

**Public Hearing
CITY OF AUSTIN
RECOMMENDATION FOR COUNCIL ACTION**

**AGENDA ITEM NO.: 65
AGENDA DATE: Thu 04/07/2005
PAGE: 1 of 2**

SUBJECT: Conduct a public hearing and adopt a resolution to use approximately 0.268 acres for a wastewater line and 0.863 acres for temporary work space of dedicated parkland known as Town Lake Park to construct, use, maintain, repair, and replace a wastewater line for construction of a portion of the Govalle 1 – South 2nd Street & East Bouldin Creek Relief Interceptor, in accordance with Sec. 26.001 et seq. of the Texas Parks and Wildlife Code.

AMOUNT & SOURCE OF FUNDING: All costs associated with the construction, as well as any parkland mitigation and restoration, will be paid by the City of Austin.

FISCAL NOTE: There is no unanticipated fiscal impact. A fiscal note is not required.

REQUESTING Public Works **DIRECTOR'S**
DEPARTMENT: for Parks and Recreation; **AUTHORIZATION:** Sondra Creighton

FOR MORE INFORMATION CONTACT: Junie Plummer, 974-7085; Laura Bohl, 974-7064

PRIOR COUNCIL ACTION: N/A

BOARD AND COMMISSION ACTION: Recommended by the Parks Board.

PURCHASING: N/A

MBE / WBE: N/A

Chapter 26 of the Parks and Wildlife Code provides that the use of parkland for non-park purposes may be approved upon a finding that there is no feasible and prudent alternative to the use of this land.

There is an existing Wastewater Line Interceptor located in various sections of East Bouldin Creek, between Oltorf Road and Barton Springs Road. Portions of the line are fully exposed and either supported by concrete piers or suspended by cables over the creek. A realignment of the interceptor in East Bouldin Creek allows for a deeper interceptor to be constructed, mostly within street right-of-way. This allows the aerial crossings over East Bouldin Creek to be eliminated.

The portion of the Govalle 1 – South 2nd Street & East Bouldin Creek Relief Interceptor located within Town Lake Park is the most critical and time sensitive. This segment of the project serves as the downstream connecting point to the existing 60-inch outfall centrally located within Town Lake Park. This connection point allows for construction of a deeper interceptor, thus eliminating the aerial crossings over East Bouldin Creek. This segment will consist of underground tunneling and will not disrupt the day to day activities to and from the Palmer Events Center. Also, this segment has to be expedited so that it can be completed prior to beginning major reconstruction of Town Lake Park later this year. The remainder of the Govalle 1 – South 2nd Street & East Bouldin Creek Relief Interceptor will not be constructed until 2006.

Approval of the use of the parkland is recommended, subject to the following mitigation for use of parkland: (1) all parkland restoration is completed in accordance with PARD's "Construction I Parks Specifications". The requestor, Austin Clean Water Program-on behalf of the Austin Water Utility and

**Public Hearing
CITY OF AUSTIN
RECOMMENDATION FOR COUNCIL ACTION**

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PAGE: 2 of 2**

the Public Works Department, will pay all costs associated with project construction and all parkland restoration.

There is no feasible and prudent alternative to the use of the dedicated parkland, which includes all reasonable planning to minimize harm to such lands. The dates of public notification in the Austin American-Statesman are March 13, March 20, and March 27, 2005.

RESOLUTION NO.

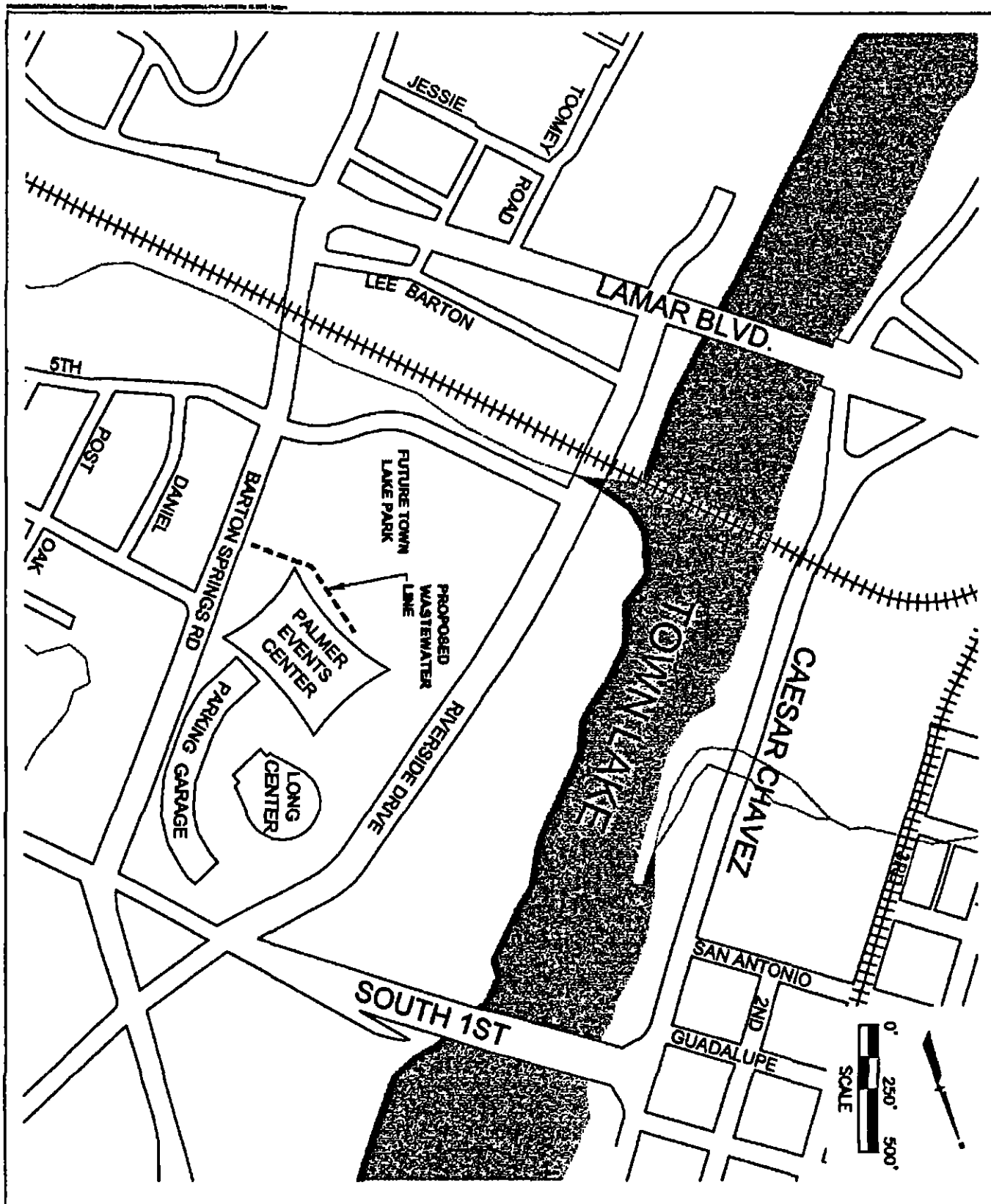
BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

The City authorizes the use of approximately 0.268 acres of land for a wastewater line and 0.863 acres of land for temporary work space as described in Exhibit A, to construct, use, maintain, repair and replace a wastewater line for construction of a portion of the Govalle 1 – South 2nd Street and East Bouldin Creek Relief Interceptor through dedicated parkland known as Town Lake Park in accordance with Section 26.001 et seq. of the Texas Parks and Wildlife Code.

