Weatherford City Council

AGENDA REPORT

Meeting Date:	August 11, 2026	**Staff Contact:**	Scott McDonald, Director of Development Services
Item Number:	2026-982-AR	**Phone:**	817-598-4284

SUBJECT: Consider approval of an Encroachment Agreement between the City of Weatherford and Four 19 Properties, LLC, for the property located at 1220 North Rusk Street, Weatherford, Texas, and authorize the City Manager to execute the agreement.

BACKGROUND/DISCUSSION

Four 19 Properties, LLC, the owner of the property located at 1220 North Rusk Street, has requested an Encroachment Agreement to authorize the continued use and maintenance of portions of an existing wood-frame residence, covered porch, and air conditioning unit that extend into the City's public right-of-way. The location and extent of the encroachment are identified in Exhibit "A" of the agreement. The Director of Public Works has reviewed the request and supports approval of the Encroachment Agreement.

The Encroachment Agreement grants permission for the encroachment while preserving the City's authority over the public right-of-way. Under the agreement, the property owner is responsible for all costs associated with the construction, maintenance, operation, insurance, repair, relocation, and removal of the encroachment. If necessary, he owner also agrees to indemnify and hold the City harmless from any claims arising from the encroachment. If the City determines the right-of-way is needed for public improvements, utilities, drainage, transportation, or any other public purpose, the City may require the encroachment to be removed at the property owner's expense in accordance with the terms of the agreement. The agreement has an initial term of forty (40) years and runs with the property unless terminated as provided therein.

FINANCIAL IMPACT

None.

SUGGESTED ACTION

Staff recommends approval of the Encroachment Agreement.

ATTACHMENTS

- Survey
- Encroachment Agreement