

## **RESOLUTION NO.**

**WHEREAS**, the City Council was requested to conduct a public hearing to consider the permanent use of approximately 1,205 square feet of land for a permanent wastewater line, 10,386 square feet for temporary working space, 31,755 square feet for a temporary staging area and material storage site and 54,886 square feet for temporary ingress and egress to construct, use, maintain, repair and replace a wastewater line and appurtenances for the North Acres Wastewater Tunnel Project, which is located on dedicated parkland known as Walnut Creek Park (the “Proposed Use”); and

**WHEREAS**, the land being used for the Proposed Use is described in Exhibit A (the “Affected Land”); and

**WHEREAS**, notice of the public hearing to be held on September 27, 2012 was given for three consecutive weeks on September 2, September 9, and September 16, 2012 in a newspaper of general circulation; and

**WHEREAS**, such public hearing was held September 27, 2012 by the City Council to consider the use of Affected Land for the Proposed Use;  
**NOW, THEREFORE,**

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

Having taken into account clearly enunciated local preferences, the City Council finds that there is no feasible and prudent alternative to the use of the Affected Land for the Proposed Use, and that all reasonable planning has been done to minimize harm to the Affected Land from the Proposed Use. The use of the Affected Land for the Proposed Use is approved.

The City Manager is authorized to take such measures as may be necessary, favorable or required to effectuate the purpose and intent of this resolution.

**ADOPTED:** \_\_\_\_\_, 2012    **ATTEST:** \_\_\_\_\_

Shirley A. Gentry  
City Clerk

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