ADOPTED: _____

ATTEST: _____

Shirley A. Brown
City Clerk



DATE 1 0 3			AUSTIN CLEAN WATER PROGRAM 811 BARTON SPRINGS ROAD, SUITE 400 AUSTIN, TEXAS 78704 GRADULE 1 - SOUTH 2ND STREET & EAST MCKINNON CREEK WASTEWATER RE-ROUTE TOWN LAKE PARK SEQUENT		SHEET NO. 1	DRAWN BY DATE CHECKED BY DATE APPROVED BY DATE
			LOCATION MAP			



MACIAS & ASSOCIATES, L.P.
LAND SURVEYORS

5118.32WE
CITY OF AUSTIN
TO
CITY OF AUSTIN
(WASTEWATER EASEMENT)
February 16, 2005

DESCRIPTION FOR PARCEL 5118.32WE

DESCRIPTION OF A 0.268 ACRE (11,673 SQUARE FOOT) TRACT OF LAND OUT OF THE ISAAC DECKER LEAGUE, SURVEY NO. 20, ABSTRACT NO. 8, TRAVIS COUNTY, TEXAS, AND BEING OUT OF LOTS 6 AND 7, BLOCK A OF THE PARTITION ESTATE OF JAMES E. BOULDIN, DECEASED, SAID PARTITION PLAT RECORDED IN BOOK U, PAGE 78 OF THE MINUTES OF THE DISTRICT COURT OF TRAVIS COUNTY, TEXAS, AND ALSO BEING OUT OF A 49.49 ACRE TRACT DESCRIBED AS TRACT NO. ONE IN A DEED DATED JUNE 28, 1941, TO THE CITY OF AUSTIN, RECORDED IN VOLUME 681, PAGE 199, DEED RECORDS OF TRAVIS COUNTY, TEXAS; SAID 0.268 ACRE (11,673 SQUARE FOOT) TRACT AS SHOWN ON THE ACCOMPANYING SKETCH, IS MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING at a 60D nail set having Texas State Plane Coordinate (Central Zone, NAD83 (CORS), U.S. Feet; Combined Scale Factor 1.00010) values of N=10,067,732.41, E=3,110,753.30, on the north right-of-way line of Barton Springs Road, a 100-foot wide right-of-way, and on the south line of said 49.49 acre tract, for the southwest corner of this tract, from said point, a 1/2" iron rod found at the point of curvature on the south line of said 49.49 acre tract bears, N 69°22'50" W, 421.43 feet;

THENCE, across said 49.49 acre tract, the following five (5) courses:

- 1) N 18°50'49" E, a distance of 290.84 feet to a 60D nail set for an angle point;
- 2) N 57°03'01" E, a distance of 293.33 feet to a 60D nail set on the south line of a 30-foot wide sanitary sewer easement conveyed to the City of Austin, recorded in Volume 11636, Page 708, Real Property Records of Travis County, Texas, for the northwest corner of this tract;
- 3) S 64°20'48" E, with the south line of said 30-foot wide sanitary sewer easement, a distance of 23.43 feet to a 60D nail set for the northeast corner of this tract;
- 4) S 57°03'01" W, a distance of 298.61 feet to a 60D nail set for an angle point;

0.268 Acre (11,673 Square Feet)
Wastewater Easement

5118.32WE

- 5) S 18°50'49" W, a distance of 284.53 feet to a 60D nail set on the north right-of-way line of Barton Springs Road, and on the south line of said 49.49 acre tract, for the southeast corner of this tract, from said point, a 1" iron pipe found on the south right-of-way line of Barton Springs Road, at the northwest corner of Lot A, Vernon's Addition, a subdivision recorded in Book 68, Page 62, Plat Records of Travis County, Texas, bears, S 69°22'50" E, 530.87 feet, and S 20°37'10" W, 100.00 feet;

THENCE, N 69°22'50" W, with the north right-of-way line of Barton Springs Road and the south line of said 49.49 acre tract, a distance of 20.01 feet to the **POINT OF BEGINNING** and containing 0.268 acre (11,673 square feet) of land.

BEARING BASIS NOTE

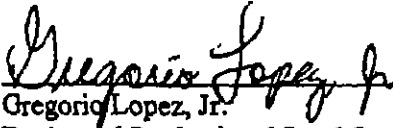
The bearings described herein are Texas State Plane Grid Bearings, (Central Zone, NAD83 (CORS) Combined Scale Factor 1.00010). Project control points were established from reference station "AUSTIN RRP2" having coordinate values of N=10,036,515.22, E=3,109,682.48 and "H-20-3001" (CB11) having coordinate values of N=10,061,108.04, E=3,109,304.63.

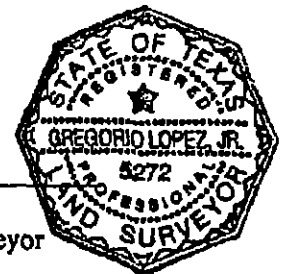
THE STATE OF TEXAS §
 § KNOW ALL MEN BY THESE PRESENTS:
COUNTY OF TRAVIS §

That I, Gregorio Lopez, Jr., a Registered Professional Land Surveyor, do hereby state 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, this the 24th day of February, 2005, A.D.

Macias & Associates, Inc.
5410 South 1st Street
Austin, Texas 78745
512-442-7875


Gregorio Lopez, Jr.
Registered Professional Land Surveyor
No. 5272 - State of Texas



REFERENCES
MAPSCO 2003 614D
Austin Grid No. MH-21
TCAD PARCEL ID NO. 01-0401-0401
MACIAS & ASSOCIATES PROJ. NO. 290-06-05

FIELD NOTES REVIEWED
By: PS Date: 2-24-05
Austin Clean Water Program
Survey Coordinator

SKETCH TO ACCOMPANY LEGAL DESCRIPTION



BEARING BASIS:

THE COORDINATES SHOWN ARE BASED ON THE TEXAS STATE PLANE COORDINATE SYSTEM CENTRAL ZONE, NAD83(CORS) THE BEARINGS SHOWN ARE GRID BEARINGS. THE COORDINATES WERE ESTABLISHED FROM REFERENCE STATION "AUSTIN RRP2" HAVING COORDINATE VALUES OF N=10,086,515.89, E=3,109,682.48 AND "H-20-3001" (CB11) HAVING COORDINATE VALUES OF N=10,061,108.04, E=3,109,304.83. COMBINED SCALE FACTOR = 1.00010. ALL DISTANCES SHOWN ARE SURFACE DISTANCES.



GRAPHIC SCALE

1"=50'

CITY OF AUSTIN
(49.49 AC.)
(TRACT NO. ONE)
VOL. 681, PG. 199, D.R.T.C.
T.C.A.D. NO. 01-0401-04-01.

DAWSON ROAD
(R.O.W. VACATED)
DOC. NO. 2003233919, O.P.R.T.C.

ISAAC DECKER LEAGUE SURVEY NO. 20
ABSTRACT NO. 8

EXISTING DRIVEWAY

P.O.B.
N=10,067,732.41
E=3,110,753.05
GRID

BARTON SPRINGS RD.
(100' R.O.W.)



Gregorio Lopez, Jr. Feb. 24, 2005
Gregorio Lopez, Jr.
Registered Professional Land Surveyor
No. 5272 - State of Texas

BLOCK A
PARTITION ESTATE OF
JAMES E. BOULDIN, DECEASED
BOOK. U, PG. 78, M.D.C.T.C.

5118.32WE
0.268 AC.
11,673 SQ. FT.

MATCHLINE SEE SHEET 4 OF 4

EXISTING BUILDING
OVERHANG

LEGEND

- O GOD NAIL SET
- 1/2" IRON ROD FOUND UNLESS NOTED
- P.O.B. POINT OF BEGINNING
- R.O.W. RIGHT OF WAY
- P.U.E. PUBLIC UTILITY EASEMENT
- T.C.A.D. TRAVIS COUNTY APPRAISAL DISTRICT
- VOL., PG. VOLUME, PAGE
- D.R.T.C. DEED RECORDS OF TRAVIS COUNTY, TEXAS
- O.P.R.T.C. OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY, TEXAS
- M.D.C.T.C. MINUTES OF THE DISTRICT COURT OF TRAVIS COUNTY, TEXAS
- P.R.T.C. PLAT RECORDS OF TRAVIS COUNTY, TEXAS
- () RECORD INFORMATION

LOT A
VERNON'S ADDITION
BOOK. 68, PG. 62, P.R.T.C.

