Ordinance closing, vacating, and abandoning a 0.50 acre portion of Battlin' Buc Boulevard, a 0.43 acre portion of Lipan Street, a 0.069 of an acre, being a 10-foot wide alley located out of Nelson Addition Block 2, and a 0.034 of an acre, being a 10-foot wide alley located out of Nelson Addition Block 3, and requiring Corpus Christi Independent School District to comply with specified conditions.

WHEREAS, Corpus Christi Independent School District is requesting the closure, vacation, and abandonment of 0.50 of an acre, being a portion of Battlin' Buc Boulevard, formally known as Palm Street, as shown on a map of Nelson Addition, a map which is recorded in Volume 1, Page 15, Map Records of Nueces County, Texas, located between Leopard Street and Up River Road;

WHEREAS, Corpus Christi Independent School District is requesting the closure, vacation, and abandonment of 0.43 of an acre, being a portion of Lipan Street, out of Nelson Addition, a map which is recorded in Volume 1, Page 15, Map Records of Nueces County, Texas, located between Battlin' Buc Boulevard and Palm Drive;

WHEREAS, Corpus Christi Independent School District is requesting the closure of 0.069 of an acre, being a 10-foot alley, out of Nelson Addition Block 2, a map which is recorded in Volume 1, Page 15, Map Records of Nueces County, Texas, located between Mestina Street and Lipan Street;

WHEREAS, Corpus Christi Independent School District is requesting the closure of 0.034 of an acre, being a 10-foot alley, out of Nelson Addition Block 3, a map which is recorded in Volume 1, Page 15, Map Records of Nueces County, Texas, located between Lipan Street and up River Road;

WHEREAS, with proper notice to the public, a public hearing was held on September 25, 2018, during a meeting of the City Council, during which all interested parties and citizens were allowed to appear and be heard;

WHEREAS, it has been determined that it is feasible and advantageous to the City of Corpus Christi to close, vacate and abandon a 0.50 of an acre, being a portion of Battlin' Buc Boulevard, formally known as Palm Street, as shown on a map of Nelson Addition, a map which is recorded in Volume 1, Page 15, Map Records of Nueces County, Texas, subject to compliance by the Owner with the conditions specified in this ordinance;

WHEREAS, it has been determined that it is feasible and advantageous to the City of Corpus Christi to close, vacate and abandon a 0.43 of an acre, being a portion of Lipan Street, out of Nelson Addition, a map which is recorded in Volume 1, Page 15, Map Records of Nueces County, Texas, subject to compliance by the Owner with the conditions specified in this ordinance;

WHEREAS, it has been determined that it is feasible and advantageous to the City of Corpus Christi to close 0.069 of an acre, being an 10-foot alley, out of Nelson Addition Block 2, a map which is recorded in Volume 1, Page 15, Map Records of Nueces County,

Texas, located between Mestina Street and Lipan Street, subject to compliance by the Owner with the conditions specified in this ordinance;

WHEREAS, it has been determined that it is feasible and advantageous to the City of Corpus Christi to close 0.034 of an acre, being a 10-foot alley, out of Nelson Addition Block 3, a map which is recorded in Volume 1, Page 15, Map Records of Nueces County, Texas, located between Lipan Street and up River Road, subject to compliance by the Owner with the conditions specified in this ordinance;

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CORPUS CHRISTI, TEXAS:

SECTION 1. Pursuant to the request of Corpus Christi Independent School District, 0.50 of an acre, being a portion of Battlin' Buc Boulevard, formally known as Palm Street, as shown on a map of Nelson Addition, a map which is recorded in Volume 1, Page 15, Map Records of Nueces County, Texas, is closed, vacated, and abandoned by the City of Corpus Christi ("City"), subject to the Corpus Christi Independent School District's compliance with the conditions specified in Section 5 of this ordinance. Exhibit "A-1", which is a metes and bounds description and field notes, Exhibit "B-1", which is the graphical representation of the legal, which are attached to and incorporated in this ordinance by reference as if it was fully set out herein in their entireties.

