



## Elgin City Council Meeting Agenda Item Executive Summary

---

**ITEM:** A resolution of the City Council of the City of Elgin, Texas, authorizing an encroachment agreement between Eddie and Maria Rodriguez and the City of Elgin for the property located at 405 North Avenue E and authorizing the Mayor to act as the city's executive officer and authorized representative to execute the agreement.

**DEPARTMENT:** Administration

### **PROPOSED ACTION:**

Discussion, consideration and action on an Encroachment Agreement between Eddie and Maria Rodriguez, owners of the property located at 405 North Avenue E, in the Puckett Subdivision, Block 6, Lot 4D (1/2), Elgin, Texas, Bastrop County, and The City of Elgin.

### **BACKGROUND:**

The property owner is requesting that the City acknowledge and allow the encroachment on or over a portion of the 20' alley Right-Of-Way. The house at the rear of the property was built in 1972, thus it is considered a legal non-conforming structure/lot. The house is 0.8' or approximately 10" over the rear property line and the concrete steps and the concrete walkway are wholly in the ROW. This agreement would allow the encroachments to remain in their current state (they cannot be enlarged) and once removed, they cannot be replaced. The City retains the right to remove the encroachments at any time. The city attorney has reviewed and approved the proposed Encroachment Agreement.

### **BUDGET/FINANCIAL IMPACT:**

Funding for this item was { } included { } not included in the current-year budget {X} N/A

### **RECOMMENDATION:**

Approval of the resolution granting an Encroachment Agreement to Eddie and Maria Rodrigues for 405 North Avenue E, City of Elgin, County of Bastrop, Texas.

### **ATTACHMENTS:**

Executive Summary  
Encroachment Agreement and Exhibit "A"  
Resolution

- { } Staff will be making a detailed presentation on this agenda item at the meeting.
- { } Staff will provide brief comments and answer questions on this item at the meeting.
- {X} This is a routine procedural item and no presentation is planned for the meeting.

*Councilmembers who have any detailed questions or would like to request additional information regarding this item are encouraged to contact the City Manager at their earliest convenience.*