

AN ORDINANCE 2017-06-22-0495

**AUTHORIZING THE ACCEPTANCE OF PROPERTY KNOWN AS AVENUE B, LOCATED BETWEEN NEWELL AVENUE AND PEARL PARKWAY, FROM THE TEXAS DEPARTMENT OF TRANSPORTATION IN COUNCIL DISTRICT 1.**

\* \* \* \* \*

**WHEREAS**, Avenue B is currently within Texas Department of Transportation right-of-way and considered to be a frontage road for Highway 281, although the roadway is no longer used for frontage road purposes; and

**WHEREAS**, in order to convert the roadway to two-way traffic, the right-of-way must be conveyed to the City, which will improve traffic flow in the area; and

**WHEREAS**, the property is being transferred by TxDOT to the City of San Antonio and payment for the property is being waived under Texas Transportation Code 202.021(e); **NOW THEREFORE**,

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

**SECTION 1.** The City Manager and her designee, jointly and severally, are authorized and directed to acquire and accept the property shown and described in **Attachment I**, which is incorporated herein for all purposes as if fully stated, from the Texas Department of Transportation. The City Manager and her designee, severally, are authorized to take all additional actions reasonably necessary or convenient to effectuate the transaction, including executing and delivering all instruments and agreements conducive to effectuating the transaction.

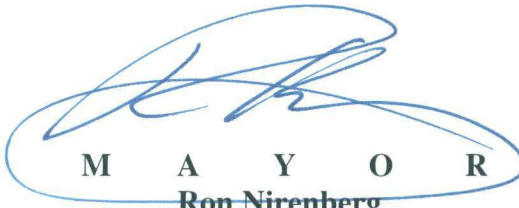
**SECTION 2.** The estimated value for the acquired property is \$379,608.00.

**SECTION 3.** The disposition of property must be coordinated through the City's Finance Department to assure the removal of these assets out of 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 SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers, and SAP GL Accounts as necessary to carry out the purpose of this Ordinance.

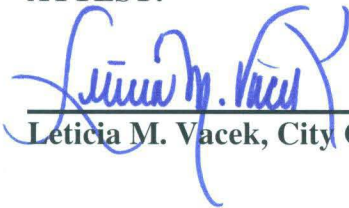
**SECTION 5.** This ordinance becomes effective 10 days after passage, unless it receives the eight votes requisite to immediate effectiveness under San Antonio Municipal Code § 1-15, in which case it becomes effective immediately.

