

ORDINANCE NO. O-2019-105

AN ORDINANCE AMENDING THE CITY OF TYLER ZONING ORDINANCE OF THE CODE OF ORDINANCES OF THE CITY OF TYLER, TEXAS; BY CLOSING UNIMPROVED PORTIONS OF ALLEY RIGHTS-OF-WAY. THE WEST SIDE OF THE RIGHT-OF-WAY IS ADJACENT TO LOTS 6, 5A, AND 3A OF NCB 772. THE EAST SIDE IS ADJACENT TO LOT 9 OF NCB 772. THE NORTH SIDE OF THE RIGHT-OF-WAY IS ADJACENT TO WEST 31ST STREET AND ALSO ADJACENT TO LOTS 7, 8, AND 9 OF NCB 772. THE SOUTH SIDE OF THE RIGHT-OF-WAY IS ADJACENT TO LOTS 10, 11, AND 12 OF NCB 772; 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 to replat rights-of-way into adjacent property.

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 C19-005

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

Unimproved portion of alley right-of-way. The west side of the right-of-way is adjacent to Lots 6, 5A, and 3A of NCB 772. The east side is adjacent to Lot 9 of NCB 772. The north side of the right-of-way is adjacent to West 31st Street and also adjacent to lots 7, 8, and 9 of NCB 772. The south side of the right-of-way is adjacent to Lots 10, 11, and 12 of NCB 772.

PART 2: That closure is contingent upon and will not become effective until and unless the applicant replats the property within six (6) months and dedicates utility easements where required.

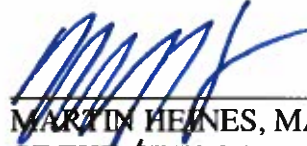
PART 3: That said public rights-of-way are not needed for public purposes and it is in the public interest of the City to abandon said described public rights-of-way, other than the terms and conditions set out above.

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 11th day of December A.D., 2019.



MARTIN HEINES, MAYOR
OF THE CITY OF TYLER, TEXAS

ATTEST:

APPROVED:

