

AGENDA



Thursday, August 20, 2009

**Public Hearings and Possible Actions
RECOMMENDATION FOR COUNCIL ACTION****Item No. 61**

Subject: Conduct a Public Hearing and consider an ordinance amending Chapter 25-9 of the Austin City Code relating to water and wastewater service extension requests.

Amount and Source of Funding: There is no unanticipated fiscal impact.

Fiscal Note: A fiscal note is not required.

For More Information: Seyed Miri, P.E. 972-0202; Denise Avery, 972-0104

Boards and Commission Action: Recommended by the Planning Commission. Recommended by the Water and Wastewater Commission.

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

In 2005 the Texas Legislature amended the Local Government Code to require that a developer's portion of costs for municipal infrastructure improvements not exceed an amount roughly proportionate to the proposed development. The adoption of this state law prompted Austin Water Utility to review and propose modifications to the City Code regarding the manner in which the City shares the costs with developers for water and wastewater infrastructure. In addition, Utility staff found that there are several City Code provisions concerning the service extension request process which required updating or could be improved upon based on experience.

The Austin Water Utility is requesting revisions to Land Development Code, Chapter 25-9, and article 1, Divisions 1 & 2 of the water and wastewater extension of service. The Utility has implemented the state law changes to the service extension request process. Currently the proportionality of costs with regards to cost participation and cost reimbursement has been addressed through waivers. The approval of the recommended changes to Chapter 25-9 will allow most cost participation and cost reimbursement service extension requests to be processed without waivers.