



## Recommendation for Action

**File #:** 24-3698, **Agenda Item #:** 55.

1/18/2024

### **Posting Language**

Approve a resolution authorizing the filing of eminent domain proceedings and payment to acquire a fee simple property interest needed for the ETJ1 GRN3 project for the public use of providing parkland along Onion Creek. The property is 10.99 acres (478,852 square feet), more or less, of land situated in the Santiago Del Valle Grant, Abstract 24, Travis County, Texas and being out of a 43.02 acres tract described in a Special Warranty Deed to BVF-V Onion Creek LLC, recorded in Document No. 2021217347, Official Public Records, Travis County, Texas, currently appraised at \$430,967, subject to an increase in value based on updated appraisals or a Special Commissioner's award. The owner of the needed property is BVF-V Onion Creek LLC. The property is located at approximately 12000 South Interstate Highway 35, Austin, Texas 78652. The general route of the project is east along Onion Creek from Old San Antonio District Park to the Cascades development east of Interstate Highway 35.

### **Lead Department**

Financial Services Department.

### **Managing Department**

Parks and Recreation Department.

### **Fiscal Note**

Funding is available in the 2018 Bond, Proposition C for Parkland Acquisition.

### **For More Information:**

Michael Gates, Financial Services Department 512-974-5639; Brandon Williamson, Financial Services Department, 512-974-5666; Justin Stewart, Parks and Recreation Department; 512-974-9475.

### **Additional Backup Information:**

This item is funded by the 2018 Bond.

This acquisition will support the connection the greenbelt along Onion Creek. Adjacent parcels of greenbelt both upstream and downstream of the subject tract are in the process of being dedicated to the City via parkland dedication. TxDOT will build connective trails to a proposed shared-use path if the City has ownership prior to Interstate Highway 35 expansion construction.

The City has attempted to purchase the needed property located at approximately 12000 South Interstate Highway 35, Austin, Texas 78652. 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.