MAJ JOB NO. 290-08-05

FILE NAME: 5118.32WE(1).DWG

MACIAS & ASSOCIATES, INC.
LAND SURVEYORS

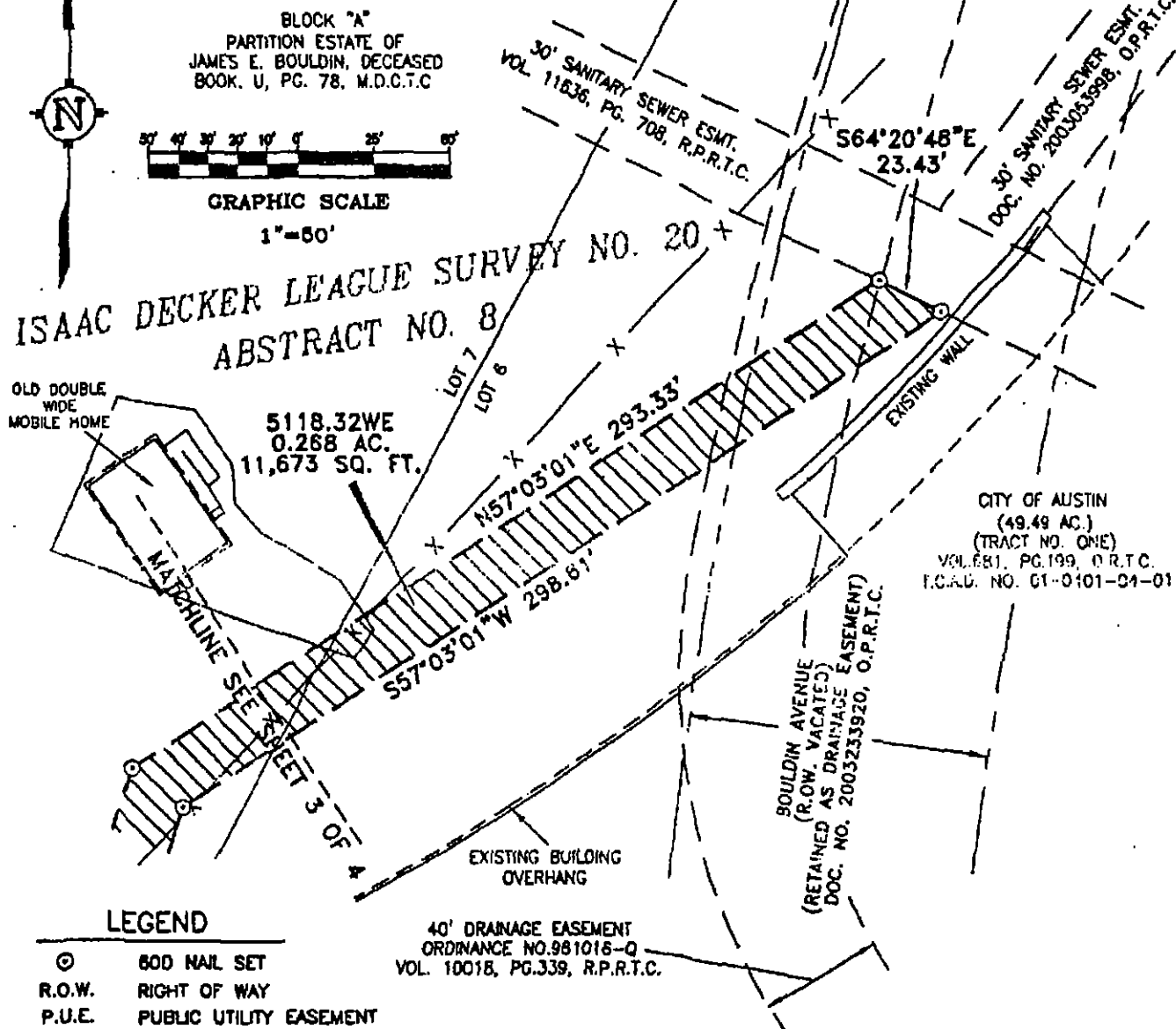
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5410 SOUTH 1ST STREET

AUSTIN, TEXAS 78745 PH. (512)442-7875

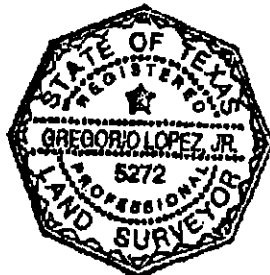
FAX (512)442-7878 EMAIL: MACIASURVEY@EARTHLINK.NET

SKETCH TO ACCOMPANY LEGAL DESCRIPTION



LEGEND

- ⊙ 600 NAIL SET
- R.O.W. RIGHT OF WAY
- P.U.E. PUBLIC UTILITY EASEMENT
- TCAD TRAVIS COUNTY APPRAISAL DISTRICT
- VOL., PG. VOLUME, PAGE
- D.R.T.C. DEED RECORDS OF TRAVIS COUNTY, TEXAS
- M.D.C.T.C. MINUTES OF THE DISTRICT COURT OF TRAVIS COUNTY, TEXAS
- O.P.R.T.C. OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY, TEXAS
- R.P.R.T.C. REAL PROPERTY RECORDS OF TRAVIS COUNTY, TEXAS
- () RECORD INFORMATION



BEARING BASIS:
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MAN JOB NO. 290.06-05 FILE NAME: 5118.32WE(2).DWG

Gregory Lopez Jr. Feb. 24, 2005
Gregory Lopez, Jr.
Registered Professional Land Surveyor
No. 5272 - State of Texas

MACIAS & ASSOCIATES, INC.
LAND SURVEYORS
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5410 SOUTH 1ST STREET
AUSTIN, TEXAS 78745 PH. (512)442-7878
FAX (512)442-7878 EMAIL: MACIASURVEY@AOL.COM



MACIAS & ASSOCIATES, L.P.

LAND SURVEYORS

5118.32TSAAMSS
CITY OF AUSTIN
TO
CITY OF AUSTIN
(TEMPORARY STAGING AREA AND
MATERIAL STORAGE SITE)
February 16, 2005

DESCRIPTION FOR PARCEL 5118.32TSAAMSS

DESCRIPTION OF A 0.230 ACRE (10,000 SQUARE FOOT) TRACT OF LAND OUT OF THE ISAAC DECKER LEAGUE, SURVEY NO. 20, ABSTRACT NO. 8, TRAVIS COUNTY, TEXAS, AND BEING OUT OF LOTS 7 AND 10, BLOCK A OF THE PARTITION ESTATE OF JAMES E. BOULDIN, DECEASED, SAID PARTITION PLAT RECORDED IN BOOK U, PAGE 78 OF THE MINUTES OF THE DISTRICT COURT OF TRAVIS COUNTY, TEXAS, AND ALSO BEING OUT OF A 49.49 ACRE TRACT DESCRIBED AS TRACT NO. ONE IN A DEED DATED JUNE 28, 1941, TO THE CITY OF AUSTIN, RECORDED IN VOLUME 681, PAGE 199, DEED RECORDS OF TRAVIS COUNTY, TEXAS; SAID 0.230 ACRE (10,000 SQUARE FOOT) TRACT AS SHOWN ON THE ACCOMPANYING SKETCH, IS MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING at a 60D nail set having Texas State Plane Coordinate (Central Zone, NAD83 (CORS), U.S. Feet, Combined Scale Factor 1.00010) values of N=10,068,019.75, E=3,110,421.29, for the southwest corner of this tract, from said point, a 1/2" iron rod found at a point of curvature on the north right-of-way line of Barton Springs Road, a 100-foot wide right-of-way, and on the south line of said 49.49 acre tract bears, S 24°10'49" W, 152.31 feet;

THENCE, N 06°35'38" W, a distance of 100.00 feet to a 60D nail set for the northwest corner of this tract;

THENCE, N 83°24'22" E, a distance of 100.00 feet to a 60D nail set for the northeast corner of this tract;

THENCE, S 06°35'38" E, a distance of 100.00 feet to a 60D nail set for the southeast corner of this tract;

THENCE, S 83°24'22" W, a distance of 100.00 feet to the **POINT OF BEGINNING** and containing 0.230 acre (10,000 square feet) of land.

0.230 Acre (10,000 Square Feet)
Temporary Staging Area and Material Storage Site

5118.32TSAAMSS

Page 1 of 3

5410 South 1st Street • Austin, Texas 78745 • (512) 442-7875 • Fax (512) 442-7876 • e-mail: maciasurvey@earthlink.net

BEARING BASIS NOTE

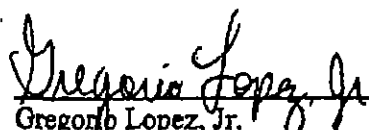
The bearings described herein are Texas State Plane Grid Bearings, (Central Zone, NAD83 (CORS) Combined Scale Factor 1.00010). Project control points were established from reference station "AUSTIN RRP2" having coordinate values of N=10,086,515.89, E=3,109,682.48 and "H-20-3001" (CB11) having coordinate values of N=10,061,108.04, E=3,109,304.63.