SECTION 2. Pursuant to the request of Corpus Christi Independent School District, 0.43 of an acre, being a portion of Lipan Street, out of Nelson Addition, a map which is recorded in Volume 1, Page 15, Map Records of Nueces County, Texas, is closed, vacated, and abandoned by the City of Corpus Christi ("City"), subject to the Corpus Christi Independent School District's compliance with the conditions specified in Section 5 of this ordinance. Exhibit "A-2", which is a metes and bounds description and field notes, Exhibit "B-2", which is the graphical representation of the legal, which are attached to and incorporated in this ordinance by reference as if it was fully set out herein in their entireties.

SECTION 3. Pursuant to the request of Corpus Christi Independent School District, 0.069 of an acre being a 10-foot alley, out of Nelson Addition Block 2, a map which is recorded in Volume 1, Page 15, Map Records of Nueces County, Texas, is closed by the City of Corpus Christi ("City"), subject to the Corpus Christi Independent School District's compliance with the conditions specified in Section 5 of this ordinance. Exhibit "A-3", which is a metes and bounds description and field notes, Exhibit "B-3", which is the graphical representation of the legal, which are attached to and incorporated in this ordinance by reference as if it was fully set out herein in their entireties.

SECTION 4. Pursuant to the request of Corpus Christi Independent School District, 0.034 of an acre being a 10-foot alley, out of Nelson Addition Block 3, a map which is recorded in Volume 1, Page 15, Map Records of Nueces County, Texas, is closed by the City of Corpus Christi ("City"), subject to the Corpus Christi Independent School District's compliance with the conditions specified in Section 5 of this ordinance. Exhibit "A-4", which is a metes and bounds description and field notes, Exhibit "B-4", which is the

graphical representation of the legal, which are attached to and incorporated in this ordinance by reference as if it was fully set out herein in their entireties.

SECTION 5. The closure, vacation, and abandonment of the streets and closure of the alleys described in Section 1, 2, 3, and 4 of this ordinance is expressly conditioned upon the Owners' compliance with the following requirements:

- a. Payment of the fair market value be made in the amount of \$89,400.00. Failure to comply with this condition within 180 calendar days will hereby make this Ordinance null and void.
- b. Upon approval by the City Council and issuance of the ordinance, all grants of public street right-of-way closures must be recorded at the Owners' expense in the real property 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. Failure to record as required by this Ordinance within 180 calendar days will hereby make this Ordinance null and void.
- c. Abandonment as set forth herein is conditional upon retaining easement for all utilities in place at time of abandonment and closure. Said easements to be shown on the plat at the time property is platted.
- d. The Owner must relocate any existing utility lines as approved by the City of Corpus Christi.
- e. Failure to comply with all the conditions outlined in this Ordinance within 180 days will hereby make the Ordinance null and void.

That the foregoing ordinance was read for on this the day of, 2		to its second reading
Joe McComb	Ben Molina	
Rudy Garza	Everett Roy	
Paulette Guajardo	Lucy Rubio	
Michael Hunter	Greg Smith	
Debbie Lindsey-Opel		
That the foregoing ordinance was read for, 2018	-	sed finally on this the
Joe McComb	Ben Molina	
Rudy Garza	Everett Roy	
Paulette Guajardo	Lucy Rubio	
Michael Hunter	Greg Smith	
Debbie Lindsey-Opel		
PASSED AND APPROVED on this the _	day of	, 2018.
ATTEST:		
Rebecca Huerta	Joe McComb	
Michael Hunter Debbie Lindsey-Opel PASSED AND APPROVED on this the ATTEST:	Greg Smith day of	

EXHIBIT "A-1"

LEGAL DESCRIPTION OF A 21,600 SQUARE FOOT BATTLIN' BUC STREET CLOSURE LOCATED IN NUECES COUNTY, TEXAS

Being a 21,600 square foot tract, being a portion of Battlin' Buc Boulevard, (formally known as Palmer Street) as shown on a map of Nelson Addition, recorded in Volume 1, Page 15, Map Records, Nueces County, Texas, and being more particularly described as follows:

BEGINNING at a calculated point in the intersection of the south right-of-way of Mestina Street and the east right-of-way of Battlin' Buc Boulevard, at the northwest corner of Lot 7, Block 2, said Nelson Addition, and for the northeast corner of the herein described tract;