**PASSED AND APPROVED** this 22nd day of June, 2017.



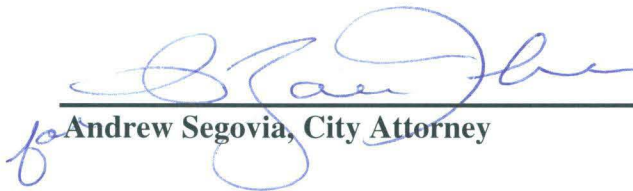
M A Y O R  
Ron Nirenberg

**ATTEST:**



\_\_\_\_\_  
Leticia M. Vacek, City Clerk

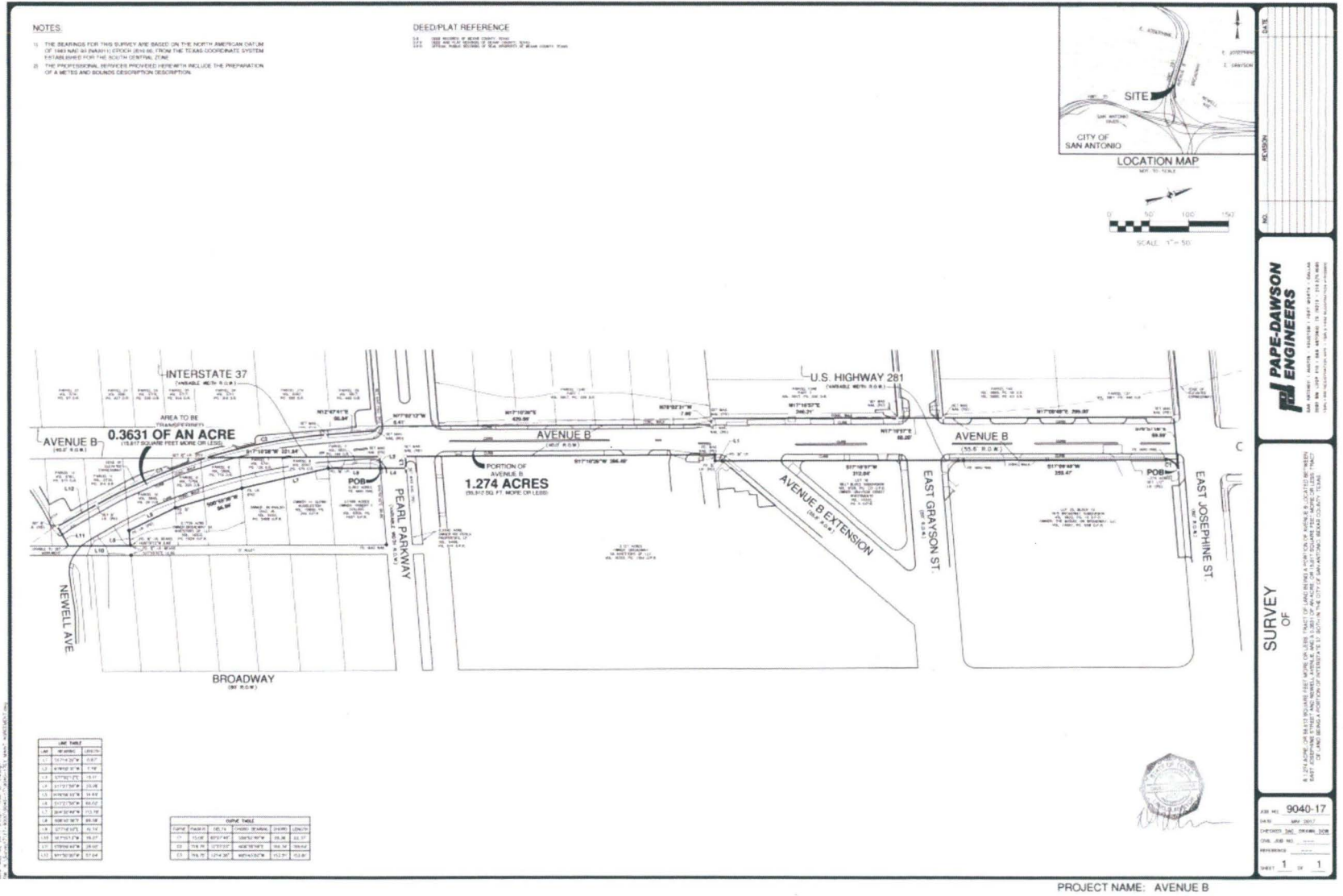
**APPROVED AS TO FORM:**



\_\_\_\_\_  
Andrew Segovia, City Attorney

<b>Agenda Item:</b>	12 ( in consent vote: 4, 5, 6, 7, 8, 9A, 9B, 10, 11, 12, 13, 15, 16, 17, 18, 20, 21, 23, 25, 26A, 26B, 26C, 26D, 27 )						
<b>Date:</b>	06/22/2017						
<b>Time:</b>	09:26:11 AM						
<b>Vote Type:</b>	Motion to Approve						
<b>Description:</b>	An Ordinance authorizing the acquisition, jurisdiction, control and maintenance of a portion of right-of-way currently known as Avenue B between Newell Avenue and Pearl Parkway in Council District 1 from the Texas Department of Transportation. [Peter Zaroni, Deputy City Manager; Mike Frisbie, Transportation & Capital Improvements]						
<b>Result:</b>	Passed						
<b>Voter</b>	<b>Group</b>	<b>Not Present</b>	<b>Yea</b>	<b>Nay</b>	<b>Abstain</b>	<b>Motion</b>	<b>Second</b>
Ron Nirenberg	Mayor		x				
Roberto C. Treviño	District 1		x			x	
William Cruz Shaw	District 2		x				
Rebecca Viagran	District 3		x				x
Rey Saldaña	District 4		x				
Shirley Gonzales	District 5		x				
Greg Brockhouse	District 6		x				
Ana E. Sandoval	District 7		x				
Manny Pelaez	District 8	x					
John Courage	District 9		x				
Clayton H. Perry	District 10		x				