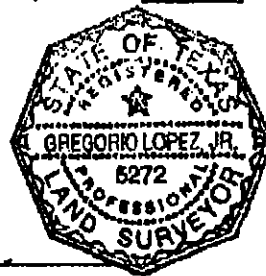
THE STATE OF TEXAS §
 § KNOW ALL MEN BY THESE PRESENTS:
COUNTY OF TRAVIS §

That I, Gregorio Lopez, Jr., a Registered Professional Land Surveyor, do hereby state 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, this the 24th
day of February, 2005, A.D.

Macias & Associates, Inc.
5410 South 1st Street
Austin, Texas 78745
512-442-7875


Gregorio Lopez, Jr.
Registered Professional Land Surveyor
No. 5272 - State of Texas



REFERENCES

MAPSCO 2003 614D
Austin Grid No. MH-21
TCAD PARCEL ID NO. 01-0401-0401
MACIAS & ASSOCIATES PROJ. NO. 290-06-05

FIELD NOTES REVIEWED

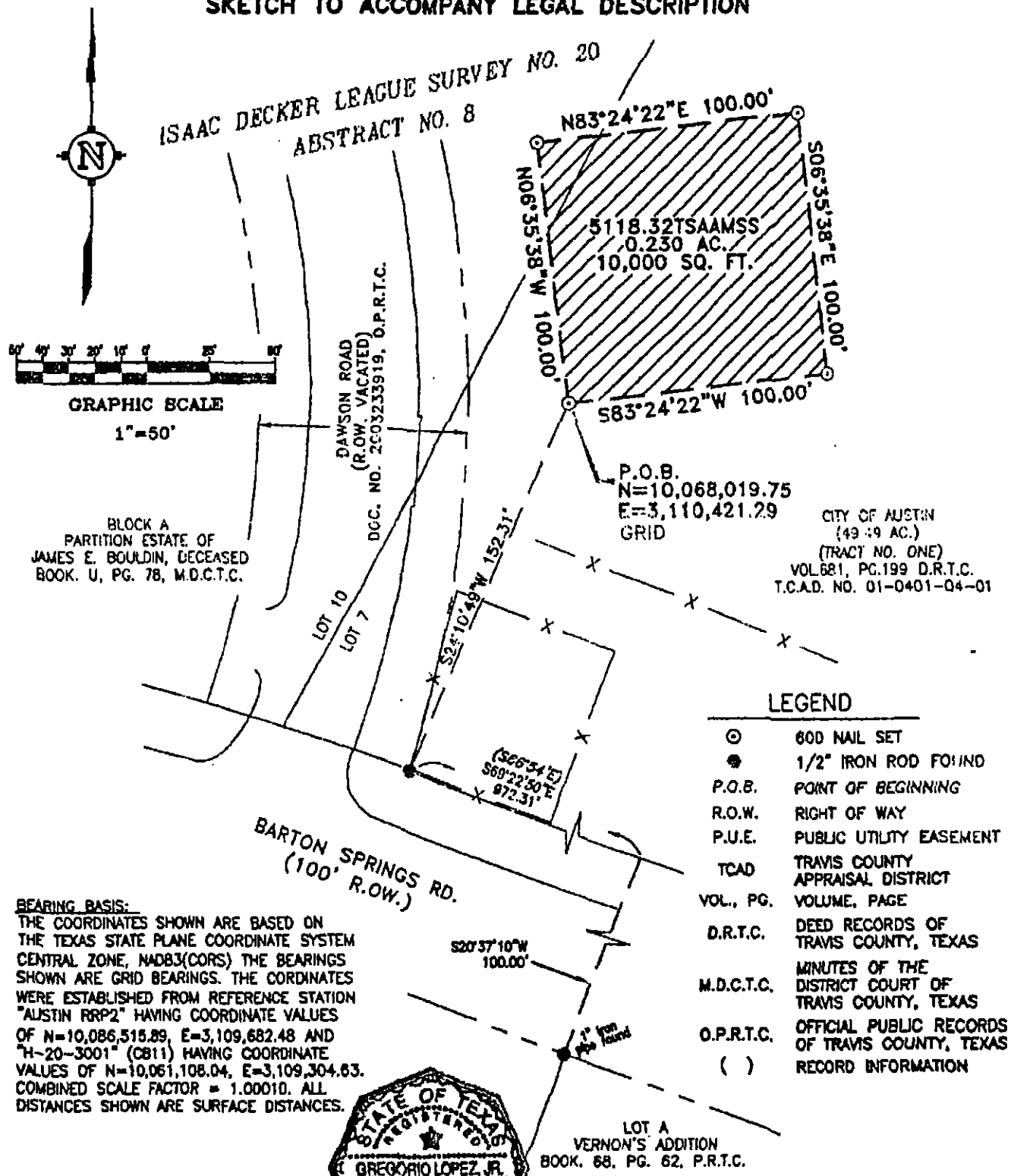
By: DR Date: 7-24-05

Austin Clean Water Program
Survey Coordinator

0.230 Acre (10,000 Square Feet)
Temporary Staging Area and Material Storage Site

6118.32TSAAMSS

SKETCH TO ACCOMPANY LEGAL DESCRIPTION



Gregorio Lopez Jr. Feb. 24, 2005
Gregorio Lopez, Jr.
Registered Professional Land Surveyor
No. 5272 - State of Texas

MAI JOB NO. 290-08-05 FILE NAME: 5118.32TSAAMSS.DWG

MACIAS & ASSOCIATES, INC
LAND SURVEYORS

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5410 SOUTH 1ST STREET
AUSTIN, TEXAS 78745 PH. (512) 442-7878
FAX (512) 442-7878 EMAIL: MACIASURVEY@EARTHLINK.NET



MACIAS & ASSOCIATES, L.P.
LAND SURVEYORS

5118.32TWSE
CITY OF AUSTIN
TO
CITY OF AUSTIN
(TEMPORARY WORKING
SPACE EASEMENT)
February 16, 2005

PART 1

DESCRIPTION FOR PARCEL 5118.32TWSE

DESCRIPTION OF A 0.201 ACRE (8,767 SQUARE FOOT) TRACT OF LAND OUT OF THE ISAAC DECKER LEAGUE, SURVEY NO. 20, ABSTRACT NO. 8, TRAVIS COUNTY, TEXAS, AND BEING OUT OF LOTS 6 AND 7, BLOCK A OF THE PARTITION ESTATE OF JAMES E. BOULDIN, DECEASED, SAID PARTITION PLAT RECORDED IN BOOK U, PAGE 78 OF THE MINUTES OF THE DISTRICT COURT OF TRAVIS COUNTY, TEXAS, AND ALSO BEING OUT OF A 49.49 ACRE TRACT DESCRIBED AS TRACT NO. ONE IN A DEED DATED JUNE 28, 1941, TO THE CITY OF AUSTIN, RECORDED IN VOLUME 681, PAGE 199, DEED RECORDS OF TRAVIS COUNTY, TEXAS; SAID 0.201 ACRE (8,767 SQUARE FOOT) TRACT AS SHOWN ON THE ACCOMPANYING SKETCH, IS MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING at a calculated point having Texas State Plane Coordinate (Central Zone, NAD83 (CORS), U.S. Feet, Combined Scale Factor 1.00010) values of N=10,067,737.70, E=3,110,739.26, on the north right-of-way line of Barton Springs Road, a 100-foot wide right-of-way, and on the south line of said 49.49 acre tract, for the southwest corner of this tract, from said point, a 1/2" iron rod found at the point of curvature on the south line of said 49.49 acre tract bears, N 69°22'50" W, 406.42 feet;

THENCE, across said 49.49 acre tract, the following five (5) courses:

- 1) N 18°50'49" E, a distance of 295.57 feet to a calculated point;
- 2) N 57°03'01" E, a distance of 289.37 feet to a calculated point on the south line of a 30-foot wide sanitary sewer easement conveyed to the City of Austin, recorded in Volume 11636, Page 708, Real Property Records of Travis County, Texas, for the northwest corner of this tract;
- 3) S 64°20'48" E, with the south line of said 30-foot wide sanitary sewer easement, a distance of 17.57 feet to a 60D nail set for the northeast corner of this tract;
- 4) S 57°03'01" W, a distance of 293.33 feet to a 60D nail set for an angle point;

Part 1 - 0.201 Acre (8,767 Square Feet)
Part 2 - 0.192 Acre (8,364 Square Feet)
Temporary Working Space Easement

5118.32TWSE

- 5) S 18°50'49" W, a distance of 290.84 feet to a 60D nail set on the north right-of-way line of Barton Springs Road, and on the south line of said 49.49 acre tract, for the southeast corner of this tract, from said point, a 1" iron pipe found on the south right-of-way line of Barton Springs Road, at the northwest corner of Lot A, Vernon's Addition, a subdivision recorded in Book 68, Page 62, Plat Records of Travis County, Texas, bears, S 69°22'50" E, 550.88 feet, and S 20°37'10" W, 100.00 feet;

THENCE, N 69°22'50" W, with the north right-of-way line of Barton Springs Road and the south line of said 49.49 acre tract, a distance of 15.01 feet to the POINT OF BEGINNING and containing 0.201 acre (8,767 square feet) of land.

