

## AGENDA



Thursday, November 8, 2007

**Public Hearings and Possible Actions  
RECOMMENDATION FOR COUNCIL ACTION****Item No. 126**

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**Subject:** Conduct a public hearing and approve a resolution authorizing the use of approximately 0.568 acres for a wastewater line and a 10-foot temporary work space adjacent and parallel to the permanent easement to construct, use, maintain, repair, and replace a wastewater line for construction of a portion of the Manor/Comal/Rosewood Avenue Wastewater Improvement Project through dedicated parkland known as the Boggy Creek Greenbelt, in accordance with Sec. 26.001 et seq. of the Texas Parks and Wildlife Code.

**Amount and Source of Funding:** All costs associated with construction, as well as any parkland restoration, will be paid by requester.

**Fiscal Note:** There is no unanticipated fiscal impact. A fiscal note is not required.

**For More Information:** Junie Plummer, 974-7085; Karen Poff, 479-1630; Laura Bohl, 974-7064.

**Boards and Commission Action:** Recommended by the Parks Board.

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Chapter 26 of the Texas Parks and Wildlife Code provides that the use of parkland for non-park purposes may be approved upon a finding that there is no feasible and prudent alternative to the use of this land.

The Austin Clean Water Program, on behalf of the Austin Water Utility and the Public Works Department, is proposing to install 2,250 linear feet of new 24-inch wastewater line on parkland along Nile Street. The line will tie into an existing 24-inch wastewater line at the creek on the southern end of the parkland. The proposed wastewater line will extend 2,250 linear feet from Boggy Creek at the south end to a proposed bore across Pleasant Valley Road. The proposed wastewater line will be bored for 275 linear feet under the roadway on Pleasant Valley Road. From Pleasant Valley Road, the proposed wastewater line will extend another 1,390 linear feet across other City owned tracts maintained by the Watershed Protection Development and Review Department to the railroad tracks off Walnut Avenue.

Approval of the use of parkland is made on the condition that all restoration is completed in accordance with the Standard Specifications and Construction Standards of the City of Austin and the Parks and Recreation Department's "Construction in Parks Specifications". The Austin Water Utility is required to pay all costs associated with the restoration and tree mitigation and will be included as part of the site restoration process.

There is no feasible and prudent alternative to the use of the dedicated parkland which includes all reasonable planning to minimize harm to such lands. The dates of public notification in the Austin American-Statesman are October 14, 21, and 28, 2007.