



## MEMORANDUM

**TO:** Parks and Recreation Board

**FROM:** Michael J. Heitz, AIA, Director  
Parks and Recreation Department

**DATE:** July 20, 1995

**SUBJECT:** Gillis Park, Water Quality Pond  
Permanent Drainage Use Agreement

The Department of Public Works and Transportation has requested approval of a 24,648 sq. ft. (0.566 ac.) permanent drainage use agreement for part of Gillis Park to construct a water quality pond.

The letter of request giving more details of the project and the metes and bounds field notes descriptions of the use agreement are attached.

The water quality pond will collect initial run-off from the storm drainage system and pass it through the filtration system before discharging into East Bouldin Creek. This pond is being installed to study the feasibility of urban retrofit water quality ponds in the Town Lake watershed.

I am satisfied that this alignment and the method of construction is the most feasible and prudent alternative for the construction of this project and that all reasonable planning to minimize harm to the parkland has been carried out.

### **Recommendation**

I recommend approval of the request for a 24,648 sq. ft. (0.566 ac.) permanent drainage use agreement.

The above use agreements are subject to the following conditions:

1. Restoration and revegetation shall be in accordance with the "Restoration Plan" included in the letter submitted by the Department of Public Works and Transportation.

2. The two Cedar Elm trees be relocated prior to construction. Tree (or shrub) replacements to compensate for the Mesquite and Cedar that will be removed shall be five Red Buds and five Mexican Plums. The location for the replacements shall be approved by the Parks and Recreation Department.
3. Construction, restoration and revegetation shall be carried out in accordance with the requirements of the "Construction in Parks Specifications", adopted by the Board, April 25, 1990, and the notes shown on the project drawings.
4. All restoration and revegetation shall be completed to the requirements and satisfaction of the Parks and Recreation Department.
5. The project drawings shall indicate all approved use agreements within the parkland. The Director of the Parks and Recreation Department shall approve and "sign-off" on the drawings after all use agreements have been approved and granted.

The attached letter details the involvement of the neighborhood with the plans for this project.

If I can provide you with any additional information, please let me know.



Michael J. Heitz, AIA, Director  
Parks and Recreation Department

MJH:pm



# City of Austin

Founded by Congress, Republic of Texas, 1839

Municipal Building, Eighth at Colorado, P.O. Box 1088, Austin, Texas 78767 Telephone 512/499-2000

July 18, 1995

City of Austin  
Parks and Recreation Board  
200 South Lamar Blvd.  
Austin, Texas  
78704

Dear Members of the Board,

Thank you for your recent inquiry concerning the neighborhood approval of the Gillis Park Water Quality Pond. In the fall of 1994, Gerry Clayton, the project manager met with representatives of the Bouldin Creek Association, Dawson Neighborhood Association, and South River City Citizens to review the plans for the Gillis Park water quality pond. We discussed the location, pond size and depth. The members present were agreeable to the pond, but requested that we stake-out the pond and meet again. The following week we met in the park and the group could see actual location and the boundary of the pond.

The Gillis Park water quality pond was reviewed by all interested neighborhood residents and they understood the pond to be an important part of the Town Lake Water Quality effort. We believe that we have satisfied all inquiries and have made every reasonable effort to inform all interested neighborhood residents.

If you have further questions or require additional information you can contact Gerry Clayton at 499-7164.

Sincerely,

Pamela Mayo Clark, Community Services Coordinator

**DEPARTMENT OF PUBLIC WORKS AND TRANSPORTATION**

xc: Peter Marsh, Parks and Recreation Department  
Gerry Clayton, Stormwater Management Division



## MEMORANDUM

TO: Parks and Recreation Board

FROM: Michael J. Heitz, AIA, Director  
Parks and Recreation Department

DATE: July 20, 1995

SUBJECT: Construction of covered two-slip boat dock, at 4212  
Watersedge Cove.  
File # SP-95-0237DS

A request has been received from Don Reynolds, on behalf of Lance Armstrong, to construct a covered two-slip boat dock, at 4212 Watersedge Cove.

