

RESOLUTION NO. 20150820-060

WHEREAS, the City Council was requested to conduct a public hearing to consider the use of parkland for a permanent above ground pedestrian walkway and temporary working space to construct, use, maintain, repair, and replace an above ground pedestrian walkway through dedicated parkland known as the Waller Creek Greenbelt, located over Red River Street between the Austin Convention Center and the Fairmont Hotel (the "Proposed Use"); and

WHEREAS, the land being used for the Proposed Use is described in Exhibits A and B (the "Affected Land"); and

WHEREAS, notice of the public hearing to be held on August 20, 2015 was given for three consecutive weeks on July 26, August 2, and August 9, 2015, in a newspaper of general circulation; and

WHEREAS, such public hearing was held August 20, 2015, by the City Council to consider the use of the Affected Land for the Proposed Use; **NOW THEREFORE**,

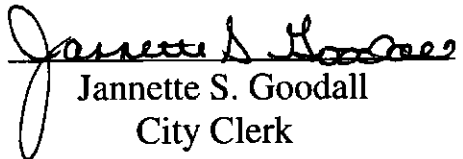
BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

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 Land for the Proposed Use and that all reasonable planning has been done to minimize harm to the Affected Land from the Proposed Use. The use of the Affected Land for the Proposed Use is approved.

BE IT FURTHER RESOLVED:

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: August 20, 2015

ATTEST: 
Jannette S. Goodall
City Clerk



Professional Land Surveying, Inc.
Surveying and Mapping

Office: 512-443-1724
Fax: 512-389-0943

3500 McCall Lane
Austin, Texas 78744

EXHIBIT "A"

PORTION OF
LOT 5, BLOCK 10 AND A PORTION
OF THE VACATED ALLEY
TRAVERSING BLOCK 10
(ENCROACHMENT AGREEMENT)

A DESCRIPTION OF 0.049 ACRES (APPROXIMATELY 2,115 SQ. FT.), BEING A PORTION OF LOT 5, BLOCK 10, ORIGINAL CITY OF AUSTIN, TRAVIS COUNTY, TEXAS, ACCORDING TO THE MAP ON FILE IN THE GENERAL LAND OFFICE OF THE STATE OF TEXAS, CONVEYED TO THE CITY OF AUSTIN IN A DEED DATED JANUARY 27, 1932 AND RECORDED IN VOLUME 475, PAGE 255 OF THE DEED RECORDS OF TRAVIS COUNTY, TEXAS AND BEING A PORTION THE 20 FT. ALLEY TRAVERSING SAID BLOCK 10, VACATED BY THE CITY OF AUSTIN IN DOCUMENT NO. 2001130967 OF THE OFFICIAL PUBLIC RECORDS, TRAVIS COUNTY, TEXAS; SAID 0.049 ACRES BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

COMMENCING at a 1/2" rebar found at the intersection of the south right-of-way line of East 2nd Street (80' right-of-way width), and the east right-of-way line Red River Street (80' right-of-way width), as shown on said map of the Original City of Austin, also being the northwest corner of said Lot 8, from which an "X" in concrete found at the intersection of the south right-of-way line of East 2nd Street and the west right-of-way line of Sabine Street (80' right-of-way width) as shown on said map of the Original City of Austin, also being the northeast corner of Lot 5, said Block 11, bears South 73°30'21" East, a distance of 275.94 feet and also from which a Mag nail found for an angle point in the east right-of-way line of Red River Street, being in the west line of a portion of Lot 1, said Block 11 and also being the north corner of a 717 square feet tract described in Volume 683, Page 366 of the Deed Records of Travis County, Texas bears South 16°33'30" West, a distance of 191.88 feet;

THENCE South 52°24'26" West, crossing Red River Street, a distance of 136.31 feet to a calculated point in the west right-of-way line of Red River Street, same being the east line of Lot 5, Block 10, as shown on said map of the Original City of Austin, for the **POINT OF BEGINNING**;

