

ORDINANCE NO. 40-2000

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 retention 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.

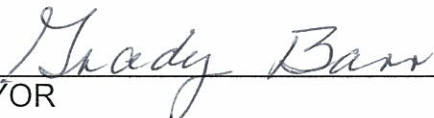
PASSED ON FIRST READING this 14 day of September A.D. 2000.

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 4 day of September 2000, 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 28 day of September, A.D. 2000.

ATTEST:


CITY SECRETARY


MAYOR

APPROVED:


CITY ATTORNEY

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EXHIBIT "A"

The City of Abilene hereby abandons the following partial thoroughfare: the east 10 feet of Orange Street between North 2nd and North 3rd Streets, Abilene, Taylor County, Texas; SUBJECT TO: relocating the street lights at proponent's expense, replace the sidewalk along the portion of Orange that abuts Lots 9 and 10 and connect it with the existing sidewalks to the north and south, a no-build easement on the north 50 feet and the south 50 feet of the 10 foot abandonment, and an easement where Southwestern Bell's conduit is located; filed for record May 4, 1881, Block C, pages 590 & 591.

Location:

Orange Street between North 2nd and North 3rd Streets

-END-