

WHEREAS, the City Council was requested to conduct a public hearing in accordance with Texas Parks and Wildlife Code Chapter 26 to consider a resolution authorizing a change in use of dedicated parkland, known as Govalle Neighborhood Park, for the Watershed Protection Department (WPD) to use, maintain, and repair 156 linear feet of sixty inch (60”) reinforced concrete storm pipe to be constructed by the developers of the Flats on Shady Lane multi-family development (Site Plan No. SP-2020-0368C) in order to convey stormwater away from the residential portion of the development (the “Proposed Use”); and

WHEREAS, the land being used for the Proposed Use is described on Exhibit A (the “Afflicted Land”); and

WHEREAS, such public hearing was held on June 9, 2022, by the City Council to consider the Afflicted Land for the Proposed Use; **NOW**,

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

23 Having taken into account clearly enunciated local preferences, the City
24 Council finds that there is no feasible and prudent alternative to the use of the
25 Afflicted Land for the Proposed Use and that all reasonable planning has been
26 done to minimize harm to the Afflicted Land from the Proposed Use. The use of
27 the Afflicted Land for the Proposed Use is approved.

28 **BE IT FURTHER RESOLVED:**

29 Council directs the City Manager to spend the mitigation funds received by
30 the Parks and Recreation Department in connection with this Chapter 26
31 proceeding on improvements to the Govalle Neighborhood Park.

32 **ADOPTED:** _____, 2022 **ATTEST:** _____

33 Myrna Rios

34 City Clerk
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