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

Planning & Inspections Department

**DEPARTMENT:** 

**AGENDA DATE:** Consent Agenda: 8/21/17 **CONTACT PERSON/PHONE:** Alex Hoffman, (915) 212-1566, HoffmanAP@elpasotexas.gov Rocio Alvarado, (915) 212-1612, alvaradorp@elpasotexas.gov **DISTRICT(S) AFFECTED: SUBJECT:** A Resolution authorizing the City Manager to sign and accept on behalf of the City a Public Right-of-Way Quitclaim from the El Paso Independent School District, to the City for the use as a public right-of-way a 1.1180 acres of land legally described as a portion of Tracts 9B and 9D, A.F. Miller Survey No. 211 and a portion of Tract 2L, A.F. Miller Survey No.212, City of El Paso, El Paso County, Texas. Subject Property: North of Mesa & East of Resler; Applicant: El Paso Independent School District; SUET18-00001 (District 8) **BACKGROUND / DISCUSSION:** See attached report. **PRIOR COUNCIL ACTION:** N/A **AMOUNT AND SOURCE OF FUNDING: BOARD / COMMISSION ACTION:** City Plan Commission (CPC) - Recommended approval on April 19, 2018. LEGAL: (if required) N/A FINANCE: (if required) N/A **DEPARTMENT HEAD:** Alex Hoffman Planning & Inspections Department APPROVED FOR AGENDA: CITY MANAGER: DATE:

## RESOLUTION

# BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the City Manager be authorized to sign and accept on behalf of the City a Public Right-of-Way Quitclaim Deed from the El Paso Independent School District, quitclaiming to the City for the use as a public right-of-way a 1.1180 acre parcel situated within the corporate limits of the City of El Paso, El Paso County, Texas legally described as a portion of Tracts 9B and 9D, A.F. Miller Survey No. 211 and a portion of Tract 2L, A.F. Miller Survey No. 212, and being more fully described by metes and bounds in Exhibit "A" and survey in Exhibit "B" attached hereto and made a part hereof for all purposes.

APPROVED this	day of	, 2018.
		THE CITY OF EL PASO
ATTEST:		Dee Margo Mayor
Laura D. Prine City Clerk		
APPROVED AS TO FORM:		APPROVED AS TO CONTENT:
Russell T. Abeln		Alex P. Hoffman
Assistant City Attorney		Planning and Inspections Department

# Quitclaim

Notice of confidentiality rights: If you are a natural person, you may remove or strike any or all 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.

Date:

Grantor: El Paso Independent School District, an independent school district and political subdivision of the State of Texas

Grantor's Mailing Address: 6531 Boeing Drive, El Paso, El Paso County, Texas 79925

Grantee: City of El Paso

Grantee's Mailing Address: 811 Texas Avenue, El Paso, El Paso County, Texas 79901

Consideration: Ten Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged.

Property (including any improvements):

A portion of Tracts 9B and 9D, A.F. Miller Survey No. 211 and a portion of tract 2L, A.F. Miller Survey No. 212, being more fully described by metes and bounds in Exhibit "A" and survey in Exhibit "B" attached hereto and made a part hereof for all purposes.

For the Consideration, Grantor quitclaims to Grantee all of Grantor's right, title, and interest in and to the Property, to have and to hold it to Grantee and Grantee's heirs, successors, and assigns forever. Neither Grantor nor Grantor's heirs, successors, or assigns will have, claim, or demand any right or title to the Property or any part of it.

When the context requires, singular nouns and pronouns include the plural.

# BOARD OF TRUSTEES OF THE EL PASO INDEPENDENT SCHOOL DISTRICT

	Ву:	Trent Hatch, President, Board of Trustees
THE STATE OF TEXAS		§     ACKNOWLEDGMENT
COUNTY OF EL PASO		§ ACKNOWLEDOMENT §

BEFORE ME, a Notary Public, on this day personally appeared Trent Hatch, known to me to be the person whose name is subscribed to the foregoing instrument, and having been sworn, upon his oath stated that he is the President of the Board of Trustees of the El Paso Independent School District; that he was authorized to execute such instrument pursuant to resolution of the Board of Trustees adopted on the Board of Trustees adopted on the Board of Such governmental unit for the purposes and consideration expressed therein.

