

**CITY OF EL PASO, TEXAS  
AGENDA ITEM DEPARTMENT HEAD'S SUMMARY FORM**

**DEPARTMENT:** Planning & Inspections Department  
**AGENDA DATE:** Introduction 3/20/18; Public Hearing 4/3/18  
**CONTACT PERSON/PHONE:** Victor Morrison-Vega, (915) 212-1550, Morrison-Vegavx@elpasotexas.gov  
Armida Martinez, (915) 212-1605, martinezar@elpasotexas.gov  
**DISTRICT(S) AFFECTED:** 8

**SUBJECT:**

An ordinance vacating a city right-of-way over an 18' alley between Lots 9 thru 15 and Lots 17 thru 23, Block 83, Bassett Addition, City of El Paso, El Paso County, Texas. **SURW15-00005 (District 8)**

Subject Property: South of Yandell and West of Piedras;

Applicants: Hasan Abu-issa, Edward T. and Leticia A. Diamond, Richard and Betsy Nacim

**BACKGROUND / DISCUSSION:**

See attached report.

**PRIOR COUNCIL ACTION:**

N/A

**AMOUNT AND SOURCE OF FUNDING:**

N/A

**BOARD / COMMISSION ACTION:**

City Plan Commission (CPC) – Recommended approval on May 5, 2016, with the following requirement and condition:

- That a full-width utility easement is retained to accommodate the existing water main, sewer main and water services, and that the easement be clear of obstructions to include walls, fences, parking of vehicles, accumulation of storage, lumber or other materials.

\*\*\*\*\*REQUIRED AUTHORIZATION\*\*\*\*\*

**LEGAL:** (if required) N/A

**FINANCE:** (if required) N/A

**DEPARTMENT HEAD:**

Victor Morrison-Vega,  
Planning & Inspections Department

APPROVED FOR AGENDA:

CITY MANAGER: \_\_\_\_\_ DATE: \_\_\_\_\_

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE VACATING A CITY RIGHT-OF-WAY OVER AN 18' ALLEY BETWEEN LOTS 9 THRU 15 AND LOTS 17 THRU 23, BLOCK 83, BASSETT ADDITION, CITY OF EL PASO, EL PASO COUNTY, TEXAS**

WHEREAS, the abutting property owners have requested vacation of the City right-of-way located on a parcel of land being an 18' alley between Lots 9 thru 15 and Lots 17 thru 23, Block 83, Bassett Addition, City of El Paso, El Paso County, Texas; and,

WHEREAS, after public hearing the City Plan Commission recommended that an 18' alley between Lots 9 thru 15 and Lots 17 thru 23, Block 83, Bassett Addition, City of El Paso, El Paso County, Texas, should be vacated and the City Council finds that said portion of right-of-way is not needed for public use and should be vacated as recommended;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

That a determination has been made that it is in the best interest of the public that the City Right-of-Way located on the property described as an 18' alley between Lots 9 thru 15 and Lots 17 thru 23, Block 83, Bassett Addition, City of El Paso, El Paso County, Texas, and which is more fully described in the attached metes and bounds description, identified as **Exhibit "A"** and made a part hereof by reference is hereby vacated.

Further, that the property described above be subject to the following condition which is necessitated by and attributable to "A full-width utility easement is retained to accommodate the existing water main, sewer main and water services, and that the easement be clear of obstructions to include walls, fences, parking of vehicles, accumulation of storage, lumber or other materials" generated by the change of the vacation in order to protect the health, safety and welfare of the residents of the City.

In addition, the City Manager is authorized to sign an instrument quitclaiming all of the City's right, title and interest in and to such vacated property as follows to:

1. Hasan Abu-issa, as a 0.038-acre portion of an 18' alley between Lots 9 thru 15 and Lots 17 thru 23, Block 83, Bassett Addition, more fully described in the attached metes and bounds description, identified as **Exhibit "B"**, City of El Paso, El Paso County, Texas.
2. Edward Thomas Diamond and Leticia Armida Diamond, identified as a 0.029-acre portion of an 18' alley between Lots 9 thru 15 and Lots 17 thru 23, Block 83, Bassett Addition, more fully described in the attached metes and bounds description, identified as **Exhibit "C"**, City of El Paso, El Paso County, Texas.
3. Richard Nacim and Betsy Nacim identified as 0.010-acre portion of an 18' alley between Lots 9 thru 15 and Lots 17 thru 23, Block 83, Bassett Addition, more fully described in the attached metes and bounds description, identified as **Exhibit "D"**, City of El Paso, El Paso County, Texas.

ORDINANCE NO. \_\_\_\_\_

**SURW15-00005**

Yandell St. Alley Vacation  
16-1007-1716 / 540369 / KMN

Page 1 of 16

ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

**THE CITY OF EL PASO**

**ATTEST:**

\_\_\_\_\_  
Dee Margo  
Mayor

\_\_\_\_\_  
Laura D. Prine  
City Clerk

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Karla M. Niemeyer  
Senior Assistant City Attorney

**APPROVED AS TO CONTENT:**

FOR: \_\_\_\_\_  
Victor Morrison-Vega  
Planning and Inspections Department

**ORDINANCE NO.** \_\_\_\_\_

Yandell St. Alley Vacation  
16-1007-1716 / 540369 / KMN

**SURW15-00005**

Page 2 of 16

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

THE STATE OF TEXAS    }  
                                      }  
COUNTY OF EL PASO    }       QUITCLAIM DEED

That in consideration of the receipt by the CITY OF EL PASO of TEN DOLLARS (\$10.00) and other valuable consideration, the sufficiency of which is acknowledged, THE CITY OF EL PASO, has released and quitclaimed and by these presents does release and quitclaim unto Abu-Issa Hasan (the "Grantee"), all its rights, title interest, claim and demand in and to the property which was vacated, closed and abandoned by Ordinance No. \_\_\_\_\_, passed and approved by the City Council of the City of El Paso and described as a 0.038-acre portion of an 18' alley between Lots 9 thru 15 And Lots 17 thru 23, Block 83, Bassett Addition, City Of El Paso, El Paso County, Texas, which is more fully described in the attached metes and bounds description, identified as Exhibit "B" and made a part hereof by reference.

WITNESS the following signatures and seal this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

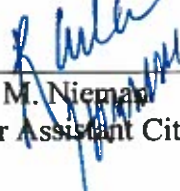
CITY OF EL PASO

ATTEST:

\_\_\_\_\_  
Tomás González, City Manager

\_\_\_\_\_  
Laura D. Prine  
City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Karla M. Nieman  
Senior Assistant City Attorney

APPROVED AS TO CONTENT:

  
\_\_\_\_\_  
Victor Morrison-Vega  
Planning and Inspections Department

ORDINANCE NO. \_\_\_\_\_  
Yandell St. Alley Vacation  
16-1007-1716 / 540369 / KMN

SURW15-00005  
Page 3 of 16

## ACKNOWLEDGMENT

**THE STATE OF TEXAS       )**

**COUNTY OF EL PASO      )**

This instrument is acknowledged before me on this \_\_\_\_ day of \_\_\_\_\_, 2018,  
by Tomás González, as City Manager for the CITY OF EL PASO.

