

ORDINANCE NO. 20090326-014

AN ORDINANCE VACATING THE RIGHT-OF-WAY LOCATED NEAR 2518 WOOLDRIDGE DRIVE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

PART 1. Council approves vacation of the 3,042 square foot right-of-way at the intersection of Gaston Avenue and Wooldridge Drive, adjacent to 2518 Wooldridge Drive, more particularly described in Exhibit A, attached to and incorporated as part of this ordinance, to John S. Sharp and Charlotte H. Sharp to allow an increase in the size of the lot located at 2518 Wooldridge Drive.

PART 2. Pamela McClain, on behalf of John S. Sharp and Charlotte H. Sharp has posted funds of \$151,286 (the appraised fair market value of the area being vacated) with the City, to be deposited after approval of this ordinance.

PART 3. The vacation described in Part 1 of the ordinance is contingent upon deposit of the funds, as described in Part 2.

PART 4. The vacation is made subject to any easements and restrictions filed of record in Travis County, Texas. A 484 square foot Line of Sight Easement is reserved over and across the area described in Exhibit B.

PART 5. This ordinance takes effect on April 6, 2009.

PASSED AND APPROVED



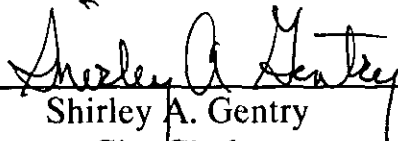
<u>March 26</u> , 2009	§ § § §	 _____ Will Wynn Mayor
APPROVED:  _____ David Allan Smith City Attorney	ATTEST:	 _____ Shirley A. Gentry City Clerk

EXHIBIT "A"

DESCRIPTION

DESCRIPTION OF A 3,042 SQUARE FOOT TRACT OF LAND IN THE GEORGE W. SPEAR LEAGUE IN TRAVIS COUNTY, TEXAS AND LYING IN THE RIGHTS-OF-WAY OF GASTON AVENUE HAVING A VARIABLE WIDTH RIGHT-OF-WAY AND WOOLDRIDGE DRIVE HAVING A SIXTY FOOT (60') WIDE RIGHT-OF-WAY AS SHOWN ON THE PLAT OF FIRST SECTION PEMBERTON HEIGHTS AND RECORDED IN VOLUME 3 PAGE 136 OF THE PLAT RECORDS OF TRAVIS COUNTY, TEXAS, SAID 3,042 SQUARE FOOT TRACT OF LAND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS WITH ATTACHED SKETCH:

BEGINNING at a ½" inch iron pipe found in the southwesterly right-of-way line of Gaston Avenue at the most easterly corner of Lot 1 Block 20 as shown on the plat of Pemberton Heights Section 8 as recorded in Volume 4 Page 24 of the Plat Records of Travis County, Texas, said iron pipe marking the northerly corner of the remaining portion of Lot 10 Block 12 as described in a deed to Ogden B. Klein recorded in Volume 752 Page 23 of the Deed Records of Travis County, Texas and of the herein described tract, from which a ½" inch iron rod found in the south right-of-way line of McCallum Drive having a call 50 foot wide right-of-way according to the said plat of Pemberton Heights Section 8 and being the northwest corner of said Lot 1 Block 20 bears N 66°33'12" W for a distance of 166.51 feet,

THENCE departing the said northerly corner of the said remaining portion of Lot 10 Block 12 into and across the said right-of-ways of Gaston Avenue and Wooldridge Drive the following three courses and distances;

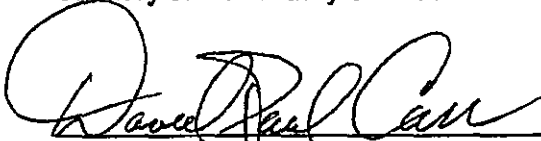
1. S 55°11'33" E for a distance of 76.25 feet to a iron rod with aluminum cap stamped "3997" set at the POINT OF CURVATURE of a curve to the right,
2. with the arc of said curve to the right passing through a central angle of 104°52'38" to a iron rod with aluminum cap stamped "3997" set at a POINT OF TANGENCY, said curve having a radius of 60.00 feet, an arc length of 109.83 feet, and a long chord bearing S 02°45'14" E for a distance of 95.12 feet,
3. S 49°41'05" W for a distance of 16.23 feet to a calculated point at the POINT OF CURVATURE of a curve to the left in the east line of said Lot 10 Block 12 as described in Volume 752 Page 23 of the Deed Records of Travis County, Texas, from which a iron rod with aluminum cap stamped "3997" set at the southwest corner of Lot 10 Block 12 bears S 49°41'05" W for a distance of 21.38 feet, said calculated point being the southerly corner of the herein described tract,

