



## AGENDA MEMORANDUM

First Reading Ordinance for the City Council Meeting February 27, 2024  
Second Reading Ordinance for the City Council Meeting March 19, 2024

**DATE:** February 27, 2024  
**TO:** Peter Zaroni, City Manager  
**FROM:** Ernesto De La Garza, Director of Public Works  
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**Ordinance abandoning, vacating, and closing 0.337 acres of improved public right-of-way identified as Figueroa Street**

### **CAPTION:**

Ordinance abandoning, vacating, and closing 0.337 acres of improved public right-of-way for the Fair Market Value of \$700.00, identified as Figueroa Street, on the east side of the intersection of Figueroa Street and Lindgreen Street, conditioned on Petitioner, Mateo Luera, meeting specified conditions.

### **SUMMARY:**

The purpose of this ordinance is to abandon, vacate, and close a 0.337 acres tract (14,700 square feet) of improved portion of public right-of-way identified as Figueroa Street, as shown on the metes and bounds, being a 210-foot-long portion of Figueroa Street (a 70-foot-wide public right-of-way) on the east side of the intersection of said Figueroa Street and Lindgreen Street (a 60-foot-wide public right-of-way).

### **BACKGROUND AND FINDINGS:**

Section 49-12 of the City Municipal Code provides the procedures for City Council to establish or close public streets, alleys, or other public ways. A request shall be filed with the City containing the description of the street, or portion thereof, that is to be opened, closed, or altered.

Mateo Luera and the owner of adjacent property filed a request on October 13, 2023, to abandon, vacate, and close a 0.337-acre portion of Figueroa Street, which is located on the east side of the intersection of Figueroa Street and Lindgreen Street. A review of the request was conducted by City Departments and external Public Utility Companies. A 60-foot utility easement was identified for drainage and will be retained by the City of Corpus Christi.

The closing, abandonment, and vacation of a section of the improved street will be conditioned upon the owners' compliance with the following requirements:

- Payment to the City of \$700.00 for the Fair Market Value (FMV) of the improved and unimproved right-of-way pursuant to Corpus Christi Code 49-12.

- A 60-foot utility easement is retained in favor of the City.
- Upon approval by the City Council and issuance of the ordinance, all grants of the public street right-of-way closures will be recorded at the owners' expense in the real property Official Deed and Map Records of Nueces County, Texas, within 180 calendar days.

**ALTERNATIVES:**

The alternative is to deny the closure, abandonment, and vacation of the requested portion of Figueroa Street.

**FISCAL IMPACT:**

If the City agrees to release this portion of public right-of-way, Mateo Luera, petitioner, is responsible for paying the City the Fair Market Value (FMV) of \$700.00 for the acquired property.

**Funding Detail:**

Fund: N/A  
Organization/Activity: N/A  
Department: N/A  
Project # **(CIP Only)**: N/A  
Account: N/A

**RECOMMENDATION:**

City staff recommend approval of the ordinance to abandon, vacate and close a 0.337 acres tract (14,700 square feet) of improved public right-of-way identified as Figueroa Street.

**LIST OF SUPPORTING DOCUMENTS:**

Ordinance  
Exhibit  
Appraisal  
PowerPoint Presentation