

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

DEPARTMENT: City Development Department

AGENDA DATE: Introduction: 06/17/14
Public Hearing: 06/24/14

CONTACT PERSON/PHONE: Kimberly Forsyth, (915) 541-4668, forsythkl@elpasotexas.gov

DISTRICT(S) AFFECTED: District 2

SUBJECT:

An Ordinance vacating a portion of Lackland Street Right-of-Way within Pridham Survey No. 274, City of El Paso, El Paso County, Texas (District 2).

BACKGROUND / DISCUSSION:

See attached. A related ordinance and ground lease between the City of El Paso and El Paso Independent School District describe the consideration for the vacation.

PRIOR COUNCIL ACTION:

N/A

AMOUNT AND SOURCE OF FUNDING:

N/A

BOARD / COMMISSION ACTION:

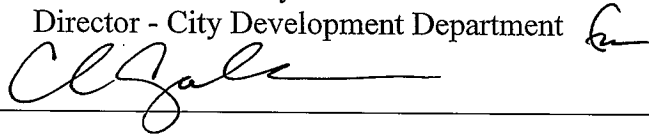
Development Coordinating Committee (DCC) recommends approval
City Plan Commission (CPC) unanimously recommended approval on December 5, 2013

*****REQUIRED AUTHORIZATION*****

LEGAL: (if required) N/A

FINANCE: (if required) N/A

DEPARTMENT HEAD: Mathew S. McElroy
Director - City Development Department



APPROVED FOR AGENDA:

CITY MANAGER: _____ **DATE:** _____

ORDINANCE NO. _____

AN ORDINANCE VACATING A PORTION OF LACKLAND STREET RIGHT-OF-WAY, WITHIN PRIDHAM SURVEY 274, CITY OF EL PASO, EL PASO COUNTY, TEXAS

WHEREAS, the abutting property owners of portions of Pridham Survey 274 have requested vacation of a parcel of land being a portion of Lackland Street Right-of-Way, within Pridham Survey 274, City of El Paso, El Paso County, Texas; and,

WHEREAS, after public hearing the City Plan Commission recommended that a portion of Lackland Street Right-of-Way, within Pridham Survey 274, 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; and

WHEREAS, as consideration for this vacation, the adjacent property owner/fee owner of the westerly half of the vacated street will convey to the City its fee interest in such westerly half of the vacated property for the purposes of the construction and operation of storm water and drainage facilities.

WHEREAS, City Plan Commission has recommended the vacation, and the El Paso City Council finds that said right-of-way is not needed for public use by the City and should be vacated as recommended; and,

WHEREAS, Texas Local Government Code Section 272.001(b)-(j) allows the city to sell or convey land to an abutting property owner owning the underlying fee simple of the land being sold or conveyed for less than the fair market value of the land; and,

WHEREAS, the City Council wishes to use the provisions of Chapter 272.001(b)-(j) to convey one half of the vacated street to the El Paso Independent School District; and,

WHEREAS, the El Paso Independent School District is the abutting property owner on one side of the street being vacated and owns the underlying fee simple to that half of the street being vacated;

WHEREAS, in exchange for conveying the property for less than fair market value, the El Paso Independent School District will enter into a lease agreement with the City for a term of ninety nine years which will allow the City to use those existing and new facilities identified in the agreement under the terms and provisions contained in the agreement; and,

WHEREAS, the City Council determines that the terms and provisions contained in the lease agreement between the City and the El Paso Independent School District is adequate consideration for conveying the land for less than fair market value;

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 a portion of Lackland Street Right-of-Way, within Pridham Survey 274, 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 in the attached survey identified as Exhibit "B" and made a part hereof by reference.

In addition, the City Manager is authorized to sign an instrument quitclaiming all of the City's right, title and interest in and to the westerly half of such vacated property, which is more fully described in the attached metes and bounds description identified in Exhibit "C" and in the attached survey identified as Exhibit "D" to El Paso Independent School District, provided that, as consideration for the street vacation and related quitclaim deed, the El Paso Independent School District conveys its entire fee right, title and interest in the westerly half of the vacated Lackland Street by Special Warranty Deed to the City for the construction of storm water and drainage facilities.

PASSED AND APPROVED this _____ day of _____, 2014.


THE CITY OF EL PASO

Oscar Leiser
Mayor

ATTEST:

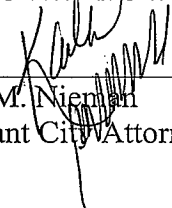
Richarda Duffy Momsen
City Clerk

APPROVED AS TO CONTENT:



Mathew McElroy, Director
City Development Department

APPROVED AS TO FORM:



Karla M. Nielsen
Assistant City Attorney

(Quitclaim Deed on following page)

**Proposed Lackland St. Partial Vacation
Within the Pridham Survey No. 274
City of El Paso, El Paso County, Texas**

The parcel of land herein described is a portion of Lackland Street as described on a survey graphic contained in that certain deed from Southwestern Childrens Home to the El Paso Independent School District on August 4, 1948 of record in Book 0907 at Page 0064, Deed Records, El Paso County, Texas, is a portion of the Pridham Survey No. 274, and is more particularly described by metes and bounds as follows [*Texas State Plane Grid Coordinates, NAD 83, Central Zone, appear in brackets for reference*]:

