/Sewer Rebate April 2014	20,434.86	10/06/20	Water/Sewer Rebate August 2020	56,626.35
08/28/14	Drainage Tax Rebate FY14	43,668.34	11/05/20	Water/Sewer Rebate September 2020	57,421.75
Total FY 2014		<u>\$520,081.43</u>	12/03/20	Water/Sewer Rebate October 2020	40,378.19
			01/04/21	Water/Sewer Rebate November 2020	32,250.34
01/31/15	Water/Sewer Rebate April 2014	\$45,959.10	02/02/21	Water/Sewer Rebate December 2020	35,456.25
01/31/15	Water/Sewer Rebate April 2014	34,486.06	04/28/21	Water/Sewer Rebate Jan & Feb 2021	26,198.81
03/10/15	Water/Sewer Rebate November 2014	34,065.44	04/30/21	Drainage Tax Rebate FY21	35,514.64
03/10/15	Water/Sewer Rebate December 2014	21,950.15	05/28/21	Water/Sewer Rebate March 2021	10,629.67
03/23/15	Drainage Tax Rebate FY15	78,167.94	06/09/21	Water/Sewer Rebate April 2021	17,934.34
03/27/15	Water/Sewer Rebate July 2014	44,752.39	07/19/21	Water/Sewer Rebate May 2021	27,706.17
03/27/15	Water/Sewer Rebate August 2014	47,125.10	07/27/21	Water/Sewer Rebate June 2021	27,726.47
08/05/15	Water/Sewer Rebate January 2015	19,532.35	08/31/21	Water/Sewer Rebate July 2021	26,123.77
08/05/15	Water/Sewer Rebate February 2015	16,352.90	Total FY 2021		<u>\$450,122.27</u>
08/05/15	Water/Sewer Rebate March 2015	15,263.00			
08/26/15	Water/Sewer Rebate April & May 2015	41,890.65	12/07/21	Water/Sewer Rebate July FY18-19-20-21-22	\$354,126.92
08/31/15	Water/Sewer Rebate June 2015	28,999.02	12/10/21	Water/Sewer Rebate August 2021	\$39,946.53
08/31/15	To Accrue for July 2015 Rebate	15,000.00	12/10/21	Water/Sewer Rebate September 2021	\$47,694.50
08/31/15	To Accrue for August 2015 Rebate	15,000.00	03/02/22	Water/Sewer Rebate October 2021	\$42,687.93
08/31/15	To adjust SPA to agree to testwork	(30,000.00)	03/02/22	Water/Sewer Rebate November 2021	\$84,586.08
Total FY 2015		<u>\$428,544.10</u>	03/02/22	Water/Sewer Rebate December 2021	\$46,999.42
			04/19/22	Drainage Tax Rebate FY22	\$30,931.30
11/20/15	Water/Sewer Rebate July 2015	\$16,083.67	05/25/22	Water/Sewer Rebate February 2022	\$24,857.73
11/20/15	Water/Sewer Rebate August 2015	91,580.07	06/10/22	Water/Sewer Rebate March 2022	\$30,298.39
11/20/15	Water/Sewer Rebate July 2015	30,000.00	08/05/22	Water/Sewer Rebate April 2022	\$24,436.13
04/08/16	Drainage Tax Rebate FY16	86,432.47	08/05/22	Water/Sewer Rebate May 2022	\$47,885.72
Total FY 2016		<u>\$224,096.21</u>	Total FY 2022		<u>\$774,450.65</u>
04/20/17	Drainage Tax Rebate FY17	\$9,193.27	09/02/22	Water/Sewer Rebate June 2022	\$71,127.74
08/31/17	Water/Sewer Rebate 2016 & 2017	146,057.53	11/01/22	Water/Sewer Rebate July 2022	\$75,955.47
Total FY 2017		<u>\$155,250.80</u>	Total FY 2023		<u>\$147,083.21</u>
03/01/18	Water/Sewer Rebate December 2017	\$31,188.93	TOTAL		<u>\$6,073,708.31</u>
03/09/18	Water/Sewer Rebate Sept 2015 - June 2017	660,612.25			
03/09/18	Water/Sewer Rebate July 2017	49,706.63			
03/09/18	Water/Sewer Rebate August 2017	32,116.82			
03/09/18	Water/Sewer Rebate September 2017	42,992.09			
03/09/18	Water/Sewer Rebate October 2017	27,561.65			
03/09/18	Water/Sewer Rebate November 2017	26,672.68			
03/23/18	Water/Sewer Rebate January 2018	11,483.27			
04/16/18	Drainage Tax Rebate FY18	72,630.15			
04/19/18	Water/Sewer Rebate February 2018	9,602.07			
05/11/18	Water/Sewer Rebate March 2018	3,442.35			
06/28/18	Water/Sewer Rebate April 2018	27,527.67			
07/16/18	Water/Sewer Rebate May 2018	28,629.41			
08/24/18	Water/Sewer Rebate June 2018	55,470.16			
Total FY 2018		<u>\$1,079,636.13</u>			