Notary Public, State of Texas  
Notary's Printed or Typed Name:

**My Commission Expires:**

**AFTER FILING RETURN TO:**

ABU-ISSA HASAN  
709 N PIEDRAS ST  
EL PASO, TX 79903-4005

**With copy to:**

**Planning & Inspections Department  
c/o Armida Martinez  
Planning Division  
P.O. Box 1890  
El Paso, TX. 79950-1890**

**ORDINANCE NO.** \_\_\_\_\_  
Yandell St. Alley Vacation  
16-1007-1716 / 540369 / KMN

**SURW15-00005**

Page 4 of 16

**NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.**

THE STATE OF TEXAS    }  
                                      }  
COUNTY OF EL PASO    }       **QUITCLAIM DEED**

That in consideration of the receipt by the **CITY OF EL PASO** of TEN DOLLARS (\$10.00) and other valuable consideration, the sufficiency of which is acknowledged, **THE CITY OF EL PASO**, has released and quitclaimed and by these presents does release and quitclaim unto Edward Thomas Diamond and Leticia Armida Diamond (the "Grantees"), all its rights, title interest, claim and demand in and to the property which was vacated, closed and abandoned by Ordinance No. \_\_\_\_\_, passed and approved by the City Council of the City of El Paso and described as a *0.029-acre portion of an 18' alley between Lots 9 thru 15 and Lots 17 thru 23, Block 83, Bassett Addition, City of El Paso, El Paso County, Texas*, which is more fully described in the attached metes and bounds description, identified as **Exhibit "C"** and made a part hereof by reference.

**WITNESS** the following signatures and seal this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

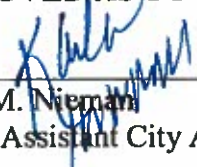
**CITY OF EL PASO**

**ATTEST:**


\_\_\_\_\_  
Tomás González, City Manager

\_\_\_\_\_  
Laura D. Prine  
City Clerk

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
Karla M. Nieman  
Senior Assistant City Attorney

**APPROVED AS TO CONTENT:**

  
\_\_\_\_\_  
Victor Morrison-Vega  
Planning and Inspections Department

**ORDINANCE NO.** \_\_\_\_\_  
Yandell St. Alley Vacation  
16-1007-1716 / 540369 / KMN

**SURW15-00005**  
  
Page 5 of 16

**ACKNOWLEDGMENT**

THE STATE OF TEXAS    )  
  )  
COUNTY OF EL PASO    )

      This instrument is acknowledged before me on this \_\_\_\_\_ day of \_\_\_\_\_,  
2018, by Tomás González, as City Manager for the CITY OF EL PASO.

\_\_\_\_\_  
Notary Public, State of Texas  
Notary's Printed or Typed Name:

My Commission Expires:  
\_\_\_\_\_

**AFTER FILING RETURN TO:**

DIAMOND EDWARD T & LETICIA A  
223 BELVA WAY  
EL PASO, TX 79922-1801

**With copy to:**

**Planning & Inspections Department**  
**c/o Armida Martinez**  
**Planning Division**  
**P.O. Box 1890**  
**El Paso, TX. 79950-1890**

**ORDINANCE NO.** \_\_\_\_\_  
Yandell St. Alley Vacation  
16-1007-1716 / 540369 / KMN

**SURW15-00005**

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

THE STATE OF TEXAS        }  
  }  
COUNTY OF EL PASO        }        QUITCLAIM DEED

That in consideration of the receipt by the CITY OF EL PASO of TEN DOLLARS (\$10.00) and other valuable consideration, the sufficiency of which is acknowledged, THE CITY OF EL PASO, has released and quitclaimed and by these presents does release and quitclaim unto Richard Nacim and Betsy Nacim (the "Grantees"), all its rights, title interest, claim and demand in and to the property which was vacated, closed and abandoned by Ordinance No. \_\_\_\_\_, passed and approved by the City Council of the City of El Paso and described as *a 0.010-acre portion of an 18' alley between Lots 9 thru 15 And Lots 17 thru 23, Block 83, Bassett Addition, City Of El Paso, El Paso County, Texas*, which is more fully described in the attached metes and bounds description, identified as **Exhibit "D"** and made a part hereof by reference.

WITNESS the following signatures and seal this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

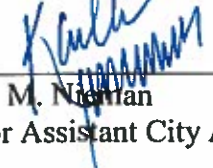
CITY OF EL PASO

ATTEST:

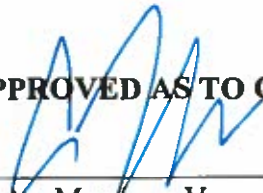
\_\_\_\_\_  
Tomás González, City Manager

\_\_\_\_\_  
Laura D. Prine  
City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Karla M. Newman  
Senior Assistant City Attorney

APPROVED AS TO CONTENT:

  
\_\_\_\_\_  
Victor Morrison-Vega  
Planning and Inspections Department

ORDINANCE NO. \_\_\_\_\_  
Yandell St. Alley Vacation  
16-1007-1716 / 540369 / KMN



**ACKNOWLEDGMENT**

**THE STATE OF TEXAS    )**  
**)**  
**COUNTY OF EL PASO    )**

        This instrument is acknowledged before me on this \_\_\_\_\_ day of \_\_\_\_\_, 2018,  
by Tomás González, as City Manager for the CITY OF EL PASO.

\_\_\_\_\_  
Notary Public, State of Texas  
Notary's Printed or Typed Name:

My Commission Expires:  
\_\_\_\_\_

**AFTER FILING RETURN TO:**

NACIM RICHARD & BETSY E  
2800 E YANDELL DR  
EL PASO, TX 79903-9903

**With copy to:**

**Planning & Inspections Department**  
**c/o Armida Martinez**  
**Planning Division**  
**P.O. Box 1890**  
**El Paso, TX. 79950-1890**

**ORDINANCE NO.** \_\_\_\_\_  
Yandell St. Alley Vacation  
16-1007-1716 / 540369 / KMN

**SURW15-00005**

## EXHIBIT A

18 ft. alley between Birch St. and Piedras St  
Adjacent to Lots 9 thru 15 and 17 thru 23, Block 83,  
Basset Addition, City of El Paso,  
El Paso County, Texas

### METES AND BOUNDS (Complete alley)

Description of a parcel of land being an existing Alley between Birch St. and Piedras St. and adjacent to lots 9 thru 15 on the North side, and lots 17 thru 23 on the South side, Block 83, Bassett Addition, City of El Paso, El Paso County, Texas. Such parcel of land is more particularly described by metes and bounds as follows;


