

ORIGINAL

2011-R-68

FLOATING HABITABLE STRUCTURE RESOLUTION

WHEREAS, Lake Travis and the communities surrounding it contribute immeasurably to quality of life in the Central Texas region and beyond; and

WHEREAS, Lake Travis supplies the water for an urban metropolis that is frequently ranked as one of the best places in America to live or do business; and

WHEREAS, in September, 2010, the Lower Colorado River Authority (LCRA) staff reported to the Board that rapid population growth, rising property costs, and a trend toward changes in use and future development concepts to use the water surface on the Highland Lakes have the potential to impact water safety and water quality; and

WHEREAS, LCRA acknowledged that their Highland Lakes Marina Ordinance and other LCRA regulations do not specifically address nor define permissible floating habitable structures; and

WHEREAS, In October, 2010, LCRA's Board passed a resolution that established a moratorium until Oct. 31, 2011, on the construction of development of any floating habitable structures such as floating homes, floating residential developments, floating hotels and resorts, or any other floating structure that contains domestic or commercial living or sleeping quarters; and

WHEREAS, in accordance with Section 11.021 of the Texas Water Code, the water of Lake Travis is the property of the State of Texas, regardless of any private ownership of the underlying land, and

WHEREAS, Lake Travis is not a constant level reservoir and fluctuates in surface elevation constantly as a result of floods, droughts, and permitted water diversions, and

WHEREAS, floating habitable structures can pose a variety of health and safety challenges, including congestion that will interfere with established recreational uses by the public in shoreline areas; the provision of expedient and time-sensitive emergency services by police, fire fighters, and ambulances; and navigation of fishing, pleasure, and other watercraft; and

WHEREAS, limited space on floating habitable structures and fluctuating water levels will seriously compromise water quality when systems for the collection and conveyance of sewage, trash, and garbage fail and

NOW, THEREFORE, BE IT RESOLVED, that the Village of Volente supports the prohibition of any floating habitable structures defined as:

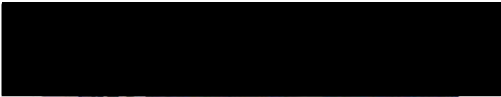
A structure used or designed as a dwelling, abode, domicile, or sleeping unit that is supported by floatation: usually containing cooking, eating, living, sleeping and/or sanitary facilities. This structure may be capable of navigation, but is not designed for primary navigation.

PASSED AND APPROVED THIS 17th DAY OF MAY, 2011



Justine Blackmore-Hlista, Mayor

ATTEST:



Jennifer Zufelt, City Secretary