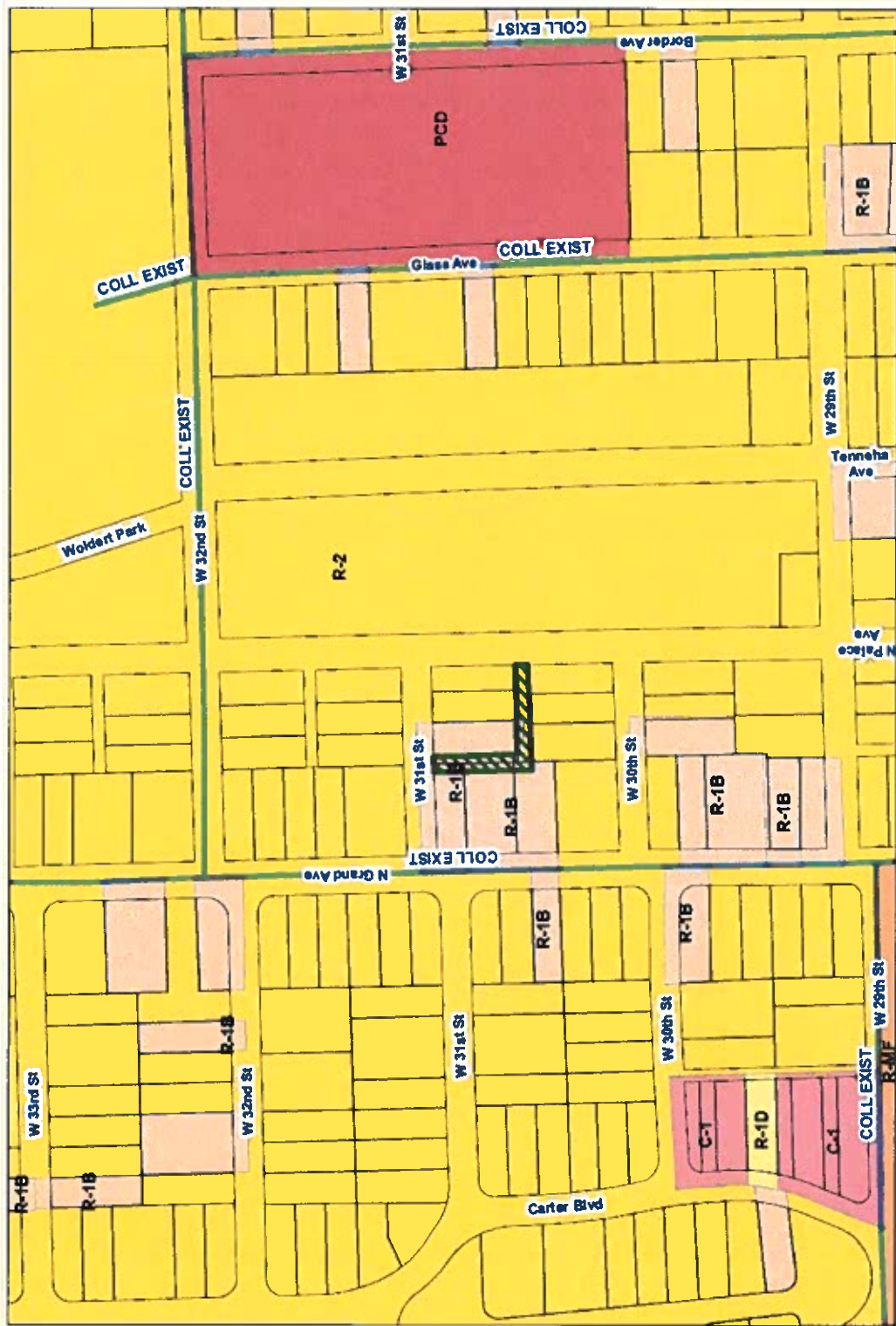


CASSANDRA BRAGER, CITY CLERK



DEBORAH G. PULLUM,
CITY ATTORNEY

**ORDINANCE NO. O-2019-105
EXHIBIT "A"
LOCATION MAP**



 Subject Property

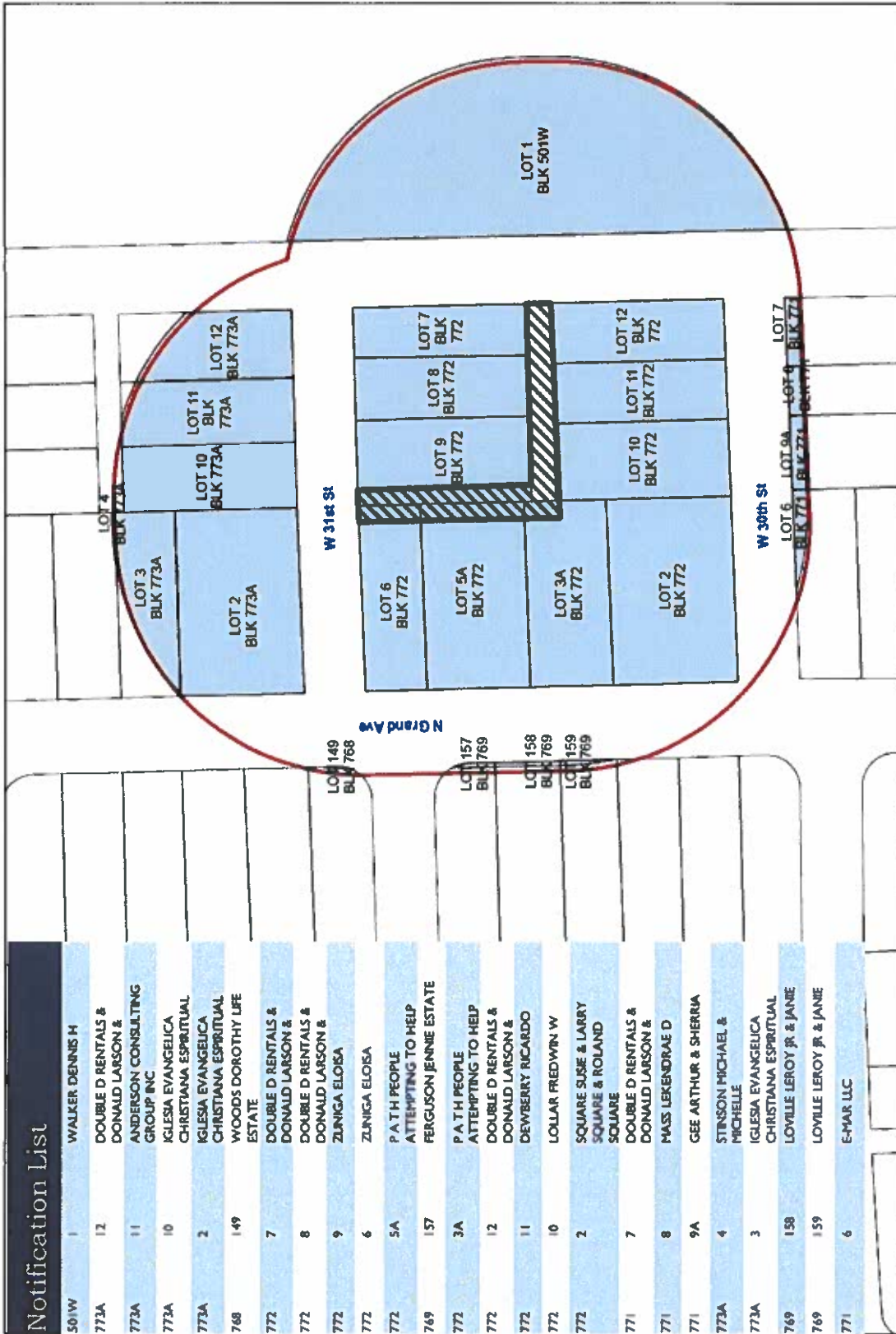
ZONING CASE
Zoning Case #: C19-005
Thoroughfare Closure
Applicant: Zuniga Elosia

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 0 200 Feet



**ORDINANCE NO. O-2019-105
EXHIBIT "B"
NOTIFICATION MAP**



Notification List

501W	1	WALKER DENNIS H
773A	12	DOUBLE D RENTALS & DONALD LARSON &
773A	11	ANDERSON CONSULTING GROUP INC
773A	10	IGLESIA EVANGELICA CHRISTIANA ESPIRITUAL
773A	2	IGLESIA EVANGELICA CHRISTIANA ESPIRITUAL
768	149	WOODS DOROTHY LIFE ESTATE
772	7	DOUBLE D RENTALS & DONALD LARSON &
772	8	DOUBLE D RENTALS & DONALD LARSON &
772	9	ZUNIGA ELOISA
772	6	ZUNIGA ELOISA
772	5A	P A T H PEOPLE ATTEMPTING TO HELP
769	157	FERGUSON JENNE ESTATE
772	3A	P A T H PEOPLE ATTEMPTING TO HELP
772	12	DOUBLE D RENTALS & DONALD LARSON &
772	11	DEWBERRY RICARDO
772	10	LOLLAR FREDWIN W
772	2	SQUARE SUSE & LARRY SQUARE & ROLAND SQUARE
771	7	DOUBLE D RENTALS & DONALD LARSON &
771	8	MASS LEKENDRAE D
771	9A	GEE ARTHUR & SHERRA
773A	4	STINSON MICHAEL & MICHELLE
773A	3	IGLESIA EVANGELICA CHRISTIANA ESPIRITUAL
769	158	LOVILLE LEROY JR & JANIE
769	159	LOVILLE LEROY JR & JANIE
771	6	E-MAR LLC

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Subject Property
200' Notification Buffer

ZONING CASE
Zoning Case #: C19-005
Thoroughfare Closures
Applicant: Zuniga Ellosia