The project is located in the Watersedge Subdivision. Recessed boat slips were constructed as part of the subdivision infrastructure; the proposed boat dock is being constructed over the existing recessed slips.

The proposed boat dock meets the 10' side property line setback requirement at the shoreline, but not along the adjacent side property line. The boat dock is, however, incorporated into, and forms part of, the building structure and is located outside the required 5' side building line setback.

Parks and Recreation Department staff have reviewed the project and the site plans meet the requirements of Article VI, Division 4, Part E (Requirements for the Construction Of Boat Docks) of the Land Development Code (including all amendments) with the exception of navigation lighting.

The boat dock structure extends more than 8' from the shoreline so is required to have navigation lighting. It is between 25' and 50' wide (approximately 36' wide) and required to have navigation light stations on the two exterior corners.

Parks and Recreation Board  
July 20, 1995  
Page 2

**Recommendation**

I recommend approval of the request to construct a covered two-slip boat dock at 4212 Watersedge Cove, in accordance with Site Plan # SP-95-0237DS, subject to the following:

1. Two navigation light stations shall be provided in accordance with Section 13-2-793(b)(2)(B)(2), one navigation light station located at each end of the structure on the side farthest from the shoreline.

If I can provide you with any additional information, please let me know.



Michael J. Heitz, AIA, Director  
Parks and Recreation Department

MH:PM



**Date:** June 12, 1995

**To:** Director Parks and Recreation Department

**From:** Signor Enterprises Inc.

**Subject:** Dock permit, legal address: 4212 Watersedge Cove, Lot 30 Amended Plat of Watersedge Section One

We are requesting approval of our residential boat dock plans at 4212 Watersedge Cove for construction in July 1995.

The slips are to be built from steel pilings.

This additional construction should not adversely affect any shoreline erosion, drainage, or other environmental concerns.

Thank you for your consideration.

Beverly Garman





## MEMORANDUM

TO: Parks and Recreation Board

FROM: Michael J. Heitz, AIA, Director  
Parks and Recreation Department

DATE: July 20, 1995

SUBJECT: Construction of covered single-slip boat dock, at 5309 Cone Circle  
File # SP-95-0199DS

A request has been received from Signor Enterprises Inc., on behalf of Arthur Sharplin, to construct a covered single-slip boat dock at 5309 Cone Circle.

The proposed boat dock is located on Bull Creek in the Courtyard Subdivision. The location is on the inside of the bend where Bull Creek makes a turn so the water is extremely shallow.

The applicant is requesting a variance to Section 13-2-795(1) to allow the boat dock to extend 50' from the shoreline. The main channel of the creek is adjacent to the opposite shore so the additional length should not create a navigation hazard. The Board has recently granted similar variances to allow the construction of 50' long boat docks in the immediate vicinity.

### Recommendation

I recommend approval of the request to construct a covered single-slip boat dock at 5309 Cone Circle in accordance with Site Plan # SP-95-0199DS, subject to the following:

1. Approval of the variance to Section 13-2-795(1) to allow the boat dock to extend not more than 50' from the shoreline.
2. Three (3) navigation light stations shall be provided in accordance with Section 13-2-793(2)(A)(1). One light station shall be provided on each side of the structure at the midpoint of



Parks and Recreation Board  
July 20, 1995  
Boat dock - 5903 Cone Circle  
Page 2

the length between the shoreline and end of the structure farthest from the shoreline. One light station shall be provided on the side of the structure farthest from and parallel to the shoreline, located at the end so as to be visible to all properly approaching watercraft.

If I can provide you with any additional information, please let me know.



Michael J. Heitz, AIA, Director  
Parks and Recreation Department

MH:PM

18-MAY-1995

10

**Date:** May 17, 1995  
**To:** City of Austin  
**From:** Signor Enterprises Inc.  
**Subject:** Summary letter for the Sharplin boatdock at 5903 Cone Circle.

This project is in the Lake Austin Watershed as the average lake level at the proposed location is 492.8.

No impervious cover is to be proposed.

All of the project will be constructed by a barge based crain and pile driver, so no trees will be cleared.

