

ORDINANCE NO. 20181129-013

AN ORDINANCE VACATING APPROXIMATELY 669 SQUARE FEET OF RIGHT-OF-WAY BEING THE NORTH HALF OF THAT 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.

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

PART 1. Council approves the vacation of approximately 669 square feet of right-of-way, being the north half of that 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., described in Exhibit A, which is attached to and incorporated as part of this ordinance.

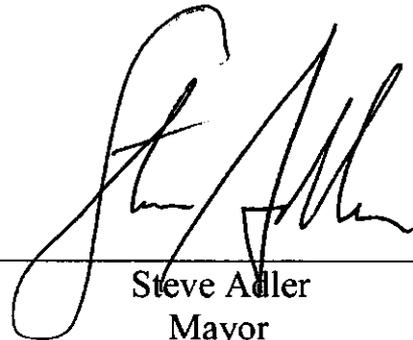
PART 2. The 4th & RTM, LP, has posted funds with the City in the amount of \$44,856 which is the appraised fair market value of the interests in the land being vacated, and these funds will be deposited upon the recording of the deed conveying the vacated right-of-way.

PART 3. This ordinance takes effect on December 10, 2018.

PASSED AND APPROVED

_____, November 29, 2018

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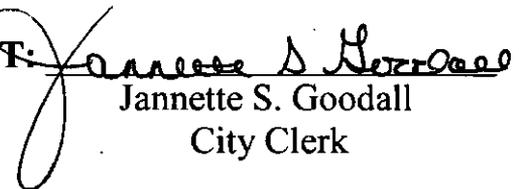
Steve Adler
Mayor

APPROVED:



Anne L. Morgan
City Attorney

ATTEST:



Jannette S. Goodall
City Clerk

Legal Description

BEING A DESCRIPTION OF A TRACT OF LAND CONTAINING 0.0154 ACRES (669 SQUARE FEET), BEING THE NORTH HALF OF THE 20 FOOT ALLEY (20' ALLEY) BETWEEN LOT 4 AND LOT 6 OF MUSGROVE'S SUBDIVISION OF OUTLOT NO. 8, DIVISION "O", A SUBDIVISION IN TRAVIS COUNTY, TEXAS, ACCORDING TO THE MAP OR PLAT THEREOF, RECORDED IN VOLUME Z, PAGE 595 OF THE DEED RECORDS OF TRAVIS COUNTY, TEXAS (D.R.T.C.T.), ADJOINING LOT 4 OF SAID MUSGROVE'S SUBDIVISION OF OUTLOT NO. 8, DIVISION "O", SAID LOT 4 BEING CONVEYED TO 4TH & RTM, LP IN DOCUMENT NO. 2018129808 OF THE OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY, TEXAS (O.P.R.T.C.T.), SAID 0.0154 ACRES BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:



TBPLS Firm #10174300
PO Box 90876
Austin, TX 78709
512.537.2384
www.4wards.com

BEGINNING, at a 1/2-inch iron rod in concrete found in the east terminus of said 20' Alley, at the northeast corner of a called 0.015 acre tract of land, being the south half of said 20' Alley, vacated by City of Austin Ordinance No. 20160804-022 and described therein, and being the easternmost corner of a called 1.9772 acre tract of land conveyed to 4TH and RTM, LP in Document No. 2016208139 (O.P.R.T.C.T.), also being in the west right-of-way line of Robert T. Martinez Jr. Street (60' right-of-way width), for the southeast corner and **POINT OF BEGINNING** hereof, from which a 1/2-inch iron rod found at the southeast corner of Lot 6 of said Musgrove's Subdivision, being at the intersection of the west right-of-way line of Robert T. Martinez Jr. Street and the north right-of-way line of E. 4th Street (60' right-of-way width), bears S20°27'03W, a distance of 154.96 feet;

THENCE, with the north line of said 0.015 acre tract, same being the north line of said 1.9772 acre tract, also being the called centerline of said 20' Alley, N69°31'14"W, a distance of 66.44 feet to a calculated point at the west terminus of said 20' Alley, for the southwest corner hereof, being the northwest corner of said 0.015 acre tract, and being an interior ell corner in the east line of said 1.9772 acre tract, also being in the east line of Lot 3 of said Musgrove's Subdivision;

THENCE, with the west terminus of said 20' Alley, same being the east line of said Lot 3 and the east line of said 1.9772 acre tract, N20°11'49"E, a distance of 10.00 feet to a calculated point for the northwest corner hereof, being the northwest corner of said 20' Alley, and being the southwest corner of said Lot 4, from which a calculated point for the north common corner of said Lot 4, said Lot 3, and said 1.9772 acre tract, being in the south right-of-way line of E. 5th Street (80' right-of-way width), bears N20°11'49E, passing at a distance of 143.91 feet, a 1/2-inch iron rod found, and continuing for a total distance of 144.63 feet;

