

AN ORDINANCE **80 05 5**

AUTHORIZING THE CLOSING, VACATING, ABANDONING AND QUITCLAIMING OF IMPROVED NAPIER AVENUE, MISSION ROAD AND WOODHULL DRIVE IN EXCHANGE FOR THE RELOCATION OF NAPIER AVENUE AND MISSION ROAD IN CONNECTION WITH THE PROPOSED DEVELOPMENT OF A NEW VISITOR CENTER BY THE NATIONAL PARK SERVICE, AND DECLARING AN EMERGENCY.

\* \* \* \* \*

WHEREAS, in connection with the proposed development of a new Visitor's Center as part of the San Antonio Missions National Historic Park, the U.S. DEPARTMENT OF THE INTERIOR, NATIONAL PARK SERVICE, as "PETITIONER", has requested that the CITY OF SAN ANTONIO close, vacate, abandon and quitclaim certain improved portions of Napier Avenue, Mission Road and Woodhull Drive to be able to proceed with its development of a New Visitor Center and in exchange the NATIONAL PARK SERVICE will relocate Napier Avenue and Mission Road and, once relocated and constructed, they will become part of the City of San Antonio's street system; and

WHEREAS, by Ordinance No. 75313 passed and approved February 20, 1992, a letter of intent was executed to give assurance to the NATIONAL PARK SERVICE that the CITY OF SAN ANTONIO ("CITY") would acquire certain properties within the boundaries of the San Antonio Missions National Historic Park for expansion and planned improvements of a new Visitor Center that the NATIONAL PARK SERVICE will construct; and

WHEREAS, a Cooperative Agreement was approved on February 24, 1994, by Ordinance No. 79675, to formalize the actions of the parties related to the properties that have been or are being acquired by the City of San Antonio pursuant to the previously mentioned ordinance; and

WHEREAS, the San Antonio Water System, CITY Public Works Department, CITY Planning Department, City Public Service Board and Paragon Cable T.V. have all imposed specific conditions and restrictions to which PETITIONER has agreed to comply, including (1) relocating Napier Avenue and Mission Road and (2) re-routing any and all affected utilities, at PETITIONER's sole cost and expense; and

WHEREAS, the CITY Planning Commission, at its regular meeting on March 9, 1994 considered the request to close, vacate, abandon and quitclaim improved portions of Napier Avenue, Mission Road and Woodhull Drive but postponed a formal recommendation to the City Council until such time as the proposed development project was further discussed with additional citizens who reside in the general area of the street closings; and

WHEREAS, City Council at its regular meeting on March 10, 1994 concurred with the Planning Commission's request; and

WHEREAS, CITY staff held a public meeting on April 12, 1994, presented the project, addressed all relevant issues and answered all related questions to everyone's satisfaction; and

WHEREAS, the Planning Commission thereafter concurred with and approved the request to close, vacate, abandon and quitclaim certain improved portions of Napier Avenue, Mission and Woodhull Drive; and

WHEREAS, an emergency exists in that construction on the new streets will begin immediately, although the existing street rights-of-way will remain open until all utilities are relocated and new streets construction is completed, thus the preservation of public peace, property and safety requires this ordinance to become effective at once; upon passage of this ordinance by a vote of at least eight (8) members of the City Council, it shall be effective from and after the date of its passage as provided by Article II, Section 15 of the Charter of the City of San Antonio; NOW THEREFORE:

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

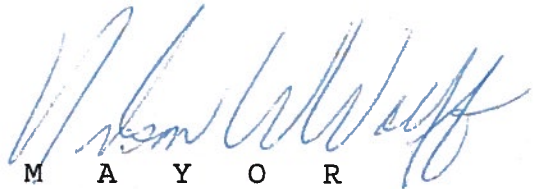
**SECTION 1.** The improved portions of (1) Napier Avenue, (2) Mission Road and (3) Woodhull Drive, all of which are in San Antonio, Bexar County, Texas, and shown on ATTACHMENT I hereto, are hereby closed, vacated and abandoned as public rights-of-way of the City of San Antonio. However, as a condition to such action all existing utility easements are to be retained in such portions of said streets rights-of-way until and unless the **NATIONAL PARK SERVICE** provides satisfactory alternate easements for the relocation of said utilities to be approved by the CITY and other utility agencies. As a further condition, existing streets will remain open until all utilities are re-routed and the new street construction is completed.