Commencing at the SW corner of lot 15, Block 83, Bassett Addition, said point lying on the East ROW line of Birch St, City of El Paso, El Paso County, Texas; said point also being the **point of beginning of this description**;

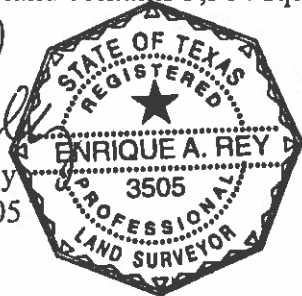
Thence due East along said Alley North ROW line a distance of 193.75 feet to a point that lies on the Westerly ROW line of Piedras St;

Thence along said Piedras St. ROW line S 37° 15' 00" W, a distance of 22.62 feet to a point;

Thence leaving said Piedras St. ROW line due West along the South ROW line of the 18 ft. alley a distance of 180.04 feet to a point that lies on the East ROW of Birch St.;

Thence, due North, a distance of 18.00 feet to the point of beginning of this description. Said parcel of land contains 3,364 square feet or 0.0772 acres of land more or less.

  
Enrique A. Rey  
TPLS TX 3505



El Paso, Texas – Monday, August 29, 2016



## EXHIBIT B

Portion of 18 ft. Alley  
Adjacent to Lots 17 thru 23, Block 83,  
Basset Addition, City of El Paso,  
El Paso County, Texas.

### METES AND BOUNDS

Description of a parcel of land being a portion of an existing Alley between lots 9 thru 15, and lots 17 thru 23, Block 83, Bassett Addition, City of El Paso, El Paso County, Texas. Such parcel of land is more particularly described by metes and bounds as follows;

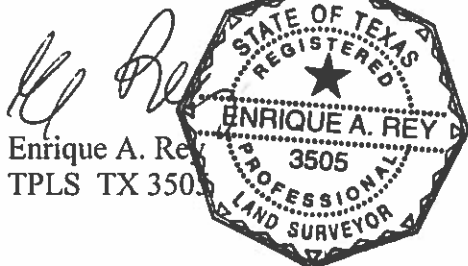
Commencing at the SW corner of lot 15, Block 83, Bassett Addition, said point lying on the Northerly ROW line of subject Alley and also on the Easterly ROW line of Birch Street (70 ft. ROW), City of El Paso, El Paso County, Texas; said point being the Point of Commencement of this description; Thence due South along said Birch Street ROW line a distance of 9.00 ft. to a point, said point being the **point of beginning of this description;**

Thence due North along said Alley center line a distance of 186.94 feet to a point that lies on the Westerly ROW line of Piedras Street;

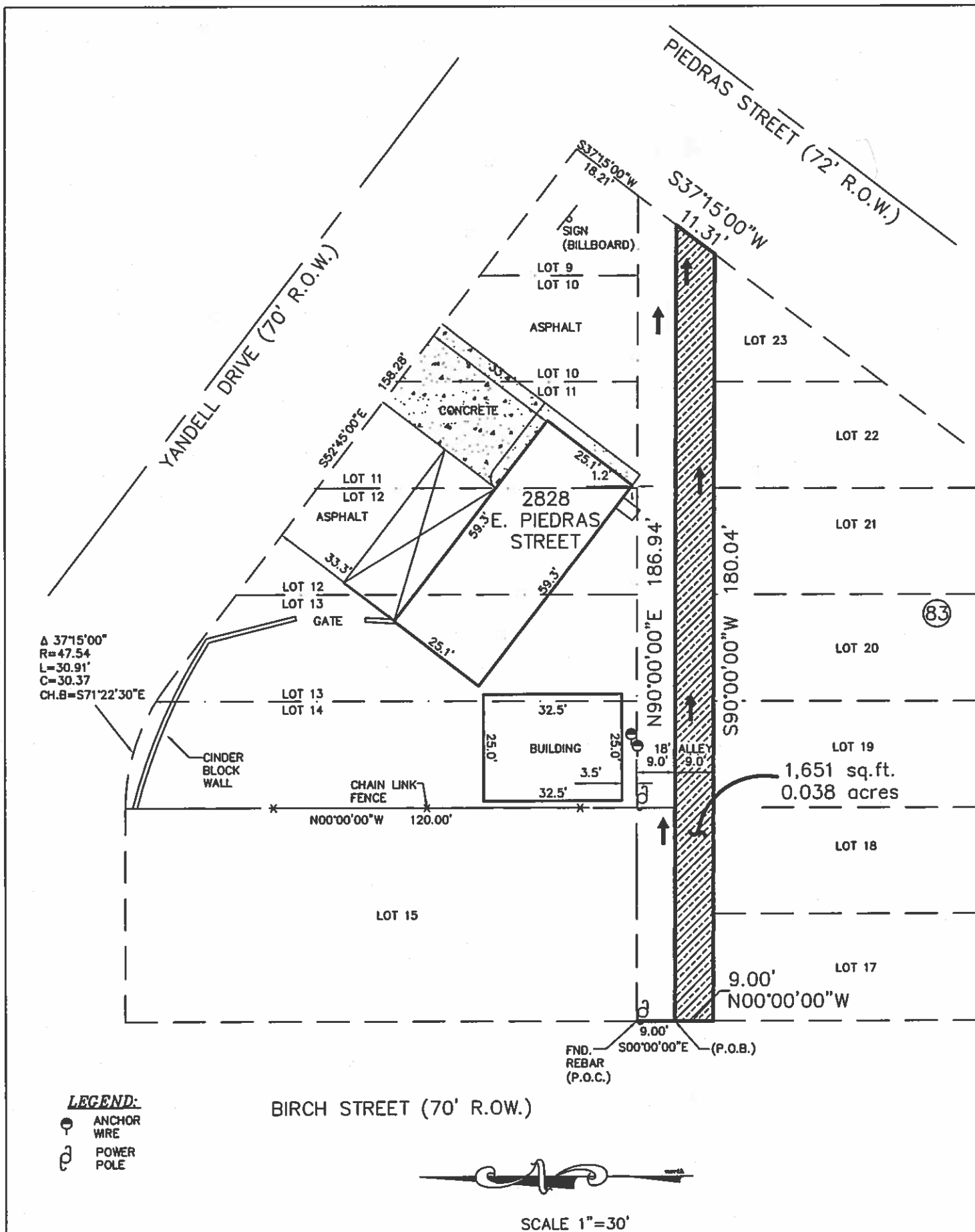
Thence S 37° 15' 00" W along said Piedras Street ROW line a distance of 11.31 feet to a point;

Thence due South along the South ROW line of said 18 ft. Alley a distance of 180.04 feet to a point that lies on the East ROW line of Birch St. (70 ft. ROW);

Thence, due North along said East ROW line of Birch Street a distance of 9.00 feet to the point of beginning of this description. Said parcel of land contains 1,651.00 square feet or 0.038 acres of land more or less.