The construction process will be: first the steel pilings are driven, the lower deck will be built then the roof structure.

Thank you,



Brian Rennaker



# City of Austin

Founded by Congress, Republic of Texas, 1839  
Municipal Building, Eighth at Colorado, P.O. Box 1088, Austin, Texas 78767 Telephone 512/499-2000

June 12, 1995

Signor Enterprises Inc.  
5523 W. Bee Cave Road, K-5  
Austin TX 78746

Site Plans SP-95-0198DS, SP-95-0199DS

Dear Rusty:

The above site plans are scheduled for consideration by the Parks and Recreation Board at their meeting to be held on June 27, 1995. I have reviewed the plans submitted and discovered that it is proposed to construct the boat docks further than 30' from the shoreline as permitted by the City Code, and that they will be constructed within a common area and a Drainage and Public Utility Easement.

To allow the Board to satisfactorily consider these requests would you please provide the following additional information:

SP-95-0198DS, 5303 Scout Island Circle (Bixler)


1. A letter of request for the variance to exceed the 30', giving reasons to justify the additional length.
2. Evidence of the property owners rights to construct the boat dock within the common area and easement.
3. The location of the boat dock on the property was not indicated on the sit plan, this must be shown.

SP-95-0199DS, 5903 Cone Circle (Sharplin)

1. A letter of request for the variance to exceed the 30', giving reasons to justify the additional length.
2. Evidence of the property owners rights to construct the boat dock within the common area and easement.

Once I have this information I will place these requests on the agenda.

Sincerely,

  
Peter Marsh, Staff Engineer  
Parks and Recreation Department

May 17, 1995

Director  
Parks and Recreation Board  
City of Austin

Re: Request for permit and for variance on length of boat house at 5903 Cone Circle.

Dear Director:

I propose construction of a boat house behind my home at 5903 Cone Circle in the Courtyard on the north side of the Bull Creek arm of Lake Austin. The legal description of the property is Courtyard Phase 3-A, Lot 12, Plat Book 81, Page number 61 - 64 and LUB, Exhibit G, Volume 8939, Page 897, Real Property Records, Travis County, Texas.


I request a variance for the length of the boat house I plan to build. I want my boat house to be 50 feet long, which is in excess of the maximum permitted length, without variance, of 20 feet.

I believe you should grant my request for a variance for the following reasons:

1. The Bull Creek arm of Lake Austin is very wide behind my home. Consequently, the extension of the boat house 50 feet into the water will not present a hazard to navigation.
2. The water is very shallow along the north shore where my boat house will be located. I need to extend the boat house an extra 20 feet away from the shoreline in order for it to be in somewhat deeper water so that I can achieve proper boat navigation.
3. Over 10 years ago the city gave the seven owners of boat docks behind Phase 2 of Courtyard permission to have boat docks that are about 50 feet long. Robert May and several other homeowners have recently been granted similar variances. Apparently these docks have presented no problem for either the City or the neighborhood.

I would like to present my request for variance to the proper committee. Please call if you have any questions.

Thank you,

  
Rusty Signor  
Brian Reimaker  
Signor Enterprises, Inc.  
for Art Sharpin

**THE COURTYARD HOMEOWNERS ASSOCIATION, INC.**  
**7035 BEE CAVE ROAD, SUITE 100**  
**AUSTIN, TEXAS 78746**  
**(512) 476-7028**

May 9, 1994

Parks and Recreation Department  
 City of Austin  
 P.O. Box 1088  
 Austin, Texas 78767

RE: Arthur Sharplin  
 Lot 12, Phase 3A  
 The Courtyard Subdivision

Dear Sirs:

We are aware that the reference lot is now owned by Frank Appar.

The legal description of the land as defined in the title policy commitment is:

Tract I: Lot 12, The Courtyard Phase 3-A as described in plat map recorded in Book 81 pages 61-64, Plat Records, Travis County, Texas,

Tract II: A Limited Use Easement for Lot 12, The Courtyard Phase 3-A being a 0.9205 acre tract, out of Lot 14, The Courtyard Phase 3-A a subdivision of record in Book 81, Pages 61-64 of the Plat Records of Travis County, Texas, and described in Volume 9839, Page 897 Real Property Records, Travis County, Texas.