THENCE South 16°33'05" West, with the west right-of-way line of Red River Street, same being the east line of said Lot 5, Block 10 and the east line of said Vacated Alley, a

distance of 20.00 feet to a calculated point, from which an "X" in concrete found at the intersection of the north right-of-way line of Cesar Chavez Street and the west right-of-way line of Red River Street as shown on said map of the Original City of Austin, also being the southeast corner of Lot 4, said Block 10, bears South 16°33'05" West, a distance of 146.51 feet;

THENCE crossing the Vacated Alley and said Lot 5, the following two (2) courses and distances:

1. North 73°27'02" West, a distance of 20.02 feet to a calculated point;
2. North 43°26'14" West, a distance of 56.56 feet to a calculated point in the west line of Lot 5, same being the east line of Lot 6, Block 10, as shown on said map of the Original City of Austin;

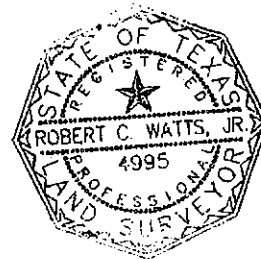
THENCE North 16°33'05" East, with the west line of Lot 5, same being the east line of said Lot 6, a distance of 37.11 feet to a calculated point;

THENCE crossing said Lot 5, the following four (4) courses and distances:

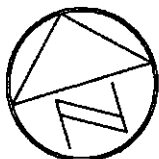
1. South 43°26'14" East, a distance of 43.11 feet to a calculated point;
2. South 16°33'46" West, a distance of 11.33 feet to a calculated point;
3. South 43°26'14" East, a distance of 25.00 feet to a calculated point;
4. South 73°27'02" East, a distance of 10.02 feet to the **POINT OF BEGINNING**, containing 0.049 acres (approximately 2,115 square feet) of land, more or less.

Surveyed on the ground October 03, 2014. Bearing basis is Grid azimuth for Texas Central Zone, 1983/93 HARN values from OPUS GPS observations. Attachments: 288-007-AR3.