El Paso, Texas – Thursday, March 17, 2016



## EXHIBIT C

Portion of 18 ft. alley  
Adjacent to Lots 9 thru 14, Block 83,  
Basset Addition, City of El Paso,  
El Paso County, Texas

### METES AND BOUNDS

Description of a parcel of land being a portion of an existing Alley between lots 9 thru 15, and lots 17 thru 23, Block 83, Bassett Addition, City of El Paso, El Paso County, Texas. Such parcel of land is more particularly described by metes and bounds as follows;


Commencing at the SW corner of lot 15, Block 83, Bassett Addition, said point lying on the North ROW line of subject Alley, City of El Paso, El Paso County, Texas; said point being the point of commencement of these metes and bounds; Thence due East along said North ROW line of subject Alley a distance of 50 feet to a point that lies on the Southwesterly corner of lot 14, Block 83, Basset Addition, City of El Paso, El Paso County, Texas, said point also being the **point of beginning of this description;**

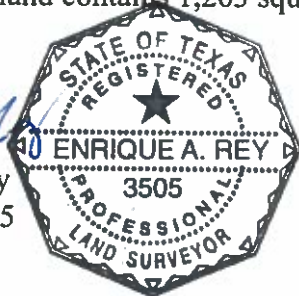
Thence due East along said Alley North ROW line a distance of 143.75 feet to a point that lies on the Westerly ROW line of Piedras St;

Thence along said Piedras St. ROW line S 37° 15' 00" W, a distance of 11.31 feet to a point;

Thence leaving said Piedras St. ROW line due West along the center line of the 18 ft. alley, a distance of 136.94 feet to a point;

Thence, due North, a distance of 9.00 feet to the point of beginning of this description. Said parcel of land contains 1,263 square feet or 0.029 acres of land more or less.

  
Enrique A. Rey  
TPLS TX 3505



El Paso, Texas – Wednesday, March 04, 2015



## EXHIBIT D

Portion of 18 ft. Alley  
Adjacent to Lot 15, Block 83,  
Basset Addition, City of El Paso,  
El Paso County, Texas.

### METES AND BOUNDS

Description of a parcel of land being a portion of an existing Alley between lots 9 thru 15, and lots 17 thru 23, Block 83, Bassett Addition, City of El Paso, El Paso County, Texas. Such parcel of land is more particularly described by metes and bounds as follows;


Commencing at the SW corner of lot 15, Block 83, Bassett Addition, said point lying on the North ROW line of subject Alley, City of El Paso, El Paso County, Texas; said point also being the **point of beginning of this description**;

Thence due East along said Alley North ROW line a distance of 50.00 feet to a point that lies on the common Southerly corner of Lots 14 and 15;

Thence due South a distance of 9.00 feet to a point that lies on the center line of subject 18 ft. alley;

Thence due West along the center line of the 18 ft. alley a distance of 50.00 feet to a point that lies on the East ROW line of Birch St. (70 ft. ROW);

Thence due North along said East ROW line a distance of 9.00 feet to the point of beginning of this description. Said parcel of land contains 450.00 square feet or 0.010 acres of land more or less.

  
Enrique A. Rey  
TPLS TX 3505



El Paso, Texas – Thursday, March 17, 2016





## MEMORANDUM

**DATE:** March 12, 2018  
**TO:** The Honorable Mayor and City Council  
Tommy Gonzalez, City Manager  
  
**FROM:** Armida Martinez, Planner  
  
**SUBJECT:** Yandell St. Alley Vacation SURW15-00005 (South of Yandell and East of Piedras)

---

The City Plan Commission (CPC), on May 5, 2016, voted to recommended **approval** of the proposed right-of-way vacation with the following requirement and condition:

- That a full-width utility easement is retained to accommodate the existing water main, sewer main and water services, and that the easement be clear of obstructions to include walls, fences, parking of vehicles, accumulation of storage, lumber or other materials.

The City Plan Commission determined that the request to vacate a portion of the alley protects the best interest, health, safety and welfare of the public in general; and will have no effect on the natural environment, social economic conditions, and property values in the vicinity and the city as a whole.

The Planning Division did not receive any communication in support or in opposition to the request.

**Applicants:** Hasan Abu-issa, Edward T. and Leticia A. Diamond, Richard and Betsy Nacim

**Attachments:** Staff Report

---



*City of El Paso – City Plan Commission Staff Report*

**Case No:** SURW15-00005 Yandell St. Alley Vacation  
**Application Type:** Public Easement/ROW Vacation  
**CPC Hearing Date:** May 5, 2016  
**Staff Planner:** Alfredo Austin, (915) 212-1604, austinaj@elpasotexas.gov  
**Location:** West of Piedras at Yandell  
**Acreage:** 0.077 acres  
**Rep District:** 8  
**Existing Use:** Public right-of-way  
**Existing Zoning:** C-4 (Commercial)  
**Proposed Zoning:** C-4 (Commercial)  
**Nearest Park:** Memorial Park (.50 miles)  
**Nearest School:** Alta Vista Elementary (.68 miles)  
**Property Owners:** Diamond Edward T & Leticia A  
Nacim Richard & Betsy  
Abu-Issa Hasan  
**Applicants:** Diamond Edward T & Leticia A  
Nacim Richard & Betsy  
Abu-Issa Hasan  
**Representative:** Leticia A Diamond

**SURROUNDING ZONING AND LAND USE**

**North:** C-4 (Commercial)/Commercial development  
**South:** C-4 (Commercial)/Commercial development  
**East:** C-4 (Commercial)/Commercial development  
**West:** C-4 (Commercial)/Commercial development

**PLAN EL PASO DESIGNATION:** G2, Traditional Neighborhood (Walkable)

**APPLICATION DESCRIPTION**

The applicants propose to vacate an 18' alley between Lots 9 thru 15 and Lots 17 thru 23, Block 83, Bassett Addition. The applicant is requesting the vacation of the alley in order to meet setback requirements for the construction of a commercial addition.

**NEIGHORHOOD INPUT**

Notices of the Public Hearing were mailed on April 25, 2016, and published as per Section 19.15.040. The Planning Division did not receive any comments in support or against this request.

## **DEVELOPMENT COORDINATING COMMITTEE**

The Development Coordinating Committee recommends **approval** of Yandell St. Alley Vacation subject to the following condition:

- A full-width utility easement is retained to accommodate the existing water main, sewer main and water services, and that the easement be clear of obstructions to include walls, fences, parking of vehicles, accumulation of storage, lumber or other materials.

### **Planning Division Recommendation:**

Staff recommends **approval** of Yandell St. Alley Vacation subject to the following condition:

- A full-width utility easement is retained to accommodate the existing water main, sewer main and water services, and that the easement be clear of obstructions to include walls, fences, parking of vehicles, accumulation of storage, lumber or other materials.

### **Planning & Inspections Department - Land Development**

We have reviewed subject plats and recommend Approval.

