

ORDINANCE NO. O-2015-1

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS, PROVIDING FOR THE ABANDONMENT OF CANNON COURT AND A PORTION OF NORTH ELLIS AVENUE RIGHT-OF-WAY LOCATED AT THE INTERSECTION OF WEST GENTRY PARKWAY AND CONTINUING NORTH APPROXIMATELY 100 FEET; PROVIDING FOR THE TERMS AND CONDITIONS OF SUCH ABANDONMENT; PROVIDING A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the applicants are requesting the closure Cannon Court and a portion of North Ellis Avenue right-of-way located at the intersection of West Gentry Parkway and continuing north approximately 100 feet.

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

PART 1: That the following thoroughfare closures are hereby approved as follows:

I. APPLICATION C12-14-002

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:

As shown in the drawing attached hereto as Exhibit "A", Cannon Court and a portion of North Ellis Avenue right-of-way located at the intersection of West Gentry Parkway and continuing north approximately 100 feet.

PART 2: That the closures and abandonments are contingent upon and will not become effective until and unless the applicant replats the property within six (6) months and dedicates utility easements for the existing public infrastructure.

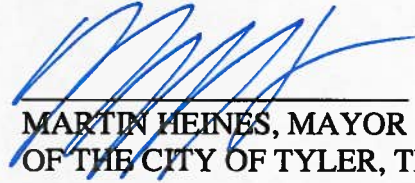
PART 3: That said public rights-of-way are not needed for public purposes and it is in the public interest of the City to abandon said described public right-of-way, other than the terms and conditions set out above.

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.

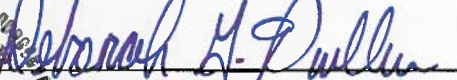
PASSED AND APPROVED this the 14th day of January, A.D., 2015.


MARTIN HEINES, MAYOR
OF THE CITY OF TYLER, TEXAS

ATTEST:

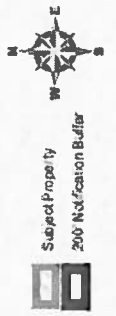
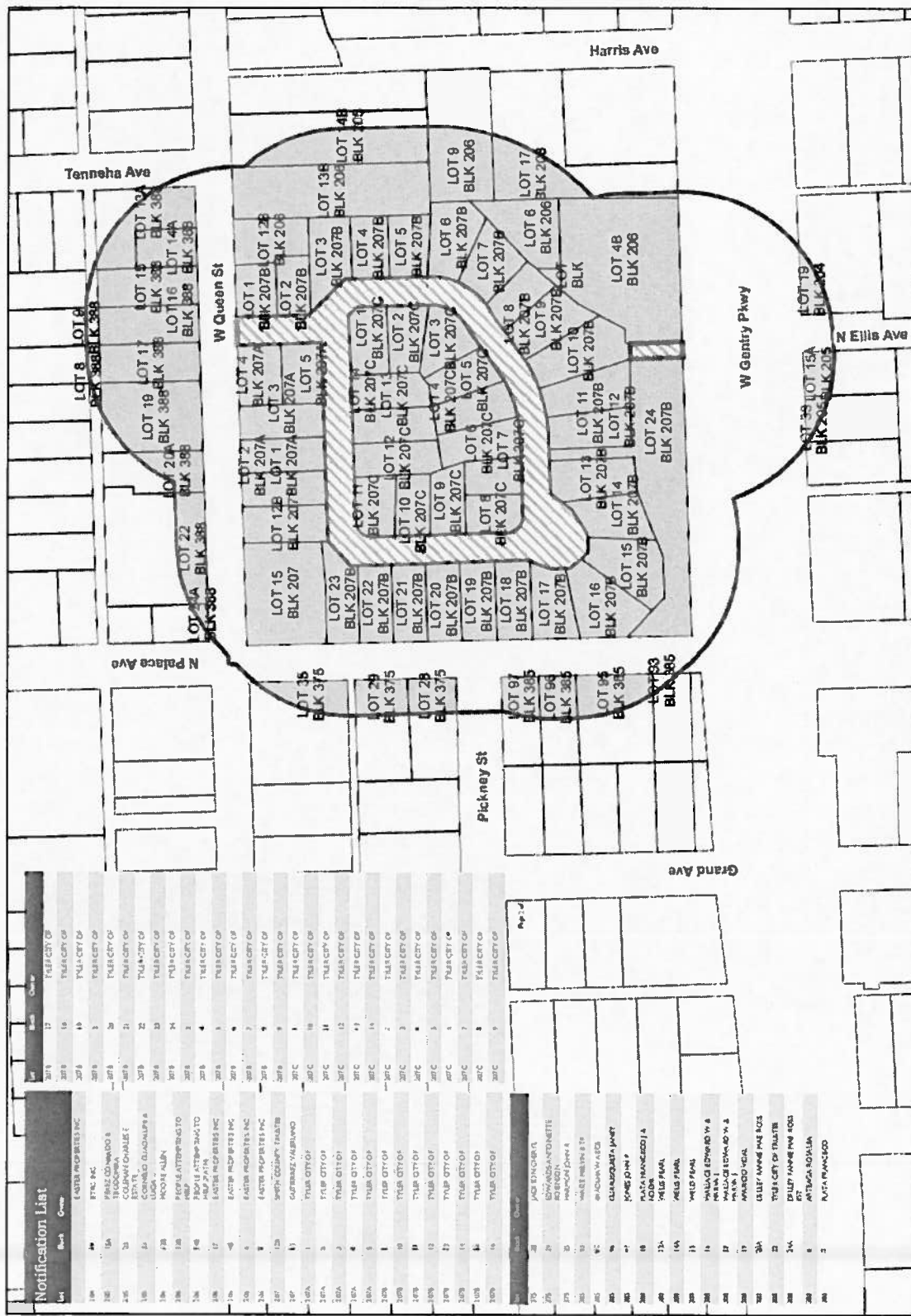

CASSANDRA BRAGER, CITY CLERK

APPROVED:


DEBORAH G. PULLUM,
CITY ATTORNEY



ORDINANCE 0-2014-1 EXHIBIT 'A'



STREET CLOSURE CASE
STREET CLOSURE#: C12-14-002
CITY OF TYLER

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.

200 100 0 100 200 Feet