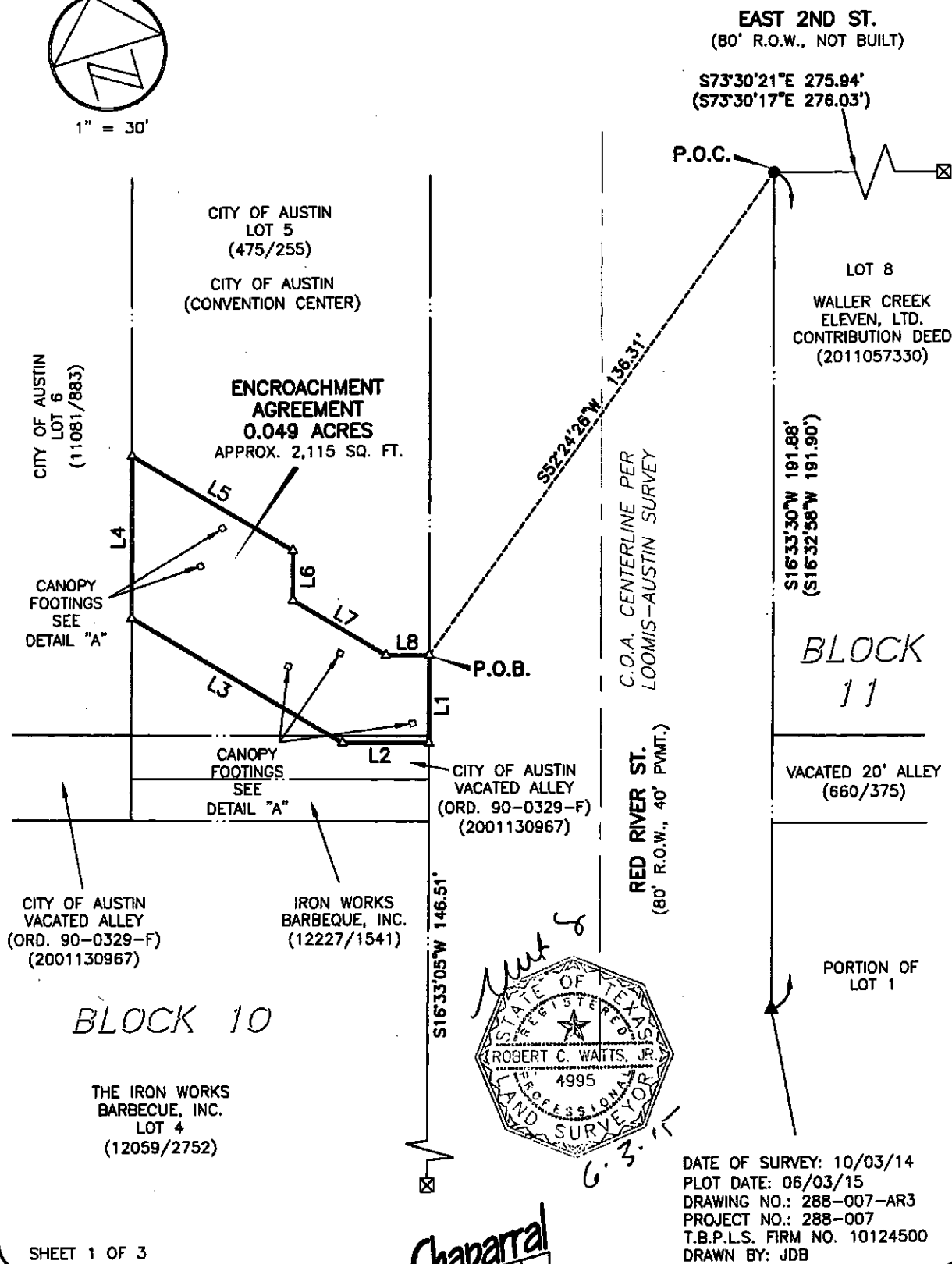
Robert C. Watts, Jr.
Robert C. Watts, Jr.
Registered Professional Land Surveyor
State of Texas No. 4995
T.X.B.P.L.S. Firm No. 10124500



References
TCAD Property ID# 191560
COA Grid Map No. MJ-22



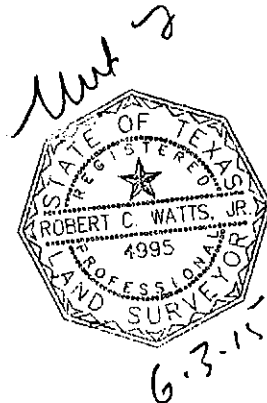
1" = 30'



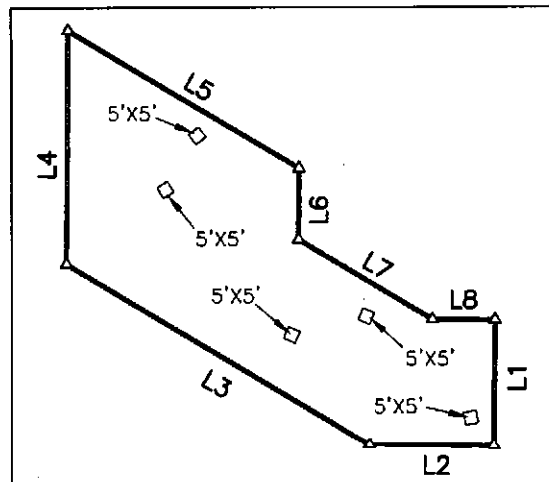
SHEET 1 OF 3

SKETCH TO ACCOMPANY A DESCRIPTION OF 0.049 ACRES (APPROXIMATELY 2,115 SQ. FT.), BEING A PORTION OF LOT 5, BLOCK 10, ORIGINAL CITY OF AUSTIN, TRAVIS COUNTY, TEXAS, ACCORDING TO THE MAP ON FILE IN THE GENERAL LAND OFFICE OF THE STATE OF TEXAS, CONVEYED TO THE CITY OF AUSTIN IN A DEED DATED JANUARY 27, 1932 AND RECORDED IN VOLUME 475, PAGE 255 OF THE DEED RECORDS OF TRAVIS COUNTY, TEXAS AND BEING A PORTION THE 20 FT. ALLEY TRAVERSING SAID BLOCK 10, VACATED BY THE CITY OF AUSTIN IN DOCUMENT NO. 2001130967 OF THE OFFICIAL PUBLIC RECORDS, TRAVIS COUNTY, TEXAS.

