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## ORDINANCE NO.

AN ORDINANCE VACATING APPROXIMATELY 0.3158 ACRE (13,760 SQUARE FEET) OF RIGHT-OF-WAY TO JOHNSON SPECIAL LAND, LTD. AND THE STATE OF TEXAS, BEING THAT CERTAIN VARIABLE-WIDTH RIGHT-OF-WAY KNOWN AS MIDDLE FISKVILLE ROAD, TRAVERSING NORTH FROM EAST 56TH STREET TO EAST KOENIG LANE.

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

- **PART 1.** Council approves the vacation of approximately 0.2530 acre (11,022 square feet) of developed right-of-way to Johnson Special Land, LTD., being a portion of the variable-width street right-of-way known as "Middle Fiskville Road" originally dedicated to Travis County Road Precinct No. 2 as shown on the plat of the "Subdivision of the Mrs. Lou H. Hill Property", of record in Book 3, Page 54, Plat Records of Travis County, Texas, and later annexed into the City, said 0.2530-acre tract being more particularly described in **Exhibit "A"**, which is attached to and incorporated as part of this ordinance, and abutting the parcel owned by Johnson Special Land, LTD. located at 5600 Airport Boulevard.
- **PART 2.** Council approves the vacation of approximately 0.0629 acre (2,738 square feet) of developed right-of-way to the State of Texas, acting by and through the Texas Transportation Commission, being a portion of the variable-width street right-of-way known as "Middle Fiskville Road" originally dedicated to Travis County Road Precinct No. 2 as shown on the plat of the "Subdivision of the Mrs. Lou H. Hill Property", of record in Book 3, Page 54, Plat Records of Travis County, Texas, said 0.0629-acre tract being more particularly described in **Exhibit "B"**, which is attached to and incorporated as part of this ordinance, and abutting the Airport Boulevard right-of-way conveyed to the State of Texas by deed dated April 20, 1943 and recorded in Volume 663, Page 166 of the Deed Records of Travis County, Texas.
- **PART 3.** A waterline easement is reserved from these vacations by the City over the area of the vacations described in **Exhibit "C"**, which is attached to and incorporated as part of this ordinance.
- **PART 4.** An electric easement is reserved from these vacations by the City over the area of the vacations described in **Exhibit "D"**, which is attached to and incorporated as part of this ordinance.
- **PART 5.** A trail and sidewalk easement is reserved from these vacations by the City over the area of the vacations described in **Exhibit "E"**, which is attached to and incorporated as part of this ordinance.

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**PART 6.** Upon this ordinance taking effect, the City will close the access point at Middle Fiskville Road and Airport Boulevard identified in **Exhibit "F"** attached to and incorporated as part of this ordinance, and, as a condition of these vacations, Johnson Special Land, LTD. or any successor owner of any portion of the areas subject to these vacations shall as part of its development (i) remove the existing driveway, (ii) connect the ten-foot-wide shared use path currently being constructed by the City along Airport Boulevard, and (iii) make any drainage, landscaping, and utility modifications as are necessary to remove the driveway and construct the path.

**PART 7.** Johnson Special Land, LTD. has posted funds with the City in the amount of \$755,291, 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 8.** This ordinance takes effect on \_\_\_\_\_\_\_, 2024.

## PASSED AND APPROVED

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	§
, 2024	§
	Kirk Watson
	Mayor

APPROVED: \_\_\_\_\_ ATTEST: \_\_\_\_ Myrna Rios

Anne L. Morgan City Attorney Myrna Rios City Clerk