PART 2

DESCRIPTION FOR PARCEL 5118.32TWSE

DESCRIPTION OF A 0.192 ACRE (8,364 SQUARE FOOT) TRACT OF LAND OUT OF THE ISAAC DECKER LEAGUE, SURVEY NO. 20, ABSTRACT NO. 8, TRAVIS COUNTY, TEXAS. AND BEING OUT OF LOTS 6 AND 7, BLOCK A OF THE PARTITION ESTATE OF JAMES E. BOULDEN, DECEASED, SAID PARTITION PLAT RECORDED IN BOOK U, PAGE 78 OF THE MINUTES OF THE DISTRICT COURT OF TRAVIS COUNTY, TEXAS, AND ALSO BEING OUT OF A 49.49 ACRE TRACT DESCRIBED AS TRACT NO. ONE IN A DEED DATED JUNE 28, 1941, TO THE CITY OF AUSTIN, RECORDED IN VOLUME 681, PAGE 199, DEED RECORDS OF TRAVIS COUNTY, TEXAS; SAID 0.192 ACRE (8,364 SQUARE FOOT) TRACT AS SHOWN ON THE ACCOMPANYING SKETCH, IS MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING at a 60D nail set having Texas State Plane Coordinate (Central Zone, NAD83 (CORS), U.S. Feet, Combined Scale Factor 1.00010) values of N=10,067,725.37, E=3,110,772.03, on the north right-of-way line of Barton Springs Road, a 100-foot wide right-of-way, and on the south line of said 49.49 acre tract, for the southwest corner of this tract, from said point, a 1/2" iron rod found at the point of curvature on the south line of said 49.49 acre tract bears, N 69°22'50" W, 441.44 feet;

THENCE, across said 49.49 acre tract, the following six (6) courses:

- 1) N 18°50'49" E, a distance of 284.53 feet to a 60D nail set for an angle point;

- 2) N 57°03'01" E, a distance of 298.61 feet to a 60D nail set on the south line of a 30-foot wide sanitary sewer easement conveyed to the City of Austin, recorded in Volume 11636, Page 708, Real Property Records of Travis County, Texas, for the northwest corner of this tract;
- 3) S 64°20'48" E, with the south line of said 30-foot wide sanitary sewer easement, a distance of 3.56 feet to a calculated point for the northeast corner of this tract;
- 4) S 44°55'42" W, a distance of 56.95 feet to a calculated point;
- 5) S 57°03'01" W, a distance of 239.59 feet to a calculated point;
- 6) S 18°50'49" W, a distance of 279.80 feet to a calculated point on the north right-of-way line of Barton Springs Road, and on the south line of said 49.49 acre tract, for the southeast corner of this tract, from said point, a 1" iron pipe found on the south right-of-way line of Barton Springs Road, at the northwest corner of Lot A, Vernon's Addition, a subdivision recorded in Book 68, Page 62, Plat Records of Travis County, Texas, bears, S 69°22'50" E, 515.86 feet, and S 20°37'10" W, 100.00 feet;

THENCE, N 69°22'50" W, with the north right-of-way line of Barton Springs Road and the south line of said 49.49 acre tract, a distance of 15.01 feet to the POINT OF BEGINNING and containing 0.192 acre (8,364 square feet) of land.

BEARING BASIS NOTE

The bearings described herein are Texas State Plane Grid Bearings, (Central Zone, NAD83 (CORS) Combined Scale Factor 1.00010). Project control points were established from reference station "AUSTIN RRP2" having coordinate values of N=10,086,515.89, E=3,109,682.48 and "H-20-3001" (CB11) having coordinate values of N=10,061,108.04, E=3,109,304.63.

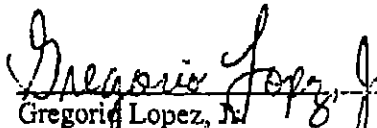
THE STATE OF TEXAS §
COUNTY OF TRAVIS §

KNOW ALL MEN BY THESE PRESENTS:

That I, Gregorio Lopez, Jr., a Registered Professional Land Surveyor, do hereby state 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, this the 24th day of February, 2005, A.D.

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Austin Grid No. MH-21
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FIELD NOTES REVIEWED
By: JB Date: 2-24-05
Austin Clean Water Program
Survey Coordinator

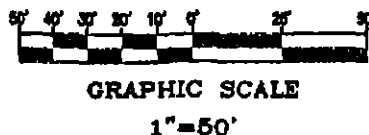
Part 1 - 0.201 Acre (8,767 Square Feet)
Part 2 - 0.192 Acre (8,364 Square Feet)
Temporary Working Space Easement

6118.32TWSE

SKETCH TO ACCOMPANY LEGAL DESCRIPTION

LEGEND

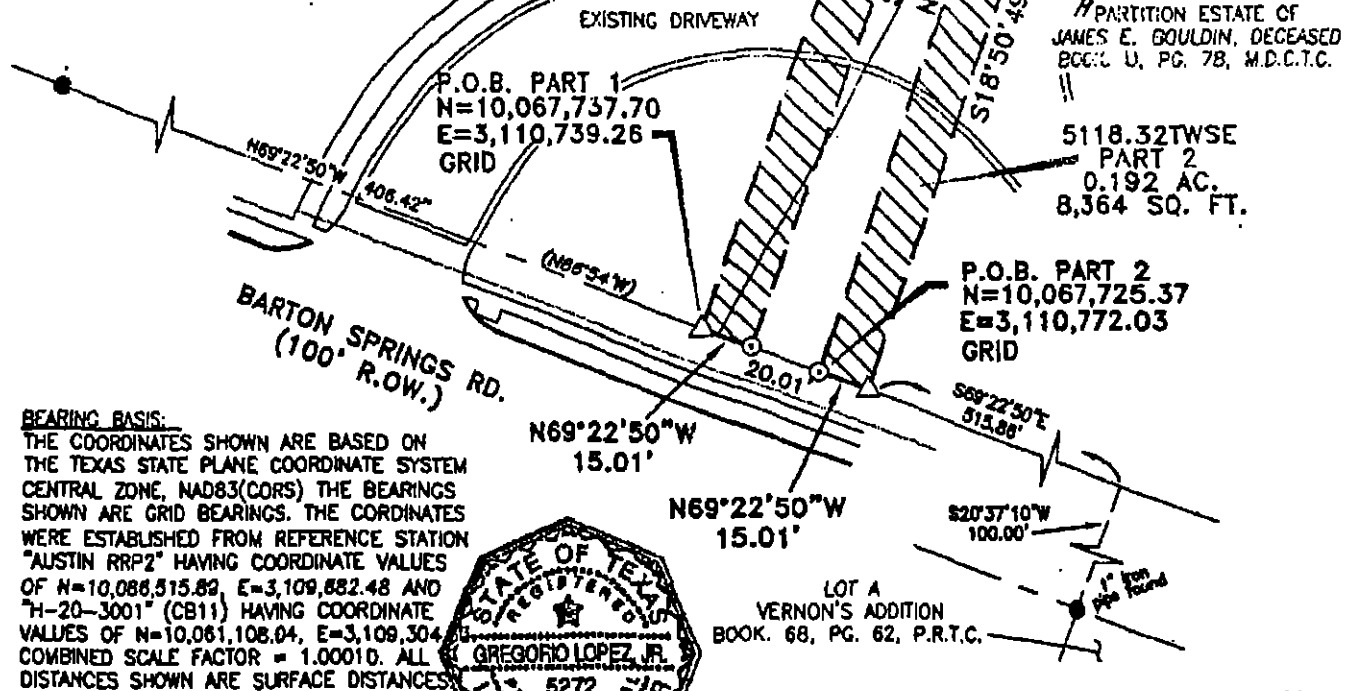
- ⊙ 800 NAIL SET
- 1/2" IRON ROD FOUND UNLESS NOTED
- △ CALCULATED POINT
- P.O.B. POINT OF BEGINNING
- R.O.W. RIGHT OF WAY
- P.U.E. PUBLIC UTILITY EASEMENT
- TCAD TRAVIS COUNTY APPRAISAL DISTRICT
- VOL., PG. VOLUME, PAGE
- D.R.T.C. DEED RECORDS OF TRAVIS COUNTY, TEXAS
- P.R.T.C. PLAT RECORDS OF TRAVIS COUNTY, TEXAS
- M.D.C.T.C. MINUTES OF THE DISTRICT COURT OF TRAVIS COUNTY, TEXAS
- () RECORD INFORMATION



5118.32TWS
PART 1
0.201 AC.
8,767 SQ. FT.

