

## AGENDA



## Recommendation for Council Action

## AUSTIN CITY COUNCIL

Regular Meeting: November 15, 2018

Item Number: 051

## Eminent Domain

Approve a resolution authorizing the filing of eminent domain proceedings for the Wastewater Collection System Replacement Lines Group A Project for the acquisition of approximately 0.0137 of one acre (596 square feet) of land for a temporary working space easement and approximately 0.1488 of one acre (6,483 square feet) of land for a temporary access easement, all being out of Lot 1, Spicewood Springs Road Office Park, a Subdivision of Record in Book 85, pages 124A-124B, Plat Records, Travis County, Texas, said Lot 1 being described in a deed to Spicewood Forest Office Condominiums, of Record in Volume 12654, Page 1588, Real Property Records, Travis County, Texas, and in Volume 12840, page 2839, Real Property Records, Travis County, Texas, in the amount of \$11,657. The owner of the needed property is Spicewood Forest Owner's Association. The property is located entirely in District 10, at 4131 Spicewood Springs Road, Austin, Texas 78731. The general route of the project starts at the access driveway located at approximately 4131 Spicewood Springs Road and proceeds southwest for approximately 550 feet as a temporary access easement that encompasses approximately three parking spaces.

District(s) Affected: District 10

<b>Lead Department</b>	Office of Real Estate Services
<b>Fiscal Note</b>	Funding in the amount of \$11,657 is available in the FY 2018-2019 Capital budget of Austin Water. A Fiscal Note is attached.
<b>For More Information</b>	Alex Gale, Office of Real Estate Services, (512) 974-7078; Megan Herron, Office of Real Estate Services, (512) 974-5649; Greg Kirton, PE, Austin Water, (512) 972-2053.

**Additional Backup Information:**

Wastewater Collection Systems Replacement Lines Group A Project includes existing wastewater lines identified by Austin Water as needing replacement. These lines average over 300 linear feet in length. The wastewater line segment lies within an existing wastewater easement, but requires access and workspace from adjacent private property for construction.

Wastewater Collection Systems Replacement Lines Group A Project requires the acquisition of approximately 596 square feet of land for a temporary working space easement and approximately 6,483 square feet of land for a temporary access easement, all being out of Lot 1, Spicewood Springs Road Office Park, a Subdivision of Record in Book 85, pages 124A-124B, Plat Records, Travis County, Texas, said Lot 1 being Condominiums, of Record in Volume 12654, Page 1588, Real Property Records, Travis County, Texas, and in Volume 12840, page 2839, Real Property Records, Travis County, Texas and locally known as 4131 Spicewood Springs Road, for construction and installation of a new wastewater line.

The City of Austin has attempted to purchase the needed property at 4131 Spicewood Springs Road. The City and the property owner were unable to agree on the value of the needed acquisition. The Law Department is requesting authorization to file an action in eminent domain on behalf of the City of Austin.