



Travis County Commissioners Court Agenda Request

Meeting Date: 3/6/12

Prepared By/Phone Number: Anna Bowlin Division Director, Development Service
Phone #: 854-7561

Division Director/Manager:  Steven M. Manilla, P.E., County Executive - TNR

Department Head: Steven M. Manilla, P.E., County Executive-TNR

Sponsoring Court Member: County Judge Sam Biscoe

AGENDA LANGUAGE: Consider and take appropriate action on proposed amendments to Chapter 82, Travis County Code, establishing water availability rules for subdivisions.

BACKGROUND/SUMMARY OF REQUEST:

On January 31, 2012, the Commissioners Court adopted proposed amendments to Chapter 82, Travis County Code, establishing water availability rules for subdivisions. Section 82.216(b) currently requires that development intensity in residential subdivisions supplied by a centralized groundwater system be at least three acres in size "and" the total number of lots shall not exceed the number of acres in the subdivision divided by four. The word "and" is a typo and should be replaced with "or".

STAFF RECOMMENDATIONS:

In reviewing our notes, staff realized that the word "and" is supposed to be "or". Staff recommends approval of this item.

ISSUES AND OPPORTUNITIES:

None

FISCAL IMPACT AND SOURCE OF FUNDING:

None

ATTACHMENTS/EXHIBITS:

Order Amending Section 82.216(b) of the Travis County Code

REQUIRED AUTHORIZATIONS:

Cynthia McDonald	Financial Manager	TNR	854-4239
Steve Manilla	County Executive	TNR	854-9429
Jon White	r	TNR	854-7212
Thomas Weber	Environmental Quality Program Manager	TNR	854-4629
Tom Nuckols	Assistant County Attorney	County Attorney's Office	854-9262

CC:

SM:AB:mh

1101 - Development Services - Groundwater Availability Rules typ

**ORDER AMENDING SECTION 82.216(b)
OF THE TRAVIS COUNTY CODE**

WHEREAS, pursuant to its authority under §35.019 of the Water Code and §§232.003, 232.0032, and 232.101 and Chapter 573 of the Local Government Code, Travis County adopted rules on January 31, 2012, to manage, protect, and preserve local groundwater to ensure an adequate, reliable, and drought-resistant supply of water for residential homes, fire protection, and similar public uses; and

WHEREAS, since adopting the amendments, scrivener's errors have been brought to the attention of the Commissioners Court regarding Section 82.216(b) of the Travis County Code;

NOW, THEREFORE:

The Travis County Commissioners Court hereby corrects the scrivener's errors and amends Section 82.216 of the Travis County Code by deleting Subsection (b) of Section 82.216 in its entirety and replacing it with the following new Subsection (b) to read as follows:

(b) Development intensity in a residential subdivision supplied by groundwater from the Trinity or Edwards aquifers shall comply with this subsection in lieu of Subsection (a).

- (1) In subdivisions supplied by individual wells on lots, all residential lots shall be at least five acres in size.
- (2) In subdivisions supplied by a centralized groundwater system:
 - (A) all lots shall be at least three acres in size; or
 - (B) the total number of lots shall not exceed the number of acres in the subdivision divided by four.

This amendment to Section 82.216 shall be effective immediately upon adoption of this Order.

Date of Order: _____

TRAVIS COUNTY COMMISSIONERS COURT

Samuel T. Biscoe, County Judge

Ron Davis
Commissioner, Precinct 1

Sarah Eckhardt
Commissioner, Precinct 2

Karen Huber
Commissioner, Precinct 3

Margaret Gómez
Commissioner, Precinct 4