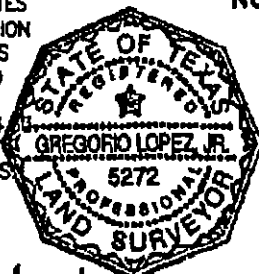
CITY OF AUSTIN
(49.49 AC.)
(TRACT NO. ONE)
VOL. 881, PG. 199, D.R.T.C.
T.C.A.D. NO. 01-0401-04-01

ISAAC DECKER LEAGUE SURVEY NO. 20
ABSTRACT NO. 8



BEARING BASIS:

THE COORDINATES SHOWN ARE BASED ON THE TEXAS STATE PLANE COORDINATE SYSTEM CENTRAL ZONE, NAD83(CORS). THE BEARINGS SHOWN ARE GRID BEARINGS. THE COORDINATES WERE ESTABLISHED FROM REFERENCE STATION "AUSTIN RRP2" HAVING COORDINATE VALUES OF N=10,086,515.89, E=3,109,882.48 AND "H-20-3001" (CB11) HAVING COORDINATE VALUES OF N=10,061,108.04, E=3,109,304. COMBINED SCALE FACTOR = 1.00010. ALL DISTANCES SHOWN ARE SURFACE DISTANCES.



Gregorio Lopez Jr.
Feb. 24, 2005
Gregorio Lopez, Jr.
Registered Professional Land Surveyor
No. 5272 - State of Texas

MAI JOB NO. 280-08-05

FILE NAME: 5118.32TWS(1).DWG



MACIAS & ASSOCIATES, INC.
LAND SURVEYORS

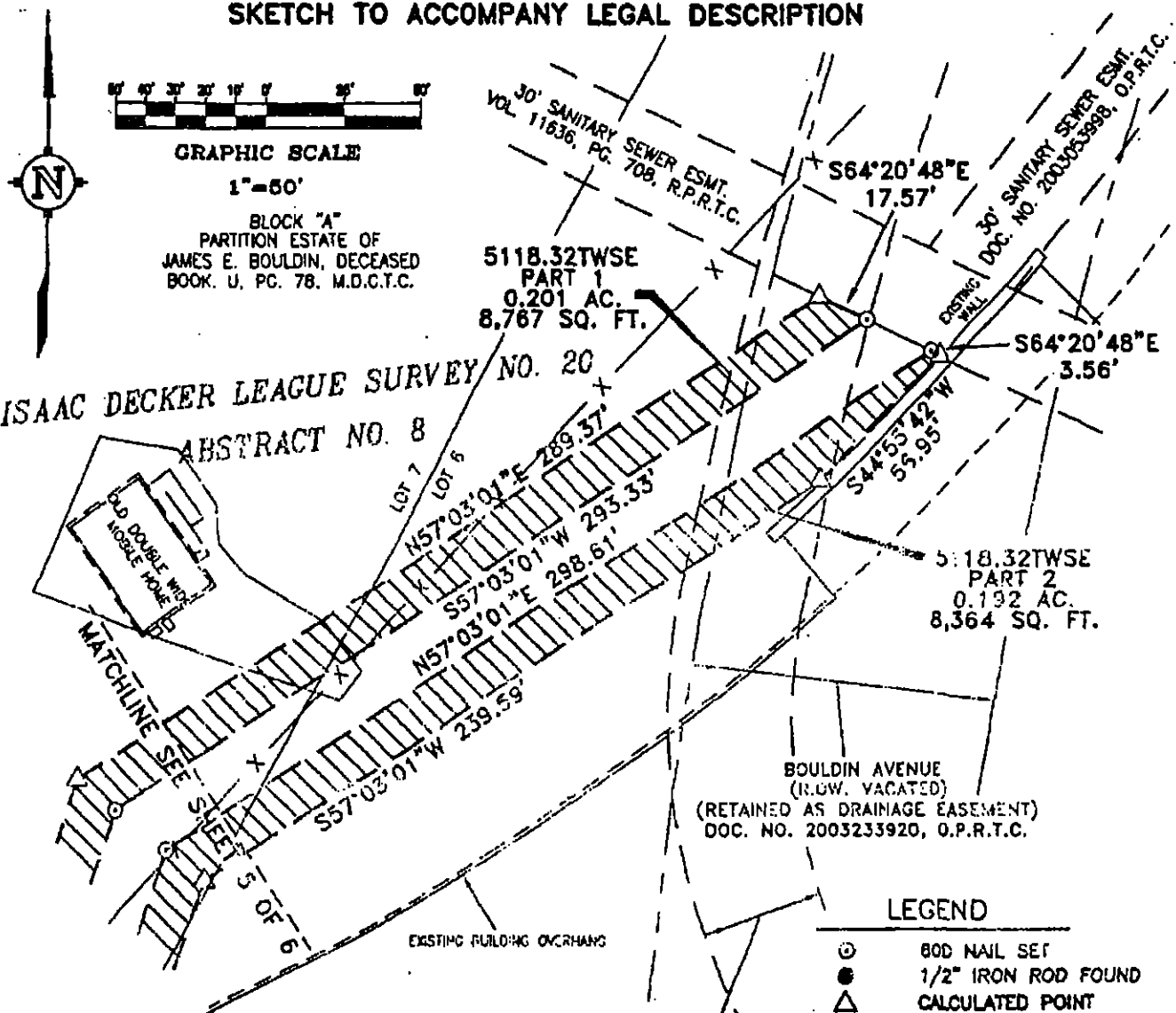
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FAX (512)442-7878 EMAIL: MACIASURVEY@EARTHLINK.NET

SKETCH TO ACCOMPANY LEGAL DESCRIPTION



BEARING BASIS:

THE COORDINATES SHOWN ARE BASED ON THE TEXAS STATE PLANE COORDINATE SYSTEM CENTRAL ZONE, NAD83(CORS) THE BEARINGS SHOWN ARE GRID BEARINGS. THE COORDINATES WERE ESTABLISHED FROM REFERENCE STATION "AUSTIN RRP2" HAVING COORDINATE VALUES OF N=10,088,515.89, E=3,109,682.48 AND "H-20-3001" (CB11) HAVING COORDINATE VALUES OF N=10,081,108.04, E=3,109,304.83. COMBINED SCALE FACTOR = 1.00010. ALL DISTANCES SHOWN ARE SURFACE DISTANCES.

40' DRAINAGE EASEMENT
ORDINANCE NO.961018-Q
VOL. 10018, PG.339, R.P.R.T.C.