The Courtyard Homeowners Association, Inc. approves the Sharplin Boat Dock proposal provided its specifications and design meet City of Austin, and all other governmental authorities requirements and Courtyard Documents that have jurisdictions over such matters.

The Courtyard Homeowners Association, Inc.'s authority stems from the "Second Restated Declaration of Covenants, Conditions and Restrictions", filed by the owner of the subdivision and recorded in Volume 6598, pages 1046-1076, Real Property Records, Travis County, Texas on June 22, 1979. This document states on Page 1048 with respect to a lot owner's "Limited Use Easement" that the "...owner can fence and landscape the area and, with the approval of the Environmental Control Committee (of the homeowners' association) can erect gazebos, boat docks, steps, and other related structures."

Page 2  
Parks and Recreation Dept.

Please call me at (512) 476-7028 if you require further certification from The Courtyard  
Homeowners' Association, Inc..

Sincerely,  
MARTINE PROPERTIES, INC.

*Karen Garcia*

Karen R. Garcia  
Association Manager





## MEMORANDUM

TO: Parks and Recreation Board

FROM: Michael J. Heitz, AIA, Director  
Parks and Recreation Department

DATE: July 20, 1995

SUBJECT: Construction of covered single-slip boat dock, at 5303 S.  
Scout Island Circle  
File # SP-95-0198DS

A request has been received from Signor Enterprises Inc., on behalf of Jeff Bixler, to construct a covered single-slip boat dock at 5303 S. Scout Island Circle.

The proposed boat dock is located on Bull Creek in the Courtyard Subdivision. The location is on the inside of the bend where Bull Creek makes a turn, so the water is extremely shallow.

The applicant is requesting a variance to Section 13-2-795(1) to allow the boat dock to extend 50' from the shoreline. The main channel of the creek is adjacent to the opposite shore so the additional length should not create a navigation hazard. The Board has recently granted similar variances to allow the construction of 50' long boat docks in the immediate vicinity.

### Recommendation

I recommend approval of the request to construct a covered single-slip boat dock at 5303 S. Scout Island Circle in accordance with Site Plan # SP-95-0198DS, subject to the following:

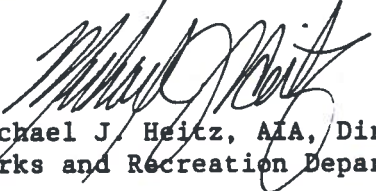
1. Approval of the variance to Section 13-2-795(1) to allow the boat dock to extend not more than 50' from the shoreline.
2. Three (3) navigation light stations shall be provided in accordance with Section 13-2-793(2)(A)(1). One light station shall be provided on each side of the structure at the midpoint of the length between the shoreline and end of the structure farthest

Parks and Recreation Board  
July 20, 1995  
Boat Dock - 5303 S. Scout Island Circle  
Page 2

from the shoreline. One light station shall be provided on the side of the structure farthest from and parallel to the shoreline, located at the end so as to be visible to all properly approaching watercraft.

3. The boat dock is located at least 10' from the adjacent side property lines.

If I can provide you with any additional information, please let me know.



Michael J. Heitz, AIA, Director  
Parks and Recreation Department

MH:PM

TO:  
FROM:      SITE PLAN REVIEW DIVISION/PLANNING DEPT      COMMENT DUE DATE: 25-MAY-1995  
SUBJECT:    DEVELOPMENT PERMIT ONLY      SP-95-0198DS

PROJECT:    BIXLER BOAT DOCK

5303 S SCOUT ISLAND CIR

CASE MANAGER:      OWEIS, DEYAB      499-2813

APPLICATION DATE:      18-MAY-1995

ZIP: 78731      FULL PURPOSE  
WATERSHED: Lake Austin      RURAL WATER SUPPLY

OWNER: COMPRESSION LABS      (      )      -  
5303 SCOUT ISLAND CIRCLE SOUTH AUSTIN, TX  
CONTACT: JEFF BIXLER  
AGENT: SIGNOR ENTERPRISES, INC.      (512)327-6064  
5523 W. BEE CAVES ROAD K-5 AUSTIN, TX 78746  
CONTACT: BRIAN RENNAKER

