

**AGENDA**



**Recommendation for Council Action**

**AUSTIN CITY COUNCIL**

**Regular Meeting: November 29, 2018**

Item Number: **013**

**Office of Real Estate Services**

Approve an ordinance vacating approximately 669 square feet of right-of-way, being the north half of a 20 foot wide alley located between East 4th Street and East 5th Street, extending west of Robert T. Martinez Jr. Street, to 4th & RTM, LP.

**District(s) Affected:** District 3

<b>Lead Department</b>	Office of Real Estate Services.
<b>Fiscal Note</b>	This item has no fiscal impact.
<b>For More Information</b>	Alex Gale, Interim Officer, Office of Real Estate Services, (512) 974-1416; Megan Herron, Office of Real Estate Services, (512) 974-5649.
<b>Council Committee, Boards and Commission Action</b>	August 28, 2018: Approved by Planning Commission on a 11-0 vote. Commissioner Anderson recused on this item; conflict of interest due to employment. One vacancy on the Commission.  October 9, 2018: Approved by Urban Transportation Commission on a 7-0 vote. Commissioners Johnson, Davis, Hennessey and O’Reilly absent.

**Additional Backup Information:**

The alley right of way vacation consists of the north half of a 20 foot wide tract of land that is unimproved except for utility infrastructure. It is located between E. 4<sup>th</sup> Street and E. 5<sup>th</sup> Street, directly west of Robert T. Martinez Jr. Street, adjacent to Lot 4, of the Musgrove's Subdivision out of Outlot 8, Division "O" in the City of Austin, Travis County, Texas, according to the map or plat thereof, recorded in Volume Z, Page 595, Deed Records, Travis County, Texas.

The owner of the property abutting said north half of the partial alley at 10 feet wide, approximately 669 square feet, has requested the city to vacate and perpetually close for public travel, to be vacated to 4<sup>th</sup> & RTM, LP.

Property owners within 300 feet of the vacation tract were notified on August 2, 2018. No objections were received by the Office of Real Estate Services.

All affected City departments and utility franchise holders have reviewed the alley right of way vacation request and recommend approval.

The appraised market value for the said alley is \$44,856. The payment in the amount of the corresponding appraised value have been submitted to the Office of the Real Estate Services for processing upon approval of this right of way vacation request.