

ORDINANCE NO. 11-2020

AN ORDINANCE PROVIDING FOR ABANDONMENT OF CERTAIN PORTION OF PUBLIC RIGHT-OF-WAY FOR LYTLE ACRES DRIVE FORMERLY MCGOWAN DRIVE, PROVIDING FOR 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 public right-of-way for Lytle Acres Drive, as described on Exhibit "A" attached hereto and made 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 City of Abilene is concerned, subject to the underlying property owner(s) graphically resubdividing (by replat,) the subject portion of public right-of-way into the adjoining properties.

PART 2: That said portion of public right-of-way is not needed for public purposes, and it is in the public interest to abandon the above described portion of 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 tract of land specifically 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 THE 27th day of February, A.D. 2020.

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 17th day of January, 2020, the same being more than fifteen (15) days prior to a public hearing to be held in the Council Chamber of City Hall in Abilene, Texas, at 8:30 a.m. on the 12th day of March, 2020, to permit the public to be heard prior to final consideration of this ordinance.

PASSED ON FINAL READING THIS 12th day of March, 2020.

ATTEST:



CITY SECRETARY



MAYOR

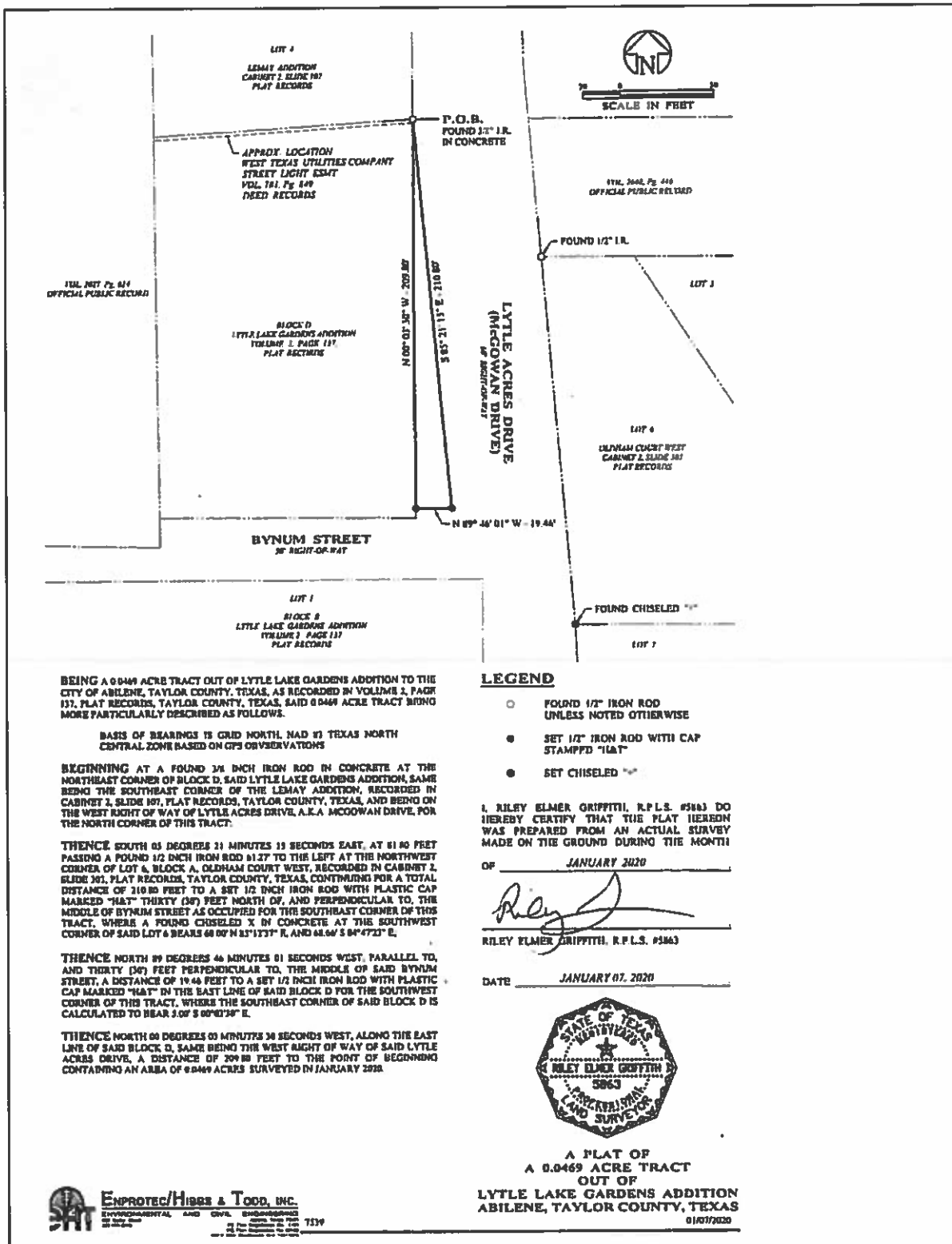
APPROVED.


