

ORDINANCE NO. 041216-4

AN ORDINANCE WAIVING THE REQUIREMENTS OF SECTION 25-9-67 (COST PARTICIPATION AND COST REIMBURSEMENT PAYMENT) OF THE CITY CODE RELATING TO COST REIMBURSEMENT TO LIVE OAK DEVELOPMENT, INC. FOR CONSTRUCTION OF A 36-INCH WATER MAIN AND APPURTENANCES.

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

PART 1. This ordinance applies to the construction by Live Oak Development, Inc. of a 36-inch water main, and appurtenances to provide water service to the proposed Pearce Lane Tract located on Pearce Lane at Ross Road, with City cost reimbursement for actual "hard" construction costs in an amount not to exceed \$3,613,275.00.

PART 2. The Council waives the requirements of Section 25-9-67 (*Cost Participation and Cost Reimbursement Payment*) of the City Code, relating to the schedule for cost reimbursement payments.

PART 3. This ordinance takes effect on December 27, 2004.

PASSED AND APPROVED

_____, December 16, 2004

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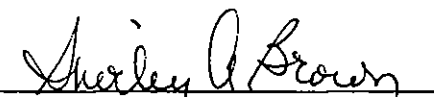
Will Wynn
Mayor

APPROVED:



David Allan Smith
City Attorney

ATTEST:



Shirley A. Brown
City Clerk