

ORDINANCE 2019-05-02-0354

AUTHORIZING THE CLOSURE, VACATION, AND ABANDONMENT OF 2,250.41 SQUARE FEET OF UNIMPROVED PUBLIC RIGHT-OF-WAY ALONG SAN SALVADOR STREET AT ESSEX STREET AS REQUESTED BY PETIONERS OLGA NINO AND BALDOMERO NINO JR IN COUNCIL DISTRICT 2

* * * * *

WHEREAS, in 1946, a 24-foot strip of land as shown in Attachment I and Attachment II was dedicated as public right-of-way to the City of San Antonio and accepted by the City of San Antonio by Ordinance 3363 for the purposes of enabling the extension of public utilities to the small neighboring homes; and

WHEREAS, the request has been canvassed to all City Departments and utility agencies and the petition was accepted with standard conditions of retaining existing easements and re-platting the property, if improved; and

WHEREAS, the petition is supported by the surrounding neighbors; and

WHEREAS, the petitioners Olga Nino and Baldomero Nino (“Petitioners”) have maintained the grassy strip since they purchased the adjoining property and the Petitioners intend to assemble the grassy strip with their existing property to extend their side yard; and

WHEREAS, the fee established for this request totals \$3,084.00 which is the assessed value of the unimproved property utilizing Bexar County Appraisal District assessed land values as provided by Chapter 37, Section 2(g)(ii) of the City Code; and

WHEREAS, Planning Commission recommended approval of this request at its regular scheduled meeting on April 10, 2019; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The City Council hereby authorizes the closure, vacation, and abandonment of its Right of Way interests as to 2,250.41 square feet of an unimproved portion of the public right-of-way at Essex and San Salvador Streets. A map and picture of the right-of-way segment is detailed in **Attachment I**. A detailed description of the Right of Way segment is set forth in **Attachment II**. Attachment I and Attachment II are incorporated into this Ordinance for all purposes as if they were fully set forth. Attachment II controls over Attachment I over any discrepancy.

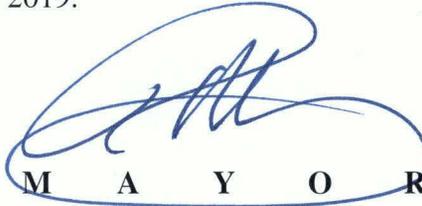
SECTION 2. Funds generated by this ordinance will be deposited into Fund 11001000, Internal Order 223000000253 and General Ledger 4903101.

SECTION 3. The disposition of surplus property must be coordinated through the city's Finance Department to assure the removal of these assets into the City's financial records and to record the proper accounting transactions.

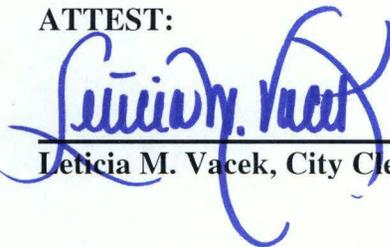
SECTION 4. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific Cost Centers, WBS Elements, Internal Orders, General Ledger Accounts, and Fund Numbers as necessary to carry out the purpose of this Ordinance.

SECTION 5. This ordinance becomes effective 10 days after passage, unless it receives the eight votes requisite to immediate effectiveness under San Antonio Municipal Code § 1-15, in which case it becomes effective immediately.

PASSED AND APPROVED this 2nd day of May, 2019.

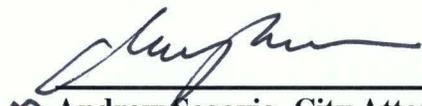

M A Y O R
Ron Nirenberg

ATTEST:



Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:



