

## **RESOLUTION NO.**

**WHEREAS**, the City Council was requested to conduct a public hearing to consider the change in use and conveyance of approximately 17,279 square feet of land to Steve and Michele Turnquist through the Balcones Canyonland Preserve tract known as Cortana located along River Place Boulevard, as more particularly described in Exhibit A (the “Affected Protected Land”) for an exchange of land to provide access and address a threat to public health and safety (the “Proposed Use”); and

**WHEREAS**, notice of the public hearing to be held on December 6, 2012 was given for three consecutive weeks on November 11, 18 and 25, 2012 in a newspaper of general circulation; and

**WHEREAS**, such public hearing was held December 6, 2012 by the City Council to consider the use of Affected Protected 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 Protected Land for the Proposed Use and that all reasonable planning has been done to minimize harm to the Affected Protected Land from the Proposed Use. The use of the Affected Protected 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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