

**CITY OF SAN ANTONIO
PUBLIC WORKS DEPARTMENT
CITY COUNCIL AGENDA MEMORANDUM**

TO: Sheryl Sculley, City Manager

FROM: Thomas G. Wendorf, P.E. Director of Public Works

SUBJECT: Casares Pit Right of Entry Agreement

DATE: April 6, 2006

SUMMARY AND RECOMMENDATIONS

An ordinance authorizing a Right of Entry Agreement between the Director of Public Works and David G. Casares for the Casares Pit located on 3420 Jett Road. This property will be used for the disposal of discarded, surplus, non-regulated soil materials associated with Public Works City Force projects. There is no fiscal impact associated with this item.

Staff recommends approval of this ordinance.

BACKGROUND INFORMATION

The City of San Antonio Public Works Department generates thousands of cubic yards of surplus materials yearly during construction of street and sidewalk projects. These materials are usually free of deleterious matter, possessing only nominal value, yet imposing extraordinary expense on the City for transportation, disposal and storage. There are often opportunities to reuse such material, following environmental assessment and screening, to the mutual benefit of the City and properties that may be in need of surface improvements, economic development, and/or enhancements.

The Environmental Services Department inspected the Casares Pit and confirmed the property to be clean and free of regulated waste. The City will screen the deposit material and shall test the relocated material at the City's discretion. All material will be reasonably free of asphalt, trash, hazardous or deleterious substances and municipal solid waste. The City is responsible for monitoring access to the property and will control all grading. The property owner is responsible for preventing access other than City personnel to the property. This property is not in the floodplain.

The agreement will mutually benefit the City and the property owner. This agreement will provide the City a long-term solution for the disposal and storage of construction materials, and in return, the City fill will assist the owner in making the property suitable for construction of surface improvements.

POLICY ANALYSIS

Approval of this ordinance will be a continuation of City Council policy to dispose of discarded material in an efficient and effective manner.

FISCAL IMPACT


There is no fiscal impact associated with this item.

COORDINATION

This request for ordinance has been coordinated with the City Attorney's Office and the Environmental Services Department.

ATTACHMENTS

1. Map of Casares Pit
2. Legal Description


Thomas G. Wendorf, P.E.
Director of Public Works


Jelyne LeBlanc Burley
Deputy City Manager

Approved for Council Consideration:

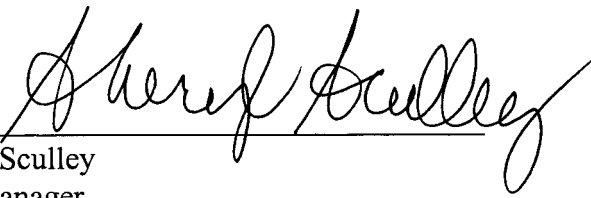

Sheryl Sculley
City Manager

Exhibit A

Map of Approximate Deposit Area

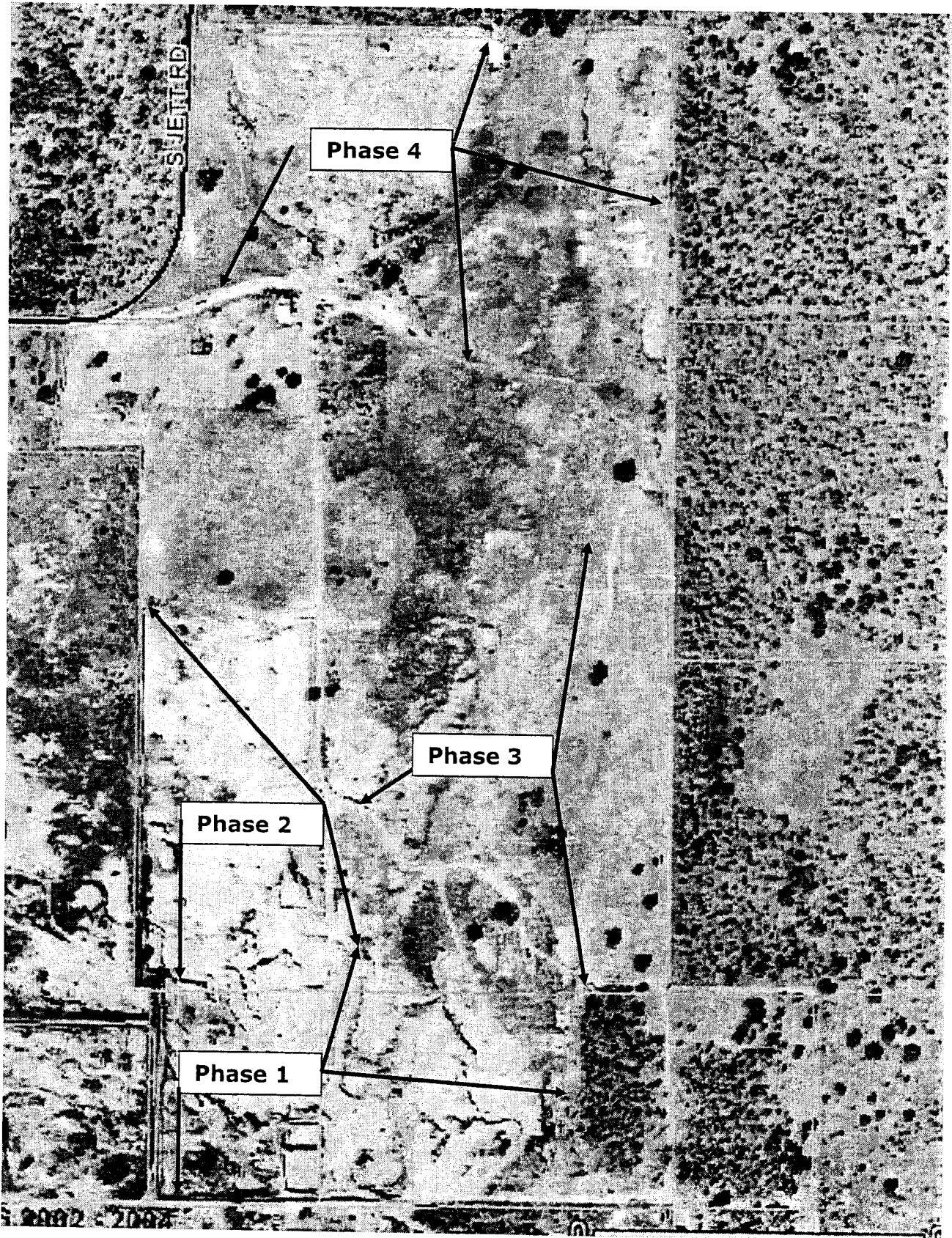


Exhibit B

Legal Description

486.761 Acres out of the George W. Baccus Survey 516, Abstract 1091, County Block 4193; and the Chas. S. Marsh Survey 39 $\frac{3}{4}$, Abstract 1060, County Block 4192 and the S. J. Knight Survey 265 $\frac{1}{2}$, Abstract 1204, County Block 5547, Bexar County, Texas; as recorded in Volume 9632 Pages 2300-2305, inclusive, Deed Records of Bexar County, Texas.