Commencing for reference at a found City Monument [*10669480.70 ft. Grid North, 396900.43 ft. Grid East*] that lies 10 feet north and 10 feet east of the centerline intersection of Altura Ave. (100 ft. wide ROW) and Russell St. (70 ft. wide ROW); Thence, with the monument line of Altura Ave. lying 10 feet north of the centerline of Altura Ave., North 90°00'00" East (ground bearing basis), 420.17 feet to a found City Monument [*10669455.90 ft. Grid North, 397319.77 ft. Grid East*] that lies 10 ft. north and 10 ft. east of the centerline intersection of Altura Ave. and Stevens St.; Thence, South 00°00'00" East, 10.07 feet to the centerline of Altura Ave.; Thence, with the centerline of Altura Ave., North 90°00'00" East, 24.91 feet to a found City Monument [*10669444.39 ft. Grid North, 397344.04 ft. Grid East*] that lies on the centerline of Altura Ave. at the extended east right-of-way line of Stevens St.; Thence, continuing with the centerline of Altura Ave. (which transitions to a 70 foot wide right-of-way), South 76°45'00" East, 411.91 feet; Thence, leaving said centerline, North 13°15'00" East, 35.00 feet to a set ½" dia. rebar with plastic cap stamped TX4297 NM10472 [*10669360.03 ft. Grid North, 397748.63 ft. Grid East*] on the north right-of-way line of Altura Ave., for the POINT OF BEGINNING;

Thence, with the north right-of-way line of Altura Ave., South 76°45'00" East, 23.80 feet to a set ½" dia. rebar with plastic cap stamped TX4297 NM10472 [*10669353.22 ft. Grid North, 397771.43 ft. Grid East*];

Thence, 28.46 feet with the arc of a curve to the left, having a radius of 15.75 feet, having a central angle of 103°33'00", and a chord that bears North 51°28'30" East 24.75 feet to a set ½" dia. rebar with plastic cap stamped TX4297 NM10472 [*10669367.47 ft. Grid North, 397791.66 ft. Grid East*] at the west right-of-way line of Lackland St.;

Thence, with the west right-of-way line of Lackland St., North 00°18'00" West, 196.79 feet (197.09 ft. Rec) to a set ½" dia. rebar with plastic cap stamped TX4297 NM10472 [*10669563.92 ft. Grid North, 397802.25 ft. Grid East*] at the north boundary of said Pridham Survey and the south boundary line of Grandview Addition (Vol. 11, Pg. 60);

Thence, with said boundary line, and crossing Lackland St., South 89°58'58" East (South 90°00'00" East Rec.), 70.00 feet to a set ½" dia. rebar with plastic cap stamped TX4297 NM10472 [*10669559.77 ft. Grid North, 397872.11 ft. Grid East*];

Thence, with the east right-of-way line of Lackland St., South 00°18'00" East, 223.19 feet (223.88 ft. Rec.) to a set ½" dia. rebar with plastic cap stamped TX4297 NM10472 [*10669336.96 ft. Grid North, 397860.10 ft. Grid East*];

(continued on page 2)

EXHIBIT A

**Proposed Lackland St. Partial Vacation
Within the Pridham Survey No. 274
City of El Paso, El Paso County, Texas**

(continued from page 1)

Thence, 37.04 feet with the arc of a curve to the left, having a radius of 39.66 feet, having a central angle of $53^{\circ}31'00''$, and a chord that bears South $27^{\circ}03'30''$ East 35.71 feet to a set $\frac{1}{2}$ " dia. rebar with plastic cap stamped TX4297 NM10472 [10669304.25 ft. Grid North, 397874.44 ft. Grid East] on the north right-of-way line of Altura Ave.;

Thence, South $53^{\circ}49'00''$ East, 50.59 feet to a set $\frac{1}{2}$ " dia. rebar with plastic cap stamped TX4297 NM10472 [10669272.04 ft. Grid North, 397913.43 ft. Grid East];

Thence, with the north right-of-way line of Altura Ave., 188.12 feet with the arc of a curve to the left, having a radius of 470.00 feet, having a central angle of $22^{\circ}56'00''$, and a chord that bears North $65^{\circ}17'00''$ West 186.87 feet to the POINT OF BEGINNING and containing 16,600 square feet or 0.3811 acres.

This description is based on a field survey performed under the supervision of Stephen Earl Cobb, RPLS.