GIVEN UNDER MY HAND AND SEAL OF OFFICE on this the \_\_\_\_\_\_ day of \_\_\_\_\_\_\_, 2018.

Notary Public, State of Texas

Return to Grantee's Address: City of El Paso Planning and Inspections Department Attn: Nelson Ortiz 811 Texas Avenue El Paso, El Paso County, Texas 79901

Approved to Form:

EPISD General Counsel



# **Exhibit A**

ROMAN BUSTILLOS, P.E.
President
RANDY P. BROCK, P.E.
Executive Vice President
SERGIO J. ADAME, P.E.
Vice President - Engineering
AARON ALVARADO, R.P.L.S.
Vice President - Surveying
ISAAC CAMACHO, R.P.L.S.
Survey Manager
TBPE Reg. No. F-737
TBPLS Reg. No. 101314-00

# METES AND BOUNDS DESCRIPTION

Cloudview Drive Right-of-Way Dedication

A 1.1180 acre parcel situate within the corporate limits of the City of El Paso, El Paso County, Texas as portion of Tracts 9B and 9D, A.F. Miller Survey No. 211 and a portion of Tract 2L, A.F. Miller Survey No. 212 and being more particularly described by metes and bounds as follows:

COMMENCING at a 5/8 inch rebar found on the north right-of-way line of Cloudview Drive (60 feet wide) as described in Document No. 20140075355, Deed Records of El Paso County, Texas; THENCE, following the north right-of-way line of said Cloudview Drive, North 89°06'16" West, a distance of 711.12 feet to a 1/2 inch rebar with survey cap No. "TX 6223" set for the POINT OF BEGINNING of the parcel herein described;

THENCE, leaving the north right-of-way line of said Cloudview Drive, South 00°00'00" East, a distance of 60.01 feet to a 1/2 inch rebar with survey cap No. "TX 6223" set for the southeast corner of the parcel herein described;

THENCE, North 89°06'16" West, a distance of 80.84 feet to a 1/2 inch rebar with survey cap No. "TX 6223" set for a point of curvature;

**THENCE**, following the arc of a curve to the left having a radius of 3,907.89 feet, a central angle of 10°09'33, an arc length of 692.91 feet and whose long chord bears South 85°48'57" West, a distance of 692.00 feet to a 1/2 inch rebar with survey cap No. "TX 6223" set for a point of tangency;

THENCE, South 80°44'11" West, a distance of 37.98 feet to a 1/2 inch rebar with survey cap No. "TX 6223" set for the southwest corner of the parcel herein described;

THENCE, North 00°00'00" West, a distance of 60.79 feet to a 1/2 inch rebar with survey cap No. "TX 6223" set on the north right-of-way line of Cloudview Drive as described in Document No. 20130022310, Deed Records of El Paso County, Texas for the northwest corner of the parcel herein described;

THENCE, following the north right-of-way line of said Cloudview Drive, North 80°44'11" East, a distance of 28.20 feet to a 1/2 inch rebar with survey cap No. "TX 6223" set for a point of curvature;

THENCE, continuing along the north right-of-way line of said Cloudview Drive along the arc of a curve to the right having a radius of 3,967.89 feet, a central angle of 10°09'33, an arc length of 703.55 feet and whose long chord bears North 85°48'57" East, a distance of 702.63 feet to an aluminum Huitt-Zollars cap found for a point of tangency;

