

RESOLUTION NO. 20081218-117

WHEREAS, the City Council was requested to review and approve the use of parkland to provide access to private property through Austin Water Utility's Water Quality Protection Lands, located along Wyldwood Drive; and

WHEREAS, notice of public meeting to be held on December 18, 2008, was given for three consecutive weeks on November 23, November 30, and December 7, 2008 in a newspaper of general circulation; and

WHEREAS, such public hearing was held December 18, 2008, by the City Council to consider the use of parkland to provide access to private property; **NOW, THEREFORE**,

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

The City Council finds that, having taken into account clearly enunciated local preferences, there is no feasible and prudent alternative to the use of the parkland (detailed in the attached Exhibit "A") to provide access to private property along Wyldwood Drive and the conveyance of the parkland for such proposed use is approved.

The City Council finds that all reasonable planning has been done to minimize harm to the parkland from the resulting use.

The City Manager is authorized to take such measures as may be necessary, favorable or required.

ADOPTED: December 18, 2008

ATTEST:

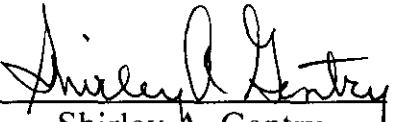

Shirley A. Gentry
City Clerk

EXHIBIT "A"

BEING 741 SQUARE FEET OF LAND OUT OF THE SAMUEL W. HAMILTON SURVEY NUMBER 16, ABSTRACT 340 IN TRAVIS COUNTY, TEXAS; SAID 741 SQUARE FEET OF LAND BEING ALSO OUT OF LOT 44, OCONOMOWOC WEST, SEC. 1, A SUBDIVISION OF RECORD IN VOLUME 94, PAGE 273 OF THE PLAT RECORDS OF TRAVIS COUNTY, TEXAS; SAID 741 SQUARE FEET OF LAND BEING ALSO OUT OF THAT CERTAIN TRACT CONVEYED UNTO THE CITY OF AUSTIN, BY DEED RECORDED IN VOLUME 13258, PAGE 1534 OF THE REAL PROPERTY RECORDS OF TRAVIS COUNTY, TEXAS AND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS AND AS SHOWN ON ATTACHED PLAT OF SURVEY;

BEGINNING at a ½" diameter iron pin found at the southeast corner of said Lot 44, Oconomowoc West, Sec. 1, said iron pin being the northeast corner of that certain public right-of-way dedication of Wyldwood Road as recorded in Volume 12107, Page 176 on January 14, 1994 in the Real Property Records of Travis County, Texas; said iron pin being also the southwest corner of that certain 2.00 acre tract described in a deed recorded May 8, 1973 in Volume 4647, Page 45 of the Deed Records of Travis County, Texas; said iron pin being also the southeast corner of that certain 2.72 acre tract conveyed unto Leslie Aulds in a deed recorded January 18, 1969 in Volume 3700, Page 1346 of the Deed Records of Travis County, Texas, subsequently conveyed unto Thomas Roudebush and wife Linda Roudebush by deed recorded in Volume 7719, Page 796 of the Deed Records of Travis County, Texas, subsequently one-half interest conveyed unto Michael Wetzel by Linda Wetzel aka Linda Roudebush by deed recorded under Document No. 2002103187 of the Official Public Records of Travis County, Texas;

THENCE with the south line hereof, the south line of said Lot 44 and the north line of said public right-of-way dedication of Wyldwood Road, N 87°-47'-22" W (Bearing Basis from Oconomowoc West, Sec. 1) 153.73 feet to a ½" diameter iron pin with plastic cap stamped RPLS 1587 set at the southwest corner hereof on the southerly prolongation of the west line of said 2.72 acre tract;

THENCE with the west line hereof crossing said Lot 44, with the prolongation of the west line of said 2.72 acre tract, N 22°-02'-38" E 10.25 feet to a nail found at the southwest corner of said 2.72 acre tract and an ell corner of said Lot 44 for the northwest corner hereof;

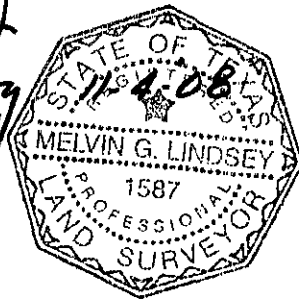
THENCE with the north line hereof and the north line of the gore of land formed by said Lot 44, and the south line of said 2.72 acre tract (said afore mentioned Deeds call for the north line of Wyldwood Road), S 84°-07'-05" E 150.56 feet to the Point-of-Beginning.

As Surveyed by:

POINT/LINE SERVICES, INC.


