

RESOLUTION NO. 20120209-060

WHEREAS, the City Council was requested to conduct a public hearing to consider the permanent use of approximately 2,027 square feet of dedicated parkland known as Town Lake Shoal Beach and the Shoal Creek Greenbelt, as more particularly described on Exhibit A (the "Affected Parkland") for the construction, use, maintenance, repair and replacement of electric transmission lines for the Seaholm District Redevelopment and the new Central Library Project (the "Proposed Use"); and

WHEREAS, notice of the public hearing to be held on January 12, 2012 was given for three consecutive weeks on January 15, 22 and 29, 2012 in a newspaper of general circulation; and

WHEREAS, such public hearing was held February 9, 2012 by the City Council to consider the use of Affected Parkland for the Proposed Use;
NOW, THEREFORE,

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

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

The City Manager is authorized to take such measures as may be necessary, favorable or required to effectuate the purpose and intent of this resolution.

ADOPTED: February 9, 2012 **ATTEST:** Shirley A. Gentry
Shirley A. Gentry
City Clerk



To
City of Austin
(For Transmission Line Easement)

EXHIBIT "A"

A 2,027 square foot tract of land located within the government tract adjoining the original City of Austin as shown on the January 5, 1840 Act of Congress of the Republic of Texas map known as the "Sandusky Map" on file in the Texas General Land Office in Austin, Travis County, Texas; also being a portion of that certain tract of land granted to the City of Austin in State of Texas Regular Session of 1917, 35th Legislature, House Bill No.13, and being a portion of that certain Tract N-12 Dedicating Certain Parkland in Ordinance No. 850502-U dated May 2, 1985; said 2,027 square foot Tract more particularly described by metes and bounds as follows:

Commencing at a square bolt found with a Texas State Plane NAD83 Central Zone 4203 Grid coordinate value N=10,069,750.929 feet and E=3,111,600.133 feet in the present northerly right-of-way line of West Cesar Chavez Street (West 1st Street), on the southerly line of the remainder portion of said Lot 4, Block 186, Original City of Austin, said Lot 4, Block 186 described in a Warranty Deed to the City Of Austin recorded in Volume 413, Page 401 of the D.R.T.C.Tx., being the point of curvature of a 3,751 sq. ft. Tract 2 shown as right-of-way to be dedicated on the sketch in Volume 12852, page 120 of the Real Property Records of Travis County, Texas and from which for reference, an "X" found cut in concrete on the south line of the remainder portion of Lot 2 of said Block 186 bears along a curve to the left having a radius of 3,073.41 feet, an arc length of 152.07 feet, and a chord bearing North 71°59'57" West a distance of 152.05;

THENCE departing the southerly line of the remainder portion of said Lot 4 and present northerly right-of-way line of West Cesar Chavez Street (right-of-way varies) South 41°06'19" East a distance of 143.65 feet to a point with a coordinate value N=10,069,642.760 feet and E=3,111,694.513 feet on the southerly back of curb line of West Cesar Chavez Street and the northerly line of said Tract N-12 to the **POINT OF BEGINNING** for the most westerly corner of the tract described herein;

THENCE continuing along the southerly back of curb line of West Cesar Chavez Street and the northerly line of said tract N-12, South 70°33'42" East a distance of 52.47 feet for the northerly corner of the herein described tract;

THENCE departing the southerly back of curb line of West Cesar Chavez Street and through the interior of said Tract N-12 the following three (3) courses and distances;

- 1) **South 01° 47' 50" West** a distance of **40.30 feet** to a calculated point on the northerly line of that certain 50' foot easement described in a City Of Austin Council Resolution dated April 5, 1995, for the easterly corner of the herein described tract;
- 2) **North 71° 04' 45" West** along the northerly line of said 50 foot easement, a distance of **52.32 feet** to a calculated point;
- 3) **North 01° 47' 50" East** a distance of **40.79 feet** to the **POINT OF BEGINNING** and containing 2,027 square feet of land, more or less.

Bearings cited herein are based on NAD83 Texas State Plane Coordinate System Central Zone 4203, Grid Azimuth derived from GPS observations. Combined Scale Factor = 0.999941

Reference sketch marked EXHIBIT "B" to accompany these field notes.

I hereby certify that these field notes were prepared from an on the ground survey made under my supervision in October 2011.

 *Jan. 9, 2012*
Marvin L. Gordey
Registered Professional Land Surveyor No. 4920



Prepared By: AUSTIN ENERGY
Surveying\Substation\Seaholm\relocation of trans esmt 12-29-11.doc

References:
TCAD Parcel 01-0500-0801
Austin Grid H-22

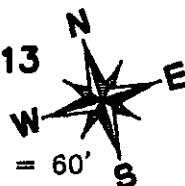
SKETCH OF A 2,027 SQ. FT., A 50' WIDE ELECTRIC TRANSMISSION EASEMENT OUT OF THAT CERTAIN CITY OF AUSTIN IN STATE OF TEXAS REGULAR SESSION OF 1917, 35th LEGISLATURE, HOUSE BILL No. 13

IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS

LEGEND:

- △ = Calculated Point
- D.R.T.C.Tx. = Dead Records Travis County, Texas
- R.P.R.T.C.Tx. = Real Property Records Travis County, Texas

Scale 1" = 60'



