



**RCA
CITY OF AUSTIN
RECOMMENDATION FOR COUNCIL ACTION**

**AGENDA ITEM NO.: 9
AGENDA DATE: Thu 06/10/2004
PAGE: 1 of 1**

SUBJECT: Approve an ordinance vacating Moffett Drive between Gilbert Street and Windsor Road to The Episcopal Church of the Good Sheperd, to consolidate their development and parking.

AMOUNT & SOURCE OF FUNDING: N/A

FISCAL NOTE: There is no unanticipated fiscal impact. A fiscal note is not required.

REQUESTING Public Works
DEPARTMENT:

**DIRECTOR'S
AUTHORIZATION:** Sondra Creighton

FOR MORE INFORMATION CONTACT: Chris Muraida, 974-7191; Laura Bohl, 974-7064

PRIOR COUNCIL ACTION: N/A

BOARD AND COMMISSION ACTION: Approved by the Zoning and Platting Commission and the Urban Transportation Commission.

PURCHASING: N/A

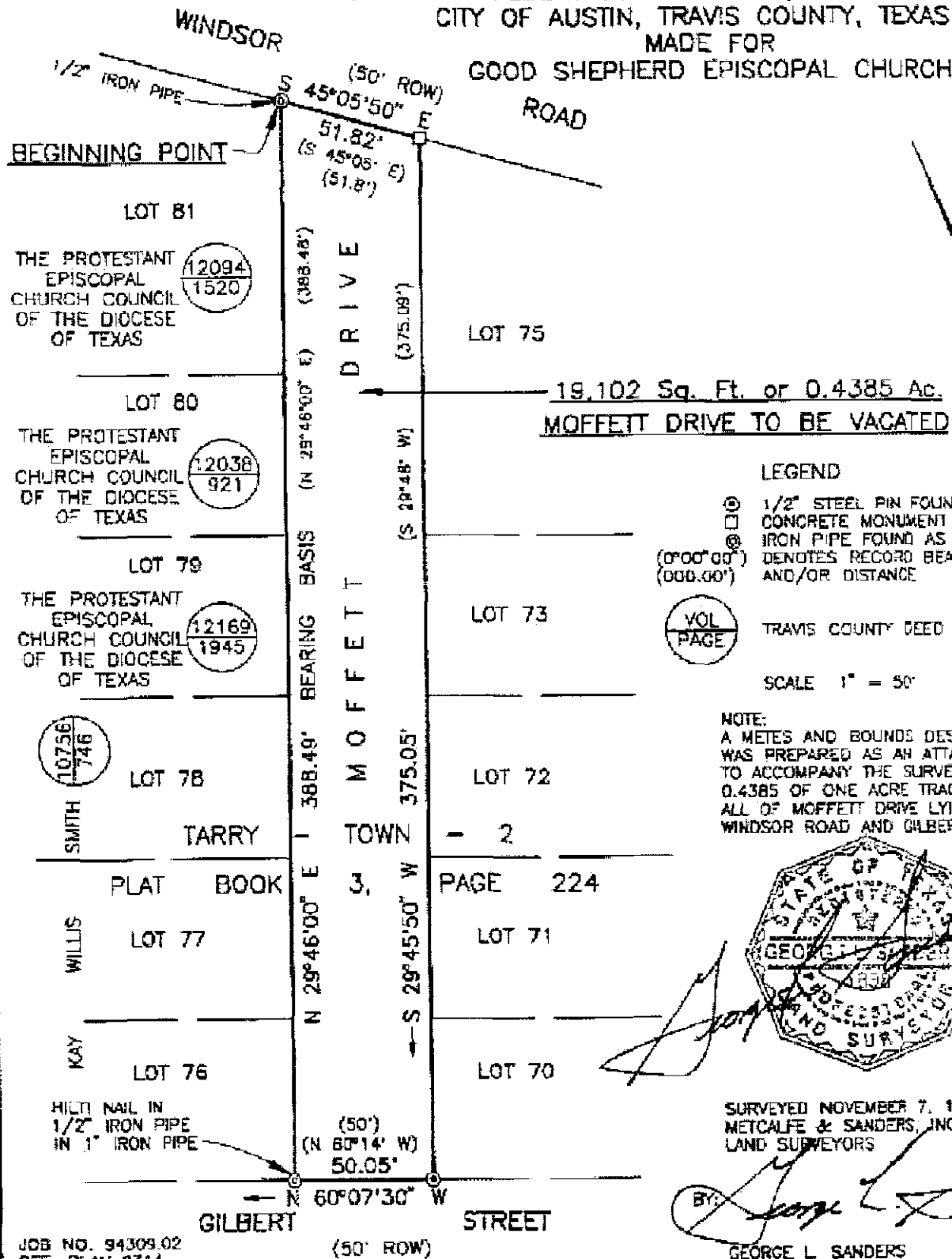
MBE / WBE: N/A

The request for the vacation of Moffett Drive between Gilbert Street and Windsor Road has been submitted by Eric MacInerney of Heimsath Architects on behalf of The Episcopal Church of the Good Shepherd.

The area being requested for vacation will be used to consolidate development and parking. All affected departments and franchise holders have reviewed this request and recommended approval, subject to area being retained as a public utility easement. Property owners within 300 feet of the area to be vacated were notified of the proposed vacation on September 24, 2003. Objections were received from R.M. Smith and Ann H. Wheeler and Catherine Dwyer to this proposed vacation as a result of the notification.