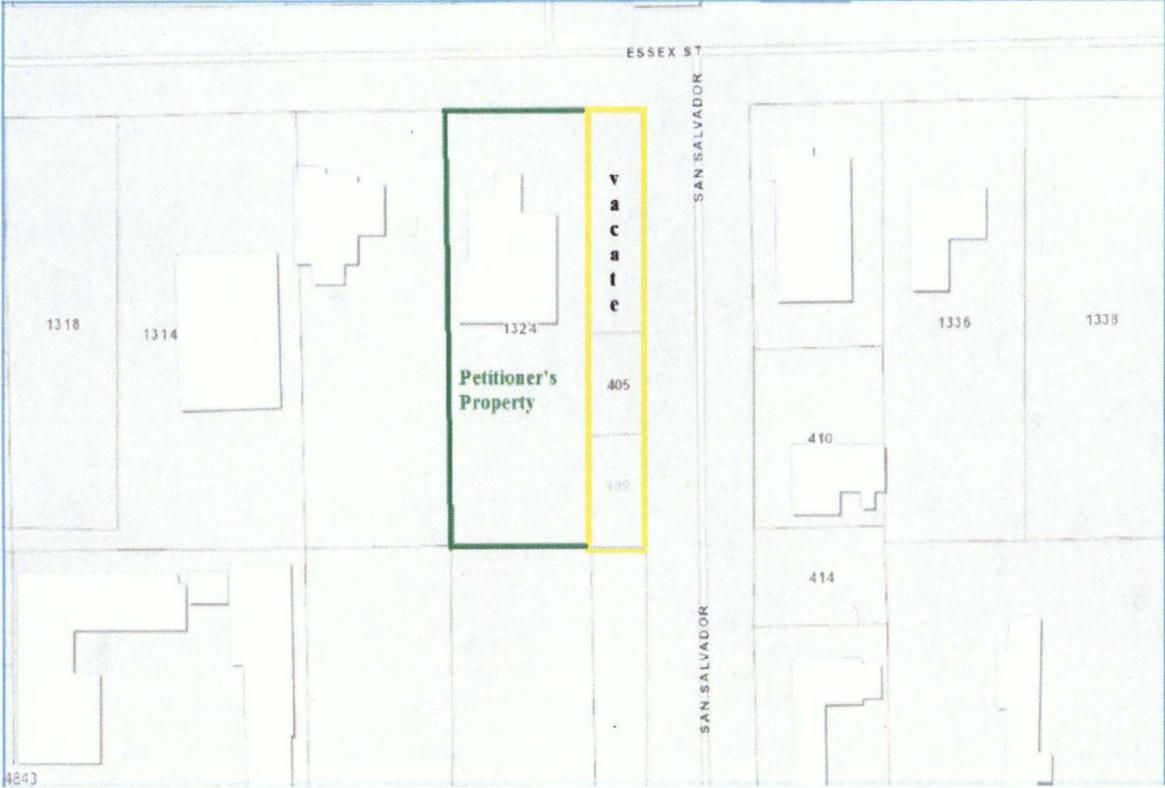
Andrew Segovia, City Attorney

Agenda Item:	11 (in consent vote: 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 21, 23)						
Date:	05/02/2019						
Time:	09:38:36 AM						
Vote Type:	Motion to Approve						
Description:	Ordinance vacating a 2,250.41 square foot unimproved public right-of-way along San Salvador at Essex Street in Council District 2 to adjoin with Petitioner's abutting property as requested by the Petitioner, Olga and Baldomero Nino, Jr. for a fee of \$3,084.00, to be deposited into the General Fund. [Peter Zanoni, Deputy City Manager; Razi Hosseini, Interim Director, Transportation & Capital Improvements]						
Result:	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Ron Nirenberg	Mayor		x				
Roberto C. Treviño	District 1		x				x
Art A. Hall	District 2		x				
Rebecca Viagran	District 3		x				
Rey Saldaña	District 4		x				
Shirley Gonzales	District 5		x				
Greg Brockhouse	District 6	x					
Ana E. Sandoval	District 7		x			x	
Manny Pelaez	District 8		x				
John Courage	District 9		x				
Clayton H. Perry	District 10	x					

