



Recommendation for Action

File #: 22-3621, Agenda Item #: 78.

12/8/2022

Posting Language

Approve a resolution authorizing the filing of eminent domain proceedings and payment to acquire the property interest needed for the Oak Hill Parkway Water Relocation Project for the public use of accommodating roadway improvements, relocation of wastewater infrastructures in conflict with the Texas Department of Transportation's Oak Hill Parkway Project, and the acquisition of one water line easement being approximately a 0.0996 acre (4,337 square feet) easement located in the Thomas Anderson Survey No. 90, Abstract No. 28, City of Austin, Travis County, Texas, being a portion of a called 18.1309 acre tract of land as described in a Special Warranty Deed to Sussex Shiloh TIC, LLC, in Document No. 2021278698 of the Official Public Records of Travis County, Texas, currently appraised at \$76,681, subject to an increase in the value based on updated appraisals or a Special Commissioners' award. The owner of the needed property Sussex Shiloh TIC, LLC, a Delaware limited liability company; JF Shiloh TIC, LLC, a Delaware limited liability company; Shiloh Investors TIC, LLC, a Delaware limited liability company; and Wildhorn Shiloh TIC, LLC, a Delaware limited liability company. The property is located at 6811 Old Bee Caves Road, Austin, Texas 78749. The general location of the project is SH 71 at Silvermine Drive to US 290 at Circle Drive, beginning at West William Cannon Drive, Travis County, Texas.

Lead Department

Financial Services Department.

Fiscal Note

Funding is available in the Capital Budget of Austin Water.

For More Information:

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Additional Backup Information:

Austin Water's existing water and wastewater lines and appurtenances located at the convergence of US Highway 290 and US Highway 71 must be adjusted and/or relocated to accommodate the proposed Texas Department of Transportation (TxDOT) Oak Hill Parkway project roadway improvements. This agreement will allow the water and wastewater infrastructure in conflict to be adjusted. The project will bring together the efforts of TxDOT and Austin Water in designing and constructing roadway improvements and utility adjustments to minimize impacts on the public and save costs.

The City of Austin has attempted to purchase the needed property at 6811 Old Bee Caves Road, Austin, Texas 78749. The City and property owner have been unable to agree on the value of the needed acquisition. The Law Department is requesting authorization to file an action in eminent domain on behalf of the City and to authorize the City to pay for the property interest in an amount determined by the appraisal, updated appraisal (s), or a Special Commissioners' award.

Strategic Outcome(s):

Mobility.