



## Recommendation for Action

**File #:** 23-3240, **Agenda Item #:** 80.

11/30/2023

### **Posting Language**

Approve a resolution authorizing the filing of eminent domain proceedings and payment to acquire the property interests needed for the Williamson Creek Interceptor project for the public use of increasing the capacity of a wastewater tunnel to accommodate future growth in the Williamson Creek basin, requiring the acquisition of one access easement consisting of approximately an 0.068 acre (2,953 square feet) tract of land, out of and a portion of Lot 6B, Block B, Stassney Heights Composite Resubdivision of Lots 1A, 2A and 4A, a subdivision recorded in Document No. 199900113 recorded in the Plat Records of Travis County, Texas having been conveyed to TCB Stassney Heights, LLC by instrument of record in Document No. 2021141935 in the Official Public Records of Travis County, Texas, currently appraised at \$28,814 subject to an increase in value based on updated appraisals or a Special Commissioner's award. The owner of the needed property is TCB Stassney Heights, LLC. The property is located at 5510 South Interstate Highway 35, Austin, Texas 78745. The general route of the project is along Williamson Creek, from South 1st Street to South Pleasant Valley Road, with numerous tie-in cutovers throughout to connect local wastewater flows to the new tunnel.

### **Lead Department**

Financial Services Department.

### **Fiscal Note**

Funding is available in the Capital Budget of Austin Water.

### **For More Information:**

Michael Gates, Financial Services Department, 512-974-5639; Brandon Williamson, Financial Services Department, 512-974-5666; Craig McColloch, Capital Delivery Services, 512-974-2968; Kane Wei, Austin Water, 512-972-0074.

### **Additional Backup Information:**

This access easement acquisition will support Austin Water's need to install a new gravity wastewater interceptor along and near Williamson Creek, from South 1st Street to South Pleasant Valley Road. The existing wastewater pipeline in Williamson Creek is reaching the end of its useful life and is projected to be nearing its capacity as growth continues in the area. This project is proposed to be funded in part by the Texas Water Development Board's Clean Water State Revolving Fund. Council should expect to see a future Recommendation for Council Action to award the construction contract for this project.

The City has attempted to purchase the needed property at 5510 South Interstate Highway 35, Austin, Texas 78745. 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.