

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, subject to retention as stated in Exhibit A.

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 10th day of June A.D. 2004.

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 9th day of June 20 04, 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 8 day
of July, A.D. 20 04.

ATTEST:

Op Moore
CITY SECRETARY

Wm. L. ...
MAYOR

APPROVED:

Sharon E. Hicks
CITY ATTORNEY

ORDINANCE NO. 18-2004

EXHIBIT "A"

The City of Abilene hereby abandons the following thoroughfare: A portion of the west side of the Highland St. and Buffalo Gap Rd. right-of-ways, described as the west 34' of right-of-way adjacent and parallel to the east lot line of Lot 1, Block 11, Over Place Addition, Abilene, Taylor County, Texas, less a 20' x 20' corner clip off the northeast corner of said area; SUBJECT TO: (1) Retain the entire area as an accessible utility easement, and (2) Retain the entire area as an open drainage easement.

Location:

Adjacent to 2498 Buffalo Gap Rd.