

RESOLUTION NO. 20210408-031

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

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

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

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 against the owner now having, or who may acquire, an interest in the real property interests necessary to the City, described below, for the public uses set out below, and to take whatever other action may be deemed appropriate to effect the necessary acquisitions.

BE IT FURTHER RESOLVED:

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

Owners:	Chris Petropoulos
Project:	Texas Department of Transportation Oak Hill Parkway Water Relocation Project (US 290-71).

Public Use: Accommodating proposed roadway improvements, by allowing water infrastructures in conflict to be adjusted. A water line easement is needed for construction, operation, maintenance, replacement, upgrade, repair, decommissioning and removal of water lines and associated appurtenances and making connections therewith in, upon, over and across, the tract of land as described in "Exhibit A,".

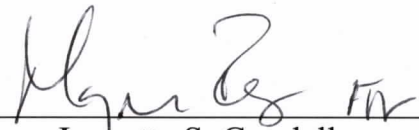
Location: 8160 West U.S. Highway 290, Austin, Travis County, Texas 78736

The general route of the project is SH 71 at Silvermine to US 290 at Circle Drive, beginning at William Cannon Drive, in Travis County, Texas. (District 8)

Property: Described in the attached and incorporated Exhibit A.

ADOPTED: April 8, 2021

ATTEST:


Jannette S. Goodall
City Clerk

Chris Petropoulos
to
The City of Austin
(Water Line Easement)

LEGAL DESCRIPTION FOR PARCEL 5221.19 WLE

DESCRIPTION OF A 0.134 ACRE (5,818 SQ. FT.) EASEMENT LOCATED IN THE J.P. JOHANNESSEN SURVEY NO. 648, ABSTRACT 454, TRAVIS COUNTY, TEXAS, BEING A PORTION OF A 3.5 ACRE TRACT OF LAND, DESCRIBED IN A DEED TO CHRIS PETROPOULOS, RECORDED APRIL 15, 1965 IN VOLUME 2941, PAGE 171, DEED RECORDS OF TRAVIS COUNTY, TEXAS (D.R.T.C.TX.); SAID 0.134 ACRE (5,818 SQ. FT.) EASEMENT, AS SHOWN ON THE ATTACHED SKETCH AS PREPARED BY SAM, LLC, BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

COMMENCING at a 1-inch iron pipe found on the existing west right-of-way line of Rosson Drive, 50 foot right-of-way, no record information found, same being the northeast corner of said 3.5 acre tract;

THENCE S 11°06'45" W, along the existing west right-of-way line of said Rosson Drive, and the east line of said 3.5 acre tract, a distance of **347.08** feet to a 5/8-inch iron rod in concrete found (**Grid Coordinates: N= 10,055,989.35, E= 3,066,621.62**), for the northeast corner and the **POINT OF BEGINNING** of the easement described herein;

THENCE S 58°51'20" W continuing with the existing west right-of-way line of said Rosson Drive, a distance of **20.37** feet to a calculated point on the existing north right-of-way line of U.S. 290, a variable width right-of-way, as described in a deed to the State of Texas, recorded in Volume 1611, Page 84, D.R.T.C.TX., for the southeast corner of the easement described herein, said point being the beginning of a non-tangent curve to the right;

THENCE with the existing north right-of-way line of said U.S. 290, the following two (2) courses and distances:

With said non-tangent curve to the right, an arc distance of 173.90 feet, through a central angle of 01°47'38" having a radius of 5,554.58 feet and a chord that bears **N 72°45'25" W**, a distance of **173.89** feet to a TxDOT type II monument found, and

N 71°52'01" W, a distance of **205.43** feet to a 1/2-inch iron rod with ALC "SDHPT" found, for the southeast corner of a called 2.246 acre tract of land, described in a deed to H & T Partners, LTD., recorded in Document No. 2005084272, O.P.R.T.C.TX., same being the southwest corner of said 3.5 acre tract and the easement described herein;

