

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 conditions 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 22nd day of March A.D. 2007.

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 14th day of February 2007, 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 12th day of April, A.D. 2007.

ATTEST:

Do Moore
CITY SECRETARY

Tom Archibald
MAYOR

APPROVED:
Daniel Stutts
CITY ATTORNEY

ORDINANCE NO. 14-2007

EXHIBIT "A"

The City of Abilene hereby abandons the following thoroughfare:

The north 315' of a 20' wide alley from Vogel Avenue to Lowden Street, located between Grape and Beech Streets

with the following conditions:

- (1) The northern end of the remaining alley (if any) must be replatted to connect to an existing right-of-way (either Beech or Grape Streets) with a 20' wide alley.
- (2) A 20' wide drainage and utility easement must be dedicated to accommodate existing utilities and drainage.
- (3) All parcels that are adjacent to the abandoned right-of-way and owned by the applicant must be replatted.

Legal Description: Bisecting lots 1-7, Block 14, North Park Addition