VS
05/02/2019
Item No. 11

Attachment I

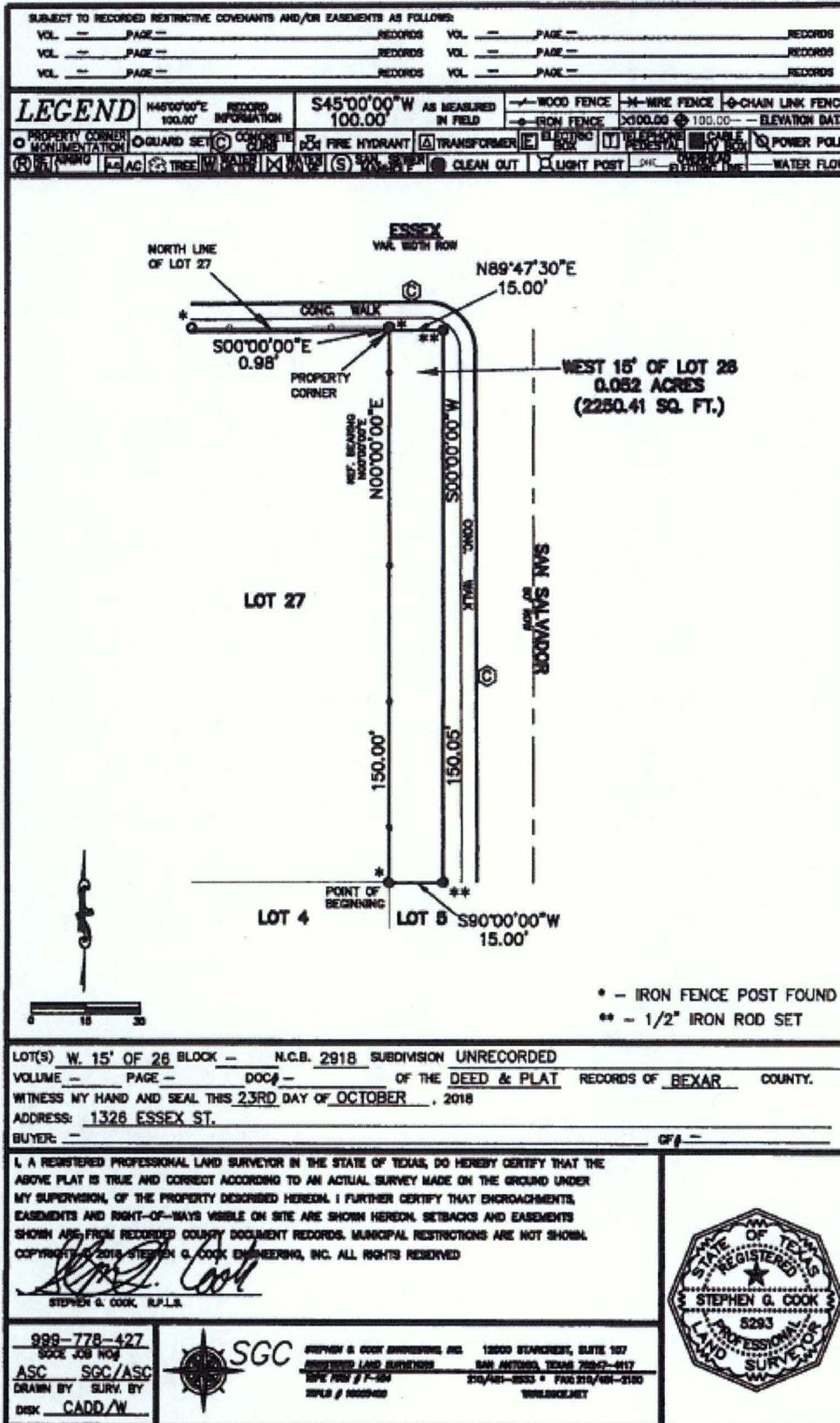
Attachment I



VS
05/02/2019
Item No. 11

Attachment II

Attachment II



LOT(S) W. 15' OF 28 BLOCK -- N.C.B. 2918 SUBDIVISION UNRECORDED
 VOLUME -- PAGE -- DOC# -- OF THE DEED & PLAT RECORDS OF BEXAR COUNTY.
 WITNESS MY HAND AND SEAL THIS 23RD DAY OF OCTOBER, 2018
 ADDRESS: 1326 ESSEX ST.
 BUYER: --

I, A REGISTERED PROFESSIONAL LAND SURVEYOR IN THE STATE OF TEXAS, DO HEREBY CERTIFY THAT THE ABOVE PLAT IS TRUE AND CORRECT ACCORDING TO AN ACTUAL SURVEY MADE ON THE GROUND UNDER MY SUPERVISION, OF THE PROPERTY DESCRIBED HEREON. I FURTHER CERTIFY THAT ENCROACHMENTS, EASEMENTS AND RIGHT-OF-WAYS VISIBLE ON SITE ARE SHOWN HEREON. SETBACKS AND EASEMENTS SHOWN ARE FROM RECORDED COUNTY DOCUMENT RECORDS. MUNICIPAL RESTRICTIONS ARE NOT SHOWN.
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Stephen G. Cook
 STEPHEN G. COOK, R.P.L.S.



999-778-427
 SOLE JOB NO. 2
 ASC SGC/ASC
 DRAWN BY SURV. BY
 DISK CADD/W

SGC

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