**SECTION 2.** The City Manager, or in his stead, the Assistant City Manager or the Assistant to the City Manager is authorized to execute a Quitclaim or Quitclaims to the adjacent property owners, transferring all right, title, interest and estate the CITY OF SAN ANTONIO may have in said streets, as legally described in the Quitclaims, copies of which will be affixed hereto as ATTACHMENT II upon execution.

**SECTION 3.** Due to the urgent necessity to commence construction of the new streets, an emergency is declared to exist making it necessary to preserve the public peace, property and safety by making this Ordinance effective immediately upon its enactment.

SECTION 4. This Ordinance shall be effective immediately if at least eight members of the City Council vote in the affirmative for its passage; otherwise this Ordinance shall be effective ten days following passage.

PASSED AND APPROVED by an affirmative vote of 9 members of the City Council of the City of San Antonio, Texas on this 21st day of April, 1994.

  
M A Y O R

ATTEST:

  
City Clerk

APPROVED AS TO FORM:

  
City Attorney

94-19



	ARTS & CULTURAL AFFAIRS
	AVIATION
1	BUILDING INSPECTIONS
	BUILDING INSPECTIONS-HOUSE NUMBERING
	CITY ATTORNEY
	MUNICIPAL COURT
1	REAL ESTATE (FASSNIDGE)
	REAL ESTATE (WOOD)
	REAL ESTATE (HUBBARD)
	TRIAL SECTION
	CITY MANAGER
	TRA
	COD
	INT
	INT
	YOU
1	CITY PUBL
1	CITY PUBL
	COMMERCIAL
	COMMUNITY
	CONVENTION & VISITORS BUREAU
	CONVENTION FACILITIES
	HOME DEVELOPMENT OFFICE
	ECONOMIC DEVELOPMENT
	FINANCE DIRECTOR
1	ASSESSOR
1	CONTROLLER
	GRANTS
1	RISK MANAGEMENT
	TREA
1	FIRE DEPA
	HOUSING &
	INFORMATI
	INTERNAL
	LIBRARY
1	MANAGEMENT
	MANAGEMENT
	MARKET SC
	METROPOL
	MUNICIPAL COURTS
	PARKS & RECREATION
	PLANNING
	DISABILITY ACCESS OFFICE
	LAND DEVELOPMENT SERVICES
1	POLICE DEPARTMENT
	POLICE DEPARTMENT-GROUND TRANSPORTATION
	PUBLIC INFORMATION OFFICE
	PUBLIC UTILITIES
1	PUBLIC WORKS
	CAPITAL PROJECTS
1	CENTRAL MAPPING
	ENGINEERING
	PARKING DIVISION
1	REAL ESTATE (BILL TOUDOUZE)
1	SOLID WASTE
1	TRAFFIC ENGINEERING
	PURCHASING & GENERAL SERVICES
1	SAN ANTONIO WATER SYSTEM (SAWS)
1	SANDY
1	ASSET MGMT.
	MUNICIPAL CODE CORPORATION (PUBLISH)

