

ORDINANCE NO. _____

AN ORDINANCE VACATING THE PUBLIC ACCESS AND DRAINAGE EASEMENT RIGHTS IN A 0.080 ACRE PORTION OF THE 20 FOOT WIDE ALLEY ON BLOCK 92, OF THE ORIGINAL CITY OF AUSTIN, TRAVIS COUNTY, TEXAS, ACCORDING TO THE MAP OR PLAT THEREOF ON RECORD AT THE GENERAL LAND OFFICE OF THE STATE OF TEXAS AND BEING THE PORTION OF THE EAST-WEST ALLEY RUNNING 198.42 FEET ALONG ITS NORTH BOUNDARY LINE FROM THE RED RIVER STREET RIGHT OF WAY. (ADDRESS: 801 RED RIVER STREET).

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

PART 1. Council approves the vacation of the public access easement and drainage easement rights in a 0.080 acre portion of the right-of-way dedication of the 20 foot alley located on Block 92 of the Original City of Austin, according to the map or plat thereof on record at the General Land Office of the State of Texas and being the portion of the East-West alley running 198.42 feet along its north boundary line from the Red River Street Right-of-Way, as more particularly described in Exhibit A, attached to and incorporated as part of this ordinance, to allow construction of a unified project.

PART 2. Stubbs Austin Restaurant Company LC has posted funds in the amount of \$27,900.00, the appraised fair market value of the interests in the land 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 other easements and restrictions filed of record in Travis County, Texas. A public utility easement is specifically reserved and confirmed herein and in the Quitclaim Deed to be recorded to evidence this vacation over and across the area described in Exhibit A.

PART 5. This ordinance takes effect on _____, 2011.

PASSED AND APPROVED

_____, 2011

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Lee Leffingwell
Mayor

APPROVED: _____
Karen M. Kennard
Acting City Attorney

ATTEST: _____
Shirley A. Gentry
City Clerk