THENCE N 23°23'33" E, departing the existing north right-of-way line of said U.S. 290, with the common line of said 2.246 acre tract and said 3.5 acre tract, a distance of **15.06** feet to a calculated point, for the northwest corner of the easement described herein;

THENCE over and across said 3.5 acre tract, the following two (2) courses and distances:

S 71°52'01" E, a distance of **204.06** feet to a calculated point, said point being the beginning of a non-tangent curve to the left, and

THIS SPACE LEFT INTENTIONALLY BLANK

Exhibit "A"

Chris Petropoulos
to
The City of Austin
(Water Line Easement)

With said non-tangent curve to the left, an arc distance of 187.19 feet, through a central angle of 01°56'10" having a radius of 5,539.58 feet and a chord that bears **S 72°49'41" E**, a distance of **187.18** feet to the **POINT OF BEGINNING**, and containing **0.134** acre (5,818 sq. ft.) of land, more or less.

This property description is accompanied by a separate plat of even date.

Bearing Basis:

All bearings shown are based on the Texas Coordinate System, Central Zone, NAD83/2011. All distances shown are surface and may be converted to grid by dividing by a Surface Adjustment Factor of 1.000065048. Units: U.S. Survey Feet.

THE STATE OF TEXAS

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KNOW ALL BY THESE PRESENTS:

COUNTY TRAVIS

That I, Scott C. Brashear, a Registered Professional Land Surveyor, do hereby certify that the above description is true and correct to the best of my knowledge and belief and that the property described herein was determined by a survey made on the ground under my direction and supervision.

WITNESS MY HAND AND SEAL at Austin, Travis County, Texas, on the date shown below.

SURVEYING AND MAPPING, LLC
4801 Southwest Pkwy
Building Two, Suite 100
Austin, Texas 78735
TX. Firm Reg. No. 10064300

Scott C. Brashear 4/15/20

Scott C. Brashear Date
Registered Professional Land Surveyor
No. 6660 – State of Texas

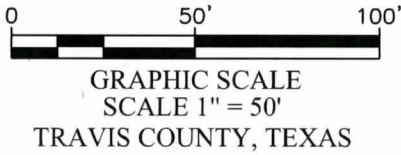
REFERENCES

TCAD Parcel I.D No. 315294

FIELD NOTES REVIEWED
BY *[Signature]* DATE: 04/15/20
CITY OF AUSTIN
PUBLIC WORKS DEPARTMENT



"EXHIBIT A"
SKETCH TO ACCOMPANY LEGAL DESCRIPTION
FOR PARCEL 5221.19 WLE



H & T PARTNERS, LTD.
 CALLED 2.246 ACRES
 DOC. NO. 2005084272
 O.P.R.T.C.TX.

J.P. JOHANNESSEN
SURVEY NO. 648,
ABSTRACT NO. 454

CHRIS PETROPOULOS
 RECORDED APRIL 15, 1965
 CALLED 3.5 ACRES
 VOL. 2941, PG. 171
 D.R.T.C.TX.

TCAD PARCEL I.D NO. 315294

PARCEL 5221.19 WLE
 WATER LINE EASEMENT
 0.134 ACRE
 (5,818 SQ. FT.)

1/2-INCH
 W/ALC
 "SDHPT"

EXISTING R.O.W

U.S. 290
 (VARIABLE WIDTH RIGHT-OF-WAY)
 TXDOT CSJ NO. 0113-08

STATE OF TEXAS
 VOL. 1611, PG. 84
 D.R.T.C.TX.

P.O.B.
 GRID N: 10,055,989.35
 GRID E: 3,066,621.62

S11°06'45"W
 347.08'
 (S11°40'W 380.90')

ROSSON DRIVE
 (50' R.O.W.)

