



AGENDA MEMORANDUM

Public Hearing and First Reading for the City Council Meeting of July 23, 2019
Public Hearing/Second Reading Ordinance for the City Council Meeting of July 30, 2019

DATE: July 2, 2019

TO: Peter Zaroni, City Manager

FROM: Nina Nixon-Mendez, FAICP, Director of Development Services
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<p>Street Closure of Broadway Court between South Water Street and Shoreline Boulevard</p>

CAPTION:

Ordinance closing, abandoning and vacating a 12,632 square foot portion of public street, Broadway Court lying between Water Street and Shoreline Boulevard, conditioned upon payment of \$240,000.00 for fair market value of the improved street

PURPOSE:

The purpose of this ordinance is to close, abandon, and vacate a 12,632 square foot portion of a 60-foot-wide public street adjoining Block 4, South Water Beach Addition, as recorded in Volume 21, Page 50, Deed and Map Records, Nueces County Texas and Lot 6, Block 5, South Water Beach Addition, as recorded in Volume 68, Pages 959-960, Deed and Map Records of Nueces County, Texas, and requiring petitioners, Frost Bank, to comply with specified conditions.

BACKGROUND AND FINDINGS:

Frost Bank, is requesting the closure, vacation, and abandonment of a 12,632 square foot portion of an improved public street, which is a 60-foot-wide by approximately 183-foot long, adjoining Block 4, South Water Beach Addition, Deed and Map Records of Nueces County, Texas and Lot 6, Block 5, South Water Beach Addition, Deed and Map Records of Nueces County, Texas, identified as Broadway Court located between South Water Street and Shoreline Boulevard. The abandonment and vacation of the improved street is being requested by the property owner to safely allow pedestrian foot traffic to travel to and from the new Frost Bank Building from the adjacent parking lot. If closed the street would be owned by Frost Bank.

ALTERNATIVES:

Deny the request to close the street.

OTHER CONSIDERATIONS:

If the request is denied the street will remain open to vehicle traffic and the safety of employees and customers transiting to and from the bank parking lot will remain an issue.

CONFORMITY TO CITY POLICY:

These requirements are in compliance with the City Code of Ordinances Section 49-12(c). Public notice for the proposed street and alley closure was placed with the U.S. Postal Service on July 5, 2019 and published in the Caller Times on July 11, 2019. Notices were sent out to 21 property owners within 450 feet in proximity from the proposed alley closure.

EMERGENCY / NON-EMERGENCY:

Non-emergency

DEPARTMENTAL CLEARANCES:

All public and franchised utilities were contacted, and AT&T. Water, sewer and storm drains are located in the street. Development Service Department is requiring a 60' utility easement to be maintained on the property. None of the other city departments or franchised utility companies stated any objections to the proposed street closure.

FINANCIAL IMPACT:

☐ Operating ☐ Revenue ☐ Capital X Not Applicable

Fiscal Year: 2018-2019	Project to Date Expenditures (CIP only)	Current Year	Future Years	TOTALS
Line Item Budget				
Encumbered / Expended Amount				
This item				
BALANCE				

Funding Detail:

Fund:

Organization/Activity:

Mission Element:

Project # (CIP Only): N/A

Account:

Comments:

The applicant will provide a fair market value payment of \$240,000 for the street closure.

RECOMMENDATION:

Staff recommends approval.

LIST OF SUPPORTING DOCUMENTS:

Ordinance with Exhibit
Presentation