THENCE departing the said north right-of-way line of Wooldridge Drive and with the said east line of Lot 10 Block 12 and the west right-of-way line of Gaston Avenue the following two (2) courses and distances;

1. with the arc of said curve to the left passing through a central angle of **64°37'29"**, said curve having a radius of **33.30** feet, an arc length of **37.56** feet, and a long chord bearing **N 17°20'00" E** for a distance of **35.60** feet to a calculated point at a **POINT OF COMPOUND CURVATURE**,
2. with the arc of said curve to the left passing through a central angle of **29°13'33"**, said curve having a radius of **262.30** feet, an arc length of **133.80** feet, and a long chord bearing **N 29°37'00" W** for a distance of **132.35** feet to the **POINT OF BEGINNING** of the herein described tract and containing **3,042** square feet of land more or less.

Basis of Bearings is the south line of Lot 1 Block 20 of Pemberton Heights Section 8 as recorded in Volume 4 Page 24 of the Plat Records of Travis County, Texas and being further referenced in Volume 752 page 23 of the Deed Records of Travis County, Texas.

I David Paul Carr a duly Registered Professional Land Surveyor in the State of Texas do hereby certify that the foregoing metes and bounds description with attached sketch is based on an on the ground survey performed by me personally in January and February of 2008 and that it is true and correct to the best of my belief.


David Paul Carr RPLS
Texas Registration No. 3997



May 06, 2008
Date

TCAD PARCEL NO. 01-1600-1001
AUSTIN GRID MH 24

FIELD NOTES REVIEWED
By JOHN MOORE Date 5-14-2008
Engineering Support Section
Department of Public Works
and Transportation

SCALE 1" = 40'

SKETCH TO ACCOMPANY DESCRIPTION

LEGEND

- 1/2" IRON ROD WITH ALUMINUM CAP SET STAMPED "3997"
- 1/2" IRON ROD FOUND
- 1/2" IRON PIPE FOUND
- P.K. NAIL FOUND IN STONE WALL
- CALCULATED POINT
- RECORD INFORMATION BK. 4, PG. 24
- RECORD INFORMATION VOL. 752, PG. 23
- PLAT RECORDS TRAVIS COUNTY, TEXAS
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- POINT OF BEGINNING
- EXISTING STORM SEWER MANHOLE
- LINE OF SITE EASEMENT IS CROSS HATCHED & SHOWN HEREON



GASTON AVENUE
(R.O.W. VARIES)

DESCRIBED IN
VOLUME 752, PAGE 23
D.R.T.C.T.

PART OF
LOT 10
BLOCK 12

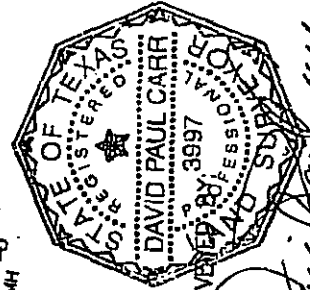
FIRST SECTION OF
BOOK 3, PAGE 136
P.R.T.C.T.

PART OF
LOT 9
BLOCK 12

PART OF
LOT 8
BLOCK 12

LINE TABLE		
LINE	BEARING	DISTANCE
L1	S49°41'05"W	16.23'
L2	S49°41'05"W	21.38'
L2	(S49°41'W)	(21.4')

CURVE TABLE				
CURVE	DELTA	RADIUS	LENGTH	CHORD
C1	29°13'33"	262.30'	133.80'	N29°37'00"W 132.35'
C1	---	(262.3')	(133.79')	(S29°37'E) (132.35')
C2	64°37'29"	33.30'	37.56'	N17°20'00"E 35.60'
C2	---	(33.3')	(37.61')	(S17°20'W) (35.60')
C3	104°52'38"	60.00'	109.83'	S02°45'14"E 95.12'



DAVID PAUL CARR
REG. PROF. LAND SURVEYOR
NO. 3997
DATE: 5/16/88

MCCALLUM DRIVE
(50' R.O.W.)

SECTION 8
BOOK 4, PAGE 24
P.R.T.C.T.

BLOCK 20

PUBLIC UTILITY EASEMENT
BOOK 4, PAGE 24
P.R.T.C.T.