THENCE South 00° 09' 20" West, with the east right-of-way of Battlin' Buc Boulevard, a distance of 360.00 feet to a calculated point in the intersection of the south right-of-way of Lipan Street and the east right-of-way of Battlin' Buc Boulevard, and on the north line of Lot 11, Block 3, Nelson Addition, as recorded in Vol8ume 55, Page 86, Map Records, Nueces County, Texas, for the northeast corner of that portion of Battlin' Buc Boulevard closed by City Ordinance No. 021321, as passed by the City Council of Corpus Christi, 14th January 1992, filed in City Secretary's office, and for the southeast corner of the herein described tract;

THENCE North 89° 50' 40" West, with the south right-of-way of Lipan Street, a distance of 60.00 feet to a calculated point in the west right-of-way of Battlin' Buc Boulevard, same being the east boundary line of Block 1, Seven Oaks Addition, as shown on a map recorded in Volume 5, Page 2, Map Records, Nueces County, Texas, and for the northwest corner of said Lot 11, Block 3, Nelson Addition and the southwest corner of the herein described tract;

THENCE North 00° 09' 20" East, with the said west right-of-way and the east boundary line of said Block 1, Seven Oaks Addition, as shown on a map recorded in Volume 5, Page 2, Map Records, Nueces County, Texas, a distance of 360.00 feet to a calculated point on said east boundary line, and for the northwest corner of the herein described tract;

THENCE South 89° 50' 40" East, a distance of 60.00 feet to the **POINT OF BEGINNING** and containing 21,600 square feet;

NOTE:

ALL BEARINGS ARE BASED ON PLATTED RIGHT OF WAY OF BATTLIN' BUC BOULEVARD S 00° 09' 20" W. SEPARATE PLAT EXHIBIT "B" WITH EVEN DATE ACCOMPANIES THIS DESCRIPTION.

Raul A. Castillo, RPLS

Registered Professional Land Surveyor

Texas Registration No. 5061 Hanson Professional Services

TBPE F#417 TBPLS F# 100395-00

Date: June 18, 2018

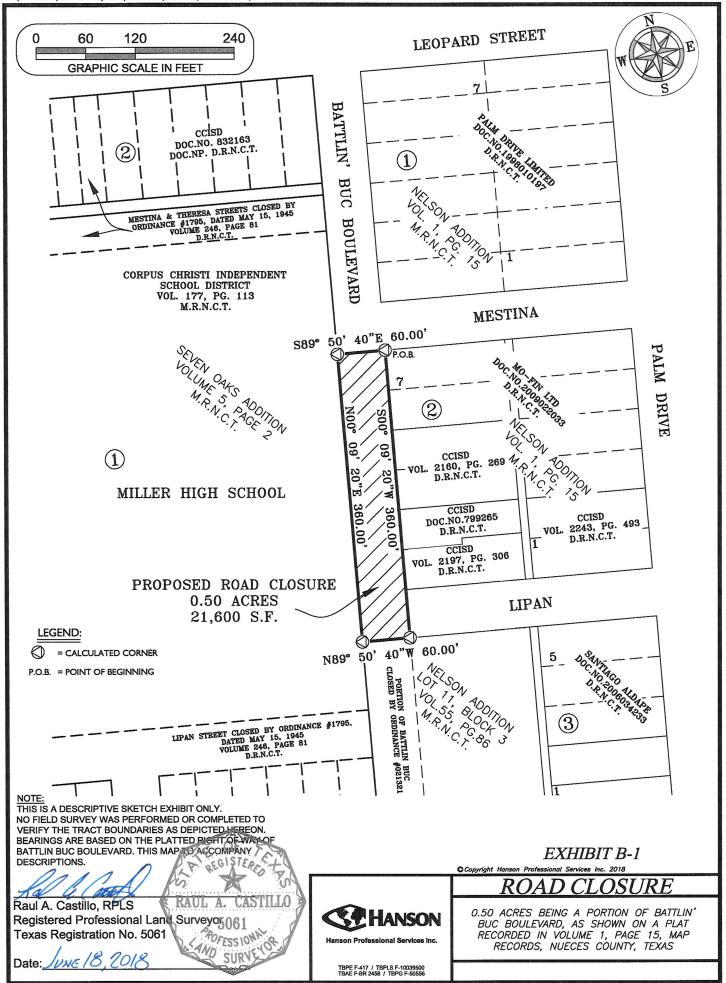


EXHIBIT "A-2"