LINE TABLE		
LINE	BEARING	DISTANCE
L1	S16°33'05"W	20.00'
L2	N73°27'02"W	20.02'
L3	N43°26'14"W	56.56'
L4	N16°33'05"E	37.11'
L5	S43°26'14"E	43.11'
L6	S16°33'46"W	11.33'
L7	S43°26'14"E	25.00'
L8	S73°27'02"E	10.02'



LEGEND	
●	1/2" REBAR FOUND
▲	MAG NAIL FOUND
⊗	X IN CONC. FOUND
△	CALCULATED POINT
()	RECORD INFORMATION



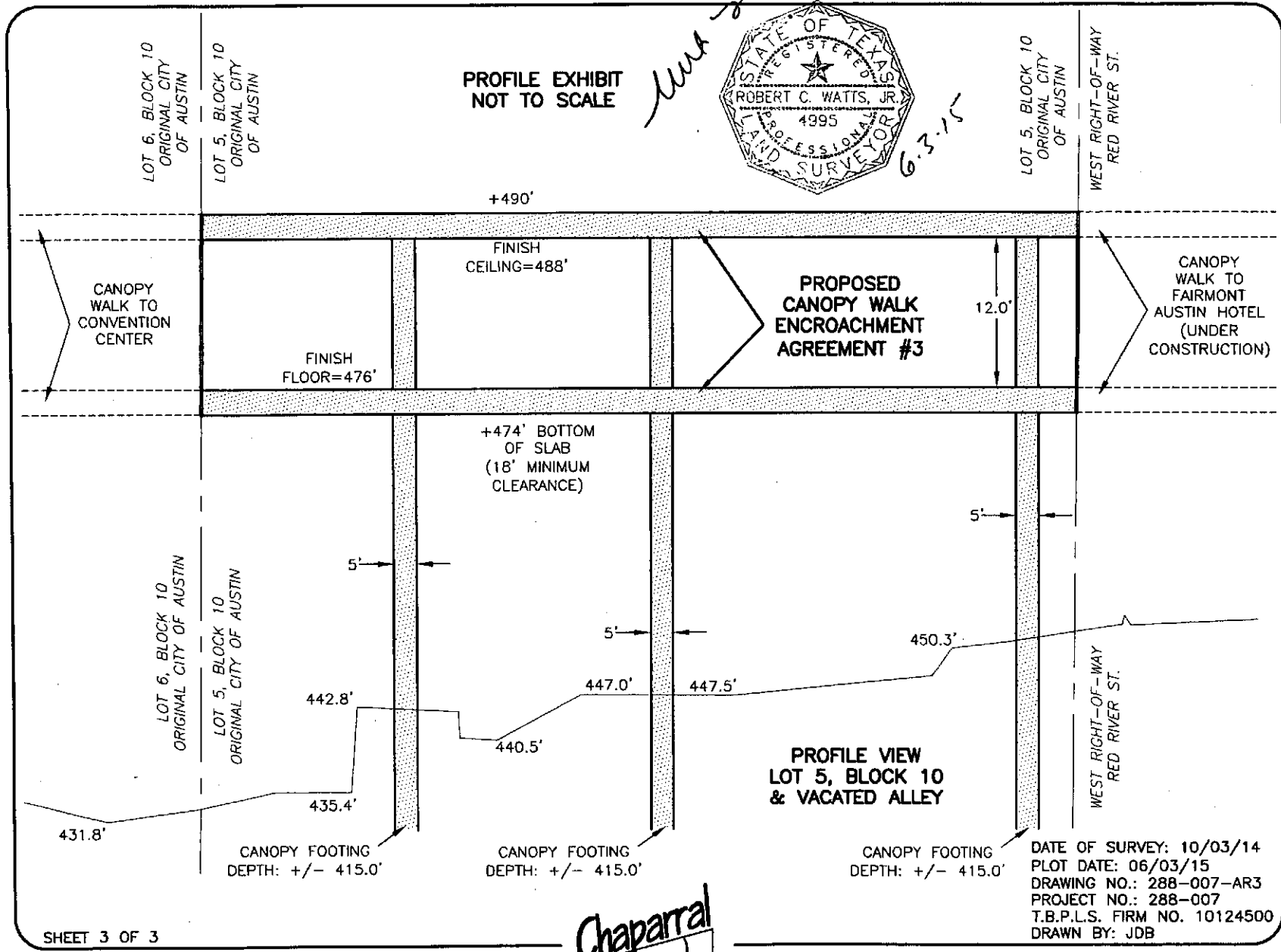
DETAIL "A"
NOT TO SCALE

BEARING BASIS: THE TEXAS COORDINATE SYSTEM OF 1983 (NAD83), CENTRAL ZONE, BASED ON GPS SOLUTIONS FROM THE NATIONAL GEODETIC SURVEY (NGS) ON-LINE POSITIONING USER SERVICE (OPUS).

ATTACHMENTS: METES AND BOUNDS DESCRIPTION 288-007-AR3

DATE OF SURVEY: 10/03/14
PLOT DATE: 06/03/15
DRAWING NO.: 288-007-AR3
PROJECT NO.: 288-007
T.B.P.L.S. FIRM NO. 10124500
DRAWN BY: JDB
SHEET 2 OF 3

Chaparral



CITY OF
(CONVENTIO

8,832 sq. ft.
Temporary Working
Space

CITY OF AUSTIN
100 EAST 2ND STREET
AUSTIN, TX 78701
(512) 90-0329
FAX (512) 90-0329
(2001130967)

