

**RESOLUTION NO. 20221103-020**

**WHEREAS**, the City has an immediate need and opportunity to make pedestrian and bicycle infrastructure improvements to an area located in Texas Department of Transportation (TxDOT) right-of-way; and

**WHEREAS**, the segment of TxDOT right-of-way (TxDOT ROW) between the South Lamar and Ben White interchange and the Westgate CapMetro transit station can be improved to facilitate the construction of pedestrian and bicycle infrastructure that will provide a safer vehicle free segment of right-of-way, allowing pedestrians and bicyclists to better connect to neighborhoods, schools, businesses, and transit services in the area; and

**WHEREAS**, the City, through its Intersection Safety, Sidewalk, and other associated Capital programs, is making pedestrian and bicycle infrastructure improvements to provide multi-modal safety and mobility to all users and frequently coordinates with TxDOT in this manner to improve safety; and

**WHEREAS**, the South Austin Combined Neighborhood planning process identified the area in and around the TxDOT ROW as an area of interest to activate as a placemaking public space, and work was done to identify some initial improvements and ideas to enhance the area and intersection at Pack Saddle Pass; and

**WHEREAS**, TxDOT has expressed an interest in supporting the use of the TxDOT ROW to enhance transportation and multi-modal service in the area and has requested that the City execute a Multiple Use Agreement (MUA) which outlines the roles and obligations related to construction within TxDOT ROW; and

**WHEREAS**, TxDOT requires a resolution by the City Council to enter into a MUA, declaring that the shared use path and associated elements to be constructed within TxDOT ROW, as outlined in the MUA, will be maintained by the City; **NOW, THEREFORE**,

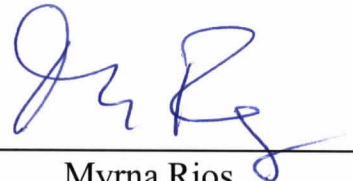
**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:**

The City Manager is hereby authorized to negotiate and execute a MUA with TxDOT related to the segment of TxDOT ROW between the South Lamar and Ben White interchange and the Westgate CapMetro transit station, subject to final review by the City Attorney.

**BE IT FURTHER RESOLVED**

If a MUA is executed, the City will maintain the pedestrian and bicycle infrastructure to be constructed within the TxDOT ROW and all associated features.

**ADOPTED:** November 3, 2022 **ATTEST:**



Myrna Rios  
City Clerk