Stephen Earl Cobb, Texas RPLS 4297
May 14, 2013





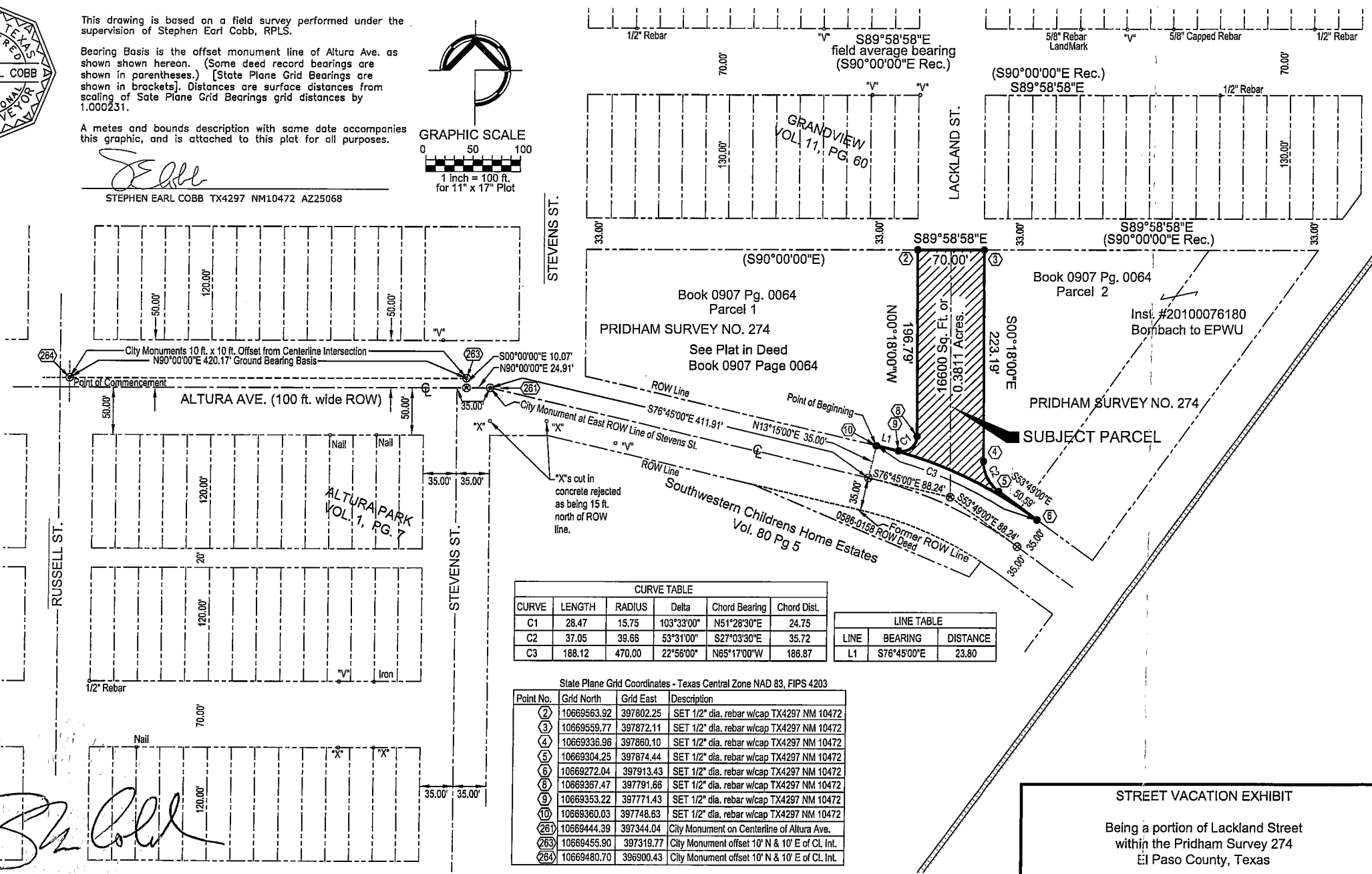
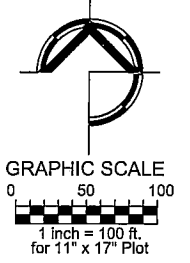
This drawing is based on a field survey performed under the supervision of Stephen Earl Cobb, RPLS.

Bearing Basis is the offset monument line of Altura Ave. as shown shown hereon. (Some deed record bearings are shown in parentheses.) [State Plane Grid Bearings are shown in brackets]. Distances are surface distances from scaling of State Plane Grid Bearings grid distances by 1.000231.

A metes and bounds description with same date accompanies this graphic, and is attached to this plat for all purposes.

SE Cobb

STEPHEN EARL COBB TX4297 NM10472 AZ25068



CURVE TABLE					
CURVE	LENGTH	RADIUS	Delta	Chord Bearing	Chord Dist.
C1	28.47	15.75	103°33'00"	N51°28'30"E	24.75
C2	37.05	39.66	53°31'00"	S27°03'30"E	35.72
C3	188.12	470.00	22°56'00"	N65°17'00"W	186.87

LINE TABLE		
LINE	BEARING	DISTANCE
L1	S76°45'00"E	23.80

State Plane Grid Coordinates - Texas Central Zone NAD 83, FIPS 4203		
Point No.	Grid North	Grid East
②	10669563.92	397802.25
③	10669559.77	397872.11
④	10669336.96	397880.10
⑤	10669304.25	397874.44
⑥	10669272.04	397913.43
⑧	10669367.47	397791.66
⑨	10669353.22	397771.43
⑩	10669360.03	397748.63
②⑥	10669444.39	397344.04
②⑦	10669455.90	397319.77
②⑧	10669480.70	396900.43

STREET VACATION EXHIBIT

Being a portion of Lackland Street
within the Pridham Survey 274
El Paso County, Texas

DATE OF EXHIBIT: 05/14/2013 SCALE: 1"=100' OFFICE: SEC FIELD: JZ/LC

HUITT~ZOLLARS, INCORPORATED

5822 Croma Drive, Ste. 210, El Paso, Texas 79912

FAX 915-587-5247
www.huilt-zollars.com
PH. 915-587-4339

EXHIBIT B

HUITT-ZOLIARS

HUITT-ZOLIARS, INC. • 6922 Chrome Dr. • Suite 210 • El Paso, TX 79912-6902 • 915.347.4337 phone • 915.347.3347 fax • huitt-zoliars.com

Westerly Half of Lackland St. Partial Vacation Within the Pridham Survey No. 274 City of El Paso, El Paso County, Texas

The parcel of land herein described is the westerly half of Lackland Street as described on a survey graphic contained in that certain deed from Southwestern Childrens Home to the El Paso Independent School District on August 4, 1948 of record in Book 0807 at Page 0054, Deed Records, El Paso County, Texas, is a portion of the Pridham Survey No. 274, and is more particularly described by metes and bounds as follows [Texas State Plane Grid Coordinates, NAD 83, Central Zone, appear in brackets for reference].

