RESOLUTION NO.

WHEREAS, the Balcones Canyonlands Coordinating Committee recommends a new fee structure for participation in the Balcones Canyonlands Conservation Plan (BCCP); **NOW, THEREFORE,**

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

Council adopts the revised fee schedule for participation in the BCCP as follows:

1. From September 30, 2011 to September 30, 2012, the fee for simple participation in the Plan based on the BCCP fee zone map shall be as follows:

   (a) $5,500/acre in Zone 1 Golden Cheek Warbler Habitat,
   (b) $2,750/acre in Zone 2 Golden Cheek Warbler Habitat,
   (c) $5,500/acre in Black Capped Vireo Habitat,
   (d) $1,000/acre in Karst Zones 1 and 2,
   (e) $2,000/acre for Single Family Lot Provision Fee, and
   (f) $1,500/acre for the Agricultural Provision Fee.

2. From September 30, 2011 to September 30, 2012, the fee for participation through the alternative method shall be $10,000 per acre. The fee shall be calculated on United States Fish and Wildlife Services (USFWS) determination of take—both indirect and direct—multiplied by the appropriate habitat quality factor.

DRAFT

3. When land within the Preserve, or land which has been determined by USFWS to be acceptable as part of the Preserve, is offered as mitigation in lieu of payment of the fee using the alternative approval method, USFWS shall determine the amount of mitigation credit that is received for land offered in mitigation.

4. This revised fee schedule will become effective upon certification of approval by USFWS and will expire on September 30, 2012.

5. The intent of this resolution is to prevent the new fee structure from having the effect of depressing the value of mitigation land.

ADOPTED: _____, 2011 **ATTEST:** _____

Shirley A. Gentry
City Clerk

DRAFT