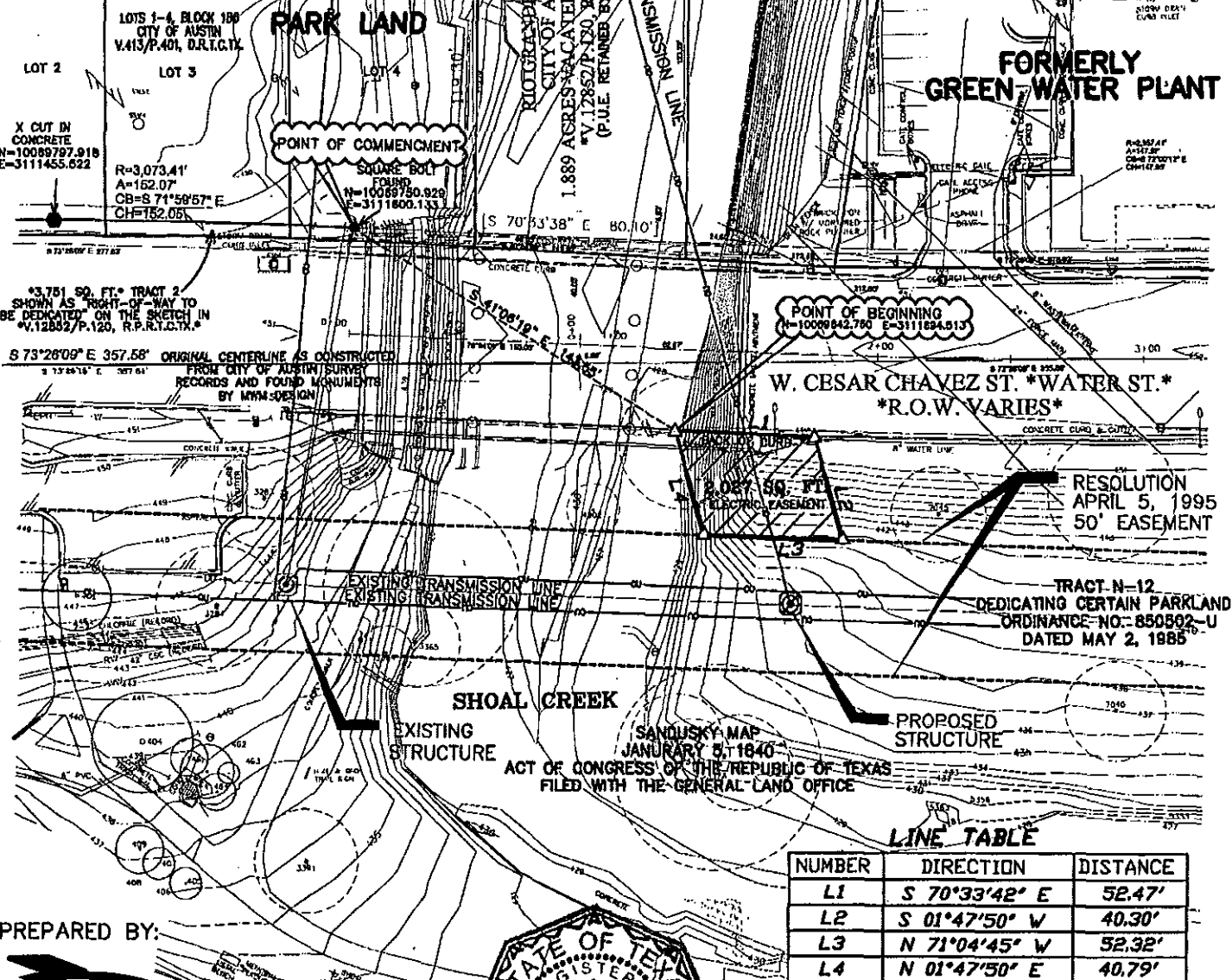
SEAHOLM POWER PLANT

**PROPOSED
LIBRARY**

**DRAINAGE
EASEMENT**

BEARING BASIS NOTE

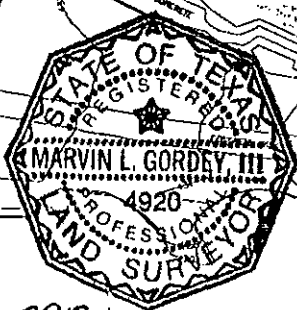
BASED ON A BOUNDARY SURVEY PROVIDED BY
MWM DESIGN GROUP, AUSTIN, TEXAS, JOB NO. 401-11
DATED 4-24-08 AND VERIFIED BY AUSTIN
ENERGY USING GPS BASED ON NAD83 STATE PLANE
COORDINATES TEXAS CENTRAL ZONE GRID AZIMUTH
DERIVED FROM GPS OBSERVATIONS.



LINE TABLE

NUMBER	DIRECTION	DISTANCE
L1	S 70°33'42" E	52.47'
L2	S 01°47'50" W	40.30'
L3	N 71°04'45" W	52.32'
L4	N 01°47'50" E	40.79'

PREPARED BY:



Marvin L. Gordey Jan. 9, 2012

MARVIN GORDEY
REGISTERED PROFESSIONAL LAND SURVEYOR No. 4920
DECEMBER 2011

LADY BIRD LAKE

DRAWING: G:\SURVEYING\SUBSTATIONS\SEAHOLM\REGULATION OF TRANS ESMT.DWG

EXHIBIT "B"