



Recommendation for Action

File #: 23-2916, **Agenda Item #:** 47.

10/19/2023

Posting Language

Approve a resolution authorizing the filing of eminent domain proceedings and payment to acquire the property interests needed for the Upper Harris Branch Wastewater Interceptor - Phase 2 project for the public use of installing wastewater infrastructure, requiring the acquisition of one Wastewater Easement consisting of approximately 0.117 acre of land, (5,075 square feet) and one Temporary Working Space Easement consisting of approximately 0.071 acre of land, (3,099 square feet) out of and a part of Lot 1, Media Square Subdivision, a subdivision in the City of Austin, Travis County, Texas according to the map or plat thereof, recorded in Volume 79, Page 167, Plat Records of Travis County, Texas and being out of and a part of the Samuel Cushing Survey Number 70, Abstract 164, situated in Travis County, Texas; said 0.117-acre and 0.071 acre parcels of land being out of and a part of that certain 5.294-acre parcel of land, described as Tract 1, Conveyed to SH 7007-7010 LLC, in that certain Special Warranty Deed Executed September 20, 2022, filed and recorded in Document No. 2022156316, Official Public Records, Travis County, Texas; currently appraised at \$17,096 subject to an increase in value based on updated appraisals or a Special Commissioner's award. The owner of the needed property is SH 7007-7010 LLC. The property is located at 2222 East Howard Lane, Pflugerville, Texas 78660. The general route of the project is in the Upper Harris Branch from Dessau Road to Harris Branch Parkway.

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:

Rapid development in this region is increasing the wastewater service demand in the basin. Timely construction of the wastewater interceptor is required for the Dessau Wastewater Treatment Plant to stay within its permitted limits and it is a crucial portion of the overall wastewater service strategy in the northeast service area. This property acquisition is needed for the installation of wastewater infrastructure and one Temporary Working Space Easement in support of the Upper Harris Branch Wastewater Interceptor - Phase 2 project.

The City has attempted to purchase the needed property at 2222 East Howard Lane, Pflugerville, Texas. 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.