

**CITY OF SAN ANTONIO  
INTERDEPARTMENTAL MEMORANDUM  
SAN ANTONIO WATER SYSTEM**

CONSENT AGENDA

ITEM NO.

**23**

**TO:** Mayor and City Council

**FROM:** Eugene E. Habiger, General, USAF (Ret.), President Chief Executive Officer, San Antonio Water System and Thomas G. Wendorf, P.E., Director of Public Works, City of San Antonio

**THROUGH:** Terry M. Brechtel, City Manager

**COPIES:** Melissa Byrne Vossmer, Assistant City Manager, File

**SUBJECT:** Ordinance Declaring a Public Necessity for the Acquisition of Permanent and Temporary Easement Interests in Certain Privately Owned Real Properties by Negotiation and/or Condemnation if Necessary, for the San Antonio Ranch Water Recycling Center Elimination Project

**DATE:** January 9, 2004

**SUMMARY AND RECOMMENDATIONS**

This ordinance declares a public necessity for the acquisition of parcels for permanent and temporary easement interests in certain privately owned real properties by negotiation and/or condemnation if necessary, for a San Antonio Water System (SAWS) project.

Staff recommends the approval of this ordinance.

**BACKGROUND INFORMATION**

The San Antonio Water System Board of Trustees requires the acquisition of parcels as described herein for permanent easement and temporary interests in certain privately owned real properties by negotiation and/or condemnation if necessary, for the San Antonio Ranch Water Recycling Center Elimination Project.

- It is in the best interest of the City of San Antonio and necessary for the efficient operation of SAWS to construct, operate, and maintain the San Antonio Water Recycling Center Elimination Project upon the privately owned property.
- The three permanent easements to be acquired by eminent domain are:
  - A 1.526 acre (66,479 square feet) owned by Henry and Bonnie Zumualt, and;
  - A 0.0265 acre (1,153 square feet) owned by Dwayne Thompson, and;
  - A 0.084 acre (3,662 square feet) owned by Richard W. and Catherine E. Reddout
- The City of San Antonio, acting by and through representatives of SAWS, has been unable to acquire title to the parcels.

In order to exercise its power of eminent domain, the City of San Antonio must declare a public necessity for the acquisition of property to be utilized by SAWS. The City exercises this authority on behalf of its departments and agencies when property cannot be acquired for fair market value, or property owners cannot be located.

### **FISCAL IMPACT**

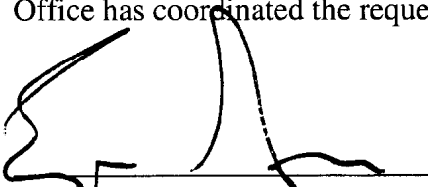
The passage of this ordinance will not have a financial impact on the City of San Antonio. Any condemnation costs including awards will be paid by the San Antonio Water System.

### **ETHICS DISCLOSURE:**

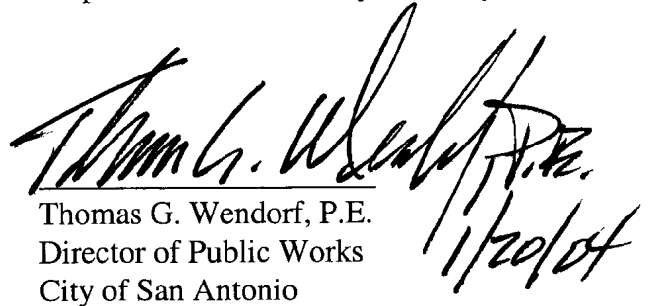
This ordinance does not require an Ethics Disclosure Form.

### **COORDINATION**

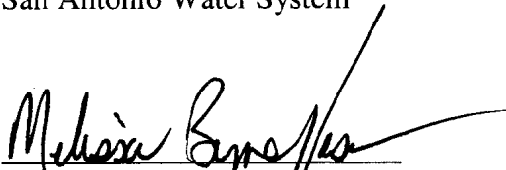
San Antonio Water System with the City's Public Works Department and the City Attorney's Office has coordinated the request for ordinance.



