



Recommendation for Action

File #: 19-3685, **Agenda Item #:** 94.

11/14/2019

Posting Language

Approve an ordinance adopting and authorizing execution of the third amendment to the compromise settlement agreement related to Cause No. 94-07160, Josie Ellen Champion, et al v. City of Austin in the 353rd Judicial District Court of Travis County; amending Ordinance No. 960613-J, Ordinance No. 20181215-013, and Ordinance No. 20181101-009; and modifying provisions of the Lake Austin Watershed regulations in Ordinance No. 840301-F.

Lead Department

Development Services Department

Fiscal Note

This item has no fiscal impact.

Prior Council Action:

October 17, 2019 - Council approved a resolution directing the City Manager to present a proposed amendment to a settlement agreement relating to the development of property located at 6400 City Park Road (Champion Tract 3).

Council Committee, Board and Commission Action:

Recommended on November 5, 2019 by the Zoning and Platting Commission

For More Information:

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Additional Backup Information:

The Champions Compromise Settlement Agreement (Cause No. 94-07160), including its first two existing amendments, contains explicit allocations of cut and fill by depth categories. The Settlement Agreement contains no provisions for modifying those allocations. With site plan application SPC-2019-0078C, the applicant is seeking to transfer cut and fill from a higher, more intensive depth category to a lower, less intensive category. The proposed amendment to the Settlement Agreement would allow modification of the cut and fill allocations only from higher to lower categories. The total amount of cut and fill allowable will not change. The proposed amendment would reduce the environmental impacts of the cut and fill and is consistent with Council Resolution No. 20191017-077.