### **Capital Improvement Program – Parks**

We have reviewed Yandell Street - Revised Alley Vacation, a survey map and on behalf of CID Parks & Planning Division we offer “No” objections to these proposed Alley vacations request.

### **EPWU**

EPWU does not object to the request of the vacation of the alley as long as:

- A full-width utility easement is retained to accommodate the existing water main, sewer main and water services.
- No walls or fences are constructed that will impede the access to the utility easement
- No parking of vehicles or accumulation of storage, lumber or other materials within the utility easement.

### **Attachments**

1. Location map
2. Aerial map
3. Survey
4. Application

ATTACHMENT 1

YANDELL ST. ALLEY VACATION



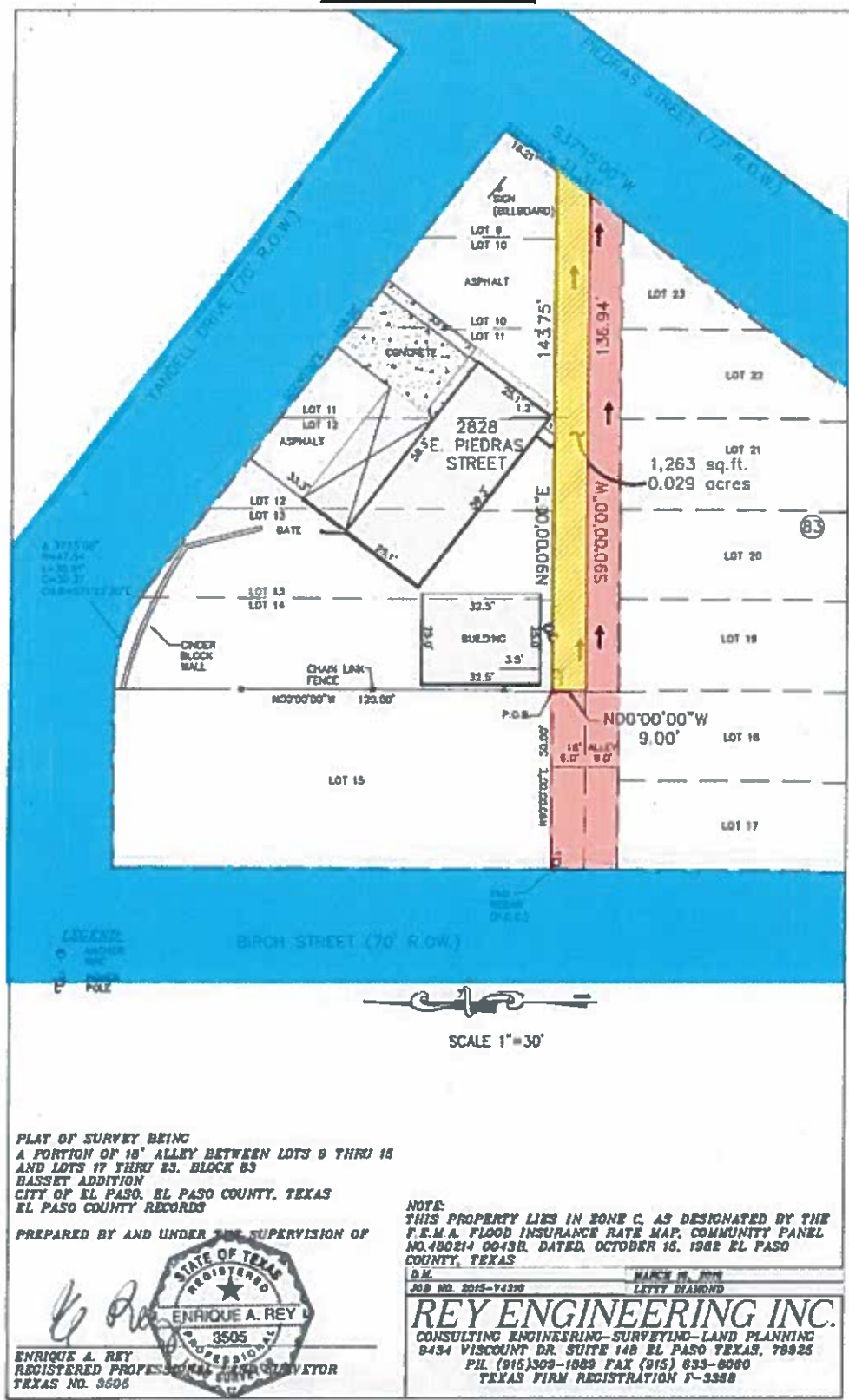


ATTACHMENT 2

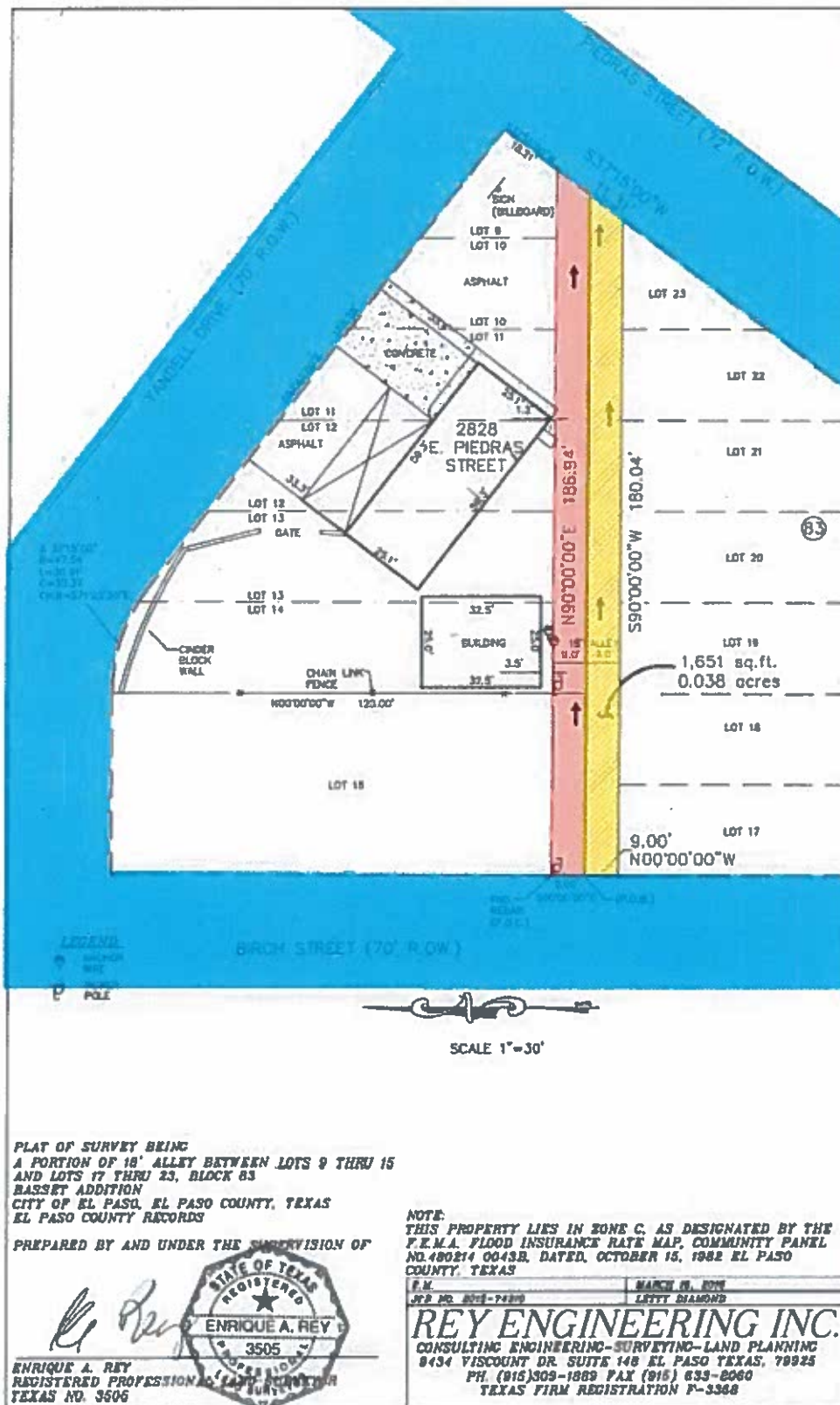
YANDELL ST. ALLEY VACATION



ATTACHMENT 3





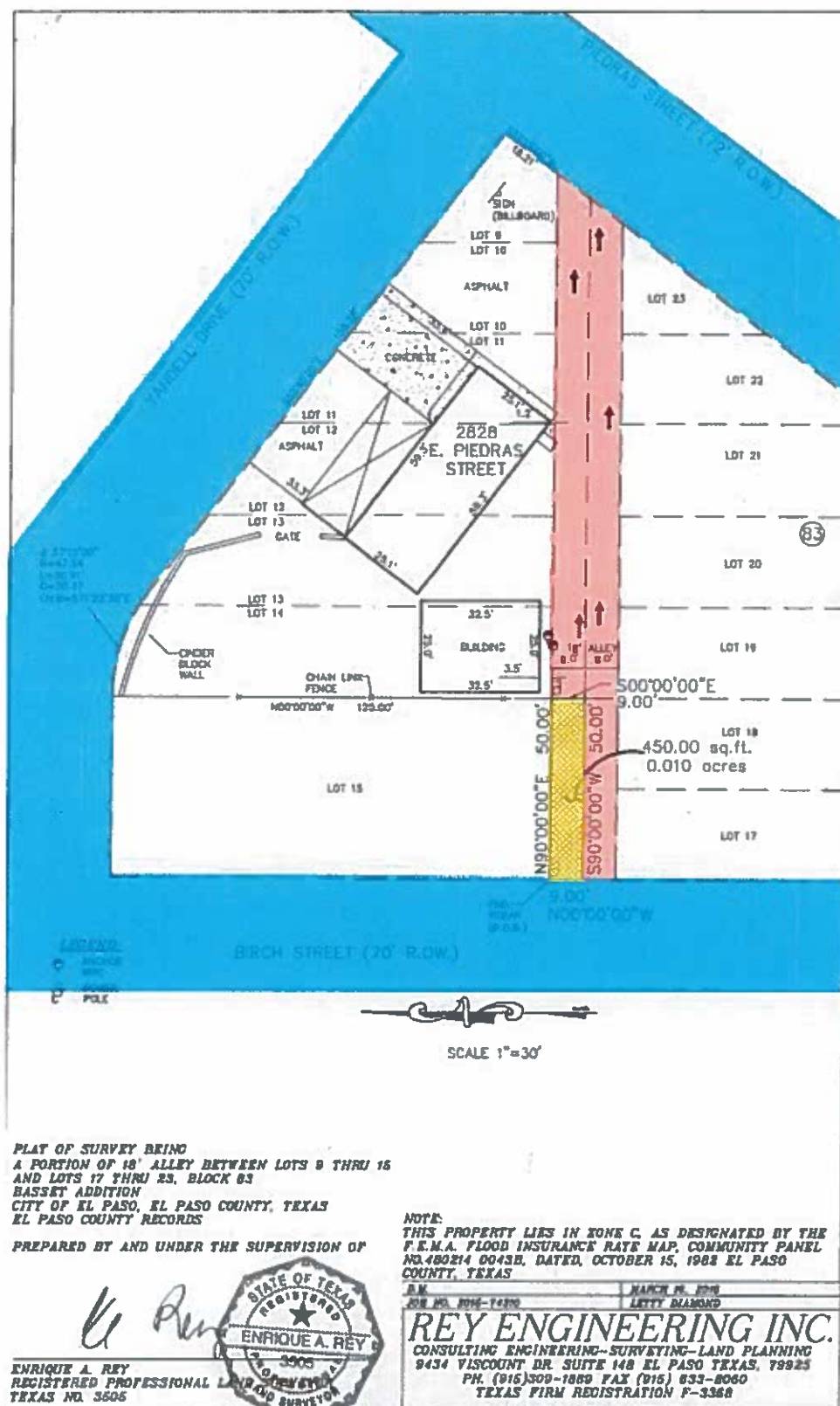


SURW15-00005

6

May 5, 2016





SURW15-00005

May 5, 2016

# ATTACHMENT 4



## CITY OF EL PASO, TEXAS APPLICATION FOR VACATION PUBLIC EASEMENTS AND RIGHTS-OF-WAY

- Date: \_\_\_\_\_ File No. SURW15-00005
1. APPLICANTS NAME Leticia Diamant  
ADDRESS 2830 E. Yandell ZIP CODE 79903 TELEPHONE 915-562-1700
