

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

ORDINANCE

**AUTHORIZING THE CLOSURE, VACATION, AND
ABANDONMENT OF AN UNIMPROVED PORTION OF A 10-FOOT-
WIDE ALLEY PUBLIC RIGHT-OF-WAY WITHIN NEW CITY
BLOCK 6211 AS REQUESTED BY LEONARDO RODRIGUEZ FOR A
FEE OF \$13,918.00 IN COUNCIL DISTRICT 2**

* * * * *

WHEREAS, Leonardo Rodriguez (“Petitioner”) is requesting to close, vacate and abandon an unimproved portion of a 10-foot-wide alley public right-of-way within New City Block 6211 in Council District 2; and

WHEREAS, the subject right-of-way consists of 0.032 of an acre (1,400 square feet); Petitioner owns all the abutting property to the proposed closure; and

WHEREAS, if approved, Petitioner will incorporate the proposed closure with his adjacent property and use it for parking at La Coronela Mexican Restaurant located at 201 N. New Braunfels Avenue, as shown on the attached **Exhibit A**; and

WHEREAS, Petitioner will re-plat the property as part of the terms of the closure; and

WHEREAS, the City of San Antonio's Planning Commission recommended approval of this request at its regular meeting on November 17, 2021; and

WHEREAS, the fee established for this request is \$13,918.00, which includes the assessed value of the public right-of-way in the amount of \$13,818.00 plus \$100.00 for administrative costs. In compliance with Chapter 37 of the City Code, Section 37-2, fair market value of the unimproved public right-of-way was based utilizing Bexar Appraisal District assessed land values as provided by Chapter 37, Section 2(g)(2) of the City Code.

NOW THEREFORE,

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

SECTION 1. The City Council hereby authorizes, for a requested Final Closure Fee of \$5,150.00, the closure, vacation, and abandonment of the City’s right-of-way interests as to an improved portion of Danbury Street Public Right-of-Way within New City Block 12104 in Council District 10 as shown and described in **Exhibit B**.

SECTION 2. All exhibits are incorporated into this Ordinance for all purposes as if they were fully set forth.

SECTION 3. Funds generated by this ordinance will be deposited into Fund 11001000, Internal Order 223000000253, and General Ledger Account 4903101.

SECTION 4. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance 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 _____ day of _____, 2021.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, Acting City Clerk

Andrew Segovia, City Attorney