Commencing for reference at a found City Monument (10669480.70 ft. Grid North, 396900.43 ft. Grid East) that lies 10 feet north and 10 feet east of the centerline intersection of Altura Ave. (100 ft. wide ROW) and Russell St. (70 ft. wide ROW); Thence, with the monument line of Altura Ave. lying 10 feet north of the centerline of Altura Ave., North 90°00'00" East (ground bearing basis), 420.17 feet to a found City Monument (10669455.90 ft. Grid North, 397319.77 ft. Grid East) that lies 10 ft. north and 10 ft. east of the centerline intersection of Altura Ave. and Stevens St.; Thence, South 00°00'00" East, 10.07 feet to the centerline of Altura Ave.; Thence, with the centerline of Altura Ave., North 90°00'00" East, 24.51 feet to a found City Monument (10669444.39 ft. Grid North, 397344.04 ft. Grid East) that lies on the centerline of Altura Ave. at the extended east right-of-way line of Stevens St.; Thence, continuing with the centerline of Altura Ave. (which transitions to a 70 foot wide right-of-way), South 76°45'00" East, 411.91 feet; Thence, leaving said centerline, North 13°15'00" East, 35.00 feet to a set ½" dia. rebar with plastic cap stamped TX4297 NM10472 (10669360.03 ft. Grid North, 397746.63 ft. Grid East) on the north right-of-way line of Altura Ave., for the POINT OF BEGINNING;

Thence, with the north right-of-way line of Altura Ave., South 76°45'00" East, 23.80 feet to a set ½" dia. rebar with plastic cap stamped TX4297 NM10472 (10669353.22 ft. Grid North, 397771.43 ft. Grid East);

Thence, 28.47 feet with the arc of a curve to the left, having a radius of 15.75 feet, having a central angle of 103°33'00", and a chord that bears North 51°28'30" East 24.75 feet to a set ½" dia. rebar with plastic cap stamped TX4297 NM10472 (10669367.47 ft. Grid North, 397791.66 ft. Grid East) at the west right-of-way line of Lackland St.;

Thence, with the west right-of-way line of Lackland St., North 00°18'00" West, 196.79 feet (197.09 ft. Rec) to a set ½" dia. rebar with plastic cap stamped TX4297 NM10472 (10669563.92 ft. Grid North, 397802.25 ft. Grid East) at the north boundary of said Pridham Survey and the south boundary line of Grandview Addition (Vol. 11, Pg. 60);

Thence, with said boundary line, and entering Lackland St., South 89°58'56" East (South 90°00'00" East Rec.), 35.00 feet to the centerline of Lackland St. (10669561.82 ft. Grid North, 397837.18 ft. Grid East);

Thence, with the centerline of Lackland St., South 00°18'00" East 232.36 ft. to the curved north right-of-way line of Altura Ave. (10669329.68 ft. Grid North, 397824.66 ft. Grid East);

(continued on page 2)

EXHIBIT C

Page 1 of 2

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Hoover Appraisal Company

**Westerly Half of Lackland St. Partial Vacation
Within the Pridham Survey No. 274
City of El Paso, El Paso County, Texas**

(continued from page 1)