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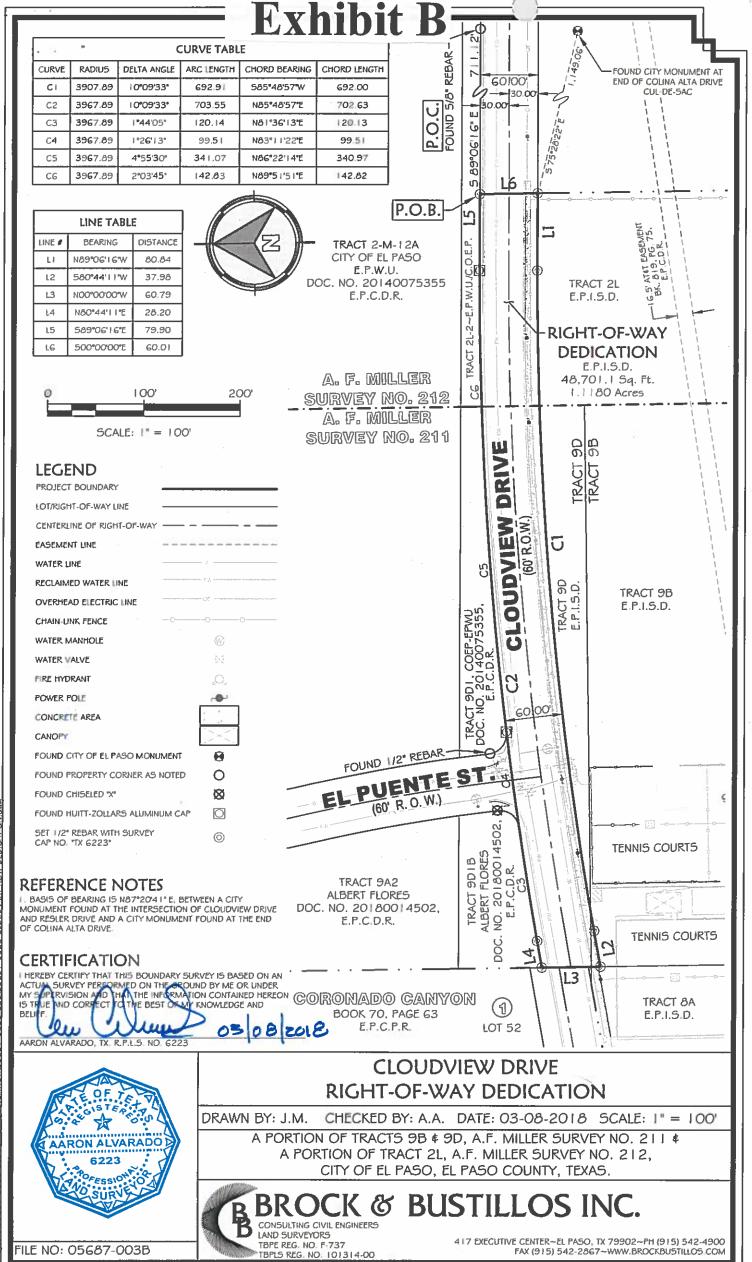
THENCE, continuing along the north right-of-way line of said Cloudview Drive, South 89°06'16" East, a distance of 79.90 feet to the POINT OF BEGINNING.

Said parcel containing 1.1180 acres (48,701.1 square feet), more or less, and being subject to all easiements, restrictions and coverants of record.

Aaron Alvarado, TX. R. P. L. S. No. 6223

Date: March 8, 2018

05687-063B-CLOUDVIEW DEDICATION.doc



3.1Projects/05687-063B CLOUDVIEW DEDICATION/05687-0638-C3D/05687-0038-C1OUDVIEW ROW DEDICATION,

# CLOUDVIEW DRIVE RIGHT-OF-WAY DEDICATION LOCATION MAP

DRAWN BY: J.M. CHECKED BY: A.A. DATE: 03-08-2018 SCALE: 1" = 100" A PORTION OF TRACTS 9B # 9D, A.F. MILLER SURVEY NO. 211 # A PORTION OF TRACT 2L, A.F. MILLER SURVEY NO. 212, CITY OF EL PASO, EL PASO COUNTY, TEXAS.



FILE NO: 05687-003B

-08, 2018 - 11:36am Francia-Westan Gold Comparation (Sept. 1988 Cardes Cardes Cardes Cardes Cardes Cardes (Sept. 1988) Awa

417 EXECUTIVE CENTER~EL PASO, TX 79902~PH (915) 542-4900 FAX (915) 542-2867~WWW.BROCKBUSTILLOS.COM

## **MEMORANDUM**

DATE:

August 10, 2018

TO:

The Honorable Mayor and City Council

Tommy Gonzalez, City Manager

FROM:

Rocio Alvarado, Planner

**SUBJECT:** 

Right-of-Way Dedication SUET18-00001 (North of Mesa & East of Resler)

The City Plan Commission (CPC), on April 19, 2018 voted to recommend approval of the proposed right-of-way dedication.

