AZJ
06/04/2015
Item No. 11

AN ORDINANCE 2015-06-04-0483

AUTHORIZING THE CLOSURE, VACATION, AND ABANDONMENT OF AN APPROXIMATELY 0.6246-ACRE IMPROVED PORTION OF RITTIMAN ROAD LOCATED BETWEEN AUSTIN HIGHWAY AND NORTH NEW BRAUNFELS AVENUE IN COUNCIL DISTRICT 10, AS REQUESTED BY MARION KOOGLER MCNAY ART MUSEUM AND WAIVING FEES EXCEPT FOR ADMINISTRATIVE COSTS IN THE AMOUNT OF $2,744.00.

* * * * *

WHEREAS, The Marion Koogler McNay Art Museum is requesting to close, vacate and abandon an improved portion of Rittiman Road adjacent to County Block 5742 and New City Block 8699 in Council District No. 10; and

WHEREAS, the proposed closure serves as a short-cut to avoid the intersection of Austin Highway and North New Braunfels Avenue which results in heavy traffic and serious safety concerns for vehicular and pedestrian travelers; and

WHEREAS, The Marion Koogler McNay Art Museum has agreed to work with the Texas Department of Transportation (TxDOT) to add an additional right-turn lane at the intersection of Austin Highway and North New Braunfels Avenue, as well as to widen a portion of North New Braunfels Avenue between Austin Highway and the proposed closure; and

WHEREAS, The Marion Koogler McNay Art Museum has agreed to donate 0.1882 of an acre for a right turn lane for the additional North New Braunfels Avenue Public Right of Way between Austin Highway and the proposed closure, which has an estimated value of $147,564.00; and

WHEREAS, The Marion Koogler McNay Art Museum has agreed to pay for the engineering costs estimated at $87,490.00; and

WHEREAS, it is in the interest of the public that the City of San Antonio be relieved of the obligation to maintain the right-of-way segment and address the safety concerns associated with the public right-of-way section; **NOW THEREFORE,**

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

SECTION 1. Subject to the reservation below, as an exercise of its discretion, the City Council hereby authorizes the closure, vacation, and abandonment of the right-of-way ("Right-of-Way Segment") identified in Section 2 of this Ordinance.

SECTION 2. The detailed description of the Right-of-Way Segment is set forth on **Attachment I**. Maps and pictures of the Right-of-Way Segment are set forth on **Attachment II**. Both Attachments I and II are incorporated into this ordinance for all purposes as if they were fully set forth. Attachment I controls over any discrepancy between it and Attachment II.

SECTION 3. The properties abutting the Right-of-Way Segment are:

Address:	*Description:*	*Owner Listed by Bexar Appraisal District:*
6000 N. New Braunfels Avenue, San Antonio, Texas 78209	NCB 8699 BLK LOT W IRR 602.47 FT OF TRS, A, B, & c ARB TR-A2	Marion Koogler McNay Art Museum
701 Austin Highway Terrell Hills, Texas 78209	CB 5742 BLK 20 LOT 17A EXXON SUBD UNIT 10	Marion Koogler McNay Art Museum

The listing above is made solely to facilitate indexing this Ordinance in the real property records. If the listing is inaccurate or not comprehensive, it does not affect the validity of the closure.

SECTION 4. All presently existing water and wastewater lines and facilities, electric transmission and distribution lines and facilities, gas lines and facilities, communication lines and facilities, or any other public utility lines and facilities, if any, may remain in place despite this Ordinance and may continue to be used, repaired, enlarged, and maintained in the ordinary course of business. Any person wanting removal of an existing utility line or facility must negotiate separately with the pertinent utility. Any person building on the Right-of-Way Segment without first reaching an agreement with a utility having lines or facilities in the segment does so at his own risk. After the date of this Ordinance, no utility may add additional utility lines or facilities in the Right-of-Way Segment based on a claim that the Right-of-Way Segment is public right of way. All existing drainage rights in the Right-of-Way Segments are retained by the City. This closure does not give up any right arising other than from the plat or other instrument creating the public street right of way.