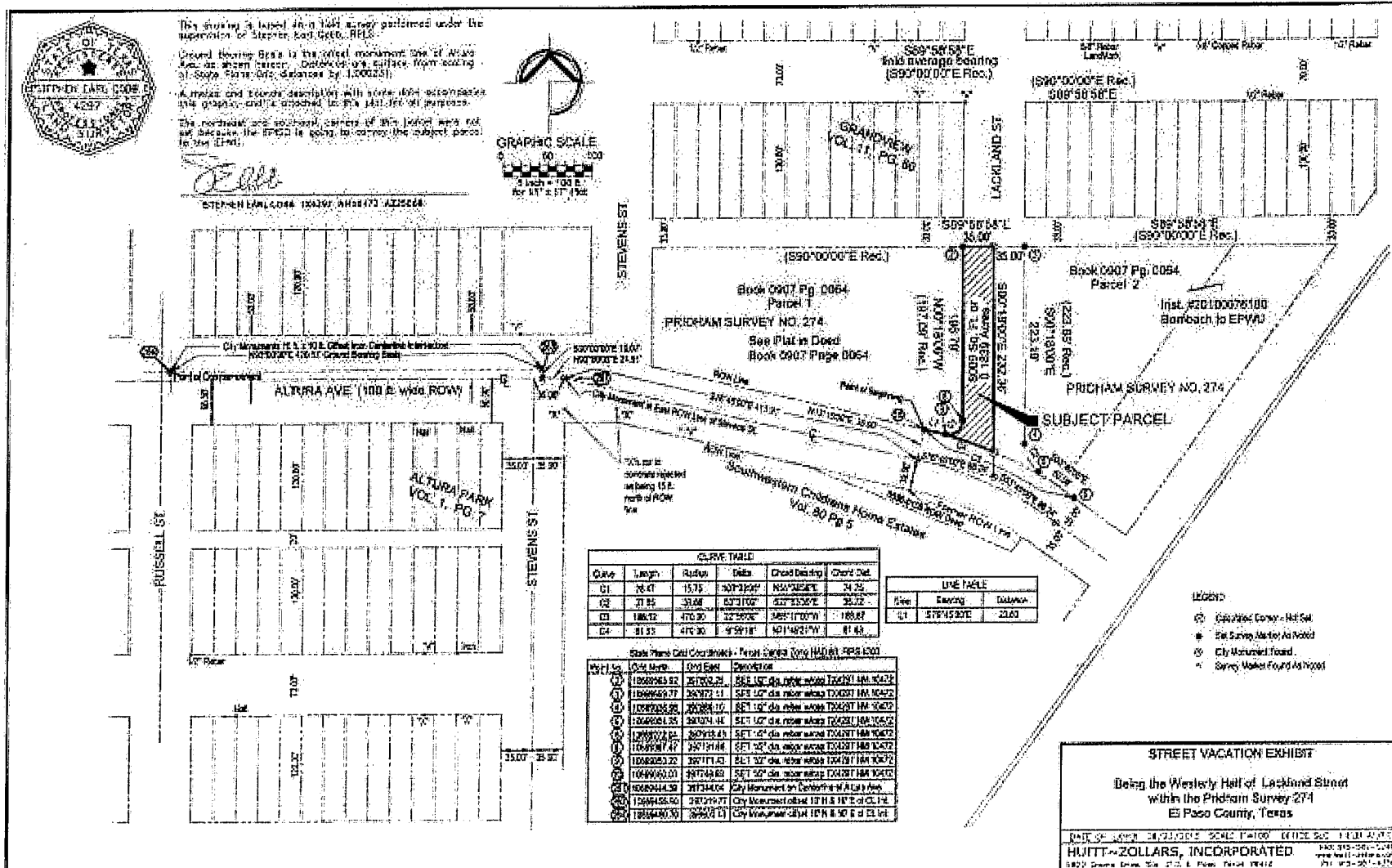
Thence, with the north right-of-way line of Altura Ave., 81.93 feet with the arc of a curve to the left, having a radius of 470.00 feet, having a central angle of $9^{\circ}59'18''$, and a chord that bears North $71^{\circ}45'21''$ West 81.83 feet to the POINT OF BEGINNING and containing 8009 square feet or 0.1839 acres.

This description is based on a field survey performed under the supervision of Stephen Earl Cobb, RPLS. The northeast and southeast corners of this parcel were not set because the EPISD is going to convey the subject parcel to the EPWU, the owner to the east.



Stephen Earl Cobb, Texas RPLS 4297
August 23, 2013

EXHIBIT D



Hoover Appraisal Company

**Notice of Confidentiality Rights: If you are a natural person, you may remove and/or strike any of the following information from this instrument before it is filed for record in the public records:
Your social security number or your driver's license number.**

QUITCLAIM DEED

STATE OF TEXAS)
)
COUNTY OF EL PASO) **KNOW ALL MEN BY THESE PRESENTS:**

The City of El Paso ("Grantor"), for adequate consideration to Grantor in hand paid and agreed to be performed by El Paso Independent School District ("Grantee"), has GRANTED, SOLD and CONVEYED and by these presents does hereby GRANT, SELL AND CONVEY unto El Paso Independent School District certain "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 portion of Lackland Street Right-of-Way, within Pridham Survey 274 City of El Paso situated in the County of El Paso, State of Texas, more fully described in the attached metes and bounds description, identified as Exhibit "C," and in the attached survey identified as Exhibit "D" and incorporated herein for any and all purposes.

This conveyance is subject to the following (all references to recorded instruments pertain to the Real Property Records of El Paso County, Texas):

1. Restrictive covenants of Public Record.
2. Any discrepancies, conflicts, or shortages in area or boundary lines, or any encroachments or protrusions, or any overlapping of improvements.
3. Any existing utility easements including easements for the overhang of service wires, conduits and pipes for underground utilities.
4. Mineral reservations and/or mineral interests as set out in the Public Records.
5. Any and all unrecorded agreements, contracts and leases, and rights of parties therein.
6. All leases, grants, exceptions or reservations of coal, lignite, oil, gas and other minerals, together with all rights, privileges, and immunities relating thereto, appearing in the Public Records whether listed or not.
7. Rights of parties in possession.

TO HAVE AND TO HOLD the Property together with all and singular the rights and appurtenances thereto in any way belonging unto Grantee, Grantee's successors and assigns forever. This conveyance is made without any warranties, express or implied, and the Property is conveyed to Grantee in an "AS IS" condition, with all faults.