SITE PLAN AREA:      0.014 ACRES      (      599 SQ FT)  
UTILITY OR STORM SEWER LENGTH:      0 LINEAR FEET

EXISTING ZONING:      SF  
EXISTING USE:      BOATDOCK

TRACT	ACRES/SQ FT	PROPOSED USE
	0.014/      599	BOAT DOCK

RELATED CASE NUMBERS (IF ANY):

OTHER PROVISIONS:  
QUALIFIES AS A SMALL PROJECT  
TIA IS NOT REQUIRED  
FEE RECEIPT #: 1512197

SUBD NAME: COURTYARD PHASE 3-A  
BLOCK/LOT: LOT 1  
PLAT BOOK/PAGE: 81 PAGES 61-64

PARCEL #:

VARIANCES/WAIVERS, BONUSES:

**Date:** May 17, 1995  
**To:** City of Austin  
**From:** Signor Enterprises Inc.  
**Subject:** Summary letter for the Bixler boatdock at 5303 Scout Island Circle South.

This project is in the Lake Austin Watershed as the average lake level at the proposed location is 492.8.

No impervious cover is to be proposed.

All of the project will be constructed by a barge based crain and pile driver, so no trees will be cleared.

The construction process will be: first the steel pilings are driven, the lower deck will be built then the roof structure.

Thank you,

A handwritten signature in black ink, appearing to read 'B. Rennaker', written over the printed name.

Brian Rennaker



# City of Austin

Founded by Congress, Republic of Texas, 1839

Municipal Building, Eighth at Colorado, P.O. Box 1088, Austin, Texas 78767 Telephone 512/499-2000

June 12, 1995

Signor Enterprises Inc.  
5523 W. Bee Cave Road, K-5  
Austin TX 78746

Site Plans SP-95-0198DS, SP-95-0199DS

Dear Rusty:

The above site plans are scheduled for consideration by the Parks and Recreation Board at their meeting to be held on June 27, 1995. I have reviewed the plans submitted and discovered that it is proposed to construct the boat docks further than 30' from the shoreline as permitted by the City Code, and that they will be constructed within a common area and a Drainage and Public Utility Easement.

To allow the Board to satisfactorily consider these requests would you please provide the following additional information:

SP-95-0198DS, 5303 Scout Island Circle (Bixler)

1. A letter of request for the variance to exceed the 30', giving reasons to justify the additional length.
2. Evidence of the property owners rights to construct the boat dock within the common area and easement.
3. The location of the boat dock on the property was not indicated on the sit plan, this must be shown.

SP-95-0199DS, 5903 Cone Circle (Sharplin)

1. A letter of request for the variance to exceed the 30', giving reasons to justify the additional length.
2. Evidence of the property owners rights to construct the boat dock within the common area and easement.

Once I have this information I will place these requests on the agenda.

Sincerely,

Peter Marsh, Staff Engineer  
Parks and Recreation Department

May 17, 1995

Director  
Parks and Recreation Board  
City of Austin

Re: Request for permit and for variance on length of boat house at 5303 Scout Island Circle South.

Dear Director:

I propose construction of a boat house behind my home at 5303 Scout Island Circle South in the Courtyard on the north side of the Bull Creek arm of Lake Austin. The legal description of the property is Courtyard Phase 3-A, Lot 1, Plat Book 81, Page number 61 - 64 and LUE, Exhibit G, Volume 8939, Page 897, Real Property Records, Travis County, Texas.

I request a variance for the length of the boat house I plan to build. I want my boat house to be 50 feet long, which is in excess of the maximum permitted length, without variance, of 30 feet.

