

**INFORMATION FOR COMPLETING PETITION
REQUESTING THOROUGHFARE CLOSURE**

INDEX

ITEMS REQUIRED FOR EACH APPLICATION:

- A. Petition for Thoroughfare Closure
- B. Applicant's Support Information for Thoroughfare Closure
- C. Authorization of Agent
- D. Map showing thoroughfare
- E. Fee - Section 10-776

PROCESS

City Code Sec. 10-260 - 10-266

All thoroughfare closures are by Ordinance, and only the City Council has the authority to close a thoroughfare. The Council has assigned the study of thoroughfare closings to the Planning and Zoning Commission, who will make recommendations to the Council. If the Commission recommends this request for the closure of a thoroughfare, it will not be effective until it is then passed by the City Council. The closure process normally requires a period of sixty (60) days.

NOTE: The Planning and Zoning Commission hears all requests on the first Tuesday of each month, at 1:30 p.m., in the Council Chamber, City Hall, 212 North Bonner Avenue, Tyler, Texas.

Thoroughfare Closure requests must be filed in the Planning and Zoning Department, 423 West Ferguson, Tyler, Texas.

Please have a representative present at all public hearings. The applicant has the duty to produce evidence before the Planning and Zoning Commission and City Council to justify the proposed thoroughfare closure. This generally requires a showing that conditions affecting the thoroughfare have substantially changed, resulting in the thoroughfare no longer being required for public access.

OFFICE USE ONLY

Filing Fee for Application

Receipt No.: _____ Amount: _____

Signed By: _____



PETITION FOR THOROUGHFARE CLOSURE

The undersigned, as owner of the herein described property hereby makes application in the name of:

APPLICANT Rick Martindale, c/o Langan Engineering ADDRESS 1101 ESE Loop 323, Ste. 101, Tyler 75701

of the following public thoroughfare of the City of Tyler: Westchase Blvd. (North & South)

The thoroughfare: Street Alley

Improved? Paved Unpaved

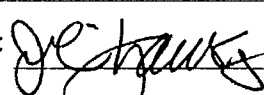
(Please print all but signature)

Owner(s) Name: Bellwood 323 2019 LP
By: Bellwood 323 2019 GP LLC, General Partner of Bellwood 323 2019 LP
By: PRA GP No. 2, Inc., Manager of Bellwood 323 2019 GP LLC
By: Julian Hawes, Jr., Vice-President

Address: 10210 N. Central Expressway, Ste. 300

City, State, Zip: Dallas, TX 75231

Phone: (214) 288-3624

Signature:  Vice President
of General Partner

Email: dparks@providentrealty.net

(Please print all but signature)

Owner(s) Name: _____

Address: _____

City, State, Zip: _____

Phone: _____

Signature: _____

Email: _____



AUTHORIZATION OF AGENT

We, the undersigned, being owners of real property adjacent to the thoroughfare closure requested, do hereby authorize (please print),

Agent Name: Rick Martindale

Address: 1101 ESE Loop 323, Ste. 101

City, State, Zip: Tyler, TX 75701

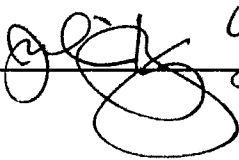
Phone: 903-324-8417

Signature: 

Email: rmartindale@langan.com

to act as our Agent in the matter of this thoroughfare closure. The term "agent" shall be construed to mean any lessee, developer, option holder, or authorized individual who is authorized to act in behalf of the owner(s) of said adjacent property.

(Form to be signed below by all owners of the adjacent property.)

	SIGNATURE	MAILING ADDRESS
1	 <i>Vice President of general partner</i>	_____
2	_____	_____
3	_____	_____
4	_____	_____

(Completion of this section is necessary only when the person submitting this request does not own all of the property. If not the owner, the applicant must sign the petition as "AGENT".)



SUPPORT INFORMATION FOR THOROUGHFARE CLOSURE

Applicants should submit the following information in support of their Thoroughfare Closure Request:

1. Is this thoroughfare a paved or surfaced street, or is it an unimproved right-of-way?

It is an unimproved right-of-way

2. Is this public thoroughfare no longer in use? If so, approximately how long has it not been in use?

It is not in use. It was platted in 1984 but never constructed.

3. Is it likely that this thoroughfare will ever be needed for public access?

No. Bellwood 323 2019 LP currently owns all adjacent properties and is proposing a new development plan for the area.

4. Do all of the lots adjacent to the proposed closed thoroughfare have an alternative source of public access? If not, how will public access be provided?

Bellwood 323 2019 LP currently owns all adjacent properties. Current access is direct to SSW Loop 323 and Earl Campbell Parkway, but future internal streets and extension of Earl Campbell Pkwy. are planned.

5. Is this public right-of-way currently in private use by the adjacent property owner(s)? If so, for what use is the right-of-way currently used?

No. It is unused, unimproved right-of-way.

6. Will the closure of this thoroughfare be of any inconvenience to through traffic?

No. As noted above, current owner has all surrounding properties with access to Loop 323 and Earl Campbell Pkwy.

7. If this thoroughfare is to be closed to the public, for what private use will it be utilized?

Bellwood 323 2019 LP is master planning the 540 acres west of Loop 323 where this right-of-way currently exists. Alternate street networks and lot/block configuration will be designed and platted.

PRINTED:

Rick Martindale

OWNER or AGENT (FORM C)

SIGNED:

OWNER or AGENT (FORM C)