

RESOLUTION NO. 20200729-098

WHEREAS, the City Council of the City of Austin has found that public necessity requires the City to acquire certain real property interests for public uses as set out below; and

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

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

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.

BE IT FURTHER RESOLVED:

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

Owners:	6315 Spicewood LP, a Texas Limited Partnership
Project:	Bull Creek Green Belt Project

Public Use: For park and recreation purposes. A fee simple title to the land for the public use of permanent park improvements, in, along, upon and across the following described tract of land described in Exhibit "A" to survey, conduct site reviews and analysis, and to construct, operate, maintain, repair, replace, upgrade, decommission, remove, and make connection with the Project Improvement using the permanent park improvements in, on, over, across, under and upon the Property as deemed appropriate.

Location: 6315 Spicewood Springs Road, Austin, Travis County, Texas 78759

The general route of the project is Northwest of Loop 360 and South of Spicewood Springs. It will complete the Upper Bull Creek Greenbelt from Loop 360 to Canyon Vista Middle School, in Austin, Travis County, Texas. (District 10).

Property: Described in the attached and incorporated Exhibit A.

ADOPTED: July 29, 2020

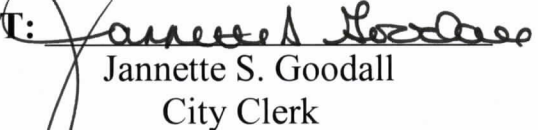
ATTEST: 
Jannette S. Goodall
City Clerk

Exhibit A

Tract No. 1: Being 5.000 acres of land, more or less, out of the JOSEPH SCOTT SURVEY NO. 27, ABSTRACT NO. 722 (sometimes incorrectly referenced as also being out of the James Coleman Survey No. 25, Abstract No. 169), Travis County, Texas; being that same property conveyed and described in Warranty Deed to Mark T. McAfee and Melanie D. McAfee, recorded in Volume 12604, Page 502, Real Property Records, Travis County, Texas

Tract No. 2: Being 6.390 acres of land, more or less, out of the JOSEPH SCOTT SURVEY NO. 27, ABSTRACT NO. 722 and the JAMES COLEMAN SURVEY NO. 25, ABSTRACT NO. 169, Travis County, Texas; being that same property conveyed and described in Warranty Deed to Mark T. McAfee and Melanie D. McAfee, recorded in Volume 12612, Page 643, Real Property Records, Travis County, Texas