

RESOLUTION NO. _____

WHEREAS, the City Council of the City of Austin has found that public necessity requires the City of Austin to acquire certain real property interests for public purposes as set out below; and

WHEREAS, the City of Austin has attempted to purchase those needed real property interests but has been unable to agree with the owner on the damages; **NOW, THEREFORE**,

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

That the City Attorney, or other authorized designee, is hereby authorized and directed to file, or cause to be filed, a suit in eminent domain on behalf of the City of Austin against the owner now having, or who may acquire, an interest in the real property interests needed by the City, described and located below, for the public purposes set out below, and to take whatever other action may be deemed appropriate to effect the needed acquisitions.

The City Attorney, or other authorized designee, shall file eminent domain proceedings for:

Owner: Jadco Development, Inc.

Project: South IH-35 Water/Wastewater Program

Public Purpose: ~~€~~The permanent ~~waste~~water line easement described in the attached Exhibit "A" is necessary to ~~install, operate, maintain, repair, replace, and upgrade~~construct, operate, maintain, replace, upgrade, and repair permanent ~~waste~~water lines and make connections therewith ~~and appurtenances thereto~~, in order to increase and improve the City's ability to provide ~~sanitary sewer~~ water services to the public; ~~to prevent leakage from wastewater lines to protect public health and safety, and to comply with a federal mandate; and~~

and

The temporary working space easement described in the attached Exhibit "B" is necessary to construct a water line and make connections therewith~~install the permanent wastewater lines and appurtenances thereto~~ in the permanent ~~waste~~water line easement described in the attached Exhibit "A."

Location: North side of Bradshaw Road and the west side of Old Lockhart Road, near the intersection of Bradshaw Road and Old Lockhart Road, within the City's extraterritorial jurisdiction in Travis County, Texas.

~~0 Bradshaw Lane, located along the northside of Bradshaw Lane and the westside of Old Lockhart Road, Austin, Texas.~~

Property: Described in the attached and incorporated Exhibits A and B.

ADOPTED: _____, ~~2008~~ 2010

ATTEST: _____

Shirley A. Gentry
City Clerk

DRAFT