EMERGENCY  
8 VOTES NEEDED

COPY of 8211-  
CLAIM COMING  
FROM  
WARNER FASSNIDEE,  
LEGAL

ITEM NO. 40  
DATE: APR 21 1994

MEETING OF THE CITY COUNCIL  
MOTION Bills Burke SECONDED BY Perez

ORD. NO. 80 05 5 ZONING CASE

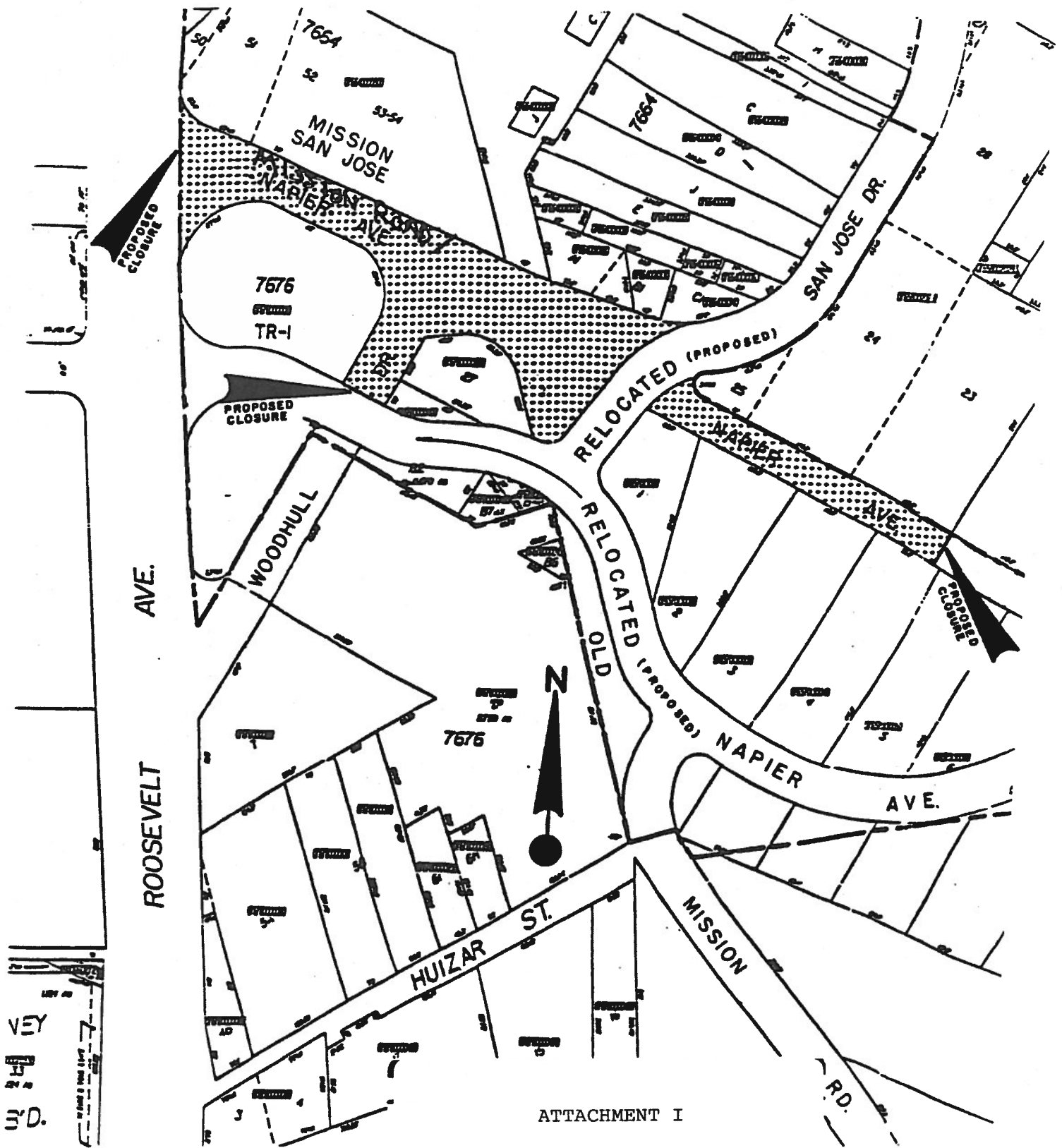
RESOL. PETITION

	ROLLCALL	AYE	NAY
ROGER PEREZ DISTRICT 1		✓	
RUTH MC-CLENDON DISTRICT 2		✓	
LYNDA BILLA BURKE DISTRICT 3		✓	
HENRY AVILA DISTRICT 4		✓	
JUAN F. SOLIS III DISTRICT 5		✓	
HELEN AYALA DISTRICT 6		✓	
BOB ROSS DISTRICT 7		✓	
BILL THORNTON DISTRICT 8		✓	
HOWARD PEAK DISTRICT 9		✓	
LYLE LARSON DISTRICT 10		✓	
NELSON WOLFF MAYOR		✓	