Eugene E. Habiger  
General, USAF, (Ret.)  
President/Chief Executive Officer  
San Antonio Water System

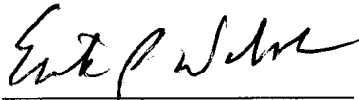
  
1/20/04

Thomas G. Wendorf, P.E.  
Director of Public Works  
City of San Antonio



Melissa Byrne Vossmer  
Assistant City Manager  
City of San Antonio

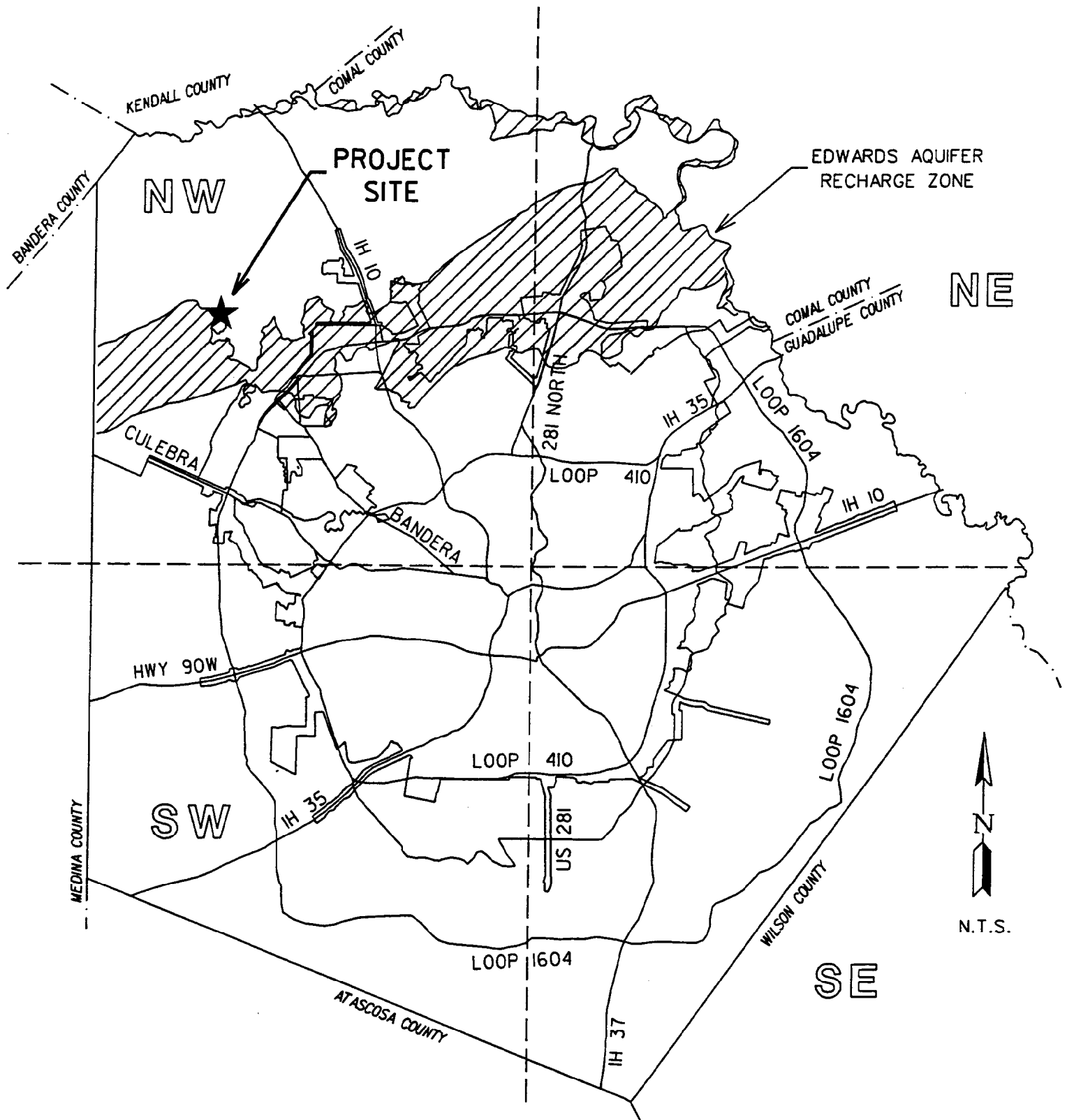
Approved:



Terry M. Brechtel  
City Manager

# SAN ANTONIO WATER SYSTEM

## PROJECT SITE MAP



# SAN ANTONIO RANCH WRC ELIMINATION PROJECT