

RESOLUTION NO.

WHEREAS, the Texas Department of Criminal Justice (TDCJ) has notified the City of Austin that it intends to construct and operate a parole office at 3928 Promontory Point Drive; and

WHEREAS, state law requires TDCJ to notify a municipality of such a proposed correctional facility when the location is within 1,000 feet of a residential area, a primary or secondary school, property designated as a public park or public recreation area by the state or a political subdivision of the state, or a church, synagogue, or other place of worship; and

WHEREAS, the proposed location of a parole office at 3928 Promontory Point Drive is within 1,000 feet of a church; and

WHEREAS, state law provides that local consent to the operation of a correctional facility is considered to be granted unless the municipality determines by resolution after a public hearing that the operation of a correctional or rehabilitation facility at the proposed location is not in the best interest of the municipality; and

WHEREAS, state law requires that the public hearing and resolution must be accomplished within 60 days of receipt of notice of the proposed correctional facility, and that notice was received by the City on November 1, 2013; and

WHEREAS, the City Council has on this date, December 12, 2013, conducted a public hearing on this issue and has heard comments from members of the public and City staff; and

WHEREAS, the City Council has determined that operation of a parole office at 3928 Promontory Point Drive is not in the best interest of the City; and

WHEREAS, the City Council intends to convey this determination to the Texas Department of Criminal Justice so that local consent to the proposed parole office is not considered to have occurred;

NOW, THEREFORE,

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

The City Council has determined that operation of a parole office at 3928 Promontory Point Drive is not in the best interest of the City. The City Clerk is directed to notify the Texas Department of Criminal Justice of this resolution before December 30, 2013.

ADOPTED: December 12, 2013 **ATTEST:** _____

Jannette S. Goodall
City Clerk