

ORDINANCE NO.

**AN ORDINANCE ABOLISHING NORTHWEST AUSTIN MUNICIPAL
UTILITY DISTRICT NUMBER ONE; AND PROVIDING FOR EMERGENCY
PASSAGE.**

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

PART 1. Council finds that:

- (A) the Northwest Austin Municipal Utility District Number One (“District”) was created from an area that, at the time of the District’s creation, was located wholly within the municipal boundaries of the City of Austin;
- (B) the City and the District have agreed to abolish the District in accordance with settlement terms in the matter of *Northwest Austin MUD No. 1, et al. v. City of Austin, et al., No. GN203378 in the District Court of Travis County, Texas*;
- (C) upon abolishment of the District, the City will assume all of the assets and liabilities of the District, including the District’s debt service for utility bonds;
- (D) the services that have been furnished and the functions that have been performed by the District can be furnished and performed by the City; and
- (E) dissolution of the District is in the best interest of the residents, the property in the District, and the City.

PART 2. The City of Austin abolishes the District in accordance with Local Government Code Section 43.074.

PART 3. Council finds that abolition of the District is required immediately upon passage of this ordinance, and this constitutes an emergency. Because of the emergency, this ordinance takes effect immediately on its passage for the immediate preservation of the public peace, health and safety.

PART 4. This ordinance takes effect on _____, 2010.

PASSED AND APPROVED

_____, 2010 § _____
§
§

Lee Leffingwell
Mayor

APPROVED: _____
David Allan Smith
City Attorney

ATTEST: _____
Shirley A. Gentry
City Clerk