2. Request is hereby made to vacate the following: (check one)  
Street \_\_\_\_\_ Alley ☒ Easement \_\_\_\_\_ Other \_\_\_\_\_  
Street Name(s) Yandell Subdivision Name Russell Addition  
Abutting Blocks 83 Abutting Lots 9 to 16 & 17 to 25
3. Reason for vacation request: For commercial addition
4. Surface Improvements located in subject property to be vacated:  
None \_\_\_\_\_ Paving \_\_\_\_\_ Curb & Gutter \_\_\_\_\_ Power Lines/Poles \_\_\_\_\_ Fences/Walls \_\_\_\_\_ Structures \_\_\_\_\_ Other \_\_\_\_\_
5. Underground Improvements located in the existing rights-of-way:  
None \_\_\_\_\_ Telephone \_\_\_\_\_ Electric \_\_\_\_\_ Gas \_\_\_\_\_ Water \_\_\_\_\_ Sewer \_\_\_\_\_ Storm Drain \_\_\_\_\_ Other \_\_\_\_\_
6. Future use of the vacated right-of-way:  
Yards \_\_\_\_\_ Parking \_\_\_\_\_ Expand Building Area \_\_\_\_\_ Replat with abutting Land \_\_\_\_\_ Other \_\_\_\_\_
7. Related Applications which are pending (give name or file number):  
Zoning \_\_\_\_\_ Board of Adjustment \_\_\_\_\_ Subdivision \_\_\_\_\_ Building Permits \_\_\_\_\_ Other \_\_\_\_\_
8. Signatures: All owners of properties which abut the property to be vacated must appear below with an adequate legal description of the properties they own (use additional paper if necessary).