94-19

FILE "MISSIONS OF SAN ANTONIO"  
(NATL. HISTORIC PARK)





ATTACHMENT I

CITY OF SAN ANTONIO

Interdepartment Correspondence Sheet

TO: CITY COUNCIL

FROM: Roland A. Lozano, Acting Director, ASSET MANAGEMENT DEPARTMENT

COPIES TO: Oscar Serrano, Sr. Real Estate Specialist, ASSET MANAGEMENT DEPARTMENT; File

SUBJECT: (S.P. 92-08-03) -- Proposed closure of portions of improved Mission Road, Napier Avenue and Woodhull Drive

DATE: April 15, 1994

PETITIONERS: U.S. DEPARTMENT OF THE INTERIOR  
National Park Service  
c/o Robert C. Amdor, Superintendent  
San Antonio Missions National Historical Park

INTRODUCTION:

In conjunction with its proposal to construct a new Visitor Center with associated facilities, the National Park Service is requesting that the City of San Antonio close, vacate, abandon and quitclaim portions of improved Napier Avenue, Mission Road and Woodhull Drive in exchange for the relocation of Napier Avenue and Mission Road in the location as shown on attached Exhibits "A" and "B".

The Master Plan calls for other improvements involving pedestrian, parking and traffic circulation. On February 20, 1992, the City and the National Park Service executed a letter of intent (Ordinance No. 53313) towards the proposed improvements planned for the new Visitor Center which the National Park Service will construct. Specifically, the proposed closures are as follows:

1. Napier Avenue between the east boundary of Roosevelt Avenue to the east boundary of Lot 23, Block 2, New City Block 7658 as shown on attached Exhibit "B".
2. Mission Road from the present south boundary of Napier Avenue southeasterly to that approximate location as shown on said Exhibit "B".
3. Woodhull Drive from the present south boundary of Napier Avenue southwesterly to that approximate location as shown on said Exhibit "B".

So as to accommodate proper traffic flow, Petitioner proposes to relocate Napier Avenue and Mission Road as shown on said Exhibit "B". Once the relocated roadways are constructed, they will become part of the City of San Antonio's street system.

**CITY COUNCIL**

Page 2/S.P. No. 92-08-03

April 15, 1994

The Asset Management Department is recommending that City Council approve this request.

In compliance with City procedures, Petitioner's request has been circulated through all interested City departments and utility agencies involved.

The San Antonio Water System, Public Works Department, Planning Department, City Public Service Board and Paragon Cable T.V. have imposed specific conditions. Petitioner, in turn, has agreed to re-route, at its sole expense, any and all affected utilities. Said re-routing is to be coordinated with the above listed departments and/or utility agencies.

**POLICY ANALYSIS:**

The action requested is in accordance with the Department's present policies and procedures.

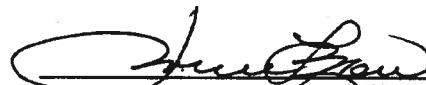
**FINANCIAL IMPACT:**

Indirectly, these proposed improvements will greatly enhance the San Jose Mission area and subsequently will attract increased local and tourist attendance.

**SUPPLEMENTAL COMMENTS:**

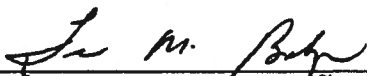
As a matter of information, the City of San Antonio's Planning Commission considered this request at its regular meeting of March 9, 1994 and postponed a formal recommendation until such time as this proposed project was further discussed with additional citizens who reside in the general area. On March 10, 1994 City Council concurred with the request from the Planning Commission. In compliance with the directive issued, staff held a public meeting with all interested parties at Mission County Park on April 12, 1994, presented the project, addressed all relevant issues and answered all related questions to everyone's satisfaction.

The Historic and Urban Design Section has no objections to this closure request.