5/8-INCH
 IN CONCRETE

JOB NUMBER: 1019051384
 DATE: 01/30/2020
 SCALE: 1" = 50'
 SURVEYOR: S. BRASHEAR
 TECHNICIAN: C. GALVAN
 DRAWING: PARCEL 5221.19 WLE
 TRACT ID: 315294
 PARTY CHIEF: S. PESL
 FIELD BOOKS:



4801 Southwest Parkway
 Building Two, Suite 100
 Austin Texas, 78735
 Ofc: 512.447.0575
 Fax: 512.326.3029
 email: info@sam.biz

Texas Firm Registration No. 10064300

PROJECT: CITY OF AUSTIN - OAKHILL EASEMENTS

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"EXHIBIT A"
SKETCH TO ACCOMPANY LEGAL DESCRIPTION
FOR PARCEL 5221.19 WLE

LEGEND

——— P ———	PROPERTY LINE
——— S ———	APPROXIMATE SURVEY LINE
——— ———	EASEMENT
△	CALCULATED POINT
●	1" IRON PIPE FOUND
●	IRON ROD FOUND (AS SHOWN)
■	TxDOT TYPE II MONUMENT FOUND
ALC	ALUMINUM CAP
P.O.B.	POINT OF BEGINNING
P.O.C.	POINT OF COMMENCEMENT
D.R.T.C.TX.	DEED RECORDS TRAVIS COUNTY, TEXAS
R.P.R.T.C.TX.	REAL PROPERTY RECORDS TRAVIS COUNTY, TEXAS
O.P.R.T.C.TX.	OFFICIAL PUBLIC RECORDS TRAVIS COUNTY, TEXAS
P.R.T.C.TX.	PLAT RECORDS TRAVIS COUNTY, TEXAS
R.O.W.	RIGHT-OF-WAY
()	RECORD INFORMATION

LINE TABLE		
NUMBER	DIRECTION	LENGTH
L1	S58°51'20"W	20.37'
L2	N71°52'01"W	205.43'
L3	N23°23'33"E	15.06'
L4	S71°52'01"E	204.06'

CURVE TABLE					
CURVE NO.	DELTA	RADIUS	LENGTH	CHORD BEARING	CHORD LENGTH
C1	1°47'38"	5,554.58	173.90'	N72°45'25"W	173.89'
C2	1°56'10"	5,539.58	187.19'	S72°49'41"E	187.18'

NOTE:
EASEMENTS SHOWN ON THIS SKETCH ARE LISTED IN SCHEDULE B OF THE TITLE COMMITMENT ISSUED BY FIRST AMERICAN TITLE INSURANCE COMPANY ON OCTOBER 11, 2019, EFFECTIVE OCTOBER 2, 2019 GF NO. 201902419. THERE MAY BE RECORDED OR UNRECORDED EASEMENTS NOT SHOWN HEREON THAT MAY AFFECT THE PROPERTY.

ALL BEARINGS SHOWN ARE BASED ON NAD83/2011 TEXAS COORDINATE SYSTEM, CENTRAL ZONE. ALL DISTANCES SHOWN ARE SURFACE AND MAY BE CONVERTED TO GRID BY DIVIDING BY A SURFACE ADJUSTMENT FACTOR 1.000065048. PROJECT UNITS ARE IN U.S. SURVEY FEET.

THIS PLAT IS ACCOMPANIED BY A PROPERTY DESCRIPTION OF EVEN DATE.

I HEREBY CERTIFY THAT THIS SURVEY WAS MADE ON THE GROUND UNDER MY DIRECTION AND SUPERVISION AND THAT THIS PLAT IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.



SCOTT C. BRASHEAR
REGISTERED PROFESSIONAL LAND SURVEYOR
NO. 6660 - STATE OF TEXAS

DATE

JOB NUMBER: 1019051384
DATE: 01/30/2020
SCALE: 1" = 50'
SURVEYOR: S. BRASHEAR
TECHNICIAN: C. GALVAN
DRAWING: PARCEL 5221.19 WLE
TRACT ID: 315294
PARTY CHIEF: S. PSL
FIELD BOOKS:



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PROJECT: CITY OF AUSTIN - OAKHILL EASEMENTS
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