Attachment I





METES AND BOUNDS DESCRIPTION  
FOR A PORTION OF  
AVENUE B

A 1.274 acre, or 55,512 square feet more or less, tract of land being a portion of Avenue B located between East Josephine Street and Newell Avenue, in the City of San Antonio, Bexar County, Texas. Said 1.274 acre tract being more fully described as follows, with bearings based on the Texas Coordinate System established for the South Central Zone from the North American Datum of 1983 NAD 83 (NA2011) epoch 2010.00;

**BEGINNING:** At a set ½" iron rod with a yellow cap marked "Pape-Dawson", at the east end of the curve, at the southeast corner of the intersection of Avenue B, a variable width right-of-way and East Josephine Street, a 60-foot right-of-way, and the most northerly northwest corner of Lot 25, Block 19, 1915 Broadway Subdivision, recorded in Volume 9622, Page 19 in the Deed and Plat Records of Bexar County, Texas;

**THENCE:** Southwesterly, along and with the east right-of-way line of said Avenue B and the west line of said Lot 25, along a non-tangent curve to the left, said curve having a radius of 15.00 feet, a central angle of 85°27'40", a chord bearing and distance of S 59°52'49" W, 20.36 feet, for an arc length of 22.37 feet to a found Mag Nail, at the most westerly northwest corner of said Lot 25;

**THENCE:** S 17°09'49" W, continuing along and with the east right-of-way line of said Avenue B and the west line of said Lot 25, a distance of 259.47 feet to a found Mag Nail, at the north end of the curve, at the northeast corner of the intersection of said Avenue B and East Grayson Street, a 60-foot right-of-way, and the most westerly southwest corner of said Lot 25;

**THENCE:** S 17°16'57" W, along and with the east right-of-way line of said Avenue B, over and across East Grayson Street, along and with the west line of Lot 18, Billy Blues Subdivision, recorded in Volume 9526, Page 221 in said Deed and Plat Records, and over and across Avenue B Extension, a 55.6-foot right-of-way, a distance of 312.04 feet to a found ½" iron rod, at the most northerly northwest corner of 3.127 acre tract described in Volume 16315, Page 1354 in the Official Public Records of Real Property of Bexar County, Texas;

**THENCE:** S 17°14'29" W, along and with the east right-of-way line of said Avenue B and the west line of said 3.127 acre tract, a distance of 8.87 feet to a found ½" iron rod with a yellow cap marked "Pape-Dawson", at an angle point of said 3.127 acre tract;