I believe you should grant my request for a variance for the following reasons:

1. The Bull Creek arm of Lake Austin is very wide behind my home. Consequently, the extension of the boat house 50 feet into the water will not present a hazard to navigation.
2. The water is very shallow along the north shore where my boat house will be located. I need to extend the boat house an extra 20 feet away from the shoreline in order for it to be in somewhat deeper water so that I can achieve proper boat navigation.
3. Over 10 years ago the city gave the seven owners of boat docks behind Phase 2 of Courtyard permission to have boat docks that are about 50 feet long. Robert May and several other homeowners have recently been granted similar variances. Apparently these docks have presented no problem for either the City or the neighborhood.

I would like to present my request for variance to the proper committee. Please call if you have any questions.

Thank you,



Lee F. Signor  
Signor Enterprises, Inc.  
for Jeff Bixler

**THE COURTYARD HOMEOWNERS ASSOCIATION, INC.**  
**720 BRAZOS, SUITE 900**  
**AUSTIN, TEXAS 78701**  
**(512) 476-7028**

September 9, 1994

Parks and Recreation Department  
 City of Austin  
 P.O. Box 1088  
 Austin, Texas 78767

RE: Jeff Bixler  
 Lot 1, Phase 3A  
 The Courtyard Subdivision

Dear Sirs:

We are aware that the reference lot is now owned by Jeff Bixler.

The legal description of the land as defined in the title policy commitment is:

Tract I: lot 1, The Courtyard Phase 3-A as described in plat map recorded in Book 81 pages 61-64, Plat Records, Travis County, Texas.

Tract II: A Limited Use Easement for Lot 1, The Courtyard Phase 3-A being a 0.9205 acre tract, out of Lot 14, The Courtyard Phase 3-A a subdivision of record in Book 81, Pages 61-64 of the Plat Records of Travis County, Texas, and described in Volume 9839, Page 897 Real Property Records, Travis County, Texas.

The Courtyard Homeowners Association, Inc. approves the Bixler Boat Dock proposal provided its specifications and design meet City of Austin, and all other governmental authorities requirements and Courtyard Documents that have jurisdictions over such matters.

The Courtyard Homeowners Association, Inc.'s authority stems from the "Second Restated Declaration of Covenants, Conditions and Restrictions", filed by the owner of the subdivision and recorded in Volume 6598, pages 1046-1076, Real Property Records, Travis County, Texas on June 22, 1979. This document states on Page 1048 with respect to a lot owner's "Limited Use Easement" that the "...owner can fence and landscape the area and, with the approval of the Environmental Control Committee (of the homeowners' association) can erect gazebos, boat docks, steps, and other related structures."




Page 2  
Parks and Recreation Dept.

Please call me at (512) 476-7028 if you require further certification from The Courtyard  
Homeowners' Association, Inc..

Sincerely,  
MARTINE PROPERTIES, INC.

*Karen R Garcia*

Karen R. Garcia  
Association Manager



# Austin DMO, Inc.

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## **Board of Directors**

David Bodenman, Chair  
Bob Foster, Vice Chair  
Philip Breland, Treasurer  
Shannon Sedwick, Secretary  
John A. Barclay, III, Past Chair

Bobbie Barker  
Terry Boothe  
S. Tim Casey  
Jerry Creagh  
Mike Crockett  
Carl Daywood  
Shawna Eiland  
Charles Heimsath  
Allen Kaplan  
Steve Morris  
Ron Paynter  
Craig Reid  
Bill Renfro  
Karin Richmond  
Dan Savage  
Tom Stacy

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Joe M. Allbaugh, State of Texas  
Michael Bolton, Capital Metro  
Karen Sonleitner, Travis County  
Bruce Todd, City of Austin  
Lewis Wright, University of Texas

## **Staff**

José E. Martínez  
Executive Director

Lucy Ferguson Galbraith  
Associate Director

Anne Gilliam  
Communications Manager

Christopher McFadden  
Marketing Manager

Mark Eells  
Administrative Assistant

---

712 Congress Avenue, Suite 100  
Austin, TX 78701

(512) 469-1766 voice  
(512) 477-7456 fax

June 13, 1995

Jody Hamilton  
Austin Parks & Recreation Department  
200 South Lamar  
Austin, TX 78704

Dear Jody,

Thank you for allowing the Austin Downtown Management Organization, Inc. to make a special presentation at the last Parks and Recreation Department meeting. We appreciated the opportunity to meet with them.

