

# AGENDA



## Recommendation for Council Action

Austin City Council

Item ID

62732

Agenda Number

35.

Meeting Date:

9/22/2016

Department:

Planning and Zoning

### Subject

Approve the execution of an amendment to an interlocal agreement regarding the release of extraterritorial jurisdiction to the City of Bee Cave.

### Amount and Source of Funding

### Fiscal Note

**Purchasing Language:**

**Prior Council Action:**

January 11, 2007 - Council approved an interlocal agreement with the City of Bee Cave.  
October 11, 2012 - Council approved an amendment to interlocal agreement.

**For More Information:**

Virginia Collier, Planning and Zoning Department, (512) 974-2022.

**Council Committee, Boards and Commission Action:**

**MBE / WBE:**

**Related Items:**

### Additional Backup Information

In February 2007 the City of Austin released approximately 145 acres of Austin's extraterritorial jurisdiction ("ETJ") to be included in the City of Bee Cave's ETJ contingent on encumbering the release area with restrictions agreeable to all parties that would provide the same level of water quality protection as the regulations in place prior to the release. The release area is the site of the Falconhead West Development which includes single-family residential lots and open space and is located in Travis County west of the City of Bee Cave, north of State Highway 71 and west of the intersection of State Highway 71 and Hamilton Pool Road.

This ETJ was released conditioned on the execution of a restrictive covenant by property owners and an interlocal agreement with the City of Bee Cave subjecting the released territory to water quality related development standards similar to what is required under the City's regulations. In October 2012 the restrictive covenant was amended to allow the developer to not only donate the 122 acres of open space to the City of Bee Cave, but also allow it to be donated to the City of Bee Cave Economic Development Corporation or the Falconhead Home Owners Association. The amendment also required that any permissible improvements be in compliance with ADA requirements.

The City of Bee Cave is requesting a second amendment that would allow for the construction of a 10-foot wide hike and bike trail that does not exceed 4,000 square feet of impervious cover and includes at least five feet of vegetative filter strips on the down slope side of the trail. The proposed trail is within the Little Barton Creek Watershed portion of the area subject to the agreement. No other development would be allowed in this watershed consistent

with the terms of the current agreement. The Bee Cave City Council approved this amendment on September 13, 2016.

Staff recommends Council approval of this amendment that will allow for the construction of a public trail in the area subject to the agreement.