THENCE, leaving the common east line of said Lot 3 and said 1.9772 acre tract, with the north right-of-way line of said 20' Alley, same being the south line of said Lot 4, S69°38'21"E, passing at a distance of 0.56 feet, a 1/2-inch iron rod found, and continuing for a total distance of 66.49 feet to a calculated point for the northeast corner hereof, being the northeast corner of said 20' Alley, and being the southeast corner of said Lot 4, also being in the west right-of-way line of Robert T. Martinez Jr. Street, from which a 1/2-inch iron rod found bears S69°38'21"E, a distance of 0.39 feet, and a 1/2-inch

iron rod with "4Ward Boundary" cap set for the northeast corner of said Lot 4, being at the intersection of the west right-of-way line of Robert T. Martinez Jr. Street and the south right-of-way line of E. 5th Street, bears N20°27'03"E, a distance of 144.68 feet;

THENCE, with the east terminus of said 20' Alley, same being the west right-of-way line of Robert T. Martinez Jr. Street, S20°27'03"W, a distance of 10.14 feet to the **POINT OF BEGINNING**, and containing 0.0154 acres (669 square feet) of land, more or less.

NOTE:

Surveyed on the ground May 17, 2018. All bearings are based on the Texas State Plane Coordinate System, Grid North, Central Zone (4203), all distances were adjusted to surface using a combined scale factor of 1.000057855537. See attached sketch (reference drawing: 00722.dwg or 00722_north half alley.dwg)

Eric J. Dannheim 9/20/18
Eric J. Dannheim, RPLS #6075
4Ward Land Surveying, LLC



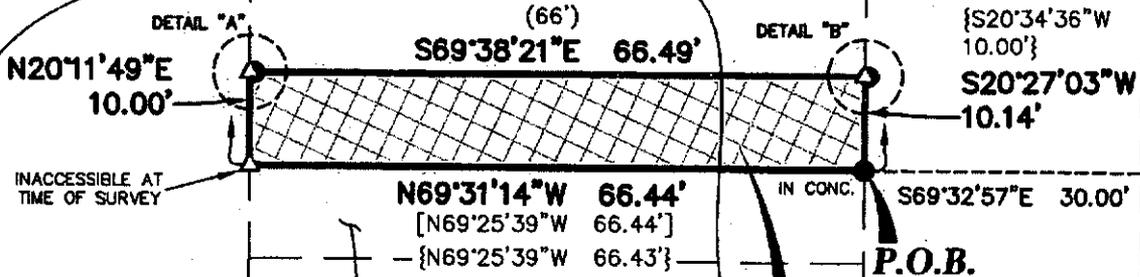
FIELD NOTES REVIEWED
BY: *Eric J. Dannheim* DATE: 09.25.2018
CITY OF AUSTIN
PUBLIC WORKS DEPARTMENT

TCAD MAP #: 20309
COA GRID #: K21

LOT 4
4TH & RTM, LP
DOC. NO. 2018129808
O.P.R.T.C.T

MUSGROVE'S SUBDIVISION
OF OUTLOT NO. 8, DIVISION "O"
VOL. Z, PG. 595
D.R.T.C.T.

ROBERT T. MARTINEZ JR. STREET
(60' R.O.W.)



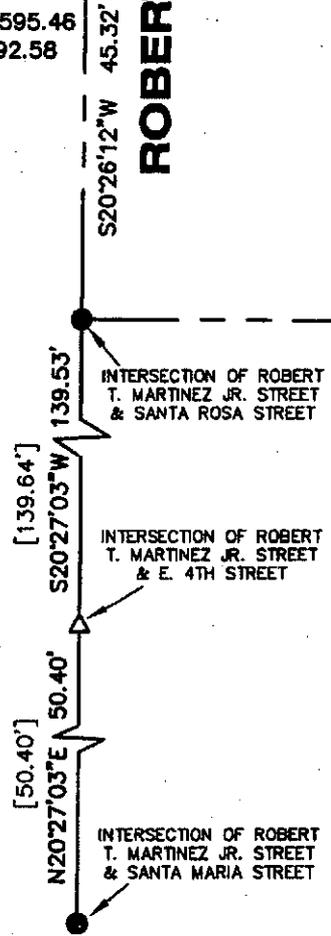
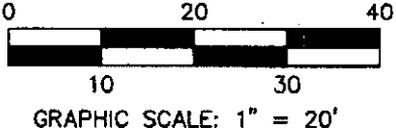
ALLEY VACATION
0.0154 ACRE(S)
669 SQUARE FEET

CALLED 0.015 ACRE
SOUTH HALF OF 20'
ALLEY VACATED BY
CITY ORDINANCE
20160804-022

CALLED 1.9772 ACRES
4TH AND RTM, LP
DOC. # 2016208139
O.P.R.T.C.T.

