

ORDINANCE NO.

AN ORDINANCE VACATING A PORTION OF AN UNNAMED STREET LOCATED BETWEEN SOUTH 1ST STREET AND SOUTH 2ND STREET, A PORTION OF SOUTH 2ND STREET, AND A PORTION OF AN ALLEY NORTH OF COPELAND STREET TO 1ST STREET HIGHLANDS, LP, SUBJECT TO RESERVATION OF PUBLIC UTILITY EASEMENTS AND A WATERLINE EASEMENT, DEDICATION OF PUBLIC ACCESS EASEMENTS, UTILITY RELOCATION, AND RIGHT-OF-WAY DEDICATION.

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

PART 1. Council approves the vacation of the following street portions (the “Vacated Right-of-Way”) to 1st Street Highlands, LP (the “Vacation”):

- (1) Approximately 4,646 square feet of an unnamed street located between South 1st Street and South 2nd Street (adjacent to 900 South 1st Street) described in Exhibit A, attached to and incorporated as part of this ordinance;
- (2) Approximately 5,996 square feet of South 2nd Street described in Exhibit B, attached to and incorporated as part of this ordinance;
- (3) Approximately 2,184 square feet of an alley north of Copeland Street, between South 1st Street and South 2nd Street described in Exhibit C, attached to and incorporated as part of this ordinance.

PART 2. A public utility easement and a waterline easement are reserved from the vacation by the City.

PART 3. The Vacation is conditioned upon the relocation of utilities within the Vacated Right-of-Way at the expense of 1st Street Highlands, LP.

PART 4. The Vacation is conditioned upon a concurrent dedication by plat of new right-of-way acceptable to the City and a dedication of public access easements.

PART 5. 1st Street Highlands, LP has posted funds with the City in the amount of \$137,838, which is the appraised fair market value of the interests in the land being vacated, and these funds will be deposited after approval of this ordinance.

PART 6. This ordinance takes effect on _____, 2015.

PASSED AND APPROVED

_____, 2015 § _____
§
§

Steve Adler
Mayor

APPROVED: _____

Anne L. Morgan
Interim City Attorney

ATTEST: _____

Jannette S. Goodall
City Clerk