

## RESOLUTION NO.

**WHEREAS**, 31 Deerfield LTD (the “Applicant”) has made application for approval of a site plan in Case No. SP-2017-0133C to construct improvements (the “Proposed Improvements”) on real property located at 31 Deerfield Tract, Austin, Texas; and

**WHEREAS**, a part of the Proposed Improvements would be located in an area between 200 and 500 feet of certain underground pipelines that meet the definition of a “Hazardous Pipeline” in City Code Section 25-2-516(A)(1); and

**WHEREAS**, City Code Section 25-2-516(B) prohibits land uses requiring evacuation assistance in an area between 200 and 500 feet of a Hazardous Pipeline unless the Council first determines by resolution, based upon a recommendation from the Austin Fire Chief, that the conditions set out in Sections 25-2-516(B)(1) – (3) are met; and

**WHEREAS**, the Austin Fire Department has reviewed the report on the design for the Proposed Improvements submitted on January 29, 2018, by Fire Protection Consulting Group, L.L.C. and has verified based upon that report that the design of the Proposed Improvements submitted by the Applicant meets each of the conditions specified in Sections 25-2-516(B)(1) – (3); and

**WHEREAS**, the Austin Fire Chief has recommended that the design of the Proposed Improvements submitted by the Applicant meets each of the conditions specified in Sections 25-2-516(B)(1) – (3); **NOW, THEREFORE**,

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

The Council accepts the recommendation of the Fire Chief concerning the adequacy of the design of the Proposed Improvements submitted by the Applicant to meet each of the conditions specified in City Code Sections 25-2-516(B)(1) – (3).

**BE IT FURTHER RESOLVED:**

The Council finds that the design of the Proposed Improvements submitted by the Applicant meets each of the conditions set forth in City Code Sections 25-2-516(B)(1) – (3) sufficiently to determine that the prohibition on uses requiring evacuation assistance in Section 25-2-516(B) does not apply with respect to the Proposed Improvements.

**BE IT FURTHER RESOLVED:**

This resolution does not constitute final approval of the site plan application in Case No. SP-2017-0133C or make any determination concerning any part of that case other than as set forth in this resolution.

ADOPTED: \_\_\_\_\_, 2018 ATTEST: \_\_\_\_\_

Jannette S. Goodall  
City Clerk