

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.

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 9 day of April A.D. 1998.

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 5 day of April, 1998, 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 23 day of April, A.D. 1998.

ATTEST:

[Signature]
CITY SECRETARY

[Signature]
MAYOR

APPROVED:

[Signature]
CITY ATTORNEY

ORDINANCE NO. 20-1998

EXHIBIT "A"

Abandon thoroughfare, being Almond Street, from the north right-of-way line of North 7th Street to the south right-of-way line of North 10th Street, Abilene, Taylor County, Texas; SUBJECT TO: (1) adjacent platted lots along the affected portion of Almond must be eliminated through replatting, (2) maintain adequate fire lane as required for commercial structures, (3) unobstructed utility and drainage easements shall be retained on the entire area of the abandoned right-of-way, (4) existing street lights must be retired as a public street light or removed at the proponent's expense, (5) any resulting relocation or removal of utility lines or drainage facilities shall be accomplished at proponent's expense in a manner satisfactory to the City of Abilene or the affected utility provider; filed for record (1) the section between North 7th & 8th, Original Town Map, May 4, 1881, Pages 590 & 591; (2) the section north of North 7th north for a distance of 540 feet, March 26, 1896, Vol. 8, Page 263; and (3) the section from North 10th south for a distance of 540 feet, City of Abilene received a street easement from railroad company on April 23, 1965, Vol. 772, Page 511.

Location:

Almond Street, between North 7th and North 10th Streets