CITY OF AUSTIN
LOT 7
(11081/883)

CITY OF
AUSTIN
(CONVENTION
CENTER)

CITY OF AUSTIN
LOT 6
(11081/883)

CITY OF AUSTIN
(CONVENTION CENTER)

BLOCK 10

CITY OF AUSTIN
LOT 5
(475/255)

CITY OF AUSTIN
(CONVENTION CENTER)

CITY OF AUSTIN
VACATED ALLEY
(ORD. 90-0329-F)
(2001130967)

CITY OF AUSTIN VACATED ALLEY
(ORD. 90-0329-F)
(2001130967)

IRON WORKS
BARBEQUE, INC.
(12227/1541)

DATE OF SURVEY: 10/03/14
PLOT DATE: 05/15/15
DRAWING NO.: 288-007-AR9
PROJECT NO.: 288-007
T.B.P.L.S. FIRM NO. 10124500
DRAWN BY: JDB
SHEET 1 OF 3

Chaparral

C.O.A. CENTERLINE PER
LOOMIS-AUSTIN SURVEY

RED RIVER ST.
(80' R.O.W., 40' PVMT.)

S16°33'30"W 191.88'
(S16°32'58"W 191.90')

P.O.B.

N37°19'35"W
49.36'

EAST 2ND ST.
(80' R.O.W., NOT BUILT)

S73°30'21"E 275.94'
(S73°30'17"E 276.03')

P.O.C.

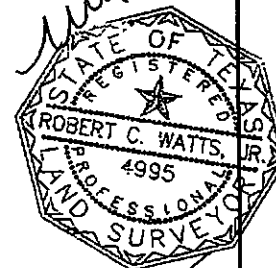
BLOCK 11

LOT 8

WALLER CREEK
ELEVEN, LTD.
CONTRIBUTION DEED
(2011057330)

VACATED 20' ALLEY
(660/375)

PORTION OF
LOT 1



5-15-15