SECTION 5. As an exercise of its discretion, the City Council authorizes closure, vacation, and abandonment the affected right of way by filing a certificate of closure executed by the Director of the EastPoint and Real Estate Department upon the occurrence of the following conditions:

A. City's receipt of $2,744.00 for administrative fees. All other fees associated with the closure are waived.

B. All improvements are made to the intersection of Austin Highway and North New Braunfels Avenue as listed in the Letter of Agreement as described in **Attachment III**.

The certificate of closure should be substantially in the form of **Attachment IV**.

SECTION 6. The City Manager or her designee, severally, are authorized and directed to execute and deliver all documents and to do all other things conducive to reflect this closure, abandonment, and vacation.

SECTION 7. The Right-of-Way Segment exists by easement. The underlying fee ownership of the Right-of-Way Segments by the adjacent lot owners is now unburdened by the rights closed, vacated, and abandoned.

SECTION 8. Funds generated by this ordinance will be deposited into Fund 11001000, Internal Order 256000000001 and General Ledger 6301120.

SECTION 9. The disposition of surplus property must be coordinated through the city's Finance Department to assure the removal of these assets into the City's financial records and to record the proper accounting transactions.

SECTION 10. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance, may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers, and SAP GL Accounts as necessary to carry out the purpose of this Ordinance.

SECTION 11. 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 **4th** day of **June**, **2015**.

M A Y O R
Ivy R. Taylor

ATTEST:

Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:

for **Martha G. Sepeda, Acting City Attorney**

Agenda Item:	**11 (in consent vote: 5, 6, 7, 8, 9, 10, 11, 12, 15, 16, 17, 18, 19, 20, 21A, 21B, 22A, 22B)**
Date:	06/04/2015
Time:	09:47:28 AM
Vote Type:	Motion to Approve
Description:	An Ordinance authorizing the closure, vacation, and abandonment of a 0.6246 acre improved portion of Rittiman Road public right of way located between Austin Highway and North New Braunfels Avenue, with a conditional conveyance after the TxDOT work is complete, in Council District 10, as requested by the Marion Koogler McNay Art Museum. [Peter Zanoni, Deputy City Manager; Mike Etienne, Director, EastPoint & Real Estate Services Office]
Result:	Passed

Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Ivy R. Taylor	Mayor		x				
Roberto C. Trevino	District 1		x				x
Alan Warrick	District 2	x					
Rebecca Viagran	District 3		x				
Rey Saldaña	District 4		x				
Shirley Gonzales	District 5	x					
Ray Lopez	District 6		x				
Cris Medina	District 7		x				
Ron Nirenberg	District 8		x			x	
Joe Krier	District 9	x					
Michael Gallagher	District 10		x				

Attachment I

PAPE-DAWSON ENGINEERS

LAND DEVELOPMENT ENVIRONMENTAL TRANSPORTATION WATER RESOURCES SURVEYING

FIELD NOTES

FOR

A 0.6246 of an acre, or 27,209 square feet more or less, tract of land, being a portion of a dedicated public right-of-way known as Rittiman Road, a 60-foot right-of-way, now in New City Block (N.C.B.) 8699 of the City of San Antonio, Bexar County, Texas. Said 0.6246 of an acre tract, bounded on the west by North New Braunfels Avenue and on the east by Austin Highway, U.S. Highway No. 81, Loop 368, a variable width right-of-way, and 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.

BEGINNING: At a found ½" iron rod at the intersection of the east right-of-way line of North New Braunfels Avenue, a variable width right-of-way, 70-feet wide at this point, and the north right-of-way line of said Rittiman Road, the southwest corner of a the remainder of a 23.067 acre tract conveyed to Marion Koogler McNay Art Institute in Volume 3491, Pages 187-190 of the Deed Records of Bexar County, Texas, the northwest corner of the herein described tract.

