

**ORDINANCE NO. 20110526-003**

**AN ORDINANCE CONSENTING TO THE ANNEXATION OF APPROXIMATELY 64 ACRES INTO TRAVIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 10 (WCID NO. 10) FOR THE PROVISION OF WATER SERVICE, AND ALLOWING OUT-OF-DISTRICT SERVICE TO ONE SINGLE-FAMILY RESIDENTIAL PROPERTY; AND WAIVING THE REQUIREMENTS OF CHAPTER 25-9, ARTICLE 2, OF THE CITY CODE.**

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

**PART 1.** On August 30, 1990, the City of Austin (Austin) entered into a wholesale water agreement with WCID No. 10. WCID No. 10 is located entirely within Travis County, partly within the City of West Lake Hills (West Lake Hills) and partly within Austin. Article IX of WCID No. 10's contract with Austin requires the prior consent of the Austin City Council for WCID No. 10 to expand its service boundary, by annexing additional land into the District, as well as providing water service outside of WCID No. 10's boundary.

**PART 2.** The Ridgewood Village Water System (Ridgewood), located entirely in West Lake Hills and adjacent to WCID No. 10, is a water supply corporation that serves 95 single-family residential customers. The Texas Commission on Environmental Quality (TCEQ) has issued multiple notices of violation to Ridgewood relating to water quality and infrastructure inadequacies. The owner and customers of Ridgewood, and West Lake Hills, requested that WCID No. 10 acquire Ridgewood to provide water service that meets TCEQ standards.

**PART 3.** The Ridgewood water quality and infrastructure inadequacies create public health concerns that could be most expeditiously and efficiently alleviated by WCID No. 10 operating and maintaining Ridgewood. WCID No. 10 can operate and maintain Ridgewood either by annexation of the property or by providing out-of-district service.

**PART 4.** In order for WCID No. 10 to annex the property and apply its ad valorem tax for the operation and maintenance of Ridgewood, landowners must agree to be annexed. Of the 95 current customers located in Ridgewood, 94 have agreed to be annexed, and WCID No. 10 agrees to provide out-of-district water service to the unannexed 95<sup>th</sup> property, 16 Sugar Shack Drive, West Lake Hills, Texas (16 Sugar Shack Drive).

**PART 5.** The City Council consents to the annexation of approximately 64 acres into WCID No. 10 for the provision of water service, and to WCID No. 10 providing out-of-district water service to 16 Sugar Shack Drive.

**PART 6.** If the property owner at 16 Sugar Shack Drive requests or agrees in writing to annexation by WCID No. 10, the City Council hereby approves such annexation without further request or showing by WCID No. 10.

**PART 7.** City Code, Chapter 25-9, Article 2 (*Water Districts*) is waived with respect to annexation Ridgewood and out-of-district service to 16 Sugar Shack Drive.

**PART 8.** This ordinance takes effect on June 6, 2011.

**PASSED AND APPROVED**

\_\_\_\_\_, May 26, 2011

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Lee Leffingwell  
Mayor

**APPROVED:** \_\_\_\_\_  
Karen M. Kennard  
City Attorney

**ATTEST:** \_\_\_\_\_  
Shirley A. Gentry  
City Clerk