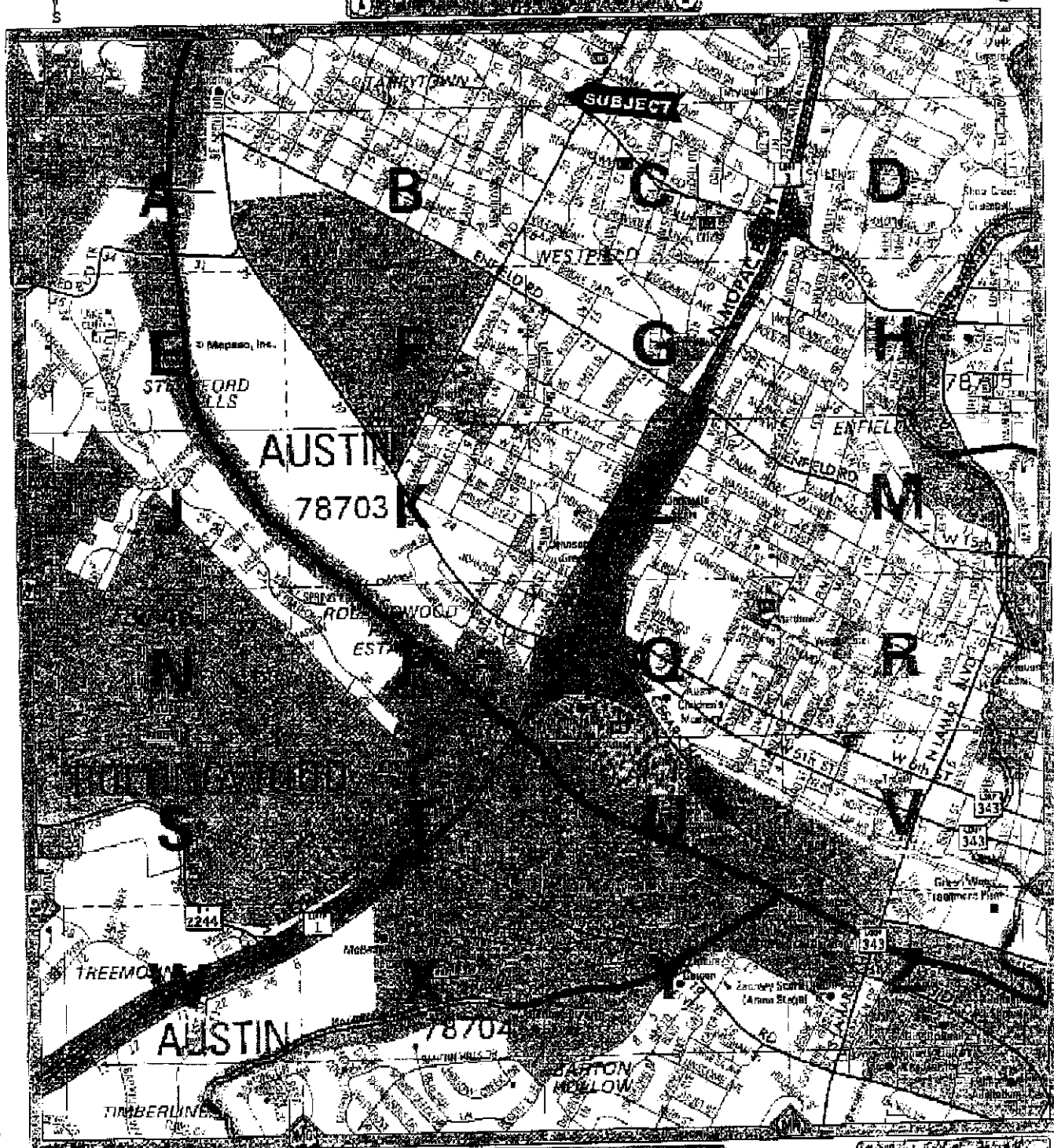
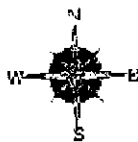
The Real Estate Services Division of the Public Works Department appraised the area to be vacated at \$54,345.20. A cashier's check in the amount of the appraised value has been submitted to the Real Estate Services Division for processing upon approval of this request.

SKETCH TO ACCOMPANY METES & BOUNDS DESCRIPTION
TO VACATE MOFFETT DRIVE
"TARRY-TOWN-2" SUBDIVISION
DANIEL J. GILBERT SURVEY NO. 8, ABSTRACT NO. 313
CITY OF AUSTIN, TRAVIS COUNTY, TEXAS
MADE FOR
GOOD SHEPHERD EPISCOPAL CHURCH



JOB NO. 94309.02
REF. PLAN 2314
F.B. 782 P. 1
PLAN 2549

EXHIBIT "B"



SCALE IN MILES



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SCALE IN FEET

ORDINANCE NO.

**AN ORDINANCE APPROVING THE VACATION OF MOFFETT DRIVE
BETWEEN GILBERT STREET AND WINDSOR ROAD TO THE EPISCOPAL
CHURCH OF THE GOOD SHEPHERD.**

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

PART 1. The Council approves the vacation of Moffett Drive between Gilbert Street and Windsor Road as more specifically described in Exhibit A, attached and incorporated as part of this ordinance, to the Episcopal Church of the Good Shepherd, in exchange for payment of the appraised value of \$54,345.20 to consolidate its development and parking, subject to a retained public utility easement.

PART 2. This ordinance takes effect on _____, 2004.

PASSED AND APPROVED

_____, 2004 §
 §
 § _____
 Will Wynn
 Mayor

APPROVED: _____
 David Allan Smith
 City Attorney

ATTEST: _____
 Shirley A. Brown
 City Clerk