AS A MATERIAL PART OF THE CONSIDERATION FOR THIS DEED, GRANTEE AGREES THAT GRANTEE IS TAKING THE PROPERTY AS IS, WITH ALL FAULTS, AND AS PART OF GRANTEE'S ACCEPTANCE OF TITLE WITH ANY AND ALL LATENT AND PATENT DEFECTS, AND THAT THERE ARE NO WARRANTIES BY GRANTOR THAT THE PROPERTY HAS A PARTICULAR FINANCIAL VALUE OR IS FIT FOR ANY PARTICULAR PURPOSE. GRANTEE ACKNOWLEDGES AND STIPULATES THAT GRANTEE IS NOT RELYING ON ANY REPRESENTATION, STATEMENT, OR OTHER ASSERTION WITH RESPECT TO THE PROPERTY CONDITION BUT IS RELYING ON GRANTEE'S EXAMINATION OF THE PROPERTY. GRANTEE TAKES THE PROPERTY WITH THE EXPRESS UNDERSTANDING AND STIPULATION THAT THERE ARE NO EXPRESS OR IMPLIED WARRANTIES OF ANY KIND.

IN WITNESS WHEREOF, this instrument is executed on this the _____ day of _____, 2014.

ATTEST:

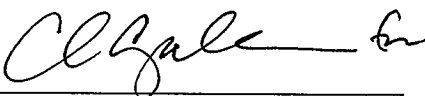
CITY OF EL PASO

Richarda Duffy Momsen
City Clerk

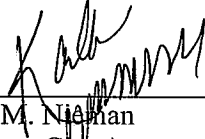
Sean P. McGlynn
Interim City Manager

APPROVED AS TO CONTENT:

APPROVED AS TO FORM:



Mathew McElroy, Director
City Development Department



Karla M. Neuman
Assistant City Attorney

(Acknowledgement on following page)

ACKNOWLEDGEMENT

STATE OF TEXAS

COUNTY OF EL PASO

Before me on this day personally appeared, as City Manager of the City of El Paso, a municipal corporation, subscribed to the foregoing instrument and acknowledged to me that she executed the instrument by proper authority, for the purposes and consideration expressed therein and in the capacity stated in the instrument.

Given under my hand and seal of office this _____ day of _____, 2014.

NOTARY PUBLIC, STATE OF TEXAS

(Print or Stamp Name of Notary)

My commission expires: _____

AFTER FILING RETURN TO:

**El Paso Independent School District
ATTN: Nicholas P. Corona, P.E.
6531 Boeing
El Paso, TX 79925**

**El Paso Water Utilities
1154 Hawkins
El Paso, Texas 79925**

With copy to:

**City Development Department
Planning Division
PO Box 1890
El Paso, TX 79950-1890**

Dedicated to Outstanding Customer Service for a Better Community

SERVICE SOLUTIONS SUCCESS



City Development Department

DATE: June 9, 2014

TO: The Honorable Mayor and City Council
Sean P. McGlynn, Interim City Manager

FROM: Kimberly Forsyth, Lead Planner

SUBJECT: Lackland Street Right-of-Way Vacation

This application was submitted jointly by the El Paso Water Utilities and the El Paso Independent School District, which are the abutting property owners. The vacated property will be used for a stormwater project. There is a related lease agreement between the EPISD and the City that describes the consideration for the vacation.

The City Plan Commission unanimously recommended approval of the proposed vacation at their meeting on Dec. 5, 2013. There was no public comment.

Mayor
Oscar Leeser

City Council

District 1
Ann Morgan Lilly

District 2
Larry Romero

District 3
Emma Acosta

District 4
Carl L. Robinson

District 5
Dr. Michiel R. Noe

District 6
Eddie Holguin Jr.

District 7
Lily Limón

District 8
Courtney C. Niland

Interim City Manager
Sean P. McGlynn



City of El Paso – City Plan Commission Staff Report

Case No: SURW13-00014 Lackland Street Vacation
Application Type: Street ROW Vacation
CPC Hearing Date: December 5, 2013
Location: North of Altura at Lackland
Acreage: 0.3811 acre
Rep District: 2
Existing Use: Street right-of-way
Existing Zoning: R4 & A-2
Proposed Zoning: R4 & A-2

Property Owner: City of El Paso
Applicant: PSB-El Paso Water Utility and
El Paso Independent School District
Representative: PSB

SURROUNDING ZONING AND LAND USE

North: R-4 / Residential Development
South: R-4 / Residential Development
East: A-2 / PSB Vacant
West: R-4 / EPISD Football practice field

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

APPLICATION DESCRIPTION

The applicants are proposing to vacate a portion of Lackland Street for a stormwater project.

DEVELOPMENT COORDINATING COMMITTEE

The Development Coordinating Committee recommends **approval** of Lackland Street Vacation subject to the following comments and conditions:

Planning Division Recommendation:

Staff recommends **approval**.

City Development Department - Land Development

We have reviewed subject plats and recommend **Approval**.

The Developer/Engineer needs to address the following comments:

1. No objections.

Parks and Recreation Department

We have reviewed Lackland Street, a street ROW vacation survey map and offer “No” objections to this proposed street ROW vacation request

El Paso Water Utilities

1. EPWU does not object to this request.

Water:

2. There is an existing 4-inch diameter water main extending along the alley between Savannah St. and Altura St. approximately 7 feet north of the alley centerline.
3. There are no public water mains along Lackland St. within the subject area.

Sanitary Sewer:

4. There is an existing 8-inch diameter sanitary sewer main extending along Lackland St. approximately 11 feet east of the street centerline. This sanitary sewer main will be relocated along the perimeter of the proposed pond.
5. There is an existing 8-inch diameter sanitary sewer main that extends along the alley between Savanna St. and Altura St. approximately 5 feet south of the street centerline.
6. There is an existing 8-inch diameter sanitary sewer main that extends along Altura St.