THENCE: N 89°11'23" E, along and with the north right-of-way line of said Rittiman Road, the south line of said 23.067 acres, passing at a distance of 604.03 feet a southwest corner of Lot 9 of the McNay Subdivision, recorded in Volume 9525, Page 182 of the Deed and Plat Records of Bexar County, Texas, and continuing along and with the south line of said McNay Subdivision a distance of 60.82 feet to a southeast corner of said McNay Subdivision, continuing 39.29 feet along and with the south line of said 23.067 acres for a total distance of 704.14 feet to a concrete Texas Department of Transportation Monument, a point on the northwest right-of-way line of Austin Highway, a point of cusp, the east corner of the herein described tract;

THENCE: Along the northwest right-of-way line of said Austin Highway, with a non-tangent curve to the left said curve having a radial bearing of S 00°48'00" E, a radius of 1195.92 feet, a central angle of 18°14'11", a chord bearing and distance of S 80°04'55" W, 379.04 feet, for an arc length of 380.64 feet to a ½" iron rod with yellow cap marked "Pape-Dawson" set on the south right-of-way line of said Rittiman Road, the north line of Lot 13, Block 20 of the Terrell Hills Addition and the north line of that 1.63 acre tract conveyed to Bexar County, Texas in Volume 1371, Pages 369-370 of the Deed Records of Bexar County, Texas ;

SAN ANTONIO / AUSTIN
WWW.PAPE-DAWSON.COM
555 East Ramsey San Antonio, Texas 78216 P 210.375.9000 F 210.375.9010