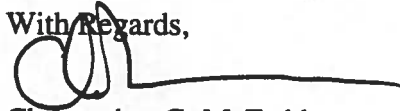
I would like to request that we be placed on the July 25 agenda as an action item. The nature of our request involves a proposal to relocate the Trail of Lights from Zilker Park to Downtown Austin during the holiday season.

If you have any questions or need additional information, I may be reached at:

Chris McFadden  
Marketing Manager  
Austin DMO, Inc., Suite #100  
Austin, TX 78701  
Phone: (512) 469-7620  
Fax: (512) 477-7456

Thank you for your consideration.

With Regards,



Christopher G. McFadden  
Marketing Manager

## ORDINANCE NO. 95 \_\_\_\_\_

AN ORDINANCE AMENDING CHAPTER 10-1 OF THE CODE OF THE CITY OF AUSTIN, 1992, PROVIDING THAT CAMPING IN PUBLIC AREAS SHALL BE UNLAWFUL; PROVIDING FOR SEVERABILITY; WAIVING THE REQUIREMENTS OF SECTIONS 2-2-3, 2-2-5, AND 2-2-7 OF THE CODE OF THE CITY OF AUSTIN, 1992; AND ESTABLISHING AN EFFECTIVE DATE.

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

**PART 1.** That Section 10-1-13 of the Code of the City of Austin, 1992, is hereby amended to read as follows:

§ 10-1-13 SLEEPING IN PUBLIC PLACES

~~\_\_\_\_\_ No person shall be asleep in any public place which is not designated or designed for overnight sleeping.~~

CAMPING IN PUBLIC AREAS

(A) Except in designated areas, it shall be unlawful for any person to camp in any public area.

(B) As used herein, the term public area shall mean an outdoor area to which the public has access and includes, but is not limited to, streets, highways, parks, parking lots, alleyways, pedestrian ways, and the common areas of schools, hospitals, apartment houses, office buildings, transport facilities, and shops.

(C) For purposes of this section, the term "camp" means to use a public area for living accommodation purposes such as, but not limited to, the following:

(1) sleeping, or making preparations to sleep, including the laying down of bedding for the purpose of sleeping;

(2) storing personal belongings;

(3) making any fire;

(4) using any tents or shelter or other structure or vehicle for sleeping;

(5) carrying on cooking activities; or

(6) doing any digging or earth breaking.

(D) The activities listed in subsection (C) of this section shall constitute camping when it reasonably appears, in light of all the circumstances, that the participants, in conducting these

CITY OF AUSTIN, TEXAS

activities, are in fact using the area for living accommodation purposes regardless of the intent of the participants or the nature of any other activities in which they may also be engaging.

(E) It shall be an affirmative defense to prosecution that a person is the person who owns the property or has secured the permission of the property owner to camp in a public area.

**PART 2.** That if any provision, section, sentence, clause, or phrase, of this ordinance, or the application of same to any person or set of circumstances is for any reason held to be unconstitutional, void, invalid, or for any reason unenforceable, the validity of the remaining portion of this ordinance or its application to other persons or sets of circumstances shall not be affected thereby, it being the intent of the City Council of the City of Austin in adopting this ordinance that no portion hereof or provision or regulation contained herein, shall become inoperative or fail by reason of any unconstitutionality or invalidity of any other portion, provision, or regulation.

**PART 3.** That the requirements imposed by Sections 2-2-3, 2-2-5, and 2-2-7 of the Austin City Code of 1992, as amended, regarding the presentation and adoption of ordinances are hereby waived by the affirmative vote of at least five (5) members of the City Council.

**PART 4.** That this ordinance shall become effective upon the expiration of ten (10) days following the date of its passage, as provided by the Charter of the City of Austin.