ORIGINAL WEST LINE OF BLOCK 12

WOOLDRIDGE DRIVE
(60' R.O.W.)

TO B.O.C. 48.17'
TO CENTER SSWH 41.1'

LINE OF SIGHT
EASEMENT
484' SQ. FT.

N40°10'00"W
(N40°10'W)

149.78'
(149.78')

17.75'

15.83'

19.36'

17.75'

3042
SQ. FT.

BRICK WALL
21.5'

BRICK WALL
18.81'

37.77'

76.25'

85°11'33"E

76.25'

166.51'

148.69'

148.69'

148.69'

148.69'

148.69'

148.69'

148.69'

EXHIBIT " B "

DESCRIPTION

DESCRIPTION OF A 484 SQUARE FOOT TRACT OF LAND IN THE GEORGE W. SPEAR LEAGUE IN TRAVIS COUNTY, TEXAS AND LYING IN THE RIGHTS-OF-WAY OF GASTON AVENUE HAVING A VARIABLE WIDTH RIGHT-OF-WAY AND WOOLDRIDGE DRIVE HAVING A SIXTY FOOT (60') WIDE RIGHT-OF-WAY AS SHOWN ON THE PLAT OF FIRST SECTION PEMBERTON HEIGHTS AND RECORDED IN VOLUME 3 PAGE 136 OF THE PLAT RECORDS OF TRAVIS COUNTY, TEXAS, SAID 484 SQUARE FOOT TRACT OF LAND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS WITH ATTACHED SKETCH:

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THENCE departing the said northerly corner of the said remaining portion of Lot 10 Block 12 into and across the said right-of-ways of Gaston Avenue and Wooldridge Drive the following three courses and distances;

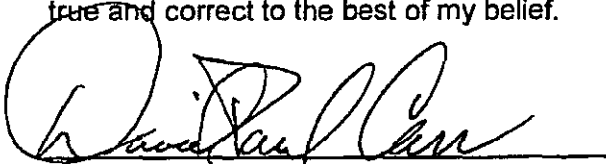
1. **S 55°11'33" E** for a distance of **76.25** feet to a iron rod with aluminum cap stamped "3997" set at the **POINT OF CURVATURE** of a curve to the right,
2. with the arc of said curve to the right passing through a central angle of **36°03'49"** to the **POINT OF BEGINNING** of the herein described tract, said curve having a radius of **60.00** feet, an arc length of **37.77** feet, and a long chord bearing **S 37°09'39" E** for a distance of **37.15** feet,

THENCE continuing with the arc of said curve to the right passing through a central angle of **68°48'50"** to a to an iron rod with aluminum cap stamped "3997" set for the **POINT OF TANGENCY** and the southerly corner of the herein described tract, said curve having a radius of **60.00** feet, an arc length of **72.06** feet and a long chord bearing **S 15°16'40" W** for a distance of **67.81** feet,

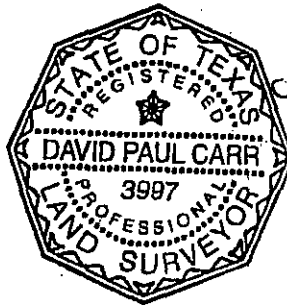
THENCE departing the arc of said curve to the right and crossing into and over the 3042 square foot tract **N 15°16'40" E** for a distance of **67.81** feet to the **POINT OF BEGINNING** of the herein described tract and containing 484 square feet of land more or less.

Basis of Bearings is the south line of Lot 1 Block 20 of Pemberton Heights Section 8 as recorded in Volume 4 Page 24 of the Plat Records of Travis County, Texas and being further referenced in Volume 752 page 23 of the Deed Records of Travis County, Texas.

I David Paul Carr a duly Registered Professional Land Surveyor in the State of Texas do hereby certify that the foregoing metes and bounds description with attached sketch is based on an on the ground survey performed by me personally in January and February of 2008 and that it is true and correct to the best of my belief.



