

AGENDA



Thursday, August 20, 2009

Public Hearings and Possible Actions
RECOMMENDATION FOR COUNCIL ACTION

Item No. 59

Subject: Conduct a Public Hearing authorizing the use of approximately 4,616 square feet permanent drainage easement and approximately 5,713 square feet temporary working space area, to construct, use, maintain, repair, and replace a stormdrain line and appurtenances for construction of a portion of the E. 7th Street Drainage Improvement Project - Northwestern to Pleasant Valley through dedicated parkland known as Parque Zaragoza Park 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 parkland 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; Clay Harris 974-7895; April Thedford 974-7141

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

Prior Council Action: July 23, 2009 - Council set the public hearing for August 20, 2009.

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 Public Works Department (PWD), on behalf of Watershed Protection Department (WPD) is proposing to install approximately 315 feet of storm drain line within Parque Zaragoza Park to discharge into Boggy Creek as part of PWD's East 7th Street Drainage Improvements - Northwestern to Pleasant Valley project. This will reduce the localized flooding problems at the intersection of Pleasant Valley and East 7th Street by constructing new storm drain lines and discharging into Boggy Creek. Currently, a significant amount of storm water ponds during large storm events until the existing system drains sufficiently to allow more storm water to flow.

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 Watershed Protection Department is required to pay all costs associated with the restoration and tree replacement and will be included as part of the site restoration process. Mitigation for the disturbance of parkland was recommended by the Parks and Recreation Board and is included as an attachment. 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 were July 26, August 2 & 9, 2009.