

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 23 day of OCTOBER A.D. 2003.

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 October 2003, 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 13 day of NOVEMBER, A.D. 2003.

ATTEST:

*Op Moore*  
CITY SECRETARY

*Grady Barr*  
MAYOR

APPROVED:

*Sharon E. Hicks*  
CITY ATTORNEY

ORDINANCE NO. 43-2003

EXHIBIT "A"

The City of Abilene hereby abandons the following thoroughfares: (1) Lee Drive from the south right-of-way line of Texas Avenue to the north-right-of-way line of an east-west alley; and (2) an east-west alley from the west right-of-way line of Lee Drive west a distance of 233.3 feet to the east right-of-way line of Dub Wright Blvd., Abilene, Taylor County, Texas; SUBJECT TO (1) Retain the right-of-way of Lee Drive as accessible utility and drainage easement; and (2) Retain the right-of-way of the east-west alley as a utility easement filed for record June 3, 1966, Community Development Department plat file number 985-0.

Location:

Lee Drive and east-west alley between Lee Drive and Dub Wright Blvd.

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