Melvin G. Lindsey, RPLS #1587

Job No. 21581008
GF No. 0816394-LAK



PLS-2008
October/Field Notes

REFERENCES

TCAD Parcel No. 04-3137-01-54

AUSTIN GRID NO. C14

FIELD NOTES REVIEWED

By:  Date 11/4/08

Engineering Support Section
Department of Public Works
and Transportation

SURVEY OF 741 SQUARE FEET OF LAND OUT OF LOT 44, OCONOMOWOC WEST, SEC. 1 ACCORDING TO THE MAP OR PLAT OF RECORD IN VOLUME 94, PAGE 273, PLAT RECORDS, TRAVIS COUNTY, TEXAS, AND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS IN EXHIBIT " " ATTACHED HERETO AND MADE A PART HEREOF.
 TRAVIS COUNTY APPRAISAL DISTRICT REF. ID. 04-3137-01-54
 AUSTIN GRID NO. C14

SAMUEL W. HAMILTON SURVEY, NO. 16, A-340

Legend

1/2" IRON PIN FOUND	1/2" IRON PIN W/CAP SET
1/2" IRON PIPE FOUND	B.L. BUILDING LINE
P.U.E. PUBLIC UTILITY EASEMENT	D.E. DRAINAGE EASEMENT
1 RECORD INFORMATION	WOOD FENCE
66 CHARIKIAN FENCE	WIRE FENCE
OHV-OVERHEAD UTILITIES	GUY WIRE

TRACT 3
 3.224 AC.

POLLY B. COVERT BROOKS
 TO LESLIE AULDS
 VOL. 3700 PG. 1348
 JAN. 18, 1988.

CONVEYED UNTO THOMAS
 ROUNDEBUSH AND WIFE,
 LINDA ROUNDEBUSH
 VOL. 7717 PG. 788

CONVEYED UNDIVIDED
 ONE-HALF INTEREST
 UNTO MICHAEL WETZEL
 DOC. NO. 2002103187

VOL. 4647 PG. 45
 MAY 8, 1979

POINT OF BEGINNING
 FOR EXHIBIT " "

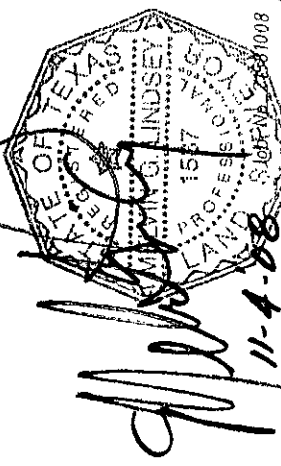
N 88°19'55"W 220.06'

WYLDWOOD ROAD
 (R.O.W. VARIES)

JOHN W. WOOD, SR. et ux.
 VOL. 3810 PG. 1720

POINT-LINE SERVICES, INC.

MELVIN LINDSEY, R.P.L.S. 1587
 8200 CAMERON ROAD, SUITE 140
 AUSTIN, TEXAS 78717



OCONOMOWOC WEST SEC. 1
 VOL. 94 PG. 273
 FEB. 23, 1993

LOT 44

LOT 43

25' B.L. PER PLAT

CITY OF AUSTIN PG. 1534

N 84°28'09"W 150.03'

S 84°07'05"E 150.56'

N 87°47'22"W 153.73'

N 87°47'29"W 449.15'

(N 87°47'29"W 449.35')

BEARING BASIS

S 87°59'14"E 502.06'

PUBLIC RIGHT-OF-WAY DEDICATION
 VOL. 10107 PG. 126
 JAN. 14, 1994

OCONOMOWOC EAST SEC. 1
 VOL. 94 PG. 270
 FEB. 23, 1993

LOT 1 BLOCK A

SURVEYOR'S CERTIFICATE

T0: The City of Austin, Michael Wetzel and Linda Wetzel and Independence Title Company

The undersigned Registered Professional Land Surveyor (the "Surveyor") hereby certifies that (a) this survey and the property description set forth hereon are true and correct and prepared from an actual on-the-ground survey of the real property (the "Property") shown hereon; (b) such survey was conducted by the Surveyor, or under his supervision; (c) all monuments shown hereon actually exist, and the location, size and type of material thereof are correctly shown; (d) except as may be shown hereon, there are no encroachments onto the Property or on the rights-of-way or easements appurtenant to the Property or protrusions therefrom; there are no visible easements or rights-of-way on the Property and there are no visible discrepancies, conflicts, shortages in area or boundary line conflicts; (e) the Property has access to and from a public roadway; (f) all recorded easements and setback lines have been correctly platted hereon with applicable recording information; (g) the boundaries, dimensions and other details shown hereon are true and correct; and (h) this survey complies with the standards of a Category 1A Condition II (Suburban) survey as specified by the latest edition of the "Manual of Practice for Land Surveying in Texas."

EXECUTED this 21st day of October, 2008.

G.F. No. 0816394-LAK

Water Quality Protection Lands



Conservation Easement



Fee Simple



MO-PAC

J17 Fortune

WYLDWOOD

BRODIE

118 Edwards Crossing

Andrewartha

J17 Fortune

Subject Area

WYLDWOOD

