

ORDINANCE NO. 21-2007

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 conditions 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 26th day of April A.D. 2007.

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 14th day of March 2007, 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 10th day of May, A.D. 2007.

ATTEST:



CITY SECRETARY



MAYOR

APPROVED:


CITY ATTORNEY

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EXHIBIT "A"

The City of Abilene hereby abandons the following thoroughfare:

The north 143 feet of the north-south alley extending south from S. 16th Street, located 140 feet east of Sayles Boulevard

with the following conditions:

- (1) The abandoned portion of the alley must be replatted.
- (2) All abandoned portions of the alley must be dedicated as an Accessible Utility and Drainage Easement.
- (3) All existing valves and manholes for water and sewer service must be raised to grade.

Legal Description: Block 5, McMurry Park Addition, Abilene, Taylor County, Texas.