

ORDINANCE NO. 14-1988

AN ORDINANCE PROVIDING FOR THE ABANDONMENT OF A PORTION OF PUBLIC RIGHT OF WAY; PROVIDING FOR THE TERMS AND CONDITIONS OF SUCH ABANDONMENT, AND CALLING A PUBLIC HEARING.

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

PART 1: That the following described portion of a Public Right of Way, as described on Exhibit "A," attached hereto and made a part of this ordinance for all purposes, be, and the same is hereby abandoned, vacated and closed insofar as the right, title or easement of the public is concerned.

PART 2: That said portion of a Public Right of Way is not needed for public purposes and it is in the public interest of the City of Abilene to abandon said described portion of a Public Right of Way.

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.

PASSED ON FIRST READING this the 10 day of March, A.D. 1988.

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 _____ day of March, 1988, 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 24 day of _____ March, A.D. 1988.

ATTEST:

Patricia Hancock
CITY SECRETARY

Dale Ferguson
MAYOR

APPROVED:

Harry Cargill
CITY ATTORNEY

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EXHIBIT "A"

Thoroughfare abandonment, being a portion of the turnaround of Colonial Drive; and more particularly described in field notes below:

Being a portion of the cul-de-sac at the west end of Colonial Drive of Continuation No. 2, Finnie Smith Subdivision, Abilene, Taylor County, Texas, and being more particularly described as follow:

BEGINNING at a point in the center of Colonial Drive (70' R.O.W.) with its intersection of the extended west line of a 20' alley (to be abandoned) being the west line of a 20' utility easement to the north;

THENCE N 89° 34' W 75.0 feet to the new radius point for the proposed 70' radius turnaround;

THENCE N 89° 34' W along same extended center line of Colonial Drive 18.68 feet to the radius point for the existing 100' radius turnaround to be abandoned.

and

A 20-foot alley, and more particularly described as follows:

Being a 20' alley between Block 2 and Block 3, Continuation No. 2, Finnie Smith Subdivision, Abilene, Taylor County, Texas, and being more particularly described as follows:

BEGINNING at a point on the alley's east lines intersection with the south line of Colonial Drive (70' R.O.W.) said point being the northwest corner of Lot 3, Block 2, Cont. 2, Finnie Smith Subdivision;

THENCE S 0° 26' W 595.5 feet along east line of said alley to a point of intersection in said alley;

THENCE S 62° 42' E 122.14 feet along the northeast right-of-way of alley to its intersection with the northwest right-of-way line of U.S. Hwy 83-84 on Winters Freeway;

THENCE S 32° 34' W 20.0 feet with said Freeway right-of-way to a point;

THENCE N 62° 42' W 132.4 feet along the southwest right-of-way of this alley being the northeast line of a 150' Elm Creek Channel easement being the southeast corner of said Block 3, Cont. 2, Finnie Smith Subdivision;

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THENCE N 0° 26' E 607.8 feet along the west line of said alley being the east line of said Block 3 to a point on the south line of said Colonial Drive;

THENCE S 89° 34' E 20.0 feet across alley to the place of Beginning and said alley contains 0.33 acres (14,442 square feet).

SAVE AND EXCEPT retention the full length and width of the alley as a utility easement.

-END-

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