

AN ORDINANCE

2013-09-05-0589

ACCEPTING A GIFT OF AN EASEMENT OVER TWO PARCELS CONTAINING APPROXIMATELY 26,056 SQUARE FEET LOCATED NEAR THE INTERSECTION OF NORTH LOOP 1604 AND GOLD CANYON ROAD IN NCB 15671, IN COUNCIL DISTRICT 9, TO PROVIDE DRAINAGE CONVEYANCE INTO MUD CREEK.

* * * * *

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The City Manager and her designee, severally, are authorized and directed to accept on behalf of the City a gift of the real property described in **Attachments I and II**, which are incorporated herein by reference for all purposes as if they were fully set forth. The City manager and her designee, severally, are further authorized and directed to take all other actions reasonably necessary or convenient to effect the gift, including agreeing to the form of conveyance and executing and delivering ancillary documents and instruments conducive to effectuating the gift. Recordation of a deed in favor of the City is conclusive evidence of the City's acceptance of the property.

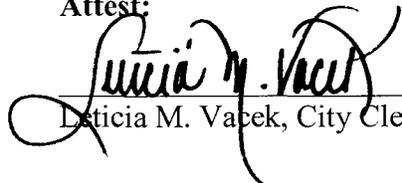
SECTION 2. The RFCA system does not include any fiscal language for this ordinance.

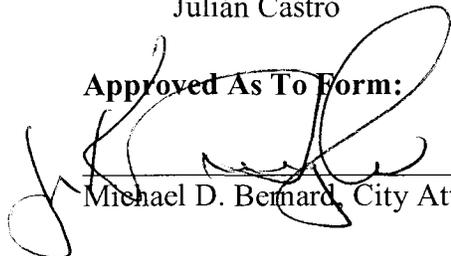
SECTION 3. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific Cost Centers, WBS Elements, Internal Orders, General Ledger Accounts, and Fund Numbers as necessary to carry out the purpose of this Ordinance.

SECTION 4. This ordinance becomes effective 10 days after passage, unless it receives the eight votes requisite to immediate effectiveness under San Antonio Municipal Code § 1-15, in which case it becomes effective immediately.

PASSED AND APPROVED this 5th day of September 2013.

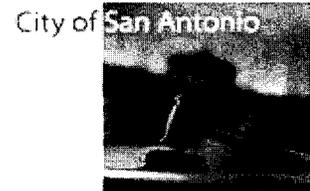

M A Y O R
Julián Castro

Attest:

Leticia M. Vacek, City Clerk

Approved As To Form:

Michael D. Bernard, City Attorney



Request for
COUNCIL
ACTION



Agenda Voting Results - 14B

Name:	5A, 5B, 8, 9, 10, 11, 12, 13, 14A, 14B, 14C, 15A, 15B, 15C, 15D, 15E, 15F, 15G, 16, 17, 18, 19, 20A, 20B, 20C, 20D, 20E, 20F, 20G, 20H, 20I, 20J, 20K, 21, 22, 23, 24, 25, 26A, 26B, 27A, 27B, 28A, 28B, 28C
Date:	09/05/2013
Time:	04:12:36 PM
Vote Type:	Motion to Approve
Description:	An Ordinance accepting the dedication of easement title to two parcels of privately-owned donated real property containing approximately 26,056 square feet (0.5982 acres) located at the intersection of North Loop 1604 and Gold Canyon Road in NCB 15671, in Council District 9, for the installation of drainage facilities to provide drainage conveyance into Mud Creek. This donation will have no cost consideration to the City and will have no fiscal impact.
Result:	Passed

Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Julián Castro	Mayor		x				
Diego Bernal	District 1		x				
Ivy R. Taylor	District 2		x				
Rebecca Viagran	District 3		x				
Rey Saldaña	District 4		x				
Shirley Gonzales	District 5		x				
Ray Lopez	District 6		x			x	
Cris Medina	District 7		x				x
Ron Nirenberg	District 8		x				
Elisa Chan	District 9	x					
Carlton Soules	District 10		x				

