

AGENDA



Thursday, November 19, 2009

**Public Hearings and Possible Actions
RECOMMENDATION FOR COUNCIL ACTION****Item No. 97**

Subject: Conduct a public hearing and consider a resolution authorizing the use of approximately 40,000 square feet (0.92 acre) for a temporary staging area and material storage site for construction of storm drain improvements for the Shoal Creek – Rosedale Stormwater & Water Quality Improvements, Phase IIA & IIB Project through dedicated parkland known as the Ramsey 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; Glen Taffinder 974-3381; April Thedford 974-7141

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

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 Watershed Protection Department is proposing to design and construct storm drain system improvements generally bound on the north by West 49th Street, east by Medical Parkway, south by West 42nd Street, and west by Shoal Wood Avenue. Benefit - mitigate flooding for 15 houses/yards. The project will use a portion of Ramsey Park for construction staging purposes. The area to be used is located on the northern end of Ramsey Park and is approximately 40,000 square feet and includes two stabilized construction entrances for circular access. The park will be used as a staging area for thirteen months.

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 mitigation as part of the site restoration process.

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 October 25, November 1 & 8, 2009.