

**THIS IS A DRAFT AND WILL BE REPLACED BY THE FINAL, SIGNED  
ORDINANCE OR RESOLUTION ADOPTED BY CITY COUNCIL.**

**ORDINANCE**

**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; and

**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 \_\_\_\_\_ day of \_\_\_\_\_, 2019.

**M A Y O R**  
**Ron Nirenberg**

**ATTEST:**

**APPROVED AS TO FORM:**

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

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

# Attachment I