General:

7. EPWU requires a new service application to provide service the subject property. New service applications are available at 1154 Hawkins, 3rd Floor. The following items are required at the time of application: (1) hard copy of subdivision plat; (2) finalized set of street improvement plans, including storm sewer; (3) digital copy of subdivision plat; (4) benchmark check; and (5) construction schedule. Service will be provided in accordance with the current EPWU – PSB Rules and Regulations. The owner is responsible for the costs of any necessary on-site and off-site extensions, relocations or adjustments of water and sanitary sewer lines and appurtenance.

El Paso Fire Department:

No comments received.

El Paso Electric Company:

No comments received.

Sun Metro:

No comment received.

911:

No comments received.

Texas Gas Company:

No comments received.

EP DOT

No comment received.

Attachments

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

ATTACHMENT 1

LACKLAND STREET VACATION

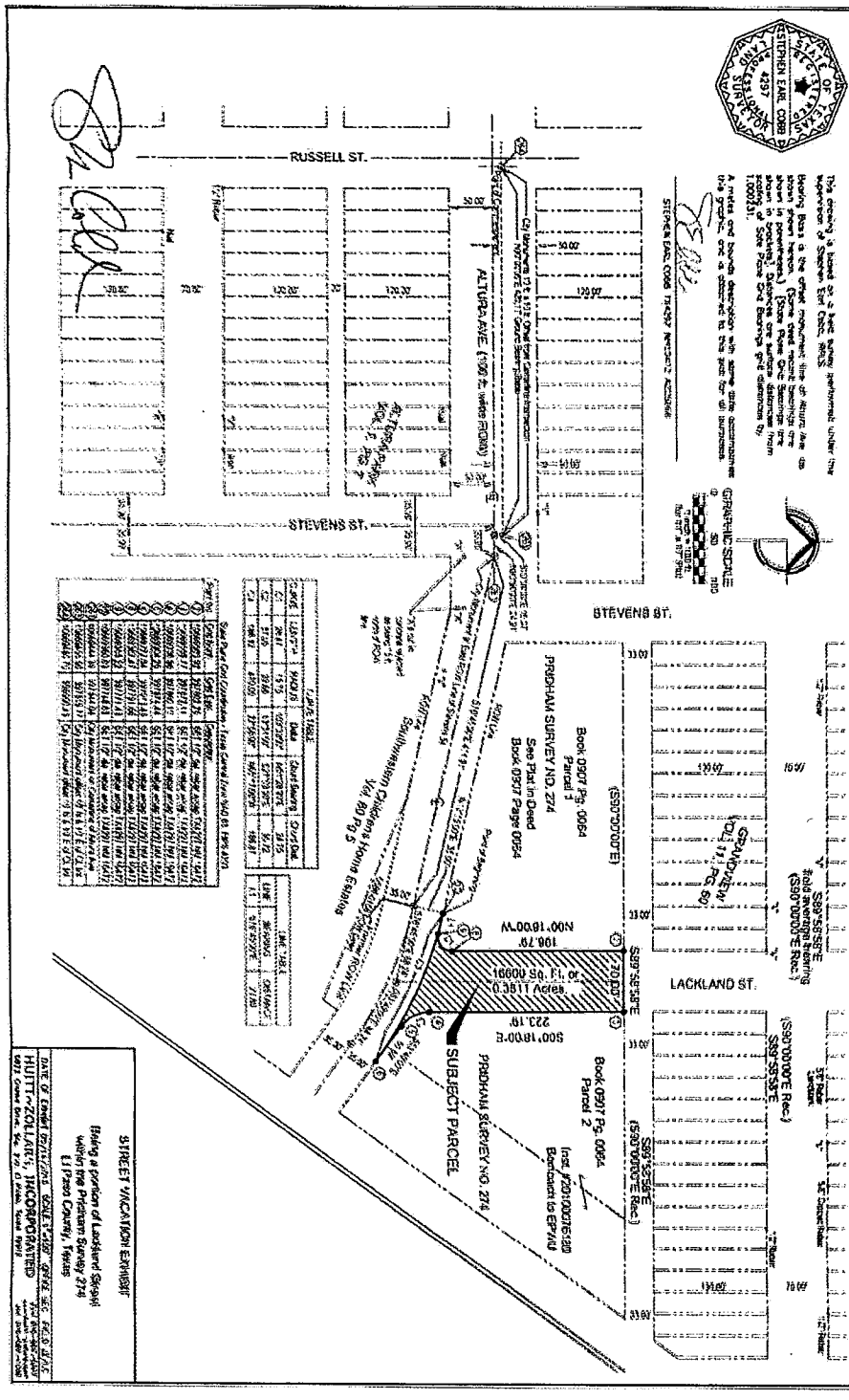


ATTACHMENT 2

LACKLAND STREET VACATION



ATTACHMENT 3



ATTACHMENT 4



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

Date: September 17, 2013 File No: SURW13-00014

1. APPLICANTS NAME: Public Service Board/El Paso Water Utilities/City of El Paso and El Paso Independent School District
ADDRESS: 1154 Hawkins ZIP CODE: 79925 TELEPHONE: 594-5590

2. Request is hereby made to vacate the following: (check one)

Street ☒ Alley ☐ Easement ☐ Other ☐

Street Name(s): Lackland (ptn of) Subdivision Name: Pridham Survey 274

Abutting Blocks: _____ Abutting Lots: _____

3. Reason for vacation request: Need to acquire the portion of Lackland for Stormwater Project

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 right-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 Shading Land ☐ Other ☒

