

ORDINANCE NO.

**AN ORDINANCE ACCEPTING THE DECISION OF THE ARBITRATOR IN
THE PENINSULA WESTLAKE INC. V. CITY OF AUSTIN ANNEXATION
SERVICE PLAN ARBITRATION, AND APPROVING THE ANNEXATION
SERVICE PLAN FOR THE PENINSULA ANNEXATION AREA.**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

PART 1. Council finds that:

- a) The City of Austin added the Peninsula Annexation Area to the Municipal Annexation Plan December 15, 2005, and proceeded to negotiate with area representatives over the terms of a service plan.
- b) On May 29, 2007, the residents requested arbitration over the service plan, and the City and the residents participated in arbitration on December 3 and 4, 2007.
- c) On December 18, 2007 the arbitrator issued an opinion regarding changes to the draft service plan.
- d) The City Council wishes to accept the decision of the arbitrator, as expressed in his December 18, 2007 opinion, and approve a final service plan incorporating the requirements of the arbitrator's December 18, 2007 opinion, and proceed to annex the area.

PART 2. The City accepts the decision of the arbitrator in the Peninsula Westlake Inc. v. City of Austin Service Plan Arbitration, and the service plan attached to this ordinance as Exhibit A is approved as the final service plan for the Peninsula Annexation area.

PART 3. This ordinance takes effect on _____, 2008.

PASSED AND APPROVED

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_____, 2008

Will Wynn
Mayor

APPROVED: _____
David Allan Smith
City Attorney

ATTEST: _____
Shirley A. Gentry
City Clerk

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