The City Plan Commission determined that the request to dedicate a portion of Cloudview Drive Right-of-Way 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.

Applicant: El Paso Independent School District.

Attachments: Staff Report

# CLOUDVIEW DRIVE ROW DEDICATION

City of El Paso — City Plan Commission — 4/19/2018

SUET18-00001 — Right-of-Way Dedication

STAFF CONTACT: Rocio Alvarado, (915) 212-1612, alvaradorp@elpasotexas.gov

PROPERTY OWNER:

El Paso Independent School District

REPRESENTATIVE:

Brock & Bustillos Inc.

LOCATION:

North of Mesa & East of Resler, District 8

ACREAGE:

1.1180

VESTED:

No

NO

PARK FEES REQUIRED:

N/A

EXCEPTION/MODIFICATION

N/A

REQUEST:

**RELATED APPLICATIONS:** 

SUSU17-00080 Coronado High School

**PUBLIC INPUT:** 

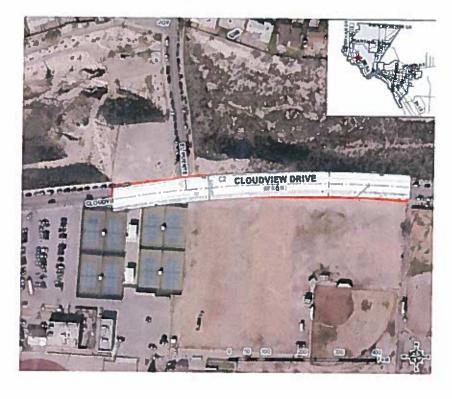
N/A

STAFF RECOMMENDATION:

Approval

SUMMARY OF REQUEST: The applicant proposes to dedicate a portion of right-of-way along Cloudview Drive. The subject property is 1.1180 acres in size. The subject property was once improved as a street but was not dedicated for the use of the public. This dedication of right-of-way will allow public use of the roadway.

**SUMMARY OF RECOMMENDATION:** Planning staff recommends **APPROVAL** of Cloudview Drive right-of-way dedication.



SUET18-00001

# **CASE HISTORY:**

This application is associated with the Coronado High School Subdivision, approved by City Plan Commission on November 16, 2017, subject to the following conditions:

- That prior to the recording of the Coronado High School Subdivision, the Applicant dedicate the undedicated portion of Cloudview Drive by separate instrument; and
- That the Applicant improves their proportionate share of said portion of Cloudview Drive in accordance with the DSC standard for a residential collector right-of-way through their building permit.

# DESCRIPTION OF ANY EXCEPTIONS, MODIFICATIONS, OR WAIVERS N/A

## RELATION OF PROPOSED APPLICATION TO THE CITY'S COMPREHENSIVE PLAN

CONSISTENCY WITH PLAN EL PASO: Subject property is designated G4, Suburban (Walkable)

**NEIGHBORHOOD CHARACTER:** Subject property is zoned R-3 (Residential) and is currently vacant. Properties adjacent to the subject property are R-3 (Residential). The nearest school is Coronado High School (adjacent). The nearest park is Irwin J. Lambka (adjacent). This property is not located within any Impact Fee Service Area.

#### **COMMENT FROM THE PUBLIC:**

N/A

## STAFF COMMENTS:

No objections to proposed right-of-way dedication.

