



AGENDA MEMORANDUM

Public Hearing and First Reading for the City Council Meeting of September 27, 2016
Second Reading for the City Council Meeting of October 11, 2016

DATE: September 1, 2016

TO: Margie C. Rose, City Manager

FROM: Daniel McGinn, Interim Director, Development Services Department
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<p>Public Hearing and First Reading Ordinance - Street Closure of Flynn Parkway, located at the southwest corner of Flynn Parkway and Holly Road</p>

CAPTION:

Ordinance authorizing the City Manager or designee to abandon and vacate an undeveloped and unsurfaced 0.173 Acres portion of a 39-foot wide public right-of-way, as shown and dedicated by Schanen Estates Unit 2 Plat, a map of which is recorded in Volume 22, Page 63, Map Records of Nueces County, Texas, and requiring the owner, AEP Texas to comply with specified conditions.

PURPOSE:

The purpose of this item is to abandon and vacate a portion of a 39-foot wide public right-of-way to allow AEP Texas to expand the existing and abutting substation.

BACKGROUND AND FINDINGS:

AEP Texas (Owner) is requesting the abandonment and vacation of an undeveloped and unsurfaced 0.173 Acres portion of a 39-foot wide public right-of-way, as shown and dedicated by Schanen Estates Unit 2 Plat, a map of which is recorded in Volume 22, Page 63, Map Records of Nueces County, Texas, located at the southwest corner of Flynn Parkway and Holly Road.

Staff recommends that payment of the fair market value be paid according to City Code, Sec. 49-12 (c). The Owners have been advised of and concur with the conditions of the public street right-of-way abandonment and vacation ordinance.

ALTERNATIVES:

Denial of the street closure. This will, however, adversely impact AEP Texas ability to expand their existing substation abutting the Property.

OTHER CONSIDERATIONS:

Not applicable

CONFORMITY TO CITY POLICY:

The conditions of the ordinance are in compliance with City of Corpus Christi, Code of Ordinances §49-12 (a), as amended and approved on July 13, 2004, by Ordinance No. 025816.

EMERGENCY / NON-EMERGENCY:

Non-Emergency

DEPARTMENTAL CLEARANCES:

All public and franchised utilities were contacted. None of the City departments or franchised utility companies objected to the public street right-of-way closure.

FINANCIAL IMPACT:

☐ Operating ☒ Revenue ☐ Capital ☐ Not applicable

Fiscal Year: 2016-2017	Project to Date Expenditures (CIP only)	Current Year	Future Years	TOTALS
Line Item Budget				
Encumbered / Expended Amount				
This item		Onetime Fee \$22,607.64		\$22,607.64
BALANCE		\$22,607.64		\$22,607.64

Fund(s):

Comments: None

RECOMMENDATION:

Staff recommends approval and adoption of the ordinance. Owners must comply with all the following specified conditions of the ordinance:

- a. Upon approval by the City Council and issuance of the ordinance, all grants of Street closure and specified conditions must be recorded at the Owners' expense in the Official Deed and Map Records of Nueces County, Texas, in which the affected property is located, with a copy of the recording provided to the City.
- b. In exchange for the City's grant of the Street closure the Owner agrees to provide the City with a one-time payment of \$22,607.64

LIST OF SUPPORTING DOCUMENTS:

Ordinance with Exhibits
Aerial Maps