Cash Flow Forecast

Harris County MUD 359

	8/23	8/24	8/25	8/26	8/27
Assessed Value	\$321,246,849	\$321,246,849	\$321,246,849	\$321,246,849	\$321,246,849
Maintenance Tax Rate	\$0.110	\$0.110	\$0.110	\$0.110	\$0.110
Maintenance Tax	\$346,304	\$342,770	\$342,770	\$342,770	\$342,770
% Change in Expenses		5.00%	5.00%	5.00%	5.00%
Beginning Cash Balance 09-01-22	\$934,243	\$1,255,858	\$1,335,453	\$1,404,890	\$1,463,660

Revenues

Maintenance Tax	\$365,100	\$342,770	\$342,770	\$342,770	\$342,770
Additional Revenue	8,000	8,400	8,820	9,261	9,724
Total Revenues	\$373,100	\$351,170	\$351,590	\$352,031	\$352,494

Expenses

HOA Security Contribution	63,000	60,000	60,000	60,000	60,000
Other Expenses	201,500	211,575	222,154	233,261	244,925
Total Expenses	\$264,500	\$271,575	\$282,154	\$293,261	\$304,925

Net Surplus **\$108,600** **\$79,595** **\$69,437** **\$58,770** **\$47,570**

Construction Surplus **\$213,015** **\$0** **\$0** **\$0** **\$0**

Ending Cash Balance	\$1,255,858	\$1,335,453	\$1,404,890	\$1,463,660	\$1,511,230
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Operating Reserve % of Exp

Percentage	475%	492%	498%	499%	496%
Number of Months	57	59	60	60	59

Bond Authority

Remaining Bonding Capacity - **\$2,970,000**

Maintenance Tax Rate Cap - **\$0.50**

2023 AWBD Mid Winter Conference

Harris County MUD No. 359

Friday, January 27 - Saturday, January 28, 2023

JW Marriott, Austin TX

Director	Registration			Prior Conference Expenses
Name	Attending	Online	Paid	Paid
David Keller				N/A
Hubert R. Pierre				N/A
Marilyn Keys				N/A
Michael Berry				N/A
Neil Daniels				Yes

Note

Register on-line www.awbd-tx.org (For log in assistance, contact Taylor Cavnar: tcavnar@awbd-tx.org)

This page only confirms registration for the conference, not hotel registrations.

All hotel reservations are the sole responsibility of each attendee.

Your conference registration confirmation will contain a housing reservation request web link.

The link will require the registration number from your conference registration before you can reserve a room.

All requests for an advance of funds must be sent via email to the bookkeeper within 30 days of conference.

Registration Dates

Regular Registration:	Begins	9/1/2022	\$430
Late Registration	Begins	12/15/2022	\$530

Cancellation Policy

All cancellations must be made in writing.

A \$50.00 administrative fee is assessed for each conference registration cancelled on or before 12/14/22.

There will be no refunds after 12/14/22.

Housing Information

Hotel reservations are only available to attendees who are registered with AWBD-TX for the Conference.

If you have questions, please call Taylor Cavnar at (281) 350-7090.



Storm Maintenance and Monitoring, Inc.

