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**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:**

- (1) City Code Section 25-8-211 (*Water Quality Control Requirement*) requires water quality controls for the Austin Lake Hills section 2 subdivision.
- (2) No water quality controls are currently functioning at the Austin Lake Hills Section 2 subdivision.
- (3) There are currently six lots in the Austin Lake Hills subdivision which cannot be legally developed until the subdivision provides water quality controls as required by City Code Section 25-8-211.
- (4) For each of the six lots, the City has filed a Notice of Ordinance/Land Development Code Violation in the Official Public Records of Travis County, Texas.

- (1) the lot for which payment was made is deemed to comply with Section 25-8-211, and
- (2) the City shall file in the Official Public Records of Travis County, Texas, a Release of the Notice of Ordinance/Land Development Code Violation for the lot for which payment was made.

(1) to design and construct water quality controls on Lots 25 and 26, Block 61, Austin Lake Hills Section 2, a subdivision in the City of Austin, Travis

County, Texas, according to the map or plat thereof, recorded in Volume 13,  
Page 29 of the Official Public Records of Travis County, Texas, and

- (2) to design and construct water quality controls within the southern half of the  
Lake Austin Watershed.

**PART 4.** The nonrefundable cash payment for the year 2013 shall be \$19,286.14 per  
lot. After 2013, the payment shall be calculated by using the site impervious cover  
component of the formula for residential development in the Environmental Criteria  
Manual, Appendix T (*Request for Fee in Lieu of or Cost Recovery for Water Quality  
Controls in the Urban Watersheds*) subsection C. 1.

**PART 5.** This ordinance grants a variance to provide an alternative means of  
compliance with City Code Section 25-8-211 for six lots in the Austin Lake Hills Section  
2 Subdivision and does not constitute a variance from any other City Code requirements.

**PART 6.** The requirements imposed by Section 25-8-41 (*Land Use Commission  
Variances*) regarding the processing and granting of variances is hereby waived for the  
variance granted in this Ordinance.

**PART 7.** This ordinance takes effect on \_\_\_\_\_, 2013.

**PASSED AND APPROVED:**

\_\_\_\_\_, 2013      §  
                                         §  
                                         §  
\_\_\_\_\_, 2013      §  
\_\_\_\_\_  
Lee Leffingwell  
Mayor

**APPROVED:** \_\_\_\_\_  
Karen M. Kennard  
City Attorney

**ATTEST:** \_\_\_\_\_  
Jannette S. Goodall  
City Clerk

**EXHIBIT A**

**DESCRIPTION OF APPLICABLE LOTS**

- (1) 1011 Ogden: Lot 15, Block 60, Austin Lake Hills Section 2, a subdivision in the City of Austin, Travis County, Texas, according to the map or plat thereof, recorded in Volume 13, Page 29 of the Official Public Records of Travis County, Texas.
- (2) 1101 Ogden: Lot 17, Block 60, Austin Lake Hills Section 2, a subdivision in the City of Austin, Travis County, Texas, according to the map or plat thereof, recorded in Volume 13, Page 29 of the Official Public Records of Travis County, Texas.
- (3) 1103 Ogden: Lot 18, Block 60, Austin Lake Hills Section 2, a subdivision in the City of Austin, Travis County, Texas, according to the map or plat thereof, recorded in Volume 13, Page 29 of the Official Public Records of Travis County, Texas.
- (4) 1008 Ogden: Lot 18, Block 61, Austin Lake Hills Section 2, a subdivision in the City of Austin, Travis County, Texas, according to the map or plat thereof, recorded in Volume 13, Page 29 of the Official Public Records of Travis County, Texas.
- (5) 1010 Ogden: Lot 19, Block 61, Austin Lake Hills Section 2, a subdivision in the City of Austin, Travis County, Texas, according to the map or plat thereof, recorded in Volume 13, Page 29 of the Official Public Records of Travis County, Texas.
- (6) 1110 Ogden: Lot 27, Block 61, Austin Lake Hills Section 2, a subdivision in the City of Austin, Travis County, Texas, according to the map or plat thereof, recorded in Volume 13, Page 29 of the Official Public Records of Travis County, Texas.