

**AGENDA**



**Recommendation for Council Action**

Austin City Council	<b>Item ID</b>	28089	<b>Agenda Number</b>	28.
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<b>Meeting Date:</b>	10/24/2013	<b>Department:</b>	Planning and Development Review
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**Subject**

Approve an ordinance to annex the Marbella area for full purposes (approximately 130 acres in southern Travis County east of IH 35 South approximately 3,400 feet north of the intersection of IH 35 and Slaughter Lane); approve a service plan; and approve termination of the Marbella Annexation and Development Agreement concerning annexation and development of the Marbella tract.

**Amount and Source of Funding**

Funding necessary to provide general governmental services to this tract is available in the budgets of the department which will provide the services.

**Fiscal Note**

<b>Purchasing Language:</b>	
<b>Prior Council Action:</b>	November 1, 2012 - Council adopted the Marbella Annexation and Development Agreement. September 26, 2013 and October 3, 2013 - Council conducted public hearings.
<b>For More Information:</b>	Virginia Collier - 512-974-2022.
<b>Boards and Commission Action:</b>	
<b>MBE / WBE:</b>	
<b>Related Items:</b>	

**Additional Backup Information**

The Marbella annexation area (approximately 130 acres) is located in southern Travis County east of IH 35 South approximately 3,400 feet north of the intersection of IH 35 and Slaughter Lane. This area is currently in the city's extraterritorial jurisdiction and is adjacent to the city's full purpose jurisdiction on the north and west sides of the tract. In 2012 the City entered into an annexation and development agreement with the property owner delaying annexation for one year and requiring compliance with City Code for development that was not yet underway. Because the Owners are requesting full purpose annexation in advance of the date permitted by the Marbella Annexation and Development Agreement ("Original Agreement"), the Owners and the City desire to terminate the Original Agreement allowing the City to annex the property in accordance with applicable law. A 698 unit multi-family residential project is currently under construction on a portion of this tract.