Signature	Legal Description	Telephone
Diamond <u>[Signature]</u>	<u>83 Russell S 9 to 14</u>	<u>(915) 309-0032</u>
Nassim <u>[Signature]</u>	<u>83 Russell S 28 ft of 15 &amp; 16</u>	<u>(915) 412-1212</u>
Hussam <u>[Signature]</u>	<u>83 Russell 17 to 25</u>	<u>(915) 471-7258</u>

The undersigned Owner/Applicant/Agent understands that the processing of this Application will be handled in accordance with the procedure for Requesting Vacations and that no action on processing will be taken without payment of the non-refundable processing fee. It is further understood that acceptance of this application and fee in no way obligates the City to grant the Vacation. I/We further understand that the fee, if the Vacation is granted will be determined by the City of El Paso and a Certified or Cashier's Check must be presented before the request will be recommended for Council action.

The undersigned acknowledges that he or she is authorized to do so, and upon the City's request will provide evidence satisfactory to the City confirming these representations.

The granting of a vacation request shall not be construed to be a waiver of or an approval of any violation of any of the provisions of any applicable City ordinances.

\*Effective September 1, 2014, a 3% technology fee has been added to all Planning application fees.

OWNER SIGNATURE [Signature]

REPRESENTATIVE \_\_\_\_\_

NOTE: SUBMITTAL OF AN APPLICATION DOES NOT CONSTITUTE ACCEPTANCE FOR PROCESSING UNTIL THE PLANNING DEPARTMENT REVIEWS THE APPLICATION FOR ACCURACY AND COMPLETENESS.

City Development Department  
811 Texas | P.O. Box 1890 | El Paso, Texas 79950-1890 | (915) 212-0085



# Recommendation/Public Input

- **Planning & Inspections Recommendation:** Approval w/ condition
- **CPC Vote:** Unanimous approval w/ condition

## **Strategic Goal #3-Promote the Visual Image of El Paso**

- 3.1 Provide business-friendly permitting and inspection processes
- 3.2 Improve the visual impression of the community.