Job No. 9040-17  
1.274 Acres  
Page 2 of 3

- THENCE: N 78°02'31" W, continuing along and with the east right-of-way line of said Avenue B and the west line of said 3.127 acre tract, a distance of 7.78 feet to a found Mag Nail with washer marked "Pape-Dawson", at the most westerly northwest corner of said 3.127 acre tract;
- THENCE: S 17°10'28" W, along and with the east right-of-way line of said Avenue B, along and with the west line of said 3.127 acre tract, over and across Pearl Parkway, and along and with the west line of the 0.0345 acre tract described in Volume 9498, Page 374 in said Official Public Records, a distance of 396.49 feet to a set Mag Nail with washer marked "Pape-Dawson", at the southwest corner of said 0.0345 acre tract;
- THENCE: S 77°02'12" E, along and with south line of said 0.0345 acre tract, a distance of 15.11 feet to a set Mag Nail with washer marked "Pape-Dawson";
- THENCE: S 17°27'58" W, departing the south line of said 0.0345 acre tract, over and across said Pearl Parkway, a distance of 33.28 feet to a found Mag Nail, at the northwest corner of the 0.1499 acre tract described in Volume 6205, Page 1607 in said Official Public Records and the northeast corner of the tract described as Parcel 5 recorded in Volume 5831, Page 144 in the Deed Records of Bexar County, Texas;
- THENCE: N 76°56'42" W, along and with the north line of said Parcel 5, a distance of 14.93 feet to a set Mag Nail with washer marked "Pape-Dawson", at the northwest corner of said Parcel 5;
- THENCE: S 17°10'28" W, along and with the east right-of-way line of said Avenue B and the west line of said Parcel 5, the west line of the tract described as Parcel 6 recorded in Volume 6047, Page 475 in said Deed Records, the west line of the tract described as Parcel 7 recorded in Volume 5741, Page 120 in said Deed Records, and the west line of the tract described as Parcel 8 recorded in Volume 5809, Page 774 in said Deed Records, a distance of 221.84 feet to a set ½" iron rod with a yellow cap marked "Pape-Dawson";
- THENCE: Northeasterly, departing the east right-of-way line of said Avenue B, over and across the right-of-way of said Avenue B, the following bearings and distances:
- Northeasterly, along a non-tangent curve to the right, said curve having a radius of 719.75 feet, a central angle of 12°23'23", a chord bearing and distance of N 06°35'59" E, 155.34 feet, for an arc length of 155.64 feet to a set Mag Nail with washer marked "Pape-Dawson";
- N 12°47'41" E, a distance of 66.84 feet to a set Mag Nail with washer marked "Pape-Dawson";

Job No. 9040-17  
1.274 Acres  
Page 3 of 3

N 77°02'12" W, a distance of 6.41 feet to a set Mag Nail with washer marked "Pape-Dawson", at the northeast corner of the tract described as Parcel 29 recorded in Volume 5617, Page 445 in said Deed Records;

THENCE: N 17°10'28" E, along and with the west right-of-way line of said Avenue B, over and across said Pearl Parkway, and along and with the east line of the tract described as Parcel 134B (Part 1) recorded in Volume 5917, Page 226 in said Deed Records, a distance of 429.06 feet to a set Mag Nail with washer marked "Pape-Dawson", at the northeast corner of said Parcel 134B (Part 1);

THENCE: N 78°02'31" W, along and with the west right-of-way line of said Avenue B and the north line of said Parcel 134B (Part 1) a distance of 7.90 feet to a set Mag Nail with washer marked "Pape-Dawson", at the east corner of the tract described as Parcel 134B (Part 3) recorded in Volume 5917, Page 226 in said Deed Records;

THENCE: N 17°16'57" E, along and with the west right-of-way line of said Avenue B and the east line of said Parcel 134B (Part 3), a distance of 240.21 feet to a set Mag Nail with washer marked "Pape-Dawson" on the south right-of-way line of said East Grayson Street, at the northeast corner of said Parcel 134B (Part 3);

THENCE: N 17°19'57" E, along and with the west right-of-way line of said Avenue B, over and across said East Grayson Street, a distance of 60.20 feet to a set Mag Nail with washer marked "Pape-Dawson", at the southeast corner of the tract described as Parcel 140 and recorded in Volume 5885, Page 59 in said Deed Records and in Volume 5885, Page 63 in said Deed Records;

THENCE: N 17°09'49" E, along and with the west right-of-way line of said Avenue B, the east line of said Parcel 140 and the east line of the tract described as Parcel 137 recorded in Volume 5811, Page 446 in said Deed Records, a distance of 295.00 feet to a set Mag Nail with washer marked "Pape-Dawson", on the south right-of-way line of said East Josephine Street, at the northeast corner of said Parcel 137;

THENCE: S 76°57'08" E, over and across said Avenue B, a distance of 69.59 feet to the POINT OF BEGINNING and containing 1.274 acres in the City of San Antonio, Bexar County, Texas. Said tract being described in accordance with an exhibit map prepared under job number 9040-17 by Pape-Dawson Engineers, Inc.

PREPARED BY: Pape-Dawson Engineers, Inc.  
DATE: May 30, 2017  
JOB NO. 9040-17  
DOC. ID. N:\Survey17\17-9000\9040-17\9040-17 FN 1.274 AC.docx