CITY ATTORNEY

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EXHIBIT "A"

The City of Abilene hereby abandons the following 0.0469-acre segment of right-of-way for Lytle Acres Drive (formerly McGowan Drive):



BEING A 0.0469 ACRE TRACT OUT OF LYTLE LAKE GARDENS ADDITION TO THE CITY OF ABILENE, TAYLOR COUNTY, TEXAS, AS RECORDED IN VOLUME 2, PAGE 137, PLAT RECORDS, TAYLOR COUNTY, TEXAS, SAID 0.0469 ACRE TRACT BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS.

BASES OF BEARINGS IS GRID NORTH, NAD 83 TEXAS NORTH CENTRAL ZONE BASED ON GPS OBSERVATIONS

BEGINNING AT A FOUND 3/4 INCH IRON ROD IN CONCRETE AT THE NORTHEAST CORNER OF BLOCK D, SAID LYTLE LAKE GARDENS ADDITION, SAME BEING THE SOUTHEAST CORNER OF THE LEMAY ADDITION, RECORDED IN CABINET 2, SLIDE 187, PLAT RECORDS, TAYLOR COUNTY, TEXAS, AND BEING ON THE WEST RIGHT OF WAY OF LYTLE ACRES DRIVE, A.K.A. MCGOWAN DRIVE, FOR THE NORTH CORNER OF THIS TRACT.

THENCE SOUTH 05 DEGREES 21 MINUTES 13 SECONDS EAST, AT 61.80 FEET PASSING A FOUND 1/2 INCH IRON ROD IN CONCRETE AT THE NORTHWEST CORNER OF LOT 6, BLOCK A, OGDHAM COURT WEST, RECORDED IN CABINET 2, SLIDE 187, PLAT RECORDS, TAYLOR COUNTY, TEXAS, CONTRIBUTING FOR A TOTAL DISTANCE OF 110.80 FEET TO A SET 1/2 INCH IRON ROD WITH PLASTIC CAP MARKED "HAT" THIRTY (30) FEET NORTH OF, AND PERPENDICULAR TO, THE MIDDLE OF BYNUM STREET AS OCCUPIED FOR THE SOUTHEAST CORNER OF THIS TRACT, WHERE A FOUND CHISELED X IN CONCRETE AT THE SOUTHWEST CORNER OF SAID LOT 6 BEARS 68 00' N 25° 17' 37" E, AND 68.66' S 84° 47' 23" E.


THENCE NORTH 89 DEGREES 46 MINUTES 01 SECONDS WEST, PARALLEL TO, AND THIRTY (30) FEET PERPENDICULAR TO, THE MIDDLE OF SAID BYNUM STREET, A DISTANCE OF 19.48 FEET TO A SET 1/2 INCH IRON ROD WITH PLASTIC CAP MARKED "HAT" IN THE EAST LINE OF SAID BLOCK D FOR THE SOUTHWEST CORNER OF THIS TRACT, WHERE THE SOUTHWEST CORNER OF SAID BLOCK D IS CALCULATED TO BEAR 3 09' S 00° 01' 30" E.

THENCE NORTH 09 DEGREES 03 MINUTES 38 SECONDS WEST, ALONG THE EAST LINE OF SAID BLOCK D, SAME BEING THE WEST RIGHT OF WAY OF SAID LYTLE ACRES DRIVE, A DISTANCE OF 209.88 FEET TO THE POINT OF BEGINNING CONTAINING AN AREA OF 0.0469 ACRES SURVEYED IN JANUARY 2020.

LEGEND

- FOUND 1/2" IRON ROD UNLESS NOTED OTHERWISE
- SET 1/2" IRON ROD WITH CAP STAMPED "HAT"
- SET CHISELED "X"

I, RILEY ELMER GRIFFITH, R.P.L.S. #5863 DO HEREBY CERTIFY THAT THE PLAT HEREON WAS PREPARED FROM AN ACTUAL SURVEY MADE ON THE GROUND DURING THE MONTH

OF JANUARY 2020

 RILEY ELMER GRIFFITH, R.P.L.S. #5863

DATE JANUARY 07, 2020



A PLAT OF
 A 0.0469 ACRE TRACT
 OUT OF
 LYTLE LAKE GARDENS ADDITION
 ABILENE, TAYLOR COUNTY, TEXAS
 01/07/2020

 **ENPROTEC/HISS & TODD, INC.**
 ENVIRONMENTAL AND CIVIL ENGINEERS
 2110 W. 11TH STREET, SUITE 100
 ABILENE, TEXAS 79602
 325.342.1111