LEGAL DESCRIPTION OF A 18,600 SQUARE FOOT LIPAN STREET CLOSURE LOCATED IN NUECES COUNTY, TEXAS

Being a 18,600 square foot tract, being a portion of Lipan Street, as shown on a map of Nelson Addition recorded in Volume 1, Page 15, Map Records, Nueces County, Texas, and being more particularly described as follows:

COMMENCING at a calculated point in the intersection of the south right-of-way of Mestina Street and the east right-of-way of Battlin' Buc Boulevard, at the northwest corner of Lot 7, Block 2, said Nelson Addition. THENCE South 00° 09' 20" West, with the east right-of-way of Battlin' Buc Boulevard, a distance of 300.00 feet to a calculated point in the intersection of the north right-of-way of Lipan Street and the east right-of-way of Battlin' Buc Boulevard, for the southwest corner of said Block 2, for the northwest corner of the herein described tract, and POINT of BEGINNING;

THENCE South 89° 50' 40" East, with the north right-of-way of Lipan Street, a distance of 310.00 feet to a calculated point in the intersection of the west right-of-way of Palm Drive and the north right-of-way of Lipan Street, same being the southeast corner of said Block 2, and for the northeast corner of the herein described tract;

THENCE South 00° 09' 20" West, with the said west right-of-way, a distance of 60.00 feet to a calculated point on the northeast corner of Block 3, said Nelson Addition, and for the southeast corner of the herein described tract;

THENCE North 89° 50' 40" West, with the south right-of-way of Lipan Street, a distance of 310.00 feet to a calculated point for the northeast corner of that portion of Battlin' Buc Boulevard closed by City Ordinance No. 021321, as passed by the City Council of Corpus Christi, 14th January 1992, filed in City Secretary's office, same being the northeast corner of Lot 11, Block 3, Nelson Addition, as shown on a map recorded in Volume 55, Page 86, Map Records, Nueces County, Texas, and for the southwest corner of the herein described tract;

THENCE North 00° 09' 20" East, a distance of 60.00 feet to the **POINT OF BEGINNING** and containing 18,600 square feet;

NOTE:

ALL BEARINGS ARE BASED ON PLATTED RIGHT OF WAY OF BATTLIN' BUC BOULEVARD S 00° 09' 20" W. SEPARATE PLAT EXHIBIT "B" WITH EVEN DATE ACCOMPANIES THIS DESCRIPTION.

