

ORDINANCE NO. 20081120-

AN ORDINANCE ADOPTING THE FIFTH PLAN MODIFICATION TO THE EAST 11TH AND 12TH STREETS URBAN RENEWAL PLAN.

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

PART 1. The council finds:

(A) The council adopted the East 11th and 12th Streets Urban Renewal Plan on January 14, 1999 by Ordinance No. 990114-G, the First Plan Modification on Austin 2, 2001 by Ordinance No. 010802-089, the Second Plan Modification on July 31, 2003 by Ordinance No. 030731-049, the Third Plan Modification on April 7, 2005 by Ordinance No. 20050407-060, and the Fourth Plan Modification on February 28, 2008 by Ordinance No. 20080228-113 (collectively referred to as the Plan);

(B) A fifth modification to the Plan is described in Exhibit A, attached to and made part of this ordinance (Fifth Plan Modification);

(C) In accordance with Section 374.014(b) of the Local Government Code:

(1) The Urban Renewal Agency of the City of Austin reviewed the proposed changes to the Plan and adopted written recommendations that relate to those proposed changes on July 21, 2008 and on August 18, 2008, which are included in Exhibit A;

(2) The Planning Commission reviewed the proposed changes to the Plan and adopted written recommendations that relate to the proposed changes on September 23, 2008 and on October 14, 2008, which are included in Exhibit A;

(D) On November 20, 2008, the council held a public hearing in accordance with Section 374.014(c) of the Local Government Code on the Fifth Plan Modification.

(E) After the hearing and in accordance with Section 374.014(d) of the Local Government Code, City Council found that:

(1) a feasible method exists for the relocation, in decent, safe, affordable, and sanitary accommodations, of families or individuals who will be displaced from the urban renewal area, without undue hardship to those persons;

(2) the Fifth Plan Modification conforms to the general plan for municipal development; and

(3) the Fifth Plan Modification offers the maximum opportunity, consistent with the needs of the City as a whole, for the rehabilitation or redevelopment of the urban renewal area by private enterprise.

PART 2. In accordance with Section 374.014(e) of the Local Government Code, the council adopts the Fifth Plan Modification to the Plan.

PART 3. The city clerk shall attach a copy of the Fifth Plan Modification to the minutes of the council meeting during which the Fifth Plan Modification is adopted and file a certified copy of the Fifth Plan Modification in the real property records of Travis County, Texas.

PART 4. This ordinance takes effect on _____, 2008.

PASSED AND APPROVED

_____, November 20, 2008

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Will Wynn
Mayor

APPROVED: _____
David Allan Smith
City Attorney

ATTEST: _____
Shirley A. Gentry
City Clerk