

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, PROVIDING FOR THE ABANDONMENT OF AN EAST-WEST ALLEY EXTENDING EAST FROM HARDY STREET AND 10' OF THE EAST R.O.W OF HARDY STREET FROM THE NORTH R.O.W. OF NORTH 19TH STREET TO THE SOUTH R.O.W. OF AMBLER AVE.; PROVIDING FOR THE TERMS AND CONDITIONS OF SUCH ABANDONMENT, AND CALLING A PUBLIC HEARING.

WHEREAS, the Planning and Zoning Commission of the City of Abilene has, at the request of BBB Investments, Inc., agent C. F. Bacon, Jr., recommended to the City Council that a certain alley and R.O.W. as hereinafter described, in the City of Abilene, Taylor County, Texas, which are neither needed, nor used, for public purposes, be closed and abandoned; and,

WHEREAS, it is the opinion of the City Council that such abandonments are in the public interest of the City of Abilene; now, therefore,

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

PART 1: That the following described alley and R.O.W. within the City of Abilene, Taylor County, Texas, be, and the same are hereby abandoned, vacated and closed insofar as the right, title and easement of the public are concerned:

Being an East-West alley extending East from Hardy St. for 300' to intersect with a North-South alley lying between Ambler Ave. and North 21st St., said alley to be abandoned commencing at a location bordered by Lot 11 of the C. E. Woods Subdivision to the North and Lot 12 of said Subdivision to the South and continuing 300' East to a place of termination bordered by Lots 6 and 17, to the North and South respectively, of the said C. E. Woods Subdivision; and also 10' of the East R.O.W. of Hardy Street from the North R.O.W. of North 19th St. to the South R.O.W. of Ambler Ave.

Excepting and reserving unto the public a 20' easement along the alley so abandoned and a 10' easement along the R.O.W. so abandoned, for any and all utility purposes, with the further restriction that no permanent structures will be placed on said easements.

PART 2: That it is in the public interest of the City of Abilene to so abandon said above described alley and R.O.W.

PART 3: That the abandonment provided for herein shall extend only to the public right, title and easement in and to the tracts of land described in Part 1 of this Ordinance, and shall be construed only to that interest the governing body of the City of Abilene may legally and lawfully abandon.

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.

PASSED ON FIRST READING, this the 11th day of October, A.D. 1979.

After said passage, a Notice of the time and place, where and when said Ordinance would be given a public hearing and considered for final passage, was published in the Abilene Reporter-News, a daily newspaper, of general circulation in the City of Abilene, said publication being on the 30th day of September, 1979, the same being more than twenty-four (24) hours prior to the time designated for said hearing. After such opportunity for the public to be heard, said Ordinance was passed on second and final reading.

PASSED ON SECOND AND FINAL READING, this the 25th day of _____ October _____, A.D. 1979.

(SEAL)

ATTEST:

Ruth Hodgkin
CITY SECRETARY

Oliver Howard
MAYOR

APPROVED:

David M. Wajin
1st ASST. CITY ATTORNEY

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

I, Ruth Hodgkin, 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, on 25th day of October, A.D., 197 9, same being recorded in the Ordinance Records of the City of Abilene, Texas, Volume 11, Page 70.

Given under my hand and seal of office, this the 25th

day of October, A. D., 197 9.



Ruth Hodgkin
City Secretary, City of Abilene, Texas

STATE OF TEXAS
COUNTY OF TAYLOR
CITY OF ABILENE
RECORDED
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