

ORDINANCE NO. O-2017-57

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS, PROVIDING FOR THE CLOSURE OF AN UNIMPROVED PORTION OF PINE STREET. THE WEST SIDE OF THE RIGHT-OF-WAY IS ADJACENT TO LOT 5A OF NCB 1258-O. THE EAST SIDE IS ADJACENT TO VAUGHN AVENUE. THE NORTH SIDE IS ADJACENT TO LOT 12 OF NCB 736. THE SOUTH SIDE IS ADJACENT TO LOT 1 OF NCB 737; PROVIDING FOR THE TERMS AND CONDITIONS OF SUCH CLOSURE; PROVIDING A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the applicant is requesting the closure of an unimproved portion of Pine Street. The west side of the right-of-way is adjacent to Lot 5A of NCB 1258-O. The east side is adjacent to Vaughn Avenue. The north side is adjacent to Lot 12 of NCB 736. The south side is adjacent to Lot 1 of NCB 737.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS:

PART 1: That the following alley closure are hereby approved as follows:

I. APPLICATION C17-003

That the public rights-of-way described below, and the same are hereby abandoned, vacated and closed insofar as the right, or title of the public is concerned:

The west side of the right-of-way is adjacent to Lot 5A of NCB 1258-O. The east side is adjacent to Vaughn Avenue. The north side is adjacent to Lot 12 of NCB 736. The south side is adjacent to Lot 1 of NCB 737.

PART 2: That closure and abandonment are contingent upon and will not become effective until and unless the applicant replats the property within six (6) months.

PART 3: That said public rights-of-way are not needed for public purposes and it is in the public interest of the City to abandon said described public rights-of-way, other than the terms and conditions set out above.

PART 4: That the abandonment provided for herein shall extend only to the public right, title and overlay with ingress/egress, public utility easements and to the tracts of land described in this ordinance, and shall be construed only to that interest that the governing body of the City of Tyler may legally and lawfully abandon.

PART 5: Should any section, subsection, sentence, provision, clause or phrase be held to be invalid for any reason, such holding shall not render invalid any other section, subsection, sentence, provision, clause or phrase of this ordinance and same are deemed severable for this purpose.

PART 6: That this ordinance shall be effective on and after its date of passage and approval by the City Council.

PASSED AND APPROVED this the 26th day of July A.D., 2017.

ATTEST:

Cassandra Brager
CASSANDRA BRAGER, CITY CLERK

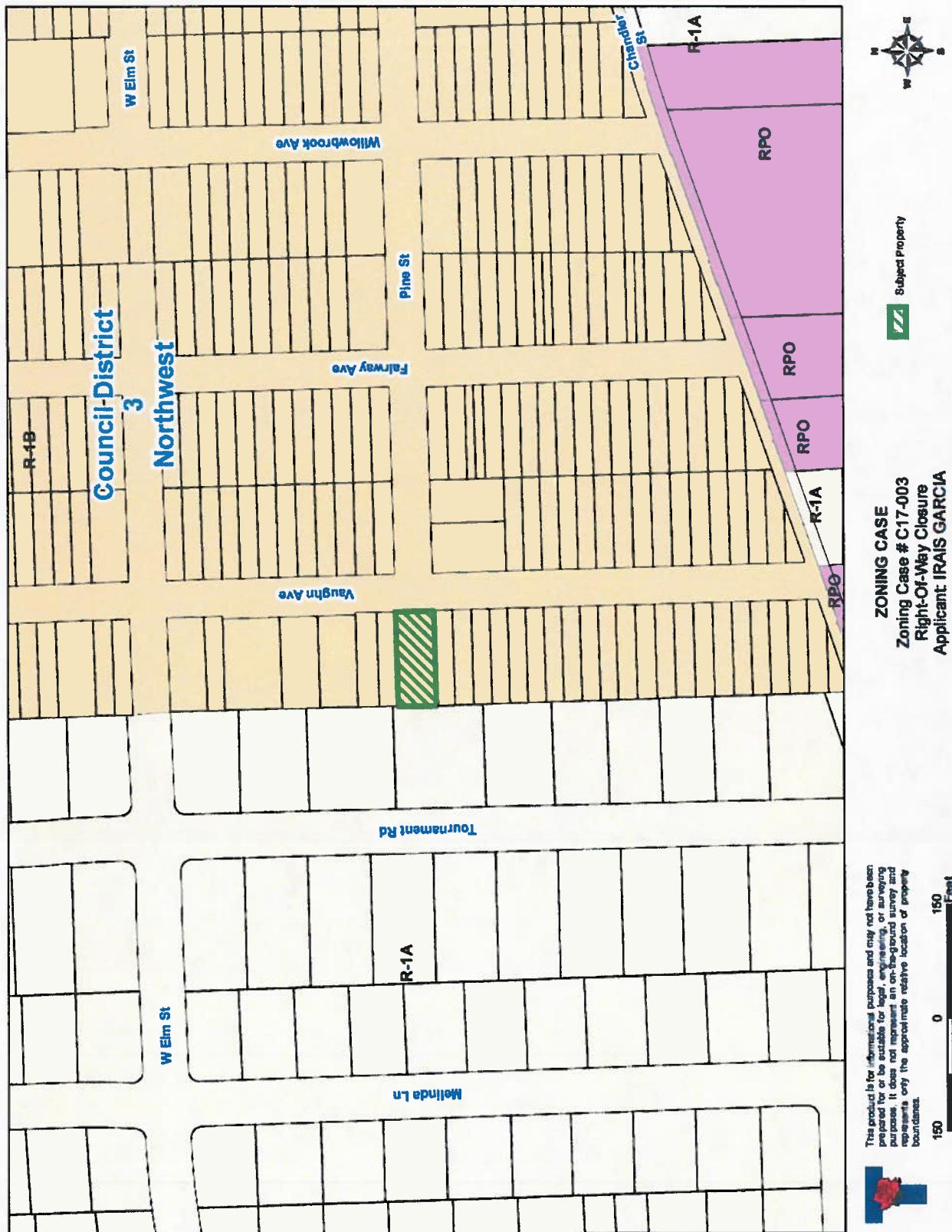


Martin Heines
MARTIN HEINES, MAYOR
OF THE CITY OF TYLER, TEXAS

APPROVED:

Deborah G. Pullum
DEBORAH G. PULLUM,
CITY ATTORNEY

ORDINANCE NO. O-2017-57
EXHIBIT "A"
LOCATION MAP



ORDINANCE NO. O-2017-57
 EXHIBIT "B"
 TYLER 1st FUTURE LAND USE GUIDE



