

ORDINANCE NO. 13-2008

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 28th day of February A.D. 2008.

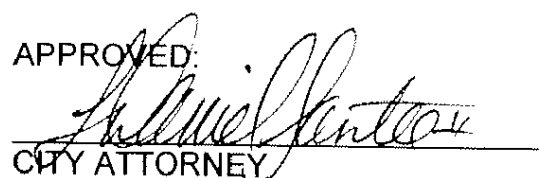
A notice of the time and place, where and when said ordinance would be given a public hearing and considered for final passage, was published in the Abilene Reporter-News, a daily newspaper of general circulation in the City of Abilene, said publication being on the 16th day of January 2008, the same 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 FINAL READING THIS 13th day of March, A.D. 2008.

ATTEST:


CITY SECRETARY


MAYOR

APPROVED:

CITY ATTORNEY

ORDINANCE NO. 13-2008

EXHIBIT "A"

The City of Abilene hereby abandons the following thoroughfare:

The north to south alley right-of-way in the 2900 Block of S. 1st St., between S. 1st St. and S. 2nd St., and 81 feet of alley right-of-way to the west beginning at the above mentioned alley right-of-way, ending approximately 170 ft. east of Sammons St. with the following conditions:

1. The property must be replatted within 24 months to dedicate the new alley right-of-way.
2. The current alley right-of-way must remain open until the new alley can be opened to allow for services.
3. There must be an open drainage and utility easement on the abandoned portions of the alley right-of-way.

Legal Description: Adjacent to Block 7 of Scott Highway Place.

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