Attachment I

A 0.407 of an acre, or 17,723 square feet more or less, tract of land out of a 27.66 acre tract conveyed to Community Bible Church, Inc. in Special Warranty Deed with Vendor's Lien recorded in Volume 9558, Pages 278-299 of the Official Public Records of Bexar County, Texas, out of the Juan Escamilla Survey No. 91 ½, Abstract 217, County Block 4953, now in New City Block (N.C.B.) 15671 of the City of San Antonio, Bexar County, Texas. Said 0.407 of an acre tract being more fully described as follows, with bearings based on the North American Datum of 1983 (CORS 1996), from the Texas Coordinate System established for the South Central Zone:

COMMENCING: At a found ½" iron rod at the northeast corner of the north right-of-way of Sonterra Boulevard, a 86' right-of-way, recorded in Volume 9548, Page 169 Deed and Plat Records of Bexar County, Texas, the northwest corner of a 26.56 acre tract recorded in Volume 15199, Pages 2320-2325, and on the south line of said 27.66 acre tract;

THENCE: Along and with the north line of said 26.56 acre tract, the south line of said 27.66 acre tract the following bearings and distances:

Along a non-tangent curve to the right, said curve having a radial bearing of S 08°10'07" W, a radius of 743.00 feet, a central angle of 04°39'06", a chord bearing and distance of S 79°30'20" E, 60.30 feet, for an arc length of 60.32 feet to a found ½" iron rod with cap stamped "Pape-Dawson",

N 20°30'03" E, a distance of 174.97 feet to a found ½" iron rod with cap stamped "Pape-Dawson",

N 84°52'38" E, a distance of 73.22 feet to a found ½" iron rod with cap stamped "Pape-Dawson" at a point of non-tangent curvature,

Along a non-tangent curve to the right, said curve having a radial bearing of S 18°00'27" W, a radius of 943.00 feet, a central angle of 26°34'48", a chord bearing and distance of S 58°42'09" E, 433.55 feet, for an arc length of 437.46 feet to a found ½" iron rod with cap stamped "Pape-Dawson", and

N 72°54'05" E, a distance of 113.80 to the POINT OF BEGINNING of the herein described tract;

THENCE: Departing the north line of said 26.56 acre tract, over and across said 27.66 acre tract the following bearings and distances:

N 18°01'30" W, a distance of 327.96 feet to an angle point,

N 38°01'30" W, a distance of 77.33 feet to an angle point,
S 78°48'47" W, a distance of 16.59 feet to an angle point,
N 11°11'13" W, a distance of 157.58 feet to a point on the north line of said
27.66 acre tract, the south line of a variable width drainage right-of-way recorded
in Volume 9546, Pages 16-17 of the Deed and Plat Records of Bexar County,
Texas;

THENCE: N 50°36'38" E, along and with the south line of said variable width drainage
right-of-way, the north line of said 27.66 acre tract, a distance of 51.06 feet to a
point;

THENCE: Departing the south line of said variable width drainage right-of-way, over and
across said 27.66 acre tract the following bearings and distances:

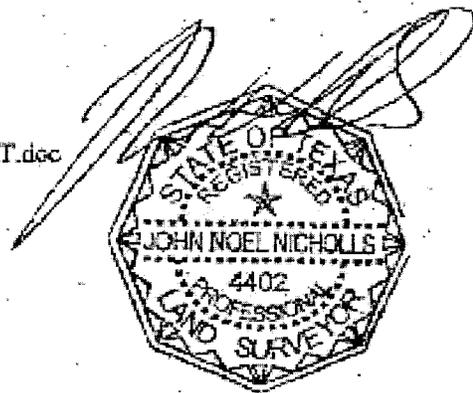
S 11°11'13" E, a distance of 182.49 feet to an angle point,

S 38°01'30" E, a distance of 68.21 feet to an angle point,

S 18°01'30" E, a distance of 332.77 feet to a point on the south line of said 27.66
acre tract, the north line of said 26.56 acre tract;

THENCE: S 72°54'05" W, along and with the north line of said 26.56 acre tract, the south
line of said 27.66 acre tract, a distance of 25.00 feet to the POINT OF
BEGINNING, and containing 0.407 of an acre in the City of San Antonio, Bexar
County, Texas. Said tract being described in accordance with an exhibit map
prepared on January 16, 2012 by John Noel Nicholls of Pape-Dawson Engineers,
Inc.

