

ORDINANCE 2021-12-16-0975

**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**

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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 \$13,918.00, the closure, vacation, and abandonment of the City's right-of-way interests as to an 10-foot-wide alley public right-of-way within New City Block 6211 in Council District 2 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 16th day of December, 2021.


M A Y O R
Ron Nirenberg

ATTEST:


Debbie Racca-Sittre, Acting City Clerk

APPROVED AS TO FORM:


Andrew Segovia, City Attorney



City of San Antonio

City Council Meeting December 16, 2021

18.

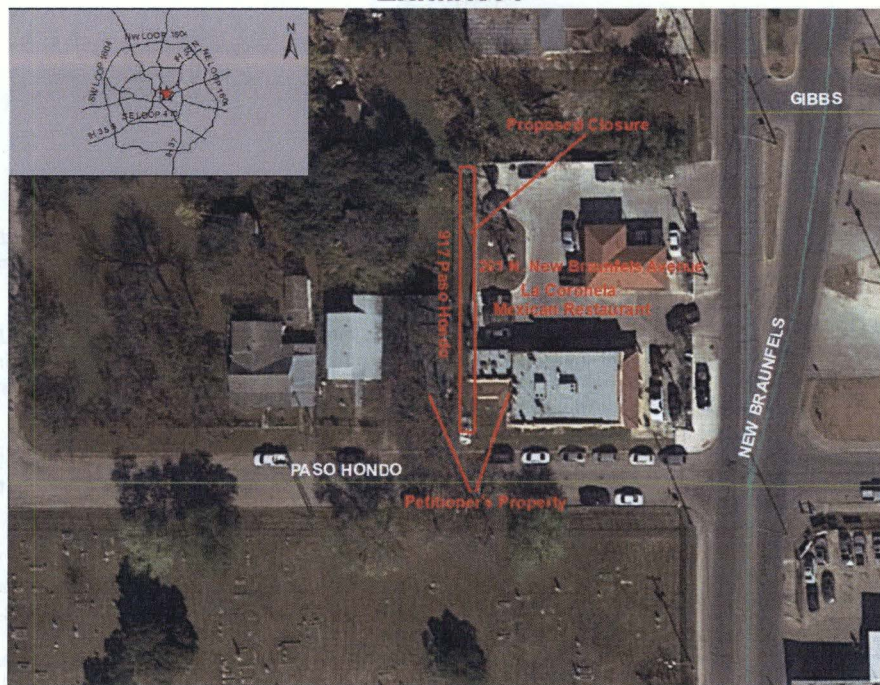
2021-12-16-0975

Ordinance approving the closure, vacation and abandonment of an unimproved portion of a 10-foot-wide alley public right-of-way in the 900 block of Paso Hondo near New Braunfels Avenue as requested by Leonardo Rodriguez for a fee of \$13,918.00 to be deposited in the General Fund. [Roderick Sanchez, Assistant City Manager; Razi Hosseini, Director, Public Works]

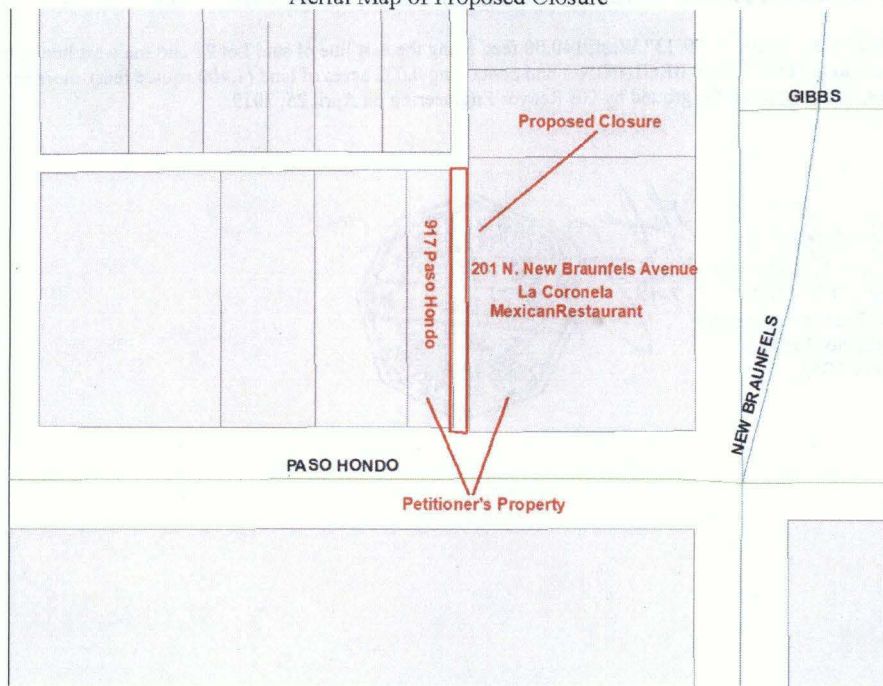
Councilmember Courage moved to Approve on the Consent Agenda. Councilmember Cabello Havrda seconded the motion. The motion carried by the following vote:

Aye: Nirenberg, Bravo, McKee-Rodriguez, Viagran, Rocha Garcia, Castillo, Cabello Havrda, Sandoval, Pelaez, Courage, Perry

Exhibit A



Aerial Map of Proposed Closure



Map of Proposed Closure

Exhibit B

Metes and Bounds Field Notes Description for
Alley Closure
0.032 Acre Tract
May 7, 2019

Being a 0.032 acre tract (1,400 square feet) out of a 10-Foot Alley, Eastholme Subdivision as recorded in Volume 368, Page 93, Deed and Plat Records, Bexar County, Texas and being more particularly described by metes and bounds as follows:

BEGINNING: At a found 1" pinched pipe at the northeast corner of Lot 21, New City Block (N.C.B.) 6211, said Eastholme Subdivision and an interior corner of said 10-Foot Alley and also being 225.00' in a easterly direction from the east right-of-way (R.O.W.) line of St. James Street also known as St. George Street (55.6' R.O.W.) for the northwest corner of this tract being described herein;

THENCE: North 89°50'47" East, 10.00 feet crossing said 10-Foot Alley to a set ½" iron rod with a blue cap (GRE 3275) on the west line of Lot 14, N.C.B. 6211 and the east line of said 10-Foot Alley, for the northeast corner of this tract being described herein;

THENCE: South 00°09'13" East, 140.00 feet along the west lines of said Lot 14, Lot 15 and Lot 16, N.C.B. 6211 and the east line of this tract to a set ½" iron rod with a blue cap (GRE 3275) on the north R.O.W. line of Paso Hondo (55.6' R.O.W.) for the southeast corner of this tract being described herein;

THENCE: South 89°50'47" West, 10.00 feet along said north R.O.W. line of Paso Hondo and the south line of this tract to a set ½" iron rod with a blue cap (GRE 3275) on the south common corner of said Lot 21 and said 10-Foot Alley for the southwest corner of this tract being described herein;

THENCE: North 00°09'13" West, 140.00 feet, along the east line of said Lot 21 and the west line of this tract to the **POINT OF BEGINNING** and containing 0.032 acres of land (1,400 square feet), more or less, as surveyed on the ground by GE Reaves Engineering on April 25, 2019.

Anibal A. Gutierrez Jr.
Anibal A. Gutierrez Jr.
R.P.L.S. No. 3275 5-7-19
GE Reaves Engineering
Firm No. 101337
FN19-0353



