

A G E N D A



Recommendation for Council Action

Austin City Council		Item ID	10865	Agenda Number	134.
Meeting Date:	12/8/2011		Department:	Office of Real Estate Services	
Subject					
Conduct a public hearing in accordance with Section 26.001 et seq. of the Texas Parks and Wildlife Code and consider a resolution approving the use of approximately 274 square feet of land for permanent sidewalk purposes and approximately 1,315 square feet for temporary workspace purposes in connection with the construction, use, maintenance, repair and replacement of a sidewalk that is a portion of the Group 10 ADA Sidewalk Improvements – Brodie Lane Project through a dedicated scientific area that is part of the Austin Water Utility's Water Quality Protection Lands known as Lot 7, Block “A”, Mission Bethany Subdivision.					
Amount and Source of Funding					
All costs associated with construction, as well as any parkland restoration will be paid by the requester.					
Fiscal Note					
There is no unanticipated fiscal impact. A fiscal note is not required.					
Purchasing Language:					
Prior Council Action:					
For More Information:	Junie Plummer 974-7085; John Eastman 974-7025; Lauraine Rizer 974-7078; Amanda Glasscock 974-7173.				
Boards and Commission Action:	Recommended by the Water and Wastewater Commission.				
MBE / WBE:					
Related Items:					
Additional Backup Information					

Chapter 26 of the Texas Parks and Wildlife Code provides that the use of scientific area, wildlife refuge or historic property for non-protected purposes may be approved upon a finding that there is no feasible and prudent alternative to the use of this land, and that all reasonable planning to minimize harm to such land has occurred.

The Neighborhood Connectivity Division of the Public Works Department is in the process of constructing sidewalk improvements as a transportation corridor along the west side of Brodie Lane from West Slaughter Lane to Brodie Springs Trail. A section of the sidewalk will need to be placed across a portion of Tract 3 of the Bradley Agreement which is part of a designated Water Quality Protection Zone. This will require approximately 274 sq. ft. of the parcel for a permanent sidewalk and approximately 1,315 square feet for access and temporary working space purposes. The sidewalk improvements are the minimum necessary to bring this portion of Brodie Lane into compliance with the City of Austin Americans with Disabilities Act (ADA) Transition Plan and the City of Austin Pedestrian Plan.

Approval of the use of this land is made on the condition that all restoration is completed in accordance with the Standard Specifications and Construction Standards of the City of Austin. The Neighborhood Connectivity Division is required to pay all costs associated with any required restoration and tree mitigation.

There is no feasible and prudent alternative to the use of this protected land, and all reasonable planning to minimize harm to such land has occurred. The dates of public notification in the Austin American-Statesman are November 13, November 20, and November 27, 2011.