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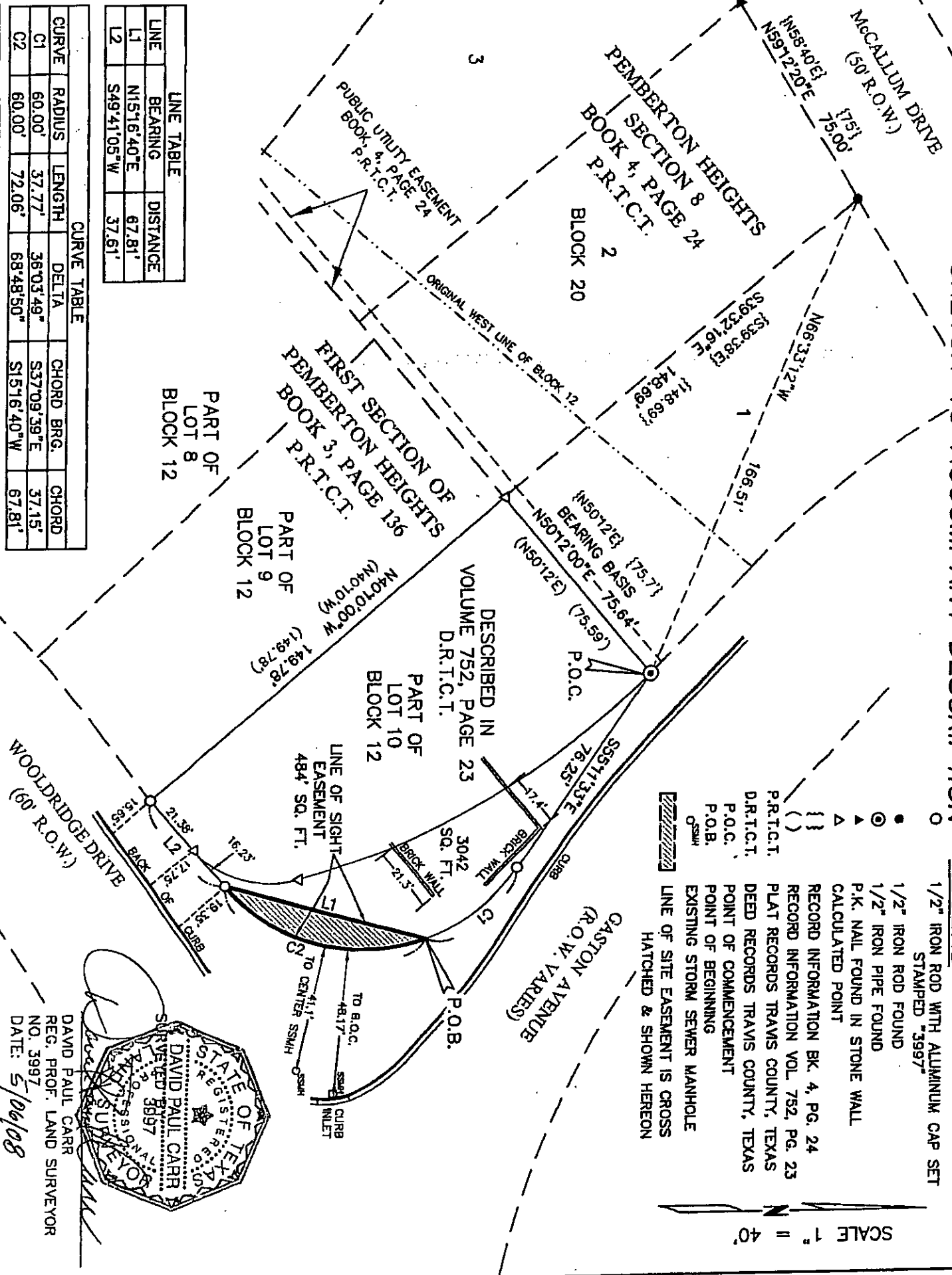
FIELD NOTES REVIEWED
By *John Moore* Date *5-15-2008*
Engineering Support Section
Department of Public Works
and Transportation

SKETCH TO ACCOMPANY DESCRIPTION

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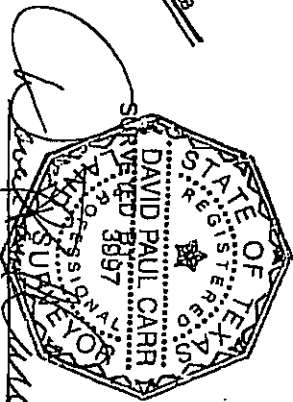
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- ▨ LINE OF SITE EASEMENT IS CROSS HATCHED & SHOWN HEREON

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CURVE	RADIUS	LENGTH	DELTA	CHORD BRG.	CHORD
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C2	60.00'	72.06'	68°48'50"	S151°16'40"W	67.81'



DAVID PAUL CARR
REG. PROF. LAND SURVEYOR
NO. 3997
DATE: 5/16/08