CITY OF AUSTIN
(49.49 AC.)
(TRACT NO. ONE)
VOL.681, PG.199, D.R.T.C.
T.C.A.D. NO. 01-0401-04-01



LEGEND	
⊙	80D NAIL SET
●	1/2" IRON ROD FOUND
△	CALCULATED POINT
R.O.W.	RIGHT OF WAY
P.U.E.	PUBLIC UTILITY EASEMENT
TCAD	TRAVIS COUNTY APPRAISAL DISTRICT
VOL., PG.	VOLUME, PAGE
D.R.T.C.	DEED RECORDS OF TRAVIS COUNTY, TEXAS
M.D.C.T.C.	MINUTES OF THE DISTRICT COURT OF TRAVIS COUNTY, TEXAS
O.P.R.T.C.	OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY, TEXAS
R.P.R.T.C.	REAL PROPERTY RECORDS OF TRAVIS COUNTY, TEXAS
()	RECORD INFORMATION

MAN JOB NO. 290-06-05 FILE NAME: 8118.32-TWSE(2).DWG



MACIAS & ASSOCIATES, INC.
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Gregorio Lopez Jr. Feb. 24, 2005
Gregorio Lopez, Jr.
Registered Professional Land Surveyor
No. 5272 - State of Texas



MACIAS & ASSOCIATES, L.P.
LAND SURVEYORS

5118.32TIAEE
CITY OF AUSTIN
TO
CITY OF AUSTIN
(TEMPORARY INGRESS AND
EGRESS EASEMENT)
February 16, 2005

DESCRIPTION FOR PARCEL 5118.32TIAEE

DESCRIPTION OF A 0.432 ACRE (18,816 SQUARE FOOT) TRACT OF LAND OUT OF THE ISAAC DECKER LEAGUE, SURVEY NO. 20, ABSTRACT NO. 8, TRAVIS COUNTY, TEXAS, AND BEING OUT OF LOTS 7 AND 10, BLOCK A OF THE PARTITION ESTATE OF JAMES E. BOULDIN, DECEASED, SAID PARTITION PLAT RECORDED IN BOOK U, PAGE 78 OF THE MINUTES OF THE DISTRICT COURT OF TRAVIS COUNTY, TEXAS, AND ALSO BEING OUT OF A 49.49 ACRE TRACT DESCRIBED AS TRACT NO. ONE IN A DEED DATED JUNE 28, 1941, TO THE CITY OF AUSTIN, RECORDED IN VOLUME 631, PAGE 199, DEED RECORDS OF TRAVIS COUNTY, TEXAS; SAID 0.432 ACRE (18,816 SQUARE FOOT) TRACT AS SHOWN ON THE ACCOMPANYING SKETCH, IS MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING at a 60D nail set having Texas State Plane Coordinate (Central Zone, NAD83 (CORS), U.S. Feet, Combined Scale Factor 1.00010) values of N=10,067,888.89, E=3,110,336.68, on the curving north right-of-way line of Barton Springs Road, a 100-foot wide right-of-way, and on the south line of said 49.49 acre tract, for a corner of this tract, from said point, a 1/2" iron rod found at a point of curvature on the south line of said 49.49 acre tract bears a chord of S 70°01'20" E, 23.65 feet;

THENCE, with the north right-of-way line of Barton Springs Road and the south line of said 49.49 acre tract, along a curve to the left having a radius of 1056.19 feet, a central angle of 02°10'24", a chord which bears, N 71°45'01" W, 40.06 feet, an arc distance of 40.06 feet to a 60D nail set for the southwest corner of this tract;

THENCE, across said 49.49 acre tract, the following nine (9) courses:

- 1) along a curve to the left having a radius of 342.04 feet, a central angle of 18°24'17", a chord which bears, N 12°22'46" E, 109.40 feet, an arc distance of 109.87 feet to a 60D nail set for the northwest corner of this tract;
- 2) N 83°24'22" E, a distance of 306.79 feet to a 60D nail set at a point of curvature of a curve to the right;

0.432 Acre (18,816 Square Feet)
Temporary Ingress and Egress Easement

5118.32TIAEE

- 3) along said curve to the right having a radius of 120.00 feet, a central angle of $25^{\circ}26'27''$, a chord which bears, S $83^{\circ}52'25''$ E, 52.85 feet, an arc distance of 53.29 feet to a 60D nail set at the point of tangency;
- 4) S $71^{\circ}09'11''$ E, a distance of 153.67 feet to a 60D nail set for the northeast corner of this tract;
- 5) S $18^{\circ}50'49''$ W, a distance of 30.00 feet to a 60D nail set for a corner of this tract;
- 6) N $71^{\circ}09'11''$ W, a distance of 153.67 feet to a 60D nail set at a point of curvature of a curve to the left;
- 7) along said curve to the left having a radius of 90.00 feet, a central angle of $25^{\circ}26'27''$, a chord which bears, N $83^{\circ}52'25''$ W, 30.64 feet, an arc distance of 30.97 feet to a 60D nail set at the point of tangency;
- 8) S $83^{\circ}24'22''$ W, a distance of 272.11 feet to a 60D nail set for a corner of this tract;
- 9) along a curve to the right having a radius of 382.04 feet, a central angle of $14^{\circ}30'08''$, a chord which bears, S $13^{\circ}58'54''$ W, 96.44 feet, an arc distance of 96.70 feet to the POINT OF BEGINNING and containing 0.432 acre (18,816 square feet) of land.

BEARING BASIS NOTE

The bearings described herein are Texas State Plane Grid Bearings, (Central Zone, NAD83 (CORS) Combined Scale Factor 1.00010). Project control points were established from reference station "AUSTIN RRP2" having coordinate values of N=10,086,515.89, E=3,109,682.48 and "H-20-3001" (CB11) having coordinate values of N=10,061,108.04, E=3,109,304.63.

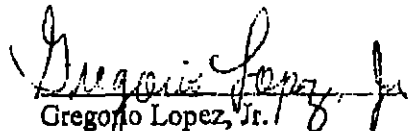
THE STATE OF TEXAS §
COUNTY OF TRAVIS §

KNOW ALL MEN BY THESE PRESENTS:

That I, Gregorio Lopez, Jr., a Registered Professional Land Surveyor, do hereby state 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, this the 24th day of February, 2005, A.D.

Macias & Associates, Inc.
5410 South 1st Street
Austin, Texas 78745
512-442-7875


Gregorio Lopez, Jr.
Registered Professional Land Surveyor
No. 5272 -- State of Texas



REFERENCES
MAPSCO 2003 614D
Austin Grid No. MH-21
TCAD PARCEL ID NO. 01-0401-0401
MACIAS & ASSOCIATES PROJ. NO. 290-06-05

FIELD NOTES REVIEWED

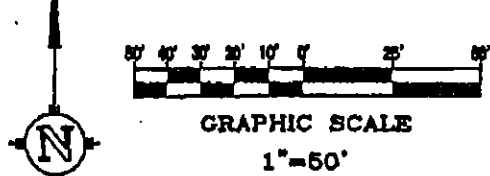
By:  Date: 2-24-05

Austin Clean Water Program
Survey Coordinator

0.432 Acre (18,816 Square Feet)
Temporary Ingress and Egress Easement

5118.32TIAEE

SKETCH TO ACCOMPANY LEGAL DESCRIPTION



BLOCK A
PARTITION ESTATE OF
JAMES E. BOULDIN, DECEASED
BOOK U, PG. 78, M.D.C.T.C.

BEARING BASIS:

THE COORDINATES SHOWN ARE BASED ON THE TEXAS STATE PLANE COORDINATE SYSTEM CENTRAL ZONE, NAD83(CORS) THE BEARINGS SHOWN ARE GRID BEARINGS. THE COORDINATES WERE ESTABLISHED FROM REFERENCE STATION "AUSTIN RRP2" HAVING COORDINATE VALUES OF N=10,086,515.88, E=3,109,882.48 AND "H-20-3001" (CB11) HAVING COORDINATE VALUES OF N=10,061,108.04, E=3,109,304.63. COMBINED SCALE FACTOR = 1.00010. ALL DISTANCES SHOWN ARE SURFACE DISTANCES.

DAWSON ROAD
(R.O.W. VACATED)
DOC. NO. 2003233919, O.P.R.T.C.

CITY OF AUSTIN
(49.49 AC.)
(TRACT NO. ONE)
VOL. 681, PG. 199, D.R.T.C.
T.C.A.D. NO. 01-0401-04-01

I=18°24'17"
R=342.04'
L=109.87'
LC=N12°22'46"E
109.40'

I=02°10'24"
R=1056.19'
L=40.06'
LC=N71°45'01"W
40.06'

(I=10°49')
(R=1056.19')
(L=189.39')
(LC=N72°18'W)
(199.11')

P.O.B.
N=10,067,888.89
E=3,110,336.68
GRID

I=14°30'08"
R=382.04'
L=96.70'
LC=S13°58'54"W
96.44'

LC=S70°01'20"E
23.85'

BARTON SPRINGS RD.
(100' R.O.W.)

LOT A
VERNON'S ADDITION
BOOK. 68, PG. 62, P.R.T.C.

