



Travis County Commissioners Court Agenda Request

Meeting Date: May 8, 2012

Prepared By: Darla Vasterling **Phone #:** 854-7564

Division Director/Manager: Anna Bowlin, Division Director of Development Services

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

Sponsoring Court Member: Commissioner Huber, Precinct Three

AGENDA LANGUAGE: Receive comments regarding a request to authorize the filing of an instrument to Reject the Dedication of public streets - Sandia Loop, Loasa Cove, Point O' Woods, and Caribou Trail, all originally dedicated by the plat of the Foothills of Barton Creek, a subdivision in Precinct Three.

BACKGROUND/SUMMARY OF REQUEST:

On December 29, 1984, the Travis County Commissioners Court passed an Order authorizing the filing for record of the plat of The Foothills of Barton Creek. In that document the developer W. Thad Gilliam signed a statement which dedicated the streets, shown on the plat, to the public.

In a letter from Robert D. Burton of Winstead, dated April 26, 2011, he states that The Development Area Declaration, recorded October 18, 1993, specifically provides that the Association will maintain the streets. In addition the streets were conveyed to the Association by Deed recorded February 11, 1997.

The Attorney for the Association, Mr. Burton requests that the question of whether the streets are public or private, be resolved by action of the Travis County Commissioners Court. On April 17, 2012, Travis County Commissioners Court set the Public Hearing date of May 8, 2012, to have a public hearing in regards to Rejecting the Dedication of these streets.

A few people have called in response to the signs placed on site stating that a hearing will be held May 8, 2012, to approve the change in status of the streets of the subdivision, the Foothills of Barton Creek, from public to private. No one has expressed objection to the action. Photos of the signs placed on site and an Affidavit of Posting are added to this Agenda Item.

STAFF RECOMMENDATIONS:

The request has been reviewed by TNR staff and staff finds the request meets Section 82.206(c) of the Travis County Standards for Construction of Streets and Drainage in Subdivisions. As such, TNR staff recommends that the Commissioners Court approve an Order which will clear up the question of if the streets are public or private. setting the public hearing.

ISSUES AND OPPORTUNITIES:

This subdivision has had a gated community for several years. They just want to make sure that their subdivision meets all of Travis County's requirements. With this action they will, in fact, be a private street subdivision.

FISCAL IMPACT AND SOURCE OF FUNDING:

None.

ATTACHMENTS/EXHIBITS:

- Letter from R.D. Burton
- Consent of Board of Directors
 - Foothills at Barton Creek POA
- Map of Plat
- Statements of Utility Companies, School, Emergency Services, City of Austin and Marianne and Daniel Jones
- Map of public notice signs and Affidavit

REQUIRED AUTHORIZATIONS:

Cynthia McDonald	Financial Manager	TNR	854-4239
Steve Manilla	County Executive	TNR	854-9429
Anna Bowlin	Division Director	TNR	854-7561
Christopher Gilmore	Assistant Co. Atty.	County Attorney	854-9415

CC:

SM:AB:dv

- 1101 - Development Services - Foothills of Barton Creek**
- 1105 - Subdivision - Foothills of Barton Creek**
- 1105 - Subdivision - Estates Above Lost Creek**