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**WHEREAS**, the City has attempted to purchase those needed real property  
sts, but has been unable to agree with the owner on the value of the property  
st, or the damages, if any; **NOW, THEREFORE**,

The City Attorney, or other authorized designee, is hereby authorized and directed to file, or cause to be filed, a suit in eminent domain on behalf of the City against the owner now having, or who may acquire, an interest in the real property interests necessary to the City, described below, for the public uses set out below, and to take whatever other action may be deemed appropriate to effect the necessary acquisitions.

The City Attorney, or other authorized designee, shall file eminent domain proceedings for:

Project: South Austin Regional WWTP Sludge Transfer Line and Reclaimed Water Line

24           Public Use:           Ensuring the continued safe and reliable service of the  
25                                   sludge transfer line and the reclaimed water line between  
26                                   the South Austin Regional Wastewater Treatment Plant  
27                                   and Hornsby Bend Biosolids Management Plant.

28  
29                               A reclaimed line easement for the public use of  
30                               construction, operation, maintenance, replacement,  
31                               upgrade, repair, decommissioning, and removal of sludge  
32                               transfer line, reclaimed water line and associated  
33                               appurtenances and making connections therewith in, upon,  
34                               over and across the following described tracts of land  
35                               described in Exhibit "A" with the right and privilege at all  
36                               times of having ingress, egress, and regress, in along, upon  
37                               and across such tract of land for the purpose of making  
38                               additions to, improvement on and repairs to said  
39                               wastewater line or any part thereof; the right to clear, cut,  
40                               fell, remove, and dispose of any and all timber,  
41                               underbrush, building improvements, and any other  
42                               obstructions from said tract of land; and the right to enter  
43                               upon said tract of land in order to move thereon such  
44                               vehicles, tools, equipment, and persons as may be deemed  
45                               necessary and convenient to the exercise of the permanent  
46                               easement rights to be acquired in this proceeding; and

47  
48                               a permanent wastewater line easement for the public use  
49                               of construction, operation, maintenance, replacement,  
50                               upgrade, repair, decommissioning, and removal of  
51                               wastewater lines and associated appurtenances and  
52                               making connections therewith in, upon, over and across  
53                               the following described tracts of land described in Exhibit  
54                               "B" with the right and privilege at all times of having  
55                               ingress, egress, and regress, in along, upon and across such  
56                               tract of land for the purpose of making additions to,  
57                               improvement on and repairs to said wastewater line or any  
58                               part thereof; the right to clear, cut, fell, remove, and  
59                               dispose of any and all timber, underbrush, building  
60                               improvements, and any other obstructions from said tract  
61                               of land; and the right to enter upon said tract of land in  
62                               order to move thereon such vehicles, tools, equipment, and  
63                               persons as may be deemed necessary and convenient to the

64 exercise of the permanent easement rights to be acquired  
65 in this proceeding; and  
66

67 a temporary work space and staging and material storage  
68 site easement described in the attached Exhibit "C" is  
69 necessary for the purpose of permitting the City, its agents,  
70 employees and contractors to work, store, and stage  
71 building materials for the purposes of constructing and  
72 installing the permanent sludge transfer line, reclaimed  
73 water line, wastewater line and associated appurtenances.  
74

75 a temporary work space easement in, along, upon, and  
76 across the land described in Exhibit "D", attached hereto  
77 and incorporated herein by reference, for the public use of  
78 permitting the City, its agents, employees, and contractors  
79 to enter upon said real property in order to move thereon  
80 vehicles, tools, and equipment and do whatever is  
81 reasonably necessary to construct the sludge transfer line,  
82 reclaimed water line and wastewater line in the permanent  
83 easements referred to above.  
84

85 Location: 13101 Harold Green Road, Austin, Texas 78725  
86

87 The general route of the project is at the entrance of the  
88 South Austin Regional Wastewater Treatment Plant at  
89 1017 Fallwell Lane, Austin TX 78617. The pipes will be  
90 run underground crossing Fallwell Lane and the Colorado  
91 River in a northwest direction within the Austin 2-mile  
92 Extraterritorial Jurisdiction, Travis County, Texas.  
93

94 Property: Described in the attached and incorporated Exhibits  
95 A, B, C, and D.  
96  
97  
98

99 **ADOPTED:** \_\_\_\_\_, 2020

**ATTEST:** \_\_\_\_\_

100 Jannette S. Goodall  
101 City Clerk