## YANDELL ST. ALLEY VACATION



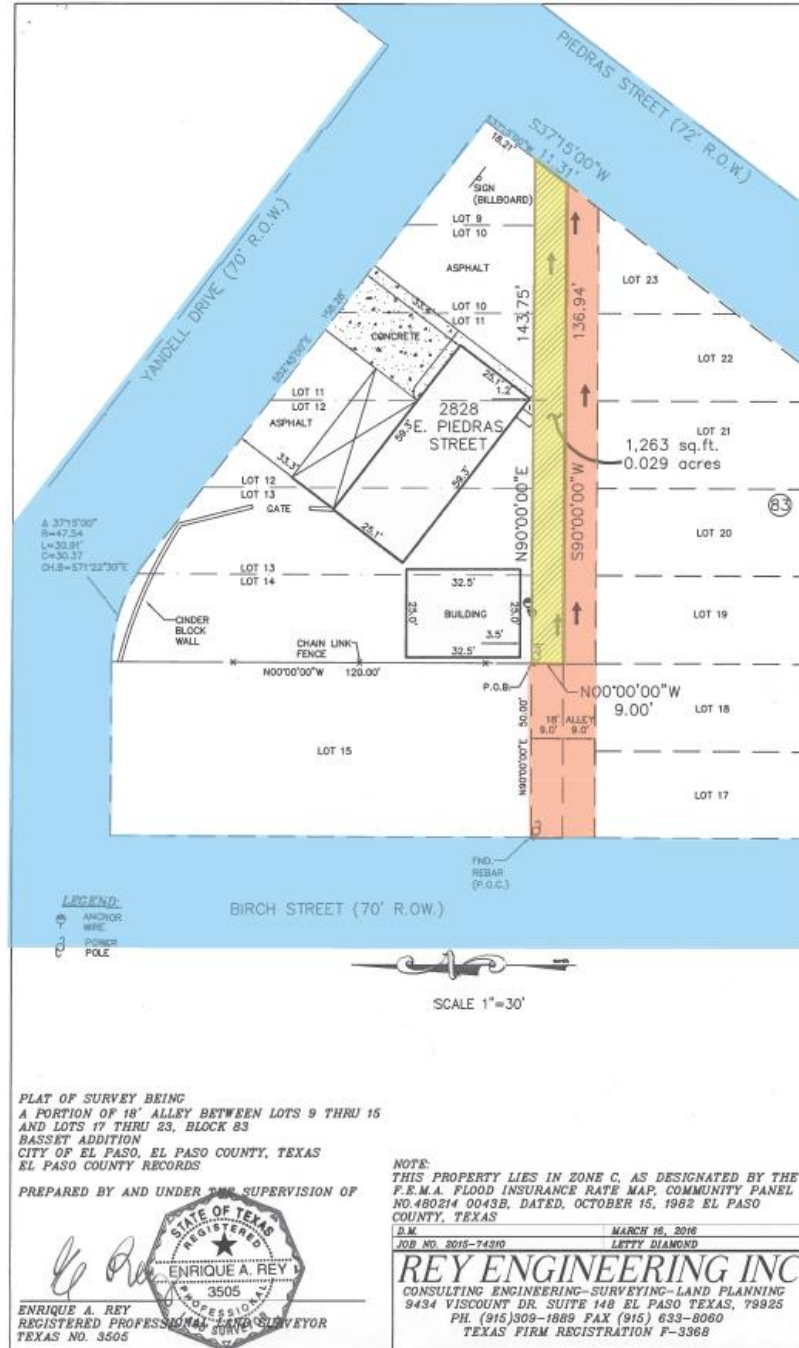




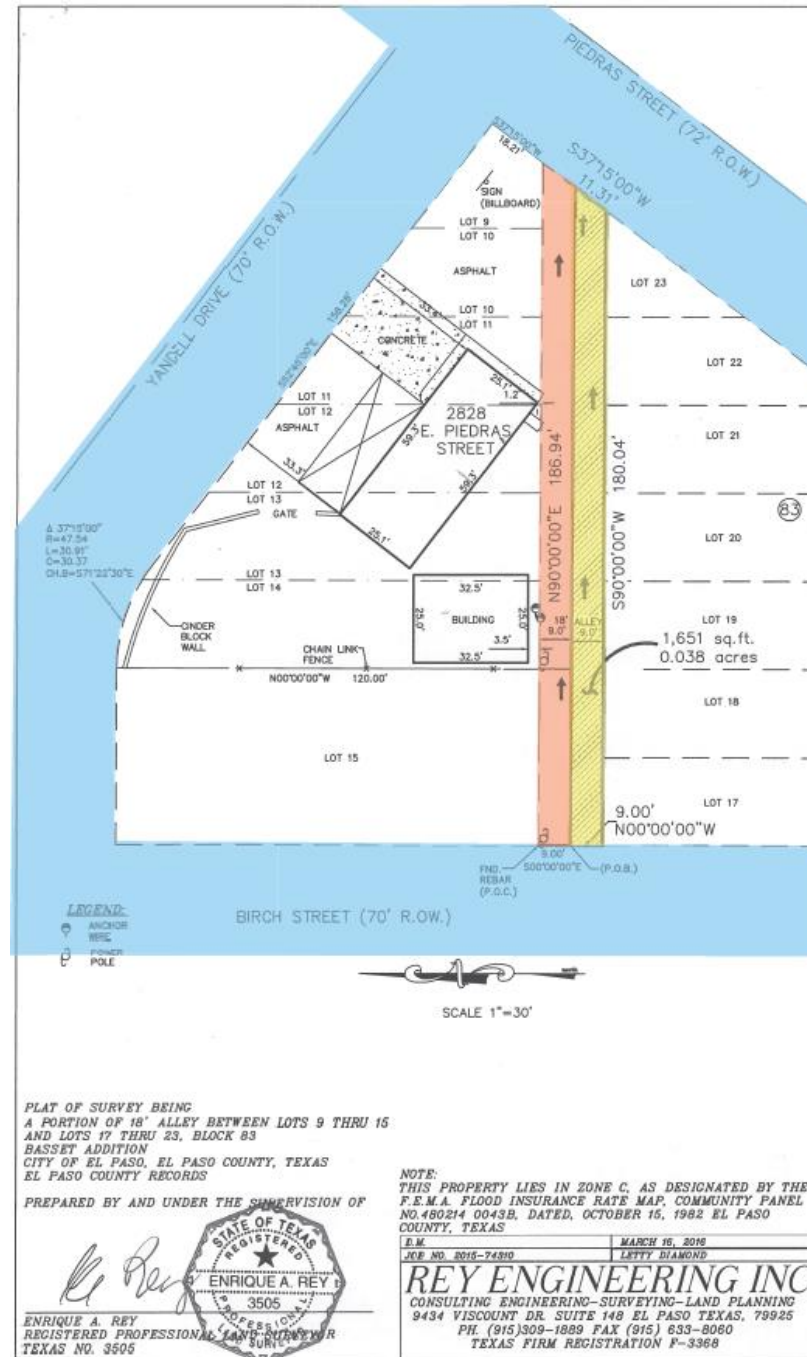
## YANDELL ST. ALLEY VACATION



*"Delivering Outstanding Services"*

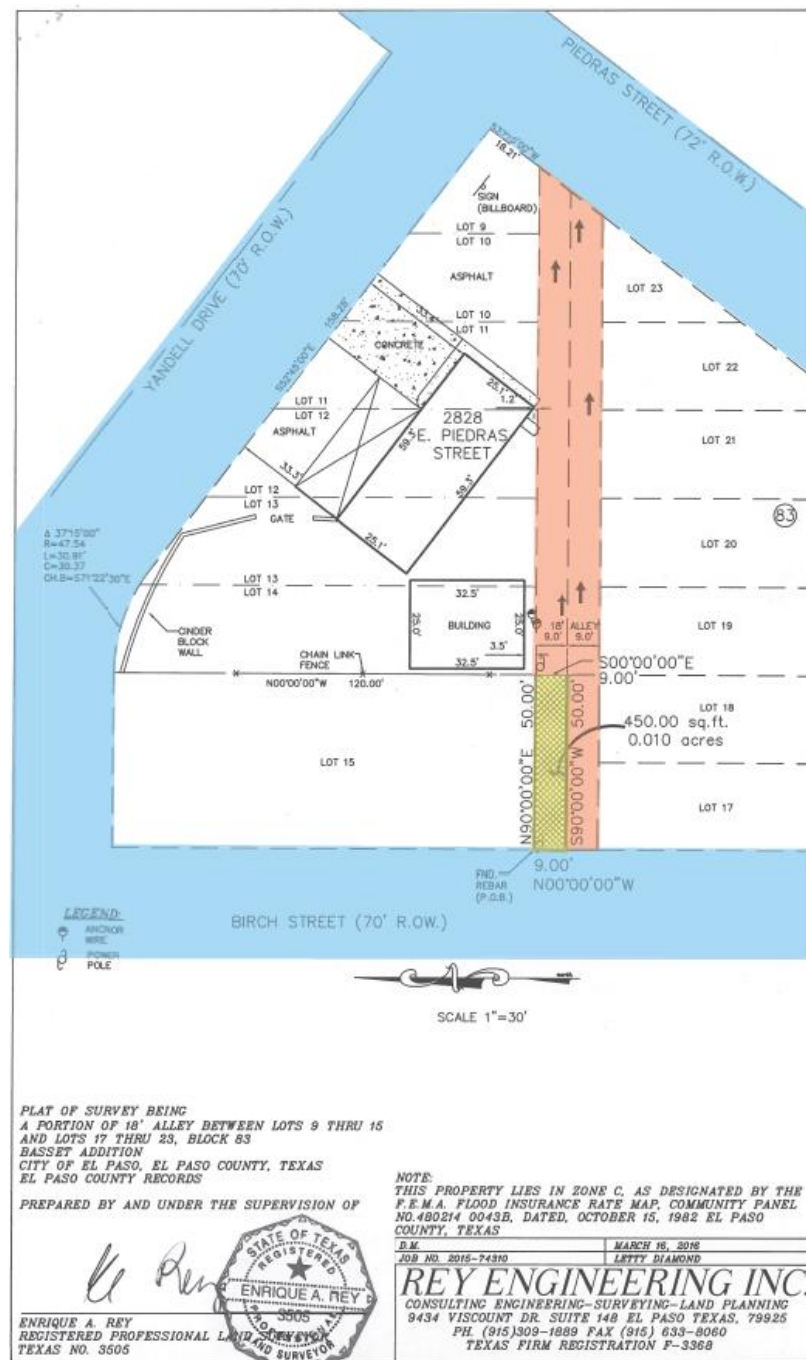


"Delivering Outstanding Services"



"Delivering Outstanding Services"





"Delivering Outstanding Services"





## Northeast towards Piedras



*"Delivering Outstanding Services"*



## Southwest towards Birch



*"Delivering Outstanding Services"*





## YANDELL ST. ALLEY VACATION

