

(4)

ORDINANCE NO. 1112 16624

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, PROVIDING FOR THE ABANDONMENT OF AN EAST-WEST ALLEY IN CONTINUATION 1, SECTION 9, RADFORD HILLS ADDITION, CITY OF ABILENE, TAYLOR COUNTY, TEXAS; PROVIDING FOR THE TERMS AND CONDITIONS OF SUCH ABANDONMENT, AND CALLING A PUBLIC HEARING.

WHEREAS, the Planning and Zoning Commission of the City of Abilene has, at the request of Mr. Doug Smith, recommended to the City Council that an east-west alley, as hereinafter described, in the City of Abilene, Taylor County, Texas, which is not needed for public purposes, be closed and abandoned; and,

WHEREAS, it is the opinion of the City Council that such abandonment is in the public interest of the City of Abilene; now, therefore,

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

PART 1: That the alley indicated by cross-hatching and the label "alley closed" on the attached plat of Continuation 1, Section 9, Radford Hills Addition, Abilene, Taylor County, Texas, be, and the same is hereby abandoned, vacated and closed insofar as the right, title and easement of the public are concerned.

PART 2: That, provided however, the City excepts and reserves unto the public a twenty foot (20') easement for any and all utility purposes along said right-of-way so abandoned with the further restriction that no permanent structures will be placed on said easement.

PART 3: That it is in the public interest of the City of Abilene to so abandon said above described alley.

PART 4: 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.

PART 5: That, upon final passage hereof, the City Secretary be, and she is hereby authorized and directed to certify a copy of this Ordinance, and file it in the Deed Records of Taylor County, Texas.

PASSED ON FIRST READING, this 14th day of September, A.D. 1978.

After said passage, 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 3 day of September, 1978, 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 38 day of September, A.D. 1978.

(SEAL)

ATTEST:

Ruth Hodgkin  
CITY SECRETARY

Oliver Howard  
MAYOR

APPROVED:



FIRST ASSISTANT CITY ATTORNEY

THE STATE OF TEXAS |  
COUNTY OF TAYLOR |  
CITY OF ABILENE |

I, Ruth Hodgkin, City Secretary of the City of Abilene, Texas, do hereby certify that the above and foregoing is a true and correct copy of an ordinance adopted by the City Council of the City of Abilene, Texas, on 28 day of September, A. D., 197 8, same being recorded in the Ordinance Records of the City of Abilene, Texas, Volume 10, Page 542.

Given under my hand and seal of office, this the 28 day of September, A. D., 197 8.



Ruth Hodgkin  
City Secretary, City of Abilene, Texas

FILED FOR RECORD  
OCT 7 1978  
CITY CLERK TAYLOR COUNTY TEXAS

DEED RECORDS  
STATE OF TEXAS  
COUNTY OF TAYLOR  
FILED FOR RECORD  
OCT 7 1978  
CITY CLERK TAYLOR COUNTY TEXAS