LOT 6

EAST 66.05 FEET
OF LOT 5

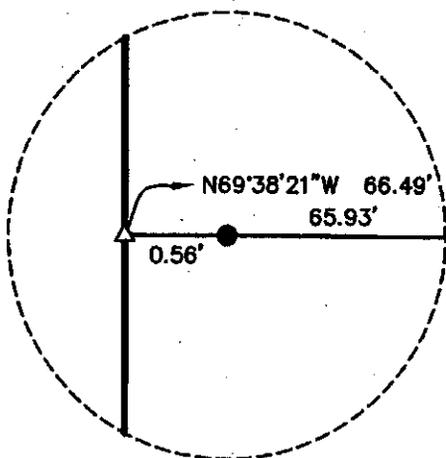


**0.0154 ACRE
ALLEY VACATION
City of Austin,
Travis County, Texas**

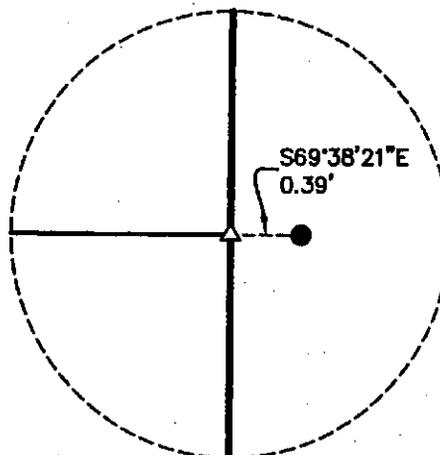
4WARD
Land Surveying
A Limited Liability Company
PO Box 90876, Austin Texas 78709
WWW.4WARDLS.COM (512) 537-2384
TBPLS FIRM #10174300

Date:	9/20/2018
Project:	00722
Scale:	1" = 20'
Reviewer:	EJD
Tech:	BAP
Field Crew:	SV/JR
Survey Date:	MAY, 2018
Sheet:	1 OF 2

DETAIL "A"



DETAIL "B"



DETAILS ARE NOT TO SCALE

1) ALL BEARINGS ARE BASED ON THE TEXAS STATE PLANE COORDINATE SYSTEM, GRID NORTH, CENTRAL ZONE, (4203), NAD83, ALL DISTANCES WERE ADJUSTED TO SURFACE USING A COMBINED SCALE FACTOR OF 1.000057855537.

2) SEE ATTACHED METES AND BOUNDS DESCRIPTION.



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9/20/18

TCAD MAP # 20309
COA GRID #: K21

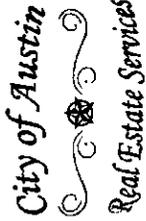
**0.0154 ACRE
ALLEY VACATION
City of Austin,
Travis County, Texas**

LEGEND	
	PROPOSED EASEMENT LINE
	EXISTING PROPERTY LINES
	1/2" IRON ROD WITH "4WARD BOUNDARY" CAP SET
	1/2" IRON ROD FOUND (UNLESS NOTED)
	CALCULATED POINT
P.O.B.	POINT OF BEGINNING
VOL./PG.	VOLUME, PAGE
DOC. #	DOCUMENT NUMBER
R.O.W.	RIGHT-OF-WAY
D.R.T.C.T.	DEED RECORDS, TRAVIS COUNTY, TEXAS
O.P.R.T.C.T.	OFFICIAL PUBLIC RECORDS, TRAVIS COUNTY, TEXAS
{.....}	RECORD INFORMATION PER DEED VOL. Z PG. 595
[.....]	RECORD INFORMATION PER DEED DOC. NO. 2016208139
{.....}	RECORD INFORMATION PER CITY ORDINANCE NO. 20160804-022

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Sheet:	2 OF 2

Proposed Alley Vacation at 400 Block of Robert T Martinez Jr St



This product is for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. It does not represent an on-the-ground survey and represents only the approximate relative location of property boundaries.

This product has been produced by the Office of Real Estate Services for the sole purpose of geographic reference. No warranty is made by the City of Austin regarding specific accuracy or completeness.

Produced by CBoas, 10/4/2018

-  Proposed Alley Vacation
-  TCAD Parcels

2018 Aerial Imagery, City of Austin