**PASSED AND APPROVED:**

\_\_\_\_\_, 1995

§  
§  
§  
§  
§

\_\_\_\_\_  
Bruce Todd  
Mayor

**APPROVED:** \_\_\_\_\_

Andrew Martin  
City Attorney

**ATTEST:** \_\_\_\_\_

James E. Aldridge  
City Clerk

DT

Draft 5/10/95



MEMORANDUM

TO: Parks and Recreation Board

FROM: Michael J. Heitz, AIA, Director  
Parks and Recreation Department

DATE: July 20, 1995

SUBJECT: Update on Park Rules

A few weeks ago I shared with you the newly-completed Park Rules. Please be aware that one new section has been added and another may be changed.

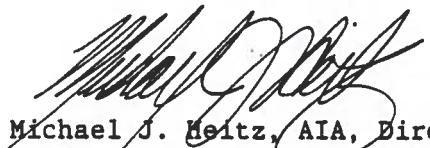
Newly-added is the following:

ARTISTS OR ENTERTAINERS IN PARKS

Individuals may perform as artists or entertainers in any City park within the following guidelines:

1. May not block sidewalks or in any way impede pedestrian or vehicular traffic circulation.
2. May not be within 100 feet of existing park concessions.
3. May set up at special events only with written permission of the event organizer.
4. Use of amplified sound is prohibited.
5. Juggling of potentially hazardous materials or items, such as fire or knives, is prohibited.
6. Any money exchanged should be on a tips or donation basis only.

In addition, the section on Camping may require changes depending on the final wording of the Encampment Ordinance you are considering July 25 and which Council will consider on July 27.

  
Michael J. Heitz, AIA, Director  
Parks and Recreation Department



# UMLAUF SCULPTURE GARDEN & MUSEUM

June 28, 1995

Phil Friday, Chair  
Austin Parks Board  
P. O. Box 1088  
Austin, Texas 78767

Dear Mr. Friday:

Please thank the members of the Parks and Recreation Board for their vote of confidence in the management of the Umlauf Sculpture Garden & Museum at the Parks Board meeting on June 27, 1995. We are very fortunate to have a very professional staff of dedicated and knowledgeable people.

The unanimous vote of approval for our proposal to add a building to the grounds of the Umlauf Sculpture Garden & Museum, and especially your very kind words, pleased us very much.

We will make certain that you and the members of the Parks & Recreation Board are invited to the opening ceremonies, hopefully in June of 1996.

Sincerely,



Phil Kohlhaas, President  
Board of Directors

cc: USG&M Board  
Advisory Board Members  
Nelie Plourde, Museum Director  
Claire Sarantakes, Business Manager  
Lou Kimball  
Stuart Strong

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## MEMORANDUM

**TO:** Parks Board Members

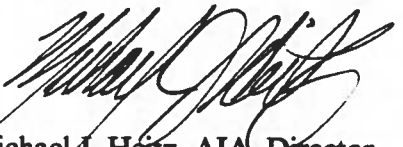
**FROM:** Michael J. Heitz, AIA, Director  
Parks and Recreation Department

**DATE:** July 20, 1995

**SUBJECT:** Walsh Boat Landing/Parking Issues Update

In response to concerns regarding the parking problems surrounding Walsh Boat Landing, Jesus Olivares, Deputy Director and Colonel Leroy Swift, Park Police, have been meeting with various representatives from the local restaurants and from the West Austin Neighborhood Group to gather information and solicit specific concerns with regard to the parking situation. Raul Calderon, Assistant City Attorney for the department, has met with staff to discuss enforcement issues and ideas to alleviate the neighborhood's concerns. Mr. Calderon is out of the city and upon his return he will provide us with an opinion regarding PARD's ability to enforce certain regulations. Once that opinion is received, staff will meet with LCRA to discuss the use of their parking garage and lots. A meeting with the neighborhood association will be arranged following staff's meeting with LCRA to further communication and determine the appropriate course of action.

If I may provide you with additional information, please let me know.

  
Michael J. Heitz, AIA, Director  
Parks and Recreation Department