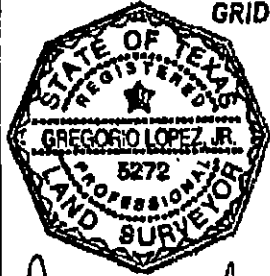
N83°24'22"E 306.79'
5118.321AEE
0.432 AC.
18.816 SQ. FT.
S83°24'22"W 272.11'

ISAAC DECKER LEAGUE SURVEY NO. 20
ABSTRACT NO. 8

MATCHLINE SEE SHEET 5 OF 5

LEGEND

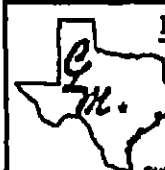
- ⊙ 600 NAIL SET
- 1/2" IRON ROD FOUND
- P.O.B. POINT OF BEGINNING
- R.O.W. RIGHT OF WAY
- P.U.E. PUBLIC UTILITY EASEMENT
- TCAD TRAVIS COUNTY APPRAISAL DISTRICT
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- M.D.C.T.C. MINUTES OF THE DISTRICT COURT OF TRAVIS COUNTY, TEXAS
- O.P.R.T.C. OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY, TEXAS
- () RECORD INFORMATION



Gregorio Lopez, Jr. Feb. 24, 2005
Gregorio Lopez, Jr.
Registered Professional Land Surveyor
No. 5272 - State of Texas

WM JOB NO. 290-06-05

FILE NAME: 8118.321AEE(1).DWG



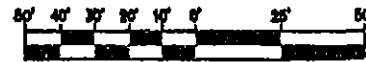
MACIAS & ASSOCIATES, INC.
LAND SURVEYORS

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FAX (512) 442-7876 EMAIL: MACIASURVEY@EARTHLINK.NET

SKETCH TO ACCOMPANY LEGAL DESCRIPTION

LEGEND

- ⊙ BOD NAIL SET
- 1/2" IRON ROD FOUND
- R.O.W. RIGHT OF WAY
- P.U.E. PUBLIC UTILITY EASEMENT
- TCAD TRAVIS COUNTY APPRAISAL DISTRICT
- VOL., PG. VOLUME, PAGE
- D.R.T.C. DEED RECORDS OF TRAVIS COUNTY, TEXAS
- M.D.C.T.C. MINUTES OF THE DISTRICT COURT OF TRAVIS COUNTY, TEXAS
- () RECORD INFORMATION



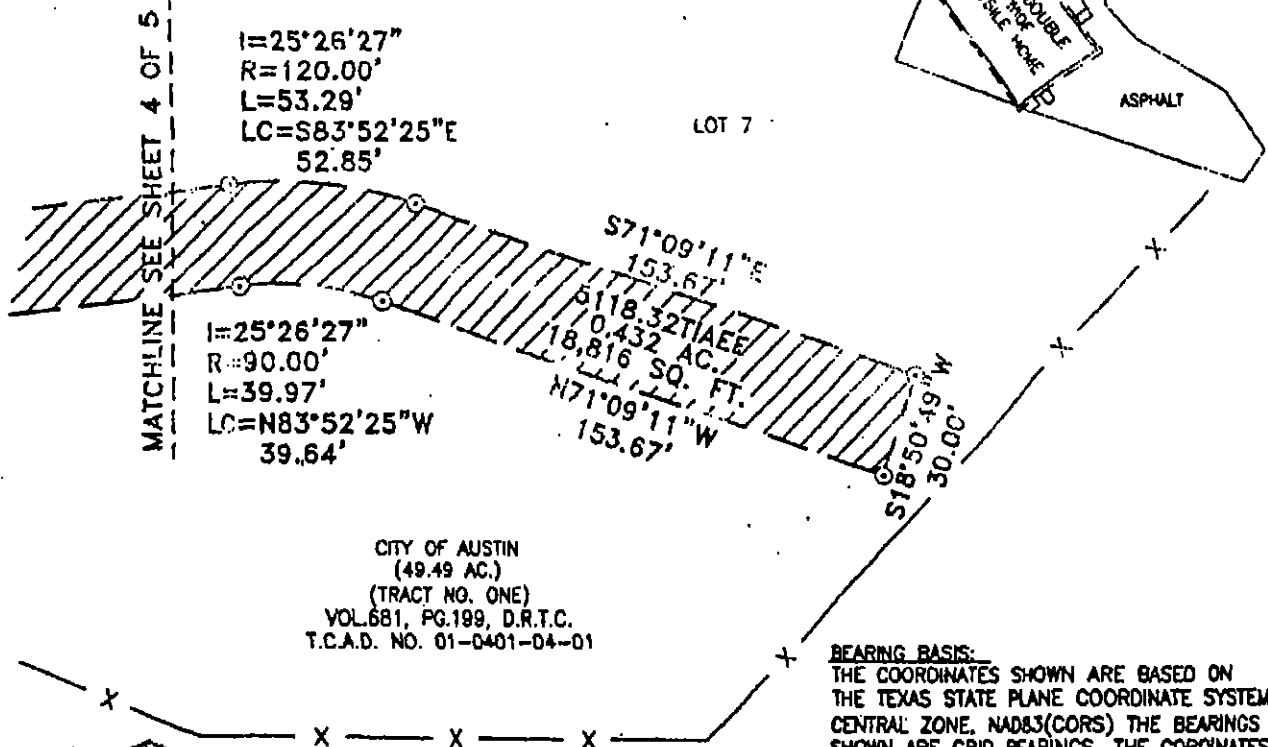
GRAPHIC SCALE

1"=50'



BLOCK A
PARTITION ESTATE OF
JAMES E. BOULDIN, DECEASED
BOOK. U, PG. 78, M.D.C.T.C.

ISAAC DECKER LEAGUE SURVEY NO. 20
ABSTRACT NO. 8



Gregorio Lopez, Jr. Feb 24, 2005
Gregorio Lopez, Jr.
Registered Professional Land Surveyor
No. 5272 - State of Texas

PAGE 5 OF 5

MA JOB NO. 280-08-08

FILE NAME: 8118.32TACE(2).DWG



MACIAS & ASSOCIATES, INC.
LAND SURVEYORS

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CHAPTER 3-2. RESTRICTIONS ON ANIMALS.

ARTICLE 1. GENERAL RESTRICTIONS.

§ 3-2-1 RUNNING AT LARGE PROHIBITED.

Except as specifically provided in this title, an owner or handler may not allow livestock, fowl, a dog, or other domestic or dangerous animal or reptile to run at large.

Source: 1992 Code Sections 3-1-3(G), 3-2-2, 3-2-25, and 3-3-2; Ord. 031009-9; Ord. 031211-11.

§ 3-2-2 NOISY ANIMALS.

An owner or handler may not keep an animal that makes frequent or long, continued noise that is disturbing to a person of normal sensibilities.

Source: 1992 Code Section 3-3-6; Ord. 031009-9; Ord. 031211-11.

§ 3-2-3 COMMERCE IN LIVE ANIMALS.

(A) A person commits an offense if the person sells, trades, barter, leases, rents, gives away, or displays for a commercial purpose a live animal on a roadside, public right-of-way, or commercial parking lot, or at an outdoor special sale, swap meet, flea market, parking lot sale, or similar event.

(B) This section does not apply to:

- (1) a sale held on privately owned property with the permission of the owner;
- (2) a parking lot where the seller has the owner's permission; or

- (3) an event primarily for the sale of agricultural livestock such as hoofed animals or animals or fowl commonly raised for food, dairy, or fiber products.

Source: 1992 Code Section 3-1-8; Ord. 031009-9; Ord. 031211-11.

§ 3-2-4 HUNTING AND TRAPPING WILD ANIMALS.

(A) Except as provided in Subsection (B), a person may not:

- (1) knowingly shoot, kill, or hunt a wild animal; or
- (2) use a steel-jawed spring trap or any other type of trap that could injure a trapped animal or person.

(B) Subsection (A) does not prohibit the use of conventional mouse traps to catch mice and rats.

(C) It is an affirmative defense to prosecution under this section that the person is:

- (1) a City employee acting within the course and scope of the person's duty's as a City employee; or
- (2) acting within the scope of an unexpired permit issued by the director of the Parks and Recreation Department or the director of the Water and Wastewater Department authorizing the person to hunt or trap animals on a wildlife preserve.

Source: 1992 Code Section 10-1-6; Ord. 031009-9; Ord. 031211-11.