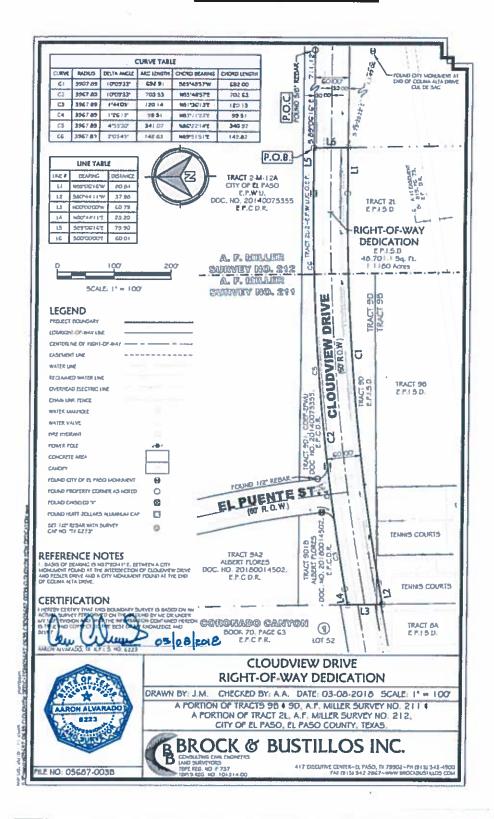
## **PLAT EXPIRATION:**

N/A

#### ATTACHMENTS:

- 1. Survey
- 2. Metes & Bounds
- 3. Application
- 4. Department Comments

SUET18-00001 4/19/2018



SUET18-00001



ROMAN BUSTBLOS, PLE. President
RANDY P. BROCK, PLE.
Executive Vice President
SERGIO J. ADAML. PLE.
Vice President - Engineering
AARON ALVARADO, R.P.L.S.
Vice President - Serveying
ISAAC CAMACHO, R.P.L.S.
Survey Manager
TBPE Reg. No. 7737
TBPES Reg. No. 101314 DO

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SUET18-00001

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Said parcel containing 1.1180 acres (48,701.1 square feet), more or less, and being subject to all easiements, restrictions and coverants of record.

Aaron Alvarado, TX. R. P. L. S. No. 6223 Date: March 8, 2018

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

	File No. SUET	18 0000
APPLICANTS NAME	E.P.I.S.D.	
ADDRESS 6531 Booling Dr.	ZIP CODE 79925 TELEPHONE	915) 230-2000
Request is hereby made to dedicate the	following: (check one)	
Street_x_ Alley Easement	Other	
Street Name(s) Cloudview De	Subdivision Name A.F. Miller N	211 A 212
Abutting Blocks N/A	Abutting Lots Tracts 9D1, 9D1B, 9f	99 2L 6 2L2
Reason for dedication request: Ho file	ed dedication of public maderay exists for this porti	on of Cloudylew Dr
Surface Improvements located in subjections Paving X Curb & Gutter	t property to be dedicated:  x Power Lines/Poles x Fences/Walls x Str	uctures Other
Underground Improvements located in t NoneTelephoneElectric	he existing rights-of-way:GasWaterx_SewerStorm Drain	Other
Future use of the dedicated right-of-way		
Related Applications which are pending		
Signatures: All owners of proper	ties which abut the property to be dedicated must app ption of the properties they own (use additional paper	ear below with an if necessary).
Signatures: All owners of proper	tics which abut the property to be dedicated must are	if necessary).
Signatures: All owners of proper adequate legal descrip	ties which abut the property to be dedicated must app ption of the properties they own (use additional paper	if necessary). Telephone
Signatures: All owners of proper adequate legal descriptions of the state of the st	ties which abut the property to be dedicated must app ption of the properties they own (use additional paper Legal Description	if necessary). Telephone
Signatures: All owners of proper adequate legal descriptions of the second seco	ties which abut the property to be dedicated must apper prion of the properties they own (use additional paper Legal Description  Truct 21, A.E. Many 212 Truct 80 84 A.F. Many 211  Truct 801 A.E. Many 212  Truct 802 A.E. Many 212	If necessary).  Telephane  1915) 230-2000
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City Development Department 811 Texas | P.O. Box 1890 | El Paso, Texas 79950-1890 | (915) 212-0025

## PLANNING AND INSPECTION DEPARTMENT - PLANNING:

Developer/Engineer shall address the following comments:

- Submit to the Planning & Inspections Department Planning Division the following prior to recording of the subdivision.
  - a. Current certified tax certificate(s)
  - b. Current proof of ownership
  - c. Release of access document, if applicable
- Every subdivision shall provide for postal delivery service. The subdivider shall coordinate the
  installation and construction with the United States Postal Service in determining the type of
  delivery service for the proposed subdivision. In all cases, the type and location of delivery
  service shall be subject to the approval of the United States Postal Service.