Raul A. Castillo, RPLS

Registered Professional Land Surveyor

Texas Registration No. 5061

Hanson Professional Services

TBPE F#417 TBPLS F# 100395-00

Date: JUNE 18, 2018

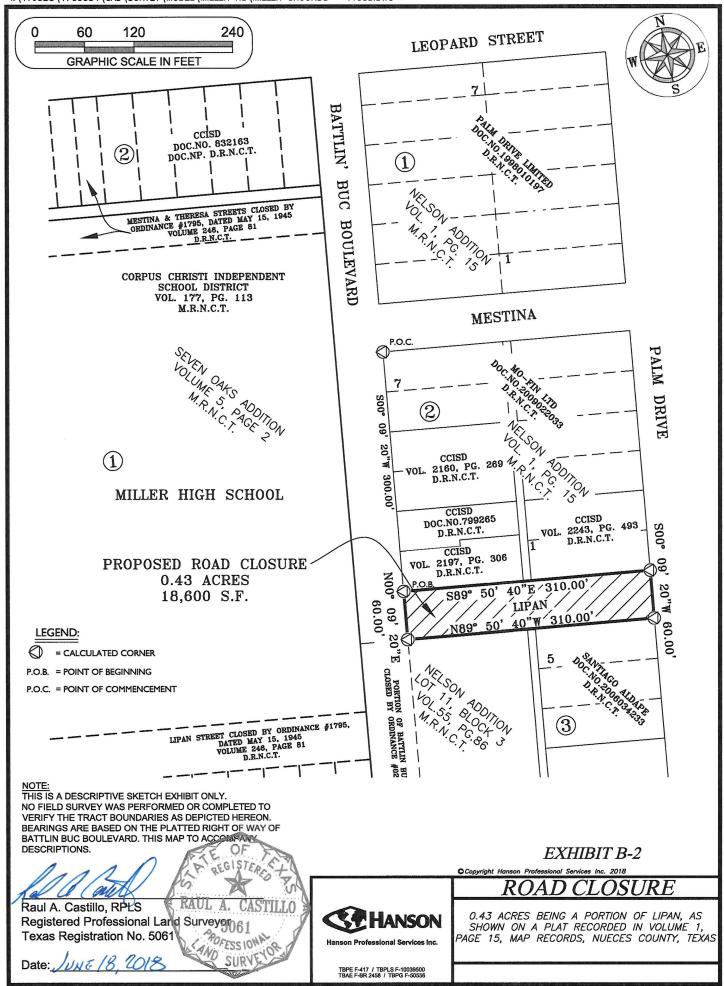


EXHIBIT "A-3"

LEGAL DESCRIPTION OF A 3,000 SQUARE FOOT BLOCK TWO NELSON ADDITION ALLEY CLOSURE LOCATED IN NUECES COUNTY, TEXAS

Being a 3,000 square foot tract, being all of the 10 foot wide alley in Block Two (2), Nelson Addition, as shown on a map recorded in Volume 1, Page 15, Map Records, Nueces County, Texas, and being more particularly described as follows:

COMMENCING at a point in the intersection of the south right-of-way of Mestina Street and the east right-of-way of Battlin' Buc Boulevard, at the northwest corner of Lot 7, Block 2, said Nelson Addition. **THENCE** South 89° 50' 40" East, with the south right-of-way of Mestina Drive, a distance of 150.00 feet to a calculated point in the intersection of the south right-of-way of Mestina Street and the west right-of-way of said 10 foot wide alley, for the northeast corner of said Lot 7, for the northwest corner of the herein described tract, and **POINT of BEGINNING**;

THENCE South 89° 50' 40" East, with said south right-of-way of Mestina Street, a distance of 10.00 feet to a calculated point in the intersection of the south right-of-way of Mestina Street and the west right-of-way of said 10 foot wide alley, same being the northwest corner of Lot 6, said Block 2, and for the northeast corner of the herein described tract;

THENCE South 00° 09' 20" West, with the said east right-of-way of a 10 foot wide alley, a distance of 300.00 feet to a calculated point on the north right-of-way of Lipan Street, for the southwest corner of Lot 1, said Block 2, and for the southeast corner of the herein described tract:

THENCE North 89° 50' 40" West, with the north right-of-way of Lipan Street, a distance of 10.00 feet to a calculated point for the southeast corner of Lot 12, said Block 2, and for the southwest corner of the herein described tract;

THENCE North 00° 09' 20" East, a distance of 300.00 feet to the **POINT OF BEGINNING** and containing 3,000 square feet;

NOTE:

ALL BEARINGS ARE BASED ON PLATTED RIGHT OF WAY OF BATTLIN' BUC BOULEVARD S 00° 09' 20" W. SEPARATE PLAT EXHIBIT "B" WITH EVEN DATE ACCOMPANIES THIS DESCRIPTION.