P.O. Box 875

Magnolia, TX 77353

Phone: (281) 356-7091

Fax: (281) 356-3640

glenn.woodson@catchthestorm.net

Harris County MUD 359 Detention Pond Report December 7, 2022





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Dec 1, 2022 10:01:26 AM
3843 Shadow Trace Circle
Houston
Harris County
Texas

December 7, 2022

Board of Directors
Harris County Municipal Utility District No. 359
c/o Allen Boone Humphries Robinson, LLP
3200 Southwest Freeway, Suite 2600
Houston, Texas 77027

Reference: District Engineer's Status Report;
IDS Project No. 2194-MR

Members of the Board:

The status of various projects in the District is as follows:

1. Lake Shoreline Stabilization (IDS Project No. 2194-003-00)

Design is in progress.

2. Update on Brays Bayou Trail (IDS Project No. 2194-001-01)

Construction of the Brays Bayou Trail is on-going and has reached the limits of the District.

We have submitted 90% construction plans on the connector trail for Houston Parks Board to HPB for review.

3. Fence Across Brays Bayou Trail Culvert (IDS Project No. 2194-001-01)

We have not received an update on the trail project.

4. Municipal Setting Designation Notice (IDS Project No. 2194-001-00)

In April, the District received notice from SKA Consulting that a property near the District's boundary was seeking a Municipal Setting Designation (MSD)

We received additional notice on behalf of the District that the Municipal Setting Designation was granted as of November 15, 2022. A copy of the notice from the TCEQ is attached to this report. A MSD is a prohibition on the use of contaminated groundwater for potable use which can be obtained by a property owner via application to the City of Houston. Part of the application to the City of Houston includes notification to any well owners within a 5-mile radius of the applicant property.

The District was notified because of its prior well location with respect to the affected property. The District receives water from the City of Houston, which it mainly sources as surface water from Lake Conroe and Lake Houston.

The District is not impacted by this request.

We will be happy to address any questions the Board may have.

Respectfully,



Matthew Carpenter, P.E.
Vice President



Crystal B. Swink, P.E.
Project Engineer

\\\\fs3\\Projects\\2100\\219400100 HCMUD 359 GC\\Monthly Reports\\2022\\ESR 2022-12-07 HCMUD359.docx

Jon Niermann, *Chairman*
Emily Lindley, *Commissioner*
Bobby Janecka, *Commissioner*
Toby Baker, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

November 15, 2022

Re: Notification of Municipal Setting Designation Certification for the Doty Sand Pit Venture Landfill property, located at 700 N. Bissonnet St., 200 Ft. E. Cook Rd., 500 Ft. S. Alpha Ln., and 700 Ft. W. Kirkwood, Houston, Harris County, TX; Municipal Setting Designation (MSD) No. 488

Dear Sir or Madam:

The Texas Commission on Environmental Quality (TCEQ) has certified a Municipal Setting Designation application submitted by Bissonnet 136, LLC for the property located at 700 N. Bissonnet St., 200 Ft. E. Cook Rd., 500 Ft. S. Alpha Ln., and 700 Ft. W. Kirkwood, Houston, Harris County. The applicant identified you as an owner of a registered private water well that is located not more than five miles from a boundary of the property that for which the Municipal Setting Designation was certified. The TCEQ is required by law to provide you the enclosed copy of the certificate. **This letter is for informational purposes only. No action or response is necessary.**

Please see the enclosed fact sheet for information on Municipal Setting Designations or visit our website.¹

If you have any questions, please do not hesitate to contact our office at msd@tceq.texas.gov or call us at (512) 239-2282.

Sincerely,

VCP-CA Section
Remediation Division
Texas Commission on Environmental Quality

Enclosures

RA

¹ <http://www.tceq.texas.gov/remediation/msd.html>

Jon Niermann, *Chairman*
Emily Lindley, *Commissioner*
Bobby Janecka, *Commissioner*
Toby Baker, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution.

el 15 de Noviembre, 2022

Con respecto a: Aviso de Designación de Marco Municipal (MSD, por sus siglas en inglés) para la propiedad ubicada en Doty Sand Pit Venture Landfill, 700 N. Bissonnet St., 200 Ft. E. Cook Rd., 500 Ft. S. Alpha Ln., and 700 Ft. W. Kirkwood, Houston, Harris County, TX; MSD No. 488

Estimado señor o señora:

