ORDINANCE NO.

AN ORDINANCE AMENDING ORDINANCE NO. 830421-Q, WHICH VACATED EXCESS RIGHT-OF-WAY IN WEST ELEVENTH STREET AND RETAINED AN EASEMENT FOR THE CITY FOR ELECTRIC UTILITY PURPOSES, TO REMOVE THE RESTRICTIONS DESCRIBED IN SECTION 2(1), (2), AND (4), AND TO ADD A NEW RESTRICTION WITH RESPECT TO THE PROPERTY DESCRIBED IN THE ORDINANCE.

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

PART 1. Section 2 of Ordinance No. 830421-Q is amended to read as follows:

SECTION 2. The following conditions shall survive the vacation and closure herein, be rights reserved and covenants running with the land:

1. The entire area vacated and described in Part 1 is hereby reserved and retained as an easement for public utilities.

2. If the area vacated and described in Part 1 is subdivided into two or more lots, a unified development agreement will be required at the time a site plan for any portion of the area vacated is submitted unless each lot can be developed independently of one another.

PART 2. This ordinance takes effect on _____, 2012.

PASSED AND APPROVED

§
§
_____, 2012 § _____
Lee Leffingwell
Mayor

APPROVED: _____ **ATTEST:** _____
Karen M. Kennard
City Attorney

Shirley A. Gentry
City Clerk

draft