Raul A. Castillo, RPLS

Registered Professional Land Surveyor

Texas Registration No. 5061

Hanson Professional Services

TBPE F#417 TBPLS F# 100395-00

Date: JUNE 18, 2018

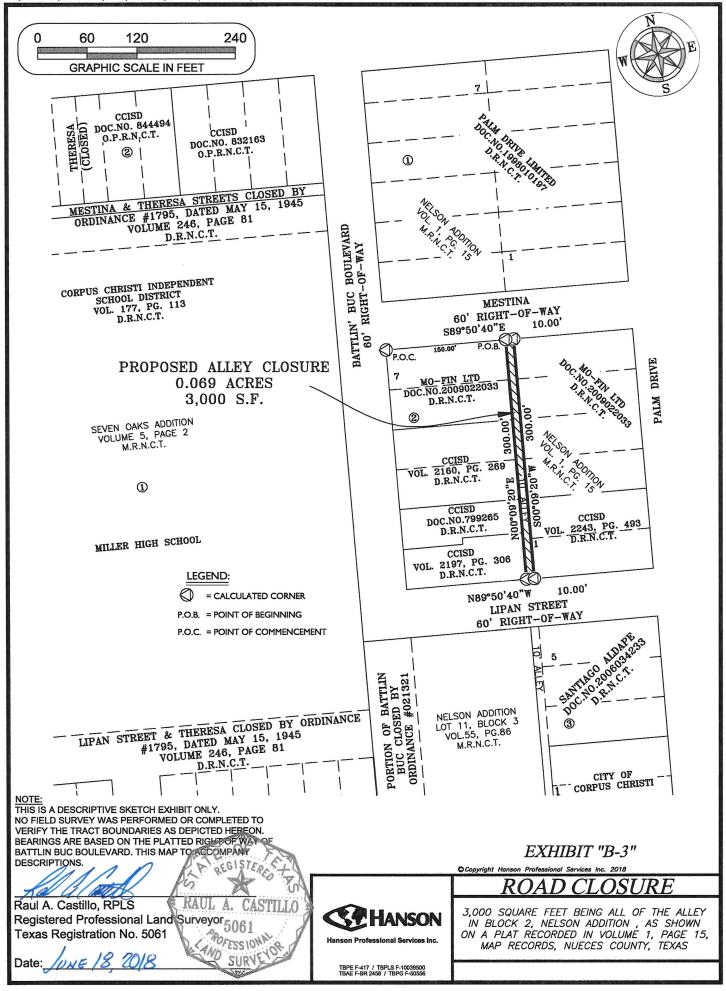


EXHIBIT "A-4"

LEGAL DESCRIPTION OF A 1,500 SQUARE FOOT PORTION OF BLOCK THREE NELSON ADDITION ALLEY CLOSURE LOCATED IN NUECES COUNTY, TEXAS

Being a 1,500 square foot tract, being a portion of the 10 foot wide alley in Block Three (3) Nelson Addition, as shown on a map recorded in Volume 1, Page 15, Map Records, Nueces County, Texas, and being more particularly described as follows:

COMMENCING at a point in the intersection of the south right-of-way of Lipan Street and the west right-of-way of Palm Drive, at the northeast corner of Lot 5, Block 3, said Nelson Addition. **THENCE** North 89° 50' 40" West, with the south right-of-way of Lipan Street, a distance of 150.00 feet to a calculated point in the intersection of the south right-of-way of Lipan Street and the east right-of-way of said 10 foot wide alley, for the northwest corner of said Lot 5, for the northeast corner of the herein described tract, and **POINT of BEGINNING**;

THENCE South 00° 09' 20" West, with the east right-of-way of said 10 foot wide alley, a distance of 150.00 feet to a calculated point for the common west corner of Lots 2 & 3, said Block 3, and for the southeast corner of the herein described tract;

THENCE North 89° 50' 40" West, a distance of 10.00 feet to a calculated point on the west right-of-way of said 10 foot wide alley, in the east boundary line of Lot 11, Block 3, Nelson Addition, as shown on a map recorded in Volume 55, Page 86, Map Records, Nueces County, Texas, and for the southwest corner of the herein described tract;

THENCE North 00° 09' 20" East, with the west right-of-way of said 10 foot wide alley, a distance of 150.00 feet to a calculated point, on the south right-of-way line of said Lipan Street, for the northeast corner of said Lot 11, and for the northwest corner of the herein described tract;

THENCE South 89° 50' 40" East, with the south right-of-way line of Lipan Street, a distance of 10.00 feet to the **POINT OF BEGINNING** and containing 1,500 square feet;

NOTE:

ALL BEARINGS ARE BASED ON PLATTED RIGHT OF WAY OF BATTLIN' BUC BOULEVARD S 00° 09' 20" W. SEPARATE PLAT EXHIBIT "B" WITH EVEN DATE ACCOMPANIES THIS DESCRIPTION.

Raul A. Castillo, RPLS

Registered Professional Land Surveyor

Texas Registration No. 5061

Hanson Professional Services

TBPE F#417 TBPLS F# 100395-00

Date: /WNE /B, 2018

