

RESOLUTION NO.

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

WHEREAS, the City of Austin has attempted to purchase those needed real property interests but has been unable to agree with the owners 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:**

That 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 of Austin against the owners now having, or who may acquire, an interest in the real property interests necessary to the City, described and located 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:

Owner: Magdalena Ledesma

Project: Fort Branch Watershed Management Area Reach 6 & 7 Channel Rehabilitation – Truelight Area and Eleanor Drive Area Project

Public Purpose: The permanent drainage easement described in the attached Exhibit “A” is necessary to construct and maintain structural improvements to stabilize the Fort Branch creek bank and increase the channel capacity, to reduce erosion, and to decrease the frequency of flooding in the surrounding neighborhood.

Location: 1214 Fort Branch Boulevard

Property: Described in the attached and incorporated Exhibit A.

ADOPTED: _____, 2013

ATTEST: _____

Jannette S. Goodall
City Clerk