PREPARED BY: Pape-Dawson Engineers, Inc.
DATE: January 16, 2012
Job No.: N:\CIVIL\3830-15\WORD\0.407 AC-DR-ESMT.doc
TBPE Firm Registration #470
TBPLS Firm Registration #160288-00



Attachment II

A 0.191 of an acre, or 8,333 square feet more or less, tract of land out of a 26.56 acre tract conveyed to San Antonio 1604 Enterprises, LLC in Special Warranty Deed recorded in Volume 15199, Pages 2320-2325 of the Official Public Records of Bexar County, Texas, out of the Juan Escamilla Survey No. 91 ½, Abstract 217, County Block 4953, now in New City Block (N.C.B.) 15671 of the City of San Antonio, Bexar County, Texas. Said 0.191 of an acre tract being more fully described as follows, with bearings based on the North American Datum of 1983 (CORS 1996), from the Texas Coordinate System established for the South Central Zone:

COMMENCING: At a found ½" iron rod at the northeast corner of the north right-of-way of Sonterra Boulevard, a 86' right-of-way, recorded in Volume 9548, Page 169 Deed and Plat Records of Bexar County, Texas, the northwest corner of said 26.56 acre tract and on the south line of a 27.66 acre tract recorded in Volume 9558, Pages 278-299 both of the Official Public Records of Bexar County, Texas;

THENCE: Along and with the north line of said 26.56 acre tract, the south line of said 27.66 acre tract the following bearings and distances:

Along a non-tangent curve to the right, said curve having a radial bearing of S 08°10'07" W, a radius of 743.00 feet, a central angle of 04°39'06", a chord bearing and distance of S 79°30'20" E, 60.30 feet, for an arc length of 60.32 feet to a found ½" iron rod with cap stamped "Pape-Dawson",

N 20°30'03" E, a distance of 174.97 feet to a found ½" iron rod with cap stamped "Pape-Dawson",

N 84°52'38" E, a distance of 73.22 feet to a found ½" iron rod with cap stamped "Pape-Dawson" at a point of non-tangent curvature,

Along a non-tangent curve to the right, said curve having a radial bearing of S 18°00'27" W, a radius of 943.00 feet, a central angle of 26°34'48", a chord bearing and distance of S 58°42'09" E, 433.55 feet, for an arc length of 437.46 feet to a found ½" iron rod with cap stamped "Pape-Dawson", and

N 72°54'05" E, a distance of 113.80 to the POINT OF BEGINNING of the herein described tract;

THENCE: N 72°54'05" E, continuing along and with the north line of said 26.56 acre tract, the south line of said 27.66 acre tract, a distance of 25.00 feet to a point

THENCE: Departing the south line of said 27.66 acre tract, over and across said 26.56 acre tract the following bearings and distances:
S 18°01'30" E, a distance of 152.43 feet to a point
S 68°42'27" W, a distance of 5.51 feet to a point
S 18°01'30" E, a distance of 28.91 feet to a point
S 00°14'01" W, a distance of 183.54 feet to a point on the west line of Lot 8, Block 2, Loop 1604/Gold Canyon Unit-1 Subdivision, Plat No. 090074, an approved but unrecorded plat;

THENCE: S 31°20'00" W, along and with the west line of said Lot 8, a distance of 210.58 feet to point for the northwest corner of Lot 4 of said Loop 1604\Gold Canyon Unit-1;

THENCE: S 17°07'24" W, along and with the west line of said Lot 4, a distance of 50.50 feet to a point;

THENCE: Departing the west line of said Lot 4, over and across said 26.56 acre tract the following bearings and distances:
N 72°52'36" W, a distance of 23.10 feet to an angle point,
N 31°20'00" E, a distance of 262.43 feet to an angle point,
N 00°14'01" E, a distance of 179.15 feet to an angle point,
N 18°01'30" W, a distance of 83.37 feet to an angle point,
S 71°58'52" W, a distance of 9.50 feet to an angle point,

THENCE: N 18°01'30" W, a distance of 97.08 feet to the POINT OF BEGINNING, and containing 0.191 of an acre in the City of San Antonio, Bexar County, Texas. Said tract being described in accordance with an exhibit map prepared on January 16, 2012 by John Noel Nicholls of Pape-Dawson Engineers, Inc.

PREPARED BY: Pape-Dawson Engineers, Inc.
DATE: January 16, 2012
Job No.: N:\CIVIL\3830-15\WORD\0.191 AC-DRN ESMT.doc
TBPE Firm Registration #470
TBPLS Firm Registration #100288-00