# PLANNING AND INSPECTION DEPARTMENT - LAND DEVELOPMENT:

No comments received.

#### **CAPITAL IMPROVEMENTS DEPARTMENT - PARKS:**

We have reviewed Cloudview Drive ROW Dedication survey map and on behalf of CID Parks & Planning Division we offer "No" objections to this proposed Street Right-of-way dedication request.

#### **EL PASO WATER:**

EPWU does not object to this request.

#### Water:

There is an existing 8-inch diameter water main that extends along Cloudview Drive, located approximately 5-feet north of the right-of-way centerline. This main is available for service.

There is an existing 24-diameter water transmission main that extends along Cloudview Drive. No direct service connections are allowed to this main as per the El Paso Water - Public Service Board Rules & Regulations.

Previous water pressure readings from fire hydrant #10283 located on Cloudview Drive 330-feet east of Champions Place, has yielded a static pressure of 80 psi, a residual pressure of 70 psi, and a discharge of 1,163 gallons per minute. The owner should, for his own protection and at his own expense shall install at the discharge side of each water meter a pressure regulator, strainer and relief valve, to be set for pressure as desired by the customer. The Lot owner shall be responsible for the operation and maintenance of the water pressure regulator device.

#### Sanitary Sewer:

There is not existing sanitary sewer main extending along Cloudview Drive.

#### General:

EPWU requires a new service application to provide additional service to the property. New service applications are available at 1154 Hawkins, 3rd floor and should be made 6 to 8 weeks in advance of construction to ensure water for construction work. A site plan, utility plan, grading and drainage plans, landscaping plan, the legal description of the property and a certificate-of-compliance are required at the time of application. Service will be provided in accordance with the current EPWU – PSB Rules and Regulations. The applicant is responsible for the costs of any necessary on-site and off-site extensions, relocations or adjustments of water and sanitary sewer lines and appurtenances.

SUET18-00001

# TEXAS GAS SERVICE:

No objections.

# EL PASO ELECTRIC COMPANY:

No comments received.

# Central Appraisal District:

No comments received.

# SUN METRO:

No comments received.



