

AGENDA



Thursday, September 25, 2008

**Public Hearings and Possible Actions
RECOMMENDATION FOR COUNCIL ACTION****Item No. 137**

Subject: Conduct a public hearing and approve a resolution authorizing use of approximately 3,847 SF (0.088 acre) for a wastewater line and approximately 2,968 SF (0.068 acre) for a temporary work space to construct, use, maintain, repair, and replace a wastewater line for construction of a portion of the ACWP – Waller Pedernales 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 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, Chelsea Solomon 479-1619, April Thedford, 974-7141

Boards and Commission Action: Recommended by Parks and Recreation Board.

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 approximately 225 linear feet of 36" wastewater line within the Boggy Creek Greenbelt. This project also includes approximately 2,968 square feet for a temporary working space. 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 August 31, September 7 and 14, 2008.