

AUSTIN CITY COUNCIL

AGENDA



Thursday, November 30, 2006

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Austin Water Utility RECOMMENDATION FOR COUNCIL ACTION

ITEM No 5

Subject Authorize the City Manager to negotiate and execute an agreement with Brushy Creek Municipal Utility District (Brushy Creek) and Austin 620 Land Investments, L P , for the provision of out-of-district water and wastewater service to an approximately 10 acre tract located adjacent to Brushy Creek's southern boundary

Amount and Source of Funding Brushy Creek and the developer will be responsible for the necessary infrastructure improvements. No City funding is required for this agreement.

Fiscal Note A fiscal note is not required.

Additional Backup Material

(click to open)

MAP

Water and Wastewater
Recommendation

For More Information Bart Jennings, 972-0118, Denise Avery, 972-0104

Boards and Commission Action Recommended by the Water and Wastewater Commission







Brushy Creek consists of approximately 725 acres entirely located outside the City's Extraterritorial Jurisdiction and within the City of Round Rock's Extraterritorial Jurisdiction. Brushy Creek is generally located north of RM 620, east of Parmer Road, west of Wyoming Springs, and south of FM 1431. Brushy Creek owns and operates its own water and wastewater treatment plants and the City of Austin does not provide it wholesale water and wastewater service. Brushy Creek currently serves approximately 5,200 connections within Brushy Creek.

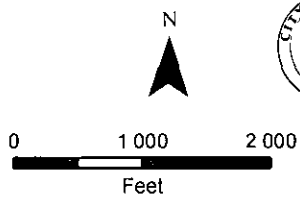
A developer requested that Brushy Creek provide out-of-district water service to the 10 acre "Warren Tract," located adjacent to Brushy Creek's eastern boundary, but within the City of Austin's service area. Brushy Creek water and wastewater infrastructure is located adjacent to the tract. The nearest City of Austin water and wastewater mains are located approximately seven miles away. The Warren Tract is projected to contain commercial development. A map of the area is attached.

Major points of the agreement include:

- Landowner will request annexation by the City of Austin
- Water and wastewater capital recovery fees will be collected and held in escrow until the City of Austin provides retail water and wastewater service
- Infrastructure within the Warren Tract will be built to City of Austin standards by the Developer
- Construction plans will be reviewed and approved by the City of Austin and Brushy Creek
- Developer will pay City of Austin inspection fees



-  Warren Tract
-  Brushy Creek MUD
-  Full-purpose Austin City Limit
-  Limited-purpose Austin City Limit
-  City of Austin 2 Mile ETJ
-  Round Rock ETJ



City of Austin
Austin Water Utility



October 23, 2006

Warren Tract

Produced by Tracy Busby
Systems Analysis Division

This map has been produced by the City of Austin for its needs and purposes and is not warranted for any other use. No warranty is made by the City regarding its accuracy or completeness.

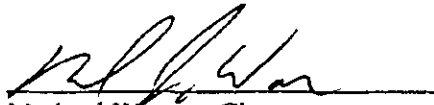
No 111506-F

**RECOMMEND THE CITY MANAGER NEGOTIATE AND EXECUTE AN AGREEMENT
WITH BRUSHY CREEK MUNICIPAL UTILITY DISTRICT (BRUSHY CREEK) AND
AUSTIN 620 LAND INVESTMENTS, L P., A TEXAS LIMITED PARTNERSHIP, FOR
THE PROVISION OF OUT-OF-DISTRICT WATER AND WASTEWATER SERVICE TO
AN APPROXIMATELY 10 ACRE TRACT LOCATED ADJACENT TO BRUSHY
CREEK'S SOUTHERN BOUNDARY**

**November 15, 2006
REGULAR MEETING
VOTE**

Motion	Commissioner's Vote				
Made By	Consenting	Dissenting	Abstaining	Absent	
Michael Warner (Chairperson)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chien Lee, P E , (Vice Chair)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ronnie Jones	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leslie Pool	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Karen Friese, P E	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Laura Raun	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Cheryl Scott-Ryan	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Dale Gray	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

The Water and Wastewater Commission recommend the City Manager negotiate and execute an agreement with Brushy Creek Municipal Utility District (Brushy Creek) and Austin 620 Land Investments, L P , a Texas limited partnership, for the provision of out-of-district water and wastewater service to an approximately 10 acre tract located adjacent to Brushy Creek's southern boundary


Michael Warner, Chairperson
Water and Wastewater Commission

11/15/06
Date