

RESOLUTION NO.

WHEREAS, the City Council of the City of Austin has found that public necessity requires the City of Austin to acquire certain real property interests for public purposes as set out below; and

WHEREAS, the City of Austin has attempted to purchase those needed real property interests but has been unable to agree with the owners on the value of the property interest, or the damages, if any; **NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:**

That the City Attorney, or other authorized designee, is hereby authorized and directed to file, or cause to be filed, a suit in eminent domain on behalf of the City of Austin against the owners now having, or who may acquire, an interest in the real property interests necessary to the City, described and located below, for the public purposes set out below, and to take whatever other action may be deemed appropriate to effect the necessary acquisitions.

BE IT FURTHER RESOLVED:

The City Attorney, or other authorized designee, shall file eminent domain proceedings for:

Owner: Grand Oaks Owners Association, Inc.

Project: Davis Lane Wastewater Extension Project

Public Purpose: The permanent wastewater line easement described in the attached Exhibit "A" is necessary to install, operate, maintain, repair, replace, and upgrade a permanent wastewater line and appurtenances, for the purpose of providing sanitary sewer services to the public; and

A temporary working space easement described in the attached Exhibit "B" is necessary to permit the City, its agents, employees, and contractors to enter upon said real property for the construction of the above referenced permanent wastewater line and appurtenances.

Location: 2501 Sweet Clover Drive, on the north side of Davis Lane, south side of Brock Circle, approximately 500 feet west of Empress Boulevard, in Austin, Texas 78745.

Property: Described in the attached and incorporated Exhibits A and B.

ADOPTED: _____, 2012

ATTEST: _____
Shirley A. Gentry
City Clerk