# Recommendation/Public Input

• Planning & Inspections Recommendation: Approval

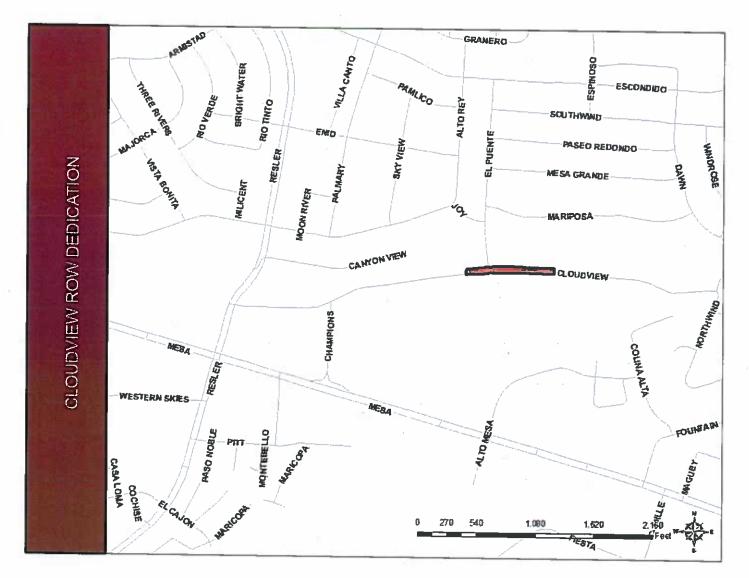
• **CPC Vote**: Approval

# 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

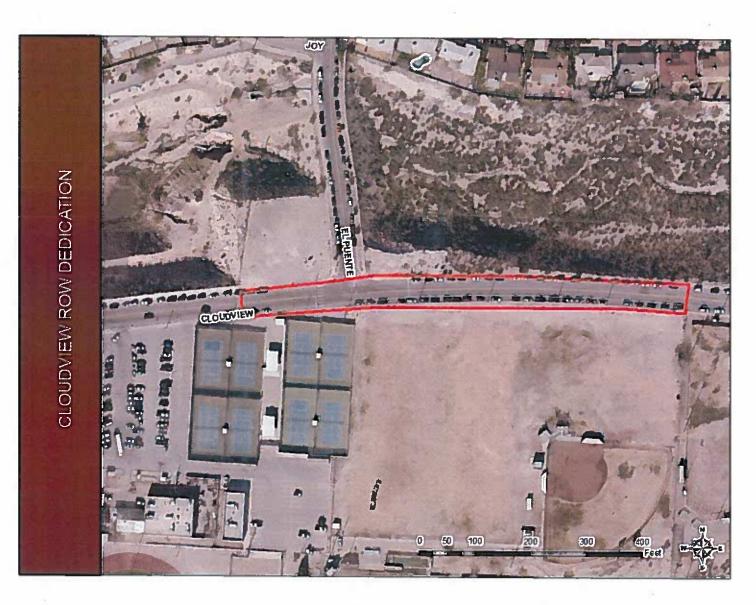
"Delivering Outstanding Services"





"Delivering Outstanding Services"





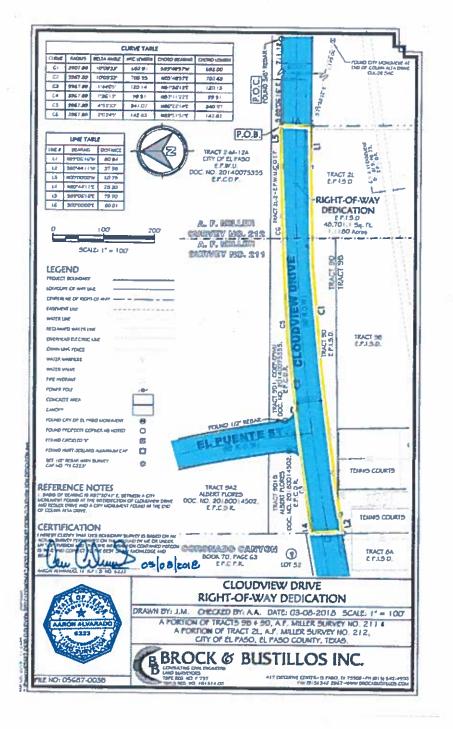
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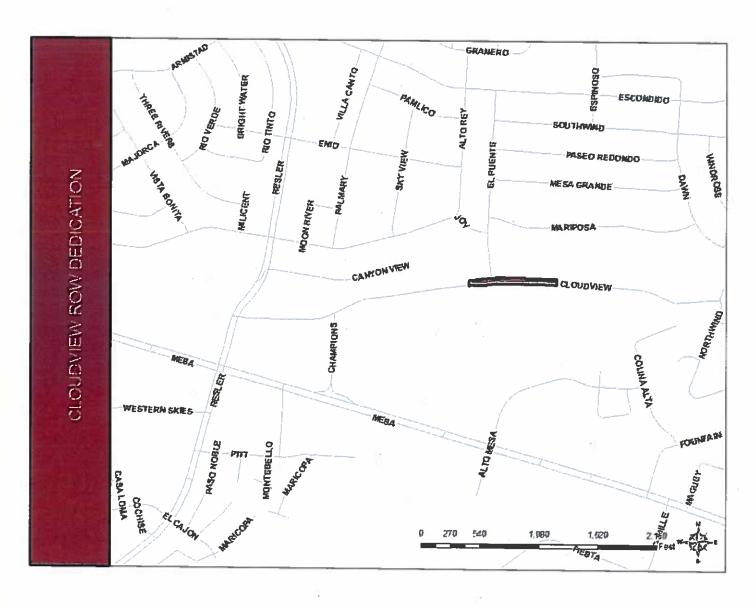






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"Delivering Outstanding Services"