

ORDINANCE NO. 20090326-

AN ORDINANCE WAIVING ALL FEES ASSOCIATED WITH THE CITY'S SUBDIVISION PROCESS, AND AUTHORIZING USE OF CITY ENGINEERING AND SURVEYING SERVICES TO SUBDIVIDE A ONE-ACRE LOT LOCATED AT 4000 PRAIRIE LANE.

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

PART 1. Findings. The Council finds that:

- (A) Beginning in 1999 the water supplier to Northridge Acres subdivision, Northridge Water Supply Corporation ("WSC"), experienced contamination problems with its water wells and the City of Austin ("City") began providing interim water service through the nearest water supply, a City of Round Rock fire hydrant. In 2000 the WSC was ordered into receivership by the Texas Commission on Environmental Quality. Since 2004 the City, five other state and local governmental entities, and the WSC receiver have coordinated a project to fund, design, and construct a new distribution system to provide water to the WSC's existing customers for subsequent City retail service. After completion of the project and transfer of the water service, the WSC will be dissolved.
- (B) One tract in the subdivision, 4000 Prairie Lane, does not have legal lot status and no subdivision exemptions are available. The property must be subdivided in order for the City to legally provide retail water service to two low-income single-family owner residents of the property.
- (C) Public health and safety would be endangered if water service continued to be provided from the groundwater wells or from the fire hydrant, and it is a public purpose for the City to pay for the costs of subdivision that the owner residents of the tract cannot. The owner residents have agreed to apply and participate in the City's subdivision process.

PART 2. Council approves the waiver all fees associated with the City's subdivision process for the property located at 4000 Prairie Lane.

PART 3. Council approves the use of Austin Water Utility engineering and surveying services to complete the subdivision application process for the residents.

PART 4. This ordinance takes effect on _____, 2009.

PASSED AND APPROVED

_____, 2009

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Will Wynn
Mayor

APPROVED: _____
David Allan Smith
City Attorney

ATTEST: _____
Shirley A. Brown
City Clerk