La Comisión de Calidad Ambiental de Texas (TCEQ, por sus siglas en inglés) ha certificado una solicitud para Designación de Marco Municipal presentado por Bissonnet 136, LLC para la propiedad ubicada en 700 N. Bissonnet St., 200 Ft. E. Cook Rd., 500 Ft. S. Alpha Ln., and 700 Ft. W. Kirkwood, Houston, Harris County. El solicitante le ha identificado como el propietario de un pozo privado de agua registrado que se encuentra no más de cinco millas del límite de la propiedad para la cual fue certificada la Designación de Marco Municipal. La TCEQ está obligada por ley a proporcionarle la copia adjunta del certificado. **Este oficio es solamente para propósitos de información. Ninguna acción ni repuesta es necesaria.**

Favor de consultar la hoja informativa adjunta para obtener información sobre Designación de Marco Municipal, o visite nuestro sitio web.²

Si usted tiene alguna pregunta por favor no tarde en ponerse en contacto con nuestra oficina al msd@tceq.texas.gov, o llámenos al (512) 239-2282.

Atentamente,

Programa de Limpieza Voluntaria/ Acción Correctiva (VCP/CA, por sus siglas en inglés)
División de Remediación
Comisión de Calidad Ambiental de Texas

Anexos

RA

² <http://www.tceq.texas.gov/remediation/msd.html>

Municipal Setting Designations

What is a Municipal Setting Designation?

A Municipal Setting Designation, or MSD, is an official designation given to a property within a municipality or its extraterritorial jurisdiction that certifies that designated groundwater at the property is not used as potable water and is prohibited from future use because the groundwater is contaminated in excess of the applicable potable-water protective concentration level. The prohibition must be in the form of a city ordinance or a restrictive covenant that is enforceable by the city and filed in the property records.

How does a property get designated with a MSD?

In accordance with Texas Health and Safety Code, Chapter 361, Subchapter W, a person may submit to the Texas Commission on Environmental Quality an application to designate a property as an MSD. To be eligible, the applicant must have provided notice to private well owners located within five miles of the boundary of property for which the MSD is proposed, as well as certain municipalities and retail public utilities. The city must also support the prohibition of groundwater use. If the application meets all of the statutory requirements, the TCEQ certifies the MSD by issuing a certificate.

What if I received a notice but do not own a private well?

No action or response is necessary if you received a notice in error. It is possible that the water well records have an inaccurate location listed, or that the public records have not been updated since the water well was plugged or when ownership of the property changed.

Where can I find additional information?

- Visit the TCEQ website at <http://www.tceq.texas.gov/remediation/msd.html>.
- Contact the TCEQ by email at msd@tceq.texas.gov.
- Contact the TCEQ by phone at 512-239-2200.

Designación de Marco Municipal (MSD, por sus siglas en inglés)

¿Qué es una Designación de Marco Municipal?

Una Designación de Marco Municipal, o un MSD, es una designación oficial dada a una propiedad dentro de un municipio o su jurisdicción extraterritorial que certifica que el agua subterránea designada en la propiedad no se utiliza como agua potable y su uso está prohibido en el futuro porque el agua subterránea está contaminada sobre el nivel de concentración de protección de agua potable. La prohibición debe estar en forma de un reglamento de la ciudad, o una cláusula restrictiva que pueda ser aplicada por la ciudad y archivada en los registros de la propiedad.

¿Cómo se designa a una propiedad con un MSD?

De acuerdo con el Código de Salud y Seguridad de Texas, Capítulo 361, Subcapítulo W, una persona puede presentarle a la Comisión de Calidad Ambiental de Texas una solicitud para designar una propiedad como un MSD. Para ser elegible, el solicitante debe haberles proporcionado aviso a los propietarios de pozos privados de agua que están situados dentro de cinco millas del límite de la propiedad de la cual se propone la MSD, además de ciertos municipios y servicios públicos de venta. Si la solicitud cumple con todos los requisitos legales, la TCEQ certifica el MSD al emitir un certificado.

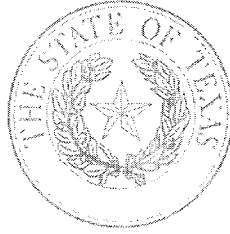
¿Qué pasa si recibo un aviso pero no tengo un pozo privado de agua?

Ninguna acción o respuesta es necesaria si ha recibido un aviso por equivocado. Es posible que los registros de pozos de agua tengan una dirección incorrecta, o que los registros públicos no hayan sido actualizados desde que el pozo de agua fue tapado o cuando la propiedad cambió de propietario.

