

ORDINANCE NO. 392

AN ORDINANCE OF THE CITY OF ABILENE, TEXAS, PROVIDING FOR THE ABANDONMENT OF THREE CERTAIN PUBLIC STREETS, WHICH WERE FORMERLY UNNAMED COUNTY ROADS, LYING WITHIN THE BOUNDARIES OF THE EXPANDED ABILENE MUNICIPAL AIRPORT; PROVIDING FOR THE TERMS AND CONDITIONS OF SUCH ABANDONMENT; AND DECLARING AN EMERGENCY.

WHEREAS, the City of Abilene has acquired all of the property abutting upon the hereinafter described streets or roads for expansion of the Abilene Municipal Airport; and

WHEREAS, after compliance with the procedure required by applicable law, such hereinafter described streets, which were formerly county roads, and the premises abutting thereon, have been annexed by the City of Abilene so that the same are now public streets within the City of Abilene; and

WHEREAS, it is necessary that such hereinafter described streets be closed, and abandoned in order to expand the Abilene Municipal Airport; and

WHEREAS, the City Council has held a public hearing on the closing and abandonment of such hereinafter described streets; and

WHEREAS, such hereinafter described streets are no longer needed for public purposes and, in the public interest of the City of Abilene, should be closed and abandoned; now, therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS:

PART 1: That the following described streets, being all of same situated within the City of Abilene, Taylor County, Texas, and all of same situated within the bounds of the expanded Abilene Municipal Airport, be, and the same are hereby, abandoned, vacated and closed insofar as the right, title and easement of the public are concerned:

No. 1: A North-South Street running along the west side of Section 59, Blind Asylum Lands Survey and Section 2, Lunatic Asylum Lands Survey, and along the east side of Section 60, Blind Asylum Lands Survey and Section 1, Lunatic Asylum Lands Survey of Taylor County, Texas, more particularly described as follows, to-wit:

Beginning at the point of intersection of the west boundary line of said Section 59 and the southeast Right-of-Way Line of State Highway 36;

Thence south approximately 9, 850 feet to the south boundary line of said Sections 1 & 2.

No. 2: An East-West Street running along the south boundary line of Section 2, Lunatic Asylum Lands Survey and the North boundary line of Section 5, Lunatic Asylum Lands Survey of Taylor County, Texas, more particularly described as follows, to-wit:

Beginning at the southwest corner of said Section 2;

Thence East approximately 649 feet.

No. 3: An East-West Street running along the south boundary line of Sections 59 & 60, Blind Asylum Lands Survey and along the North Boundary Line of Sections 1 & 2, Lunatic Asylum Lands Survey of Taylor County, Texas, more particularly described as follows, to-wit:

Beginning at a point approximately 1, 055. 3 feet west of the east boundary line of said Section 1;

Thence easterly approximately 1, 600 feet to a point 546 feet east of the west boundary line of said Section 2.

PART 2: Such abandonment, vacation and closure shall extend to all portions of those hereinabove mentioned former county roads which lie within the City of Abilene, Texas, and the expanded Abilene Municipal Airport, whether included within the above descriptions or not.

PART 3: That the City of Abilene, Texas is the owner of the property abutting upon the above described streets and that by this abandonment, vacation and closure of such streets the City of Abilene shall hereafter be the owner and holder of all right, title, interest and estate in and to said streets.


PART 4: That, upon final passage hereof, the City Secretary be, and she is hereby, authorized and directed to certify a copy of this Ordinance, and file it in the Deed Records of Taylor County, Texas.

PART 5: That the City Council hereby finds that an emergency exists requiring suspension of the rule provided in Section 18 of the City Charter requiring ordinances to be read on two separate days, in that the immediate passage of said ordinance is necessary for the preservation of the public peace, safety and welfare, in that it is immediately necessary that such above described streets be closed, vacated and abandoned in order to construct the expanded Abilene Municipal Airport, and said rule is hereby suspended and this ordinance shall take effect and be in force from and after its passage.

PASSED this 25th day of July, A. D., 1968.


MAYOR

ATTEST:


CITY SECRETARY


APPROVED:


CITY ATTORNEY

THE STATE OF TEXAS I
I
COUNTY OF TAYLOR I

BEFORE ME, the undersigned authority, on this day personally appeared RALPH N. HOOKS, Mayor of the City of Abilene, known to me to be the person and officer whose name is subscribed to the foregoing instrument, and acknowledged to me that the same was the act of the said City of Abilene, a Municipal Corporation, and that he executed the same as the act of such corporation, for the purposes and consideration therein expressed, and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this the 25th day of July, A. D., 1968.


Notary Public in and for
Taylor County, Texas

THE STATE OF TEXAS |
COUNTY OF TAYLOR |
CITY OF ABILENE |

I, Lila Fern Martin, City Secretary of the City of Abilene,

Texas, do hereby certify that the above and foregoing is a true and correct copy of an ordinance adopted by the City Council of the City of Abilene, Texas, same being recorded in Volume 9 page 31 of the Ordinance Records of the City of Abilene, Texas.

Given under my hand and seal of office this the 25th day of July, A..D. 1968.



Lila Fern Martin
Lila Fern Martin, City Secretary
City of Abilene, Texas.