ROLAND A. LOZANO, Acting Director  
ASSET MANAGEMENT DEPARTMENT

**RECOMMENDATION APPROVED:**



ALEXANDER E. BRISEÑO  
City Manager

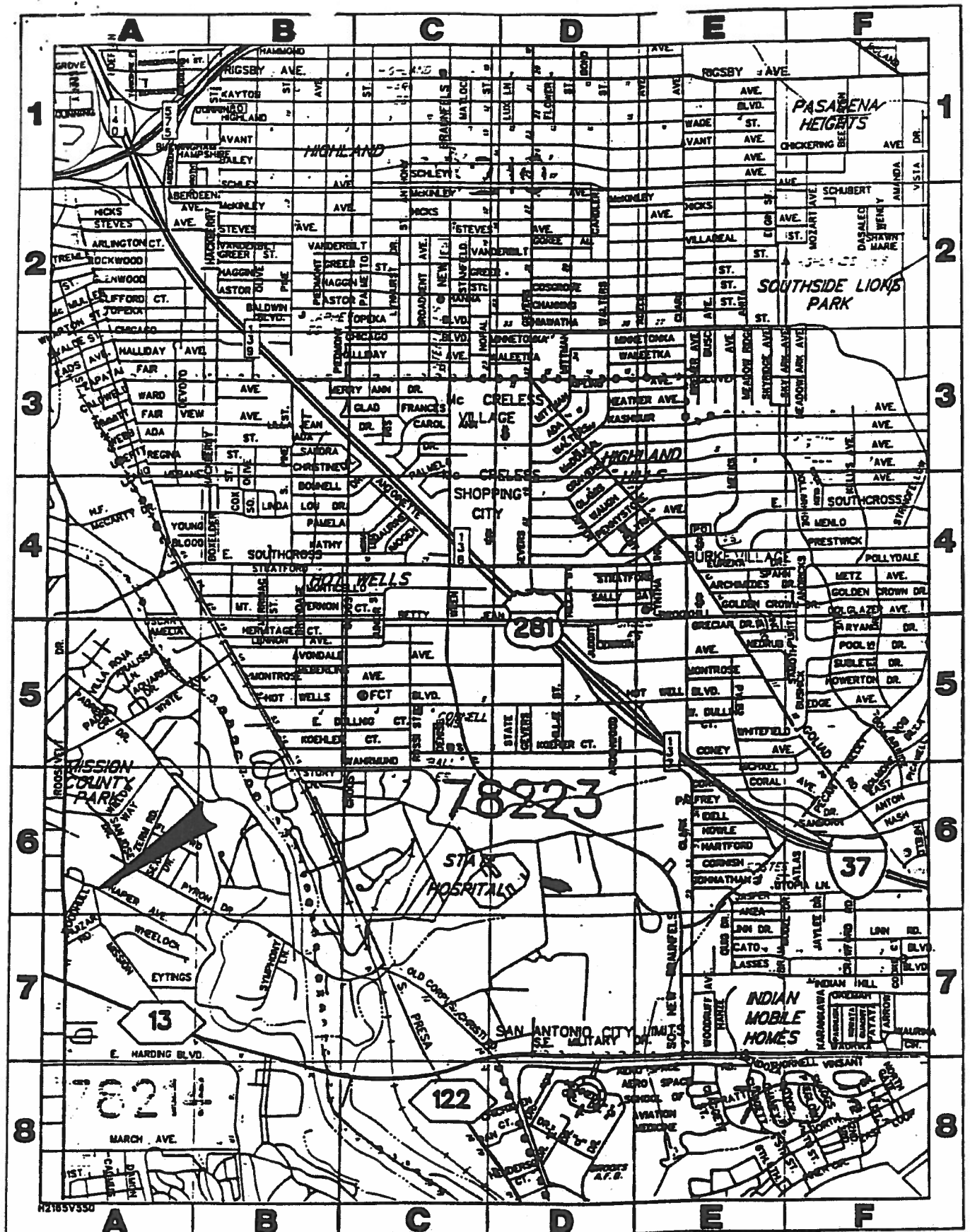


EXHIBIT "A"