¿Dónde puedo encontrar información adicional?

- Visite el sitio web de la TCEQ, <http://www.tceq.texas.gov/remediation/msd.html>.
- Póngase en contacto con la TCEQ por correo electrónico al msd@tceq.texas.gov.
- Póngase en contacto con la TCEQ por teléfono al número al 512-239-2200.

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



MUNICIPAL SETTING DESIGNATION CERTIFICATE

As provided for in §361.807, Subchapter W, Texas Health and Safety Code (Solid Waste Disposal Act):

I, Beth Seaton, Deputy Director, Remediation Division, TCEQ, certify the Municipal Setting Designation (MSD) for MSD No. 488, in the City of Houston, for the tract of land described in Exhibit "A". The eligibility requirements of Texas Health and Safety Code §361.803 are satisfied as attested to by the affidavit in Exhibit "B", provided pursuant to Texas Health and Safety Code §361.804(b)(2)(D). This certificate shall continue in effect so long as the ordinance or restrictive covenant required by Texas Health and Safety Code §361.8065 remains in effect.

Any person addressing environmental impacts for a property located in the certified municipal setting designation shall complete any necessary investigation and response action requirements in accordance with Texas Health and Safety Code §361.808, in conjunction with the applicable Texas Commission on Environmental Quality environmental remediation regulation, as modified by Texas Health and Safety Code §361.808.

EXECUTED this the 12th day of October, 2022

Beth Seaton

Beth Seaton, Deputy Director
Remediation Division
Texas Commission on Environmental Quality

County: Harris
Project: Bissonnet Street
Job No. 195547
MBS No. 20-445

FIELD NOTES FOR 145.935 ACRES

Being a tract containing 145.935 acres of land, located in the H.T.& B.R.R. Co. Section 9 Survey, Abstract Number 407, the H.T.& B.R.R. Co. Section 11 Survey, Abstract Number 406 and the W.E. Sanders Survey, Abstract Number 1138 in Harris County, Texas; Said 145.935 acre tract being Reserve "A", Sugarhill Addition, a subdivision recorded in Film Code Number 450135 of the Harris County Map Records (H.C.M.R.), a call 1.3688 acre tract recorded in the name of SHGC, LTD. in Harris County Clerk's File (H.C.C.F.) Number U419454, a call 117.8988 acre tract recorded in the name of Solid Rock Land Partnership, LTD. in H.C.C.F. Number U215133, a call 18.5993 acre tract recorded in the name of SHGC, LTD. in H.C.C.F. Number U065389, a call 1.011 acre tract recorded in the name of County of Harris in H.C.C.F. Number D305424 (same being Wildwood Glen Drive, an unimproved 60-foot wide Public Right-of-Way (R.O.W.)), a portion of Cook Road (80-foot wide Public R.O.W.) and a portion of Kirkwood Road (100-foot wide Public R.O.W.); Said 145.935 acre tract being more particularly described by metes and bounds as follows (bearings and coordinates being based on the Texas Coordinate System, South Central Zone, NAD 83, as derived from GPS observations):

Beginning at a 5/8-inch iron rod found at the northwesterly corner of Reserve "A", Golf Plaza, a subdivision recorded in Film Code Number 580258 of the H.C.M.R. and the northeasterly corner of aforesaid Reserve "A", Sugarhill Addition (X:3051221.13, Y:13809342.13);

Thence, with the westerly line of said Golf Plaza, South 02 degrees 27 minutes 27 seconds East, a distance of 401.37 feet to a 5/8-inch iron rod found on the northerly R.O.W. line of Bissonnet Street (100-foot wide);

Thence, with said R.O.W. line, North 87 degrees 27 minutes 28 seconds West, a distance of 260.40 feet to a 1-inch iron pipe found at the southwest corner of said Sugarhill Addition;

Thence, with the westerly and southerly lines of said Sugarhill Addition, the following three (3) courses:

- 1) North 02 degrees 31 minutes 31 seconds West, a distance of 370.34 feet;
- 2) South 87 degrees 39 minutes 15 seconds West, a distance of 145.91 feet;
- 3) North 02 degrees 48 minutes 18 seconds West, at a distance of 100.03 feet pass the northwesterly corner of said Sugarhill Addition, in all, a distance of 440.25 feet to the southeasterly corner of aforesaid 1.3688 acre tract;

