

**ORDER PROHIBITING UNAUTHORIZED MOTORIZED VEHICLES
FROM DISTRICT PROPERTY**

SONTERRA MUNICIPAL UTILITY DISTRICT

STATE OF TEXAS §

COUNTY OF WILLIAMSON §

WHEREAS, Sonterra Municipal Utility District (the “District”) is the owner of certain real property located within the District (“District Property”), which must be protected from damage and degradation; and

WHEREAS, under Section 54.205, *Texas Water Code*, the Board of Directors (the “Board”) of the District is authorized to adopt and enforce reasonable rules and regulations to regulate privileges on any land or easement controlled by the District;

IT IS HEREBY ORDERED BY THE BOARD OF DIRECTORS OF SONTERRA MUNICIPAL UTILITY DISTRICT AS FOLLOWS:

Section 1. Unauthorized Motorized Vehicles. Motorized vehicles, including, without limitation, cars, trucks, four-wheelers, ATVs, golf carts, and motorbikes, are prohibited from use on District Property without prior written authorization from the Board or a designated representative of the District, such as the District’s general manager. This prohibition does not apply to vehicles owned and operated by District employees or contractors during the course of District business.

Section 2. Authority; Costs; Penalties. The provisions of this Order constitute rules adopted under the authority set forth in Section 54.205, *Texas Water Code*. As provided in Section 54.206, *Texas Water Code*, the provisions of this Order will be recognized by the courts as if they were penal ordinances of a city. Any person or entity that violates any of the provisions of this Order may be punished by a penalty in an amount not to exceed \$5,000 per offense, and will be assessed all costs of clean-up, administrative and professional fees, and fines or penalties levied by other governmental entities with jurisdiction. Each day of violation constitutes a separate offense. Any violator will be assessed all costs incurred by the District in connection with the violation, including reasonable fees for attorneys, expert witnesses and other costs incurred by the District, as permitted by Section 49.004, *Texas Water Code*.

In addition, violation of any of the rules and regulations contained in this Order may subject the violator to exclusion and/or being barred from the District Property. The Board may direct the District’s attorney to pursue an injunction in order to enforce an exclusion or bar from the District Property. An individual who enters District Property after being excluded or barred from entry will be subject to charges for trespassing, and the District will press charges for trespassing against any individual who enters District Property after being excluded or barred. In addition to any penalties assessed under this Order, the District may discontinue utility services to enforce payment of an unpaid penalty under this Order.

Section 3. Severability. If any provision of this Order or its application to any person or set of circumstances is, for any reason, held to be unconstitutional, invalid or unenforceable, the validity of the remaining portions of this Order or their application to other persons or sets of circumstances will not be affected, it being the intent of the Board that no provision or

regulation contained herein will become inoperative or fail by reason of the unconstitutionality or invalidity of any other provision or regulation.

Section 4. Publication of Notice. The President and Secretary of the Board, and the District's consultants, are hereby authorized to do all acts and things necessary pursuant to this Order, including publishing a substantive statement of these rules as required by Section §54.207, *Texas Water Code*.

Section 5. This Order may be executed in multiple counterparts, each of which will be deemed an original and all of which together will constitute one and the same instrument. A facsimile or other electronic copy of a signature, and a counterpart transmitted electronically (*e.g.*, by fax, email, text, or similar means), will be deemed to be, and will have the same force and effect as, an original signature for all purposes.

[Signature page follows.]

Passed and approved the 16th day of November, 2020.

(SEAL)



SONTERRA MUNICIPAL UTILITY DISTRICT

John Faske

John Faske, President
Board of Directors

ATTEST:

Darrell Goldman

Darrell Goldman, Secretary
Board of Directors