

THIS IS A PROPOSED DRAFT AND WILL BE REPLACED BY THE FINAL, SIGNED ORDINANCE OR RESOLUTION ADOPTED BY THE CITY COUNCIL.

ORDINANCE

APPROVING THE CLOSURE, VACATION AND ABANDONMENT OF A 0.198-ACRE (8,627 SQUARE FEET) IMPROVED PORTION OF EAST MYRTLE STREET PUBLIC RIGHT-OF-WAY BETWEEN NEW CITY BLOCKS 1004 AND 6791 IN COUNCIL DISTRICT 1, AS REQUESTED BY OXBOW REAL ESTATE, LLC, FOR A FEE OF \$300,100.00, WHICH WILL BE DEPOSITED INTO THE GENERAL FUND.

* * * * *

WHEREAS, Oxbow Real Estate, LLC, (Petitioner) is requesting to close, vacate, and abandon a 0.198-acre (8,627 square feet) improved portion of East Myrtle Street public right-of-way; the proposed closure is between New City Blocks 1004 and 6791 in City Council District 1; and

WHEREAS, the proposed closure is located between East Elmira Street and the San Antonio River. Petitioner owns the abutting properties to the closure; if approved, Petitioner will incorporate the proposed East Myrtle Street closure with their adjacent properties to create a pocket park for the neighborhood; and

WHEREAS, City departments and utilities were canvassed and approved with standard conditions and Petitioner has agreed to all the conditions; Tobin Hill Neighborhood Association is supportive of this request; Notification signs will be posted at the proposed East Myrtle Street closure and letters will be mailed to property owners within a 500' radius notifying the public of the proposed CVA as required by City Code Chapter 37-11 Section (e); and

WHEREAS, City of San Antonio's Planning Commission recommended approval of this request at its regular meeting on December 11, 2024; and

WHEREAS, the fee established for this request is \$300,100.00, which includes the assessed value of the public right-of-way in the amount of \$300,000.00 plus \$100.00 for administrative costs which will be deposited into the General Fund.

NOW THEREFORE:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The City Manager or designee, severally, are authorized to close, vacate and abandon improved portion of East Myrtle Street Public Right-of-Way between New City Blocks 1004 and 6791 as shown in **Attachment I** and described in **Attachment II** in Council District 1, as requested by Oxbow Real Estate, LLC, for a fee of \$300,100.00.

VS
1/30/2025
Item No.

SECTION 2. Funds received for this Ordinance for right-of-way will be deposited in Fund 11001000, Internal Order 223000000253 and General Ledger 4903101.

SECTION 3. The City Manager and designee, severally, are authorized to do all things necessary or convenient to effectuate the ordinance according to the requirements of law.

SECTION 4. The financial allocations in this Ordinance are subject to approval by the Deputy Chief Financial Officer, City of San Antonio. The Deputy Chief Financial Officer may, subject to concurrence by the City Manager or the City Manager’s designee, correct allocations to specific Cost Centers, WBS Elements, Internal Orders, General Ledger Accounts, and Fund Numbers as necessary to carry out the purpose of this Ordinance.

SECTION 5. This ordinance becomes effective 10 days after passage, unless it receives the eight votes requisite to immediate effectiveness under San Antonio Municipal Code § 1-15, in which case it becomes effective immediately.

PASSED AND APPROVED this 30th day of January, 2025.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, City Clerk

Andrew Segovia, City Attorney