Thence, with the southerly line of said 1.3688 acre tract, South 87 degrees 11 minutes 42 seconds West, a distance of 201.78 feet to a 5/8-inch iron rod found at the southwest corner of said 1.3688 acre tract and being on the southerly line of aforesaid 117.8988 acre tract;

Thence with said southerly line, the following two (2) courses:

- 1) North 87 degrees 43 minutes 03 seconds West, a distance of 254.29 feet;
- 2) South 01 degree 33 minutes 55 seconds East, a distance of 32.03 feet to the northeasterly corner of Coventry Square, a subdivision recorded in Film Code Number 311055 of the H.C.M.R.;

Thence, with the westerly line of said 0.9157 acre tract, South 02 degrees 31 minutes 24 seconds East, a distance of 167.54 feet to a 3/4-inch iron rod found at the southwesterly corner of said 0.9157 acre tract and being on the northerly line of a call 1.377 acre tract recorded in the name of Southwestern Bell in H.C.C.F. Number C287739;

Thence, with the northerly and westerly line of said 1.377 acre tract, the following two (2) courses:

- 1) South 87 degrees 28 minutes 36 seconds West, a distance of 61.90 feet;
- 2) South 02 degrees 31 minutes 24 seconds East, a distance of 200.00 feet to the northerly line of Reserve "B", Kirkwood Commercial, a subdivision recorded in Film Code Number 679786 of the H.C.M.R.;

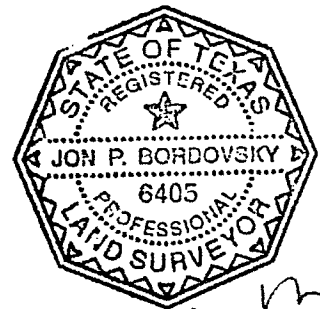
Thence, with the northerly and westerly line of said Reserve "B", the following two (2) courses:

- 1) South 87 degrees 54 minutes 08 seconds West, a distance of 76.59 feet;
- 2) South 02 degrees 38 minutes 34 seconds East, a distance of 286.03 feet to the northeasterly corner of aforesaid Golf Plaza;

Thence, with said northerly line, South 87 degrees 22 minutes 16 seconds West, a distance of 350.55 feet the **Point of Beginning** and containing 145.935 acres of land.

THIS DESCRIPTION WAS PREPARED IN CONNECTION WITH A TRACT EXHIBIT FILED IN JOB NUMBER 195547 AT GBI PARTNERS.

GBI PARTNERS
TBPELS Firm No. 10130300
Ph: 281.499.4539
September 11, 2020



Jon P. Bordovsky
9/11/2020


Exhibit B
Municipal Setting Designation
Affidavit of Eligibility

BEFORE ME, the undersigned authority, on this day personally appeared
Mark Lester, as an authorized representative of
Bissonnet 136, LLC, known to me to be the person
whose name is subscribed below who being by me first duly sworn, upon their oath,
stated as follows:

I am over the age of 18 and legally competent to make this affidavit. I have personal
knowledge of the facts stated herein.

I affirmatively state that (place an X in all applicable blanks)

- ☒ The MSD eligibility criteria of THSC Section 361.803 are satisfied.
- ☒ True and accurate copies of all documents demonstrating that the MSD eligibility
criteria provided by THSC 361.803 have been satisfied and are included with the
application.
- ☒ A true and accurate copy of a legal description of the proposed MSD property is
included with the application.
- ☒ Notice has been provided in accordance with THSC 361.805.
- ☒ A copy of an ordinance or restrictive covenant and any required resolutions are
provided in this application or will be provided before the executive director
certifies this application.

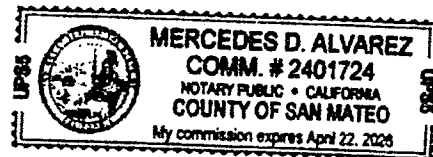

Signature

Date: May 9, 2022

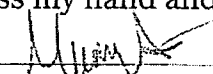
Mark Lester
Printed Name

representative
Title

STATE OF California
COUNTY OF San Mateo



SUBSCRIBED AND SWORN before me on this the 09 day of
May 2022, to which witness my hand and seal of office.


Notary Public in and for the State of California