



Recommendation for Action

File #: 19-2175, **Agenda Item #:** 36.

6/20/2019

Posting Language

Approve a resolution authorizing the Lost Creek Limited District to acquire an approximately 37-acre property adjacent to the District, known as the Marshall Tract, for dedication to open space, trails, and similar purposes.

Lead Department

Planning and Zoning

Fiscal Note

This item has no fiscal impact.

For More Information:

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Additional Backup Information:

On February 14, 2013, City Council approved an ordinance adopting the Amended and Restated Strategic Partnership Agreement (SPA) between the City of Austin and Lost Creek Municipal Utility District (MUD). The SPA provided for the conversion of the MUD to a Limited District (District) at the time of full purpose annexation. The SPA also describes the District's responsibilities subject to terms and conditions, including those that require the City's prior written approval.

The District Board of Directors is requesting City consent to acquire land (approximately 37.25 acres) and annex it into the District and to issue debt to make the acquisition. The Marshall Tract (Tract) is in southwest Austin immediately west of Loop 360 and north of Lost Creek Blvd. The Tract is in the City's full purpose jurisdiction in Council District 8 and abuts the District to the west and south. It is undeveloped, with significant topography, and contains the Marshall Family cemetery. The attached map reflects the location of the Tract.

The Tract is privately owned and is for sale. The District is interested in exploring options for purchasing the Tract and retaining it as undeveloped, open space land that would belong to the Lost Creek community. The District Board has indicated that the acquisition of the Tract will allow the District to protect the land for use as open space land with trails and alleviate neighborhood residents' concerns about high-intensity traffic that would come with more intense development. Some neighborhood residents have noted that the Lost Creek neighborhood will be impacted by a large current development undertaken by Stratus that is expected to significantly increase traffic along Lost Creek Blvd.

To acquire the Tract and add it to their boundary, the District needs written consent from the City of Austin as provided in the Strategic Partnership Agreement (SPA) with the City. Granting this consent would allow the District the means to pursue purchase of the Tract, which will remain an asset of the District.

Staff recommends approval of a resolution that provides necessary written City consent as requested. If the District is successful with acquisition of the Tract, staff will bring back for future Council consideration corresponding amendments to the SPA as appropriate to protect the City's interests.