

## A G E N D A



## Recommendation for Council Action (Real Estate)

Austin City Council

Item ID:

54913

Agenda Number

43.

Meeting Date:

March 3, 2016

Department:

Office of Real Estate Services

## Subject

Conduct a public hearing and consider a resolution for the use of dedicated parkland, known as Metz Park (District 3), for approximately 2,049 square feet of permanent access for operation and control of the Pedernales Substation as part of the Holly Street Power Plant Decommissioning and Demolition Project, in accordance with Chapter 26 of the Texas Parks and Wildlife Code.

## Amount and Source of Funding

All costs associated with construction, as well as any parkland restoration, will be paid by requester.

## Fiscal Note

There is no unanticipated fiscal impact. A fiscal note is not required.

Purchasing  
Language:

Prior Council  
Action:

For More  
Information:

Junie Plummer, Office of Real Estate Services, (512) 974-7085; Luanne Dunn, Austin Energy, (512) 322-6410; Lauraine Rizer, Office of Real Estate Services, (512) 974-7078; Amanda Glasscock, (512) 974-7173.

Boards and  
Commission  
Action:

January 26, 2016 – Recommended by the Parks and Recreation Board on a 10-0 vote with Board Member Wimberly absent.

MBE / WBE:

Related Items:

## Additional Backup Information

On May 2, 1985, the City Council of the City of Austin approved Ordinance No. 850502-U dedicating certain City-owned land along or near Lady Bird Lake as parkland. Included in the ordinance was the "Holly Street Power Plant and adjacent land used in connection therewith." Part three of the ordinance states "tracts of land shall immediately become parkland upon the termination or cessation of their existing use". As part of the Holly Street Power Plant Decommissioning and Demolition project, Austin Energy (AE) will be ceasing its use of various tracts of land for utility purposes. Those tracts of land will be turned over to the Parks and Recreation Department for use as public parkland. In order to maximize the highest and best use for these tracts, the Parks and Recreation Department has collaborated with the community through a series of public meetings to propose open play areas and the realignment of the existing hike and bike trail in order to locate the trail closer to Lady Bird Lake. AE will retain the land needed for the continued operation of the existing Pedernales Substation.

Due to the reconfiguration of public access to the 11.244 acres of new parkland, AE will require the use of a 0.0470-acre tract that is currently parkland located at the northeast end of Metz Park at the end of Riverview Street to provide permanent access to the Pedernales Substation for its operations and maintenance requirements.

Chapter 26 of the Texas Parks and Wildlife Code provides that the use of parkland for non-park purposes may be approved upon a finding that there is no feasible and prudent alternative to the use of this land and that the project includes all reasonable planning to minimize harm to the land.

There is no feasible and prudent alternative to the use of the dedicated parkland which includes all reasonable planning to minimize harm to such lands. The dates of public notification in the *Austin American-Statesman* were February 7, 14 and 21, 2016.