7. Related Applications which are pending (give name or file number):
Easement ☐ Board of Adjustment ☐ Subdivision ☐ Building Permits ☐ Other ☐

8. Signature: All owners of properties which adjoin 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
<u>[Signature]</u> EPWU - PSSB	<u>Pridham Survey 274</u>	<u>594-5536</u>
<u>[Signature]</u> EPISD	<u>Pridham Survey 274</u>	<u>587-5410</u>
_____	_____	_____
_____	_____	_____

The undersigned Owner/Applicant/Agent understands that the processing of this Application will be handled in accordance with the procedures for Requesting Vacations and Easements as presented on the form and that the undersigned understands the consequences of this application and the fact that no way bypasses the City to grant the Vacation. The undersigned further understands that the fact that 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 ordinance.

CASHIER'S VALIDATION
FEE: \$100.00

OWNER SIGNATURE: [Signature] EPWU - PSSB
REPRESENTATIVE: Rudy V. Hoot EPWU - PSSB - 594-5590

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



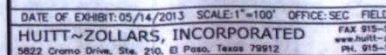
LACKLAND STREET VACATION





LACKLAND STREET VACATION

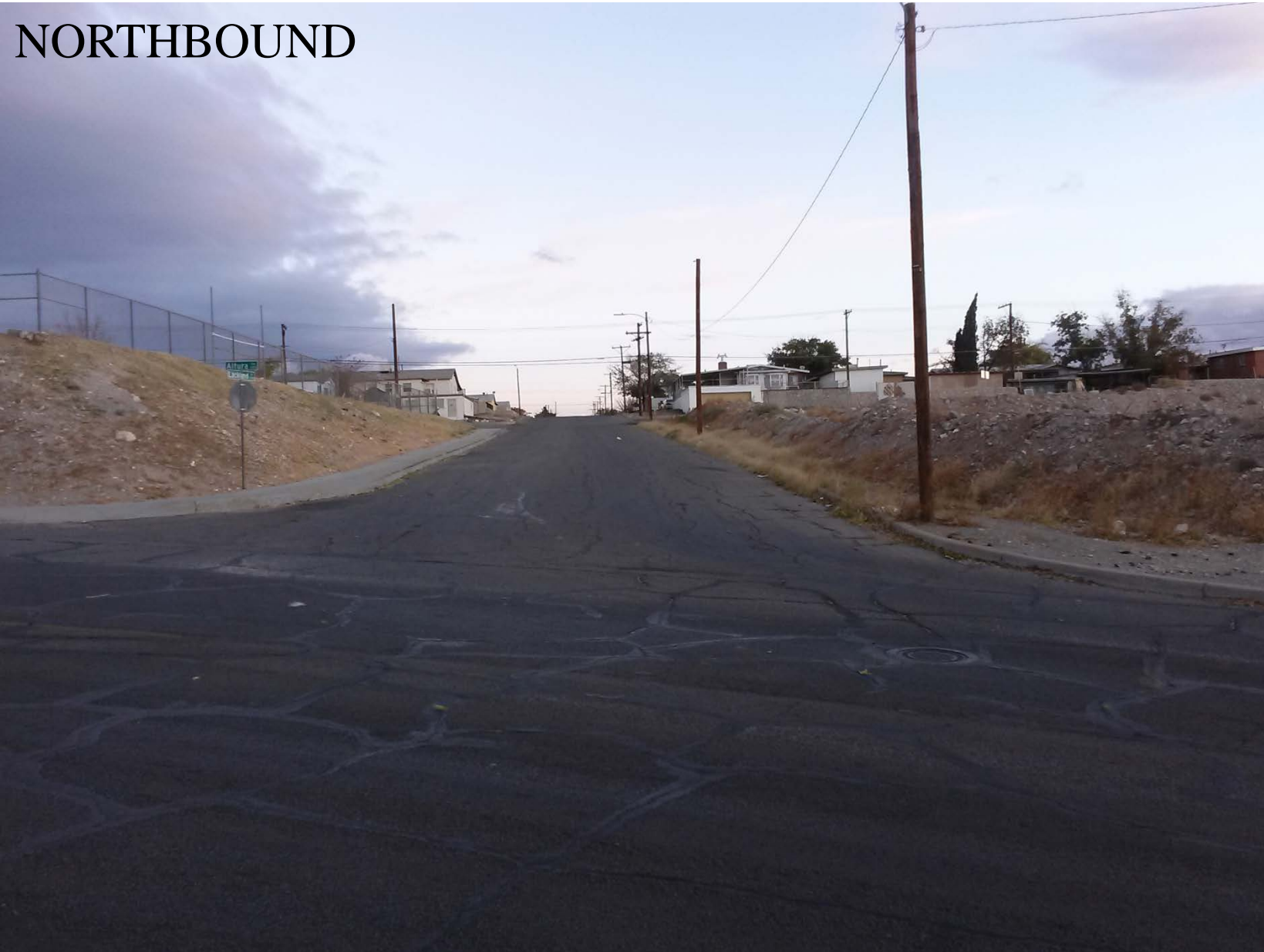




S E R V I C E S O L U T I O N S S U C C E S S



NORTHBOUND





SOUTHBOUND





LACKLAND STREET VACATION