0.6246 Of an Acre
Rittiman Road
Job No.: 9324-07

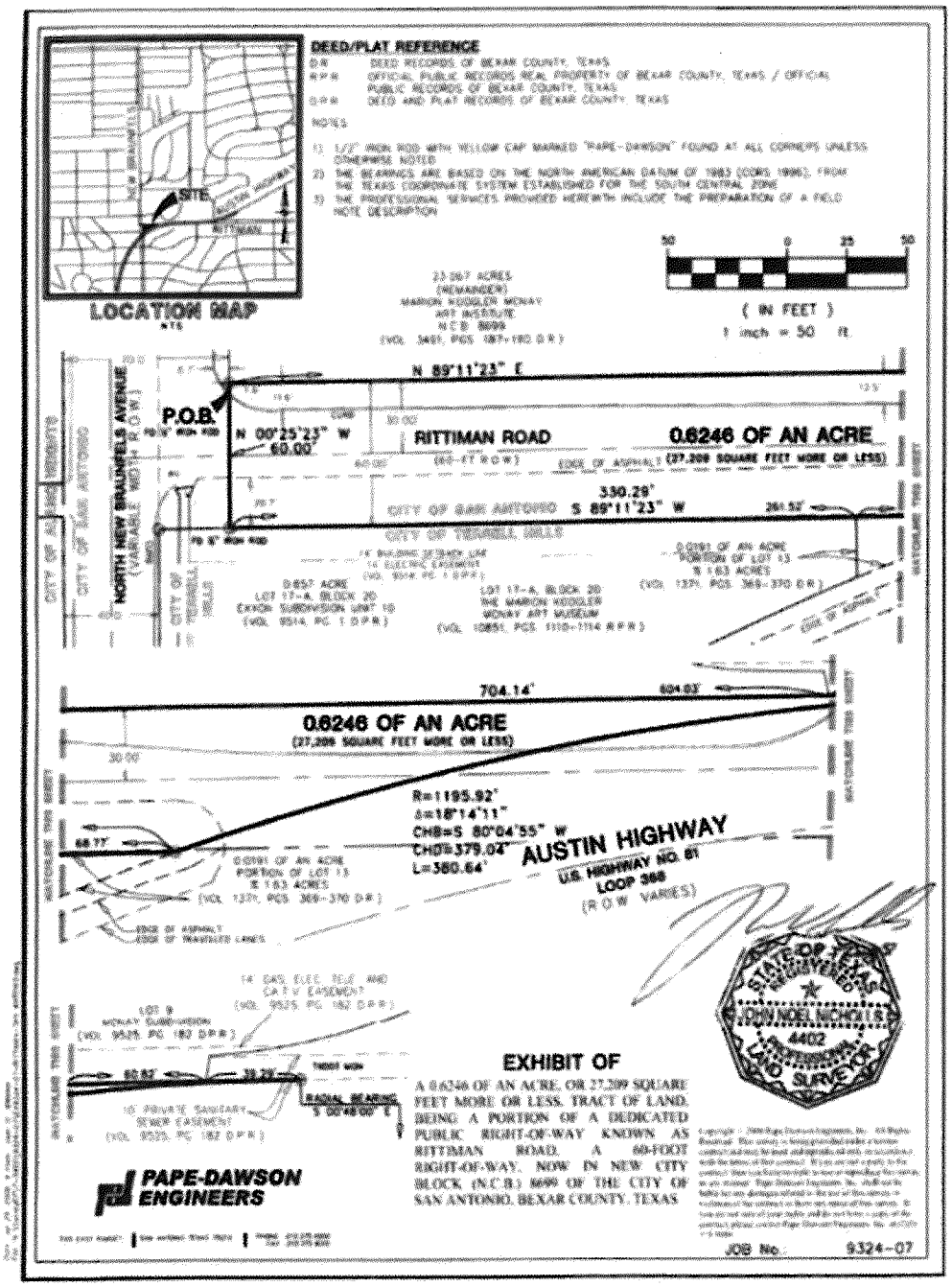
THENCE: S 89°11'23" W, along and with the south line of said Rittiman Road, the north line of said 1.63 acre tract, passing at a distance of 68.77 feet a corner of said 1.63 acre tract, the northeast corner of Lot 17-A, Block 20 of the Exxon Subdivision Unit-10 recorded in Volume 9514, Page 1 of the Deed and Plat Records of Bexar County, Texas, conveyed to The Marion Koogler McNay Art Museum in Volume 10851, Pages 1110-1114 of the Official Public Records of Real Property of Bexar County, Texas, continuing along and with the north line of said Lot 17-A, the south line of said Rittiman Road a distance of 261.52 feet, for a total distance of 330.29 feet to a found ½" iron rod with yellow cap marked "Pape-Dawson" for the southwest corner of the herein described tract;

THENCE: N 00°25'23" W, departing the north line of said Lot 17-A, over and across said Rittiman Road, 70-feet offset and parallel with the west right-of-way line of said North New Braunfels Avenue, a distance of 60.00 feet to the **POINT OF BEGINNING**, and containing 0.6246 of an acre in the City of San Antonio, Bexar County, Texas, said tract being described in accordance with an exhibit prepared by Pape Dawson Engineers, Inc.

PREPARED BY: Pape Dawson Engineers, Inc.
DATE: July 25, 2008
JOB No.: 9324-07
FILE: N:\Survey07\7-9400\9324-07\WORD\ FN9324-07-RITTIMAN EXHIBIT.doc

STATE OF TEXAS
REGISTERED
JOHN NOEL NICHOLLS
4402
PROFESSIONAL
LAND SURVEYOR

PAPE-DAWSON ENGINEERS


DEED/PLAT REFERENCE
D.R. DEED RECORDS OF BEXAR COUNTY, TEXAS
O.P.R. OFFICIAL PUBLIC RECORDS REAL PROPERTY OF BEXAR COUNTY, TEXAS / OFFICIAL PUBLIC RECORDS OF BEXAR COUNTY, TEXAS
D.P.R. DEED AND PLAT RECORDS OF BEXAR COUNTY, TEXAS
NOTES
1) 1/2" IRON ROD WITH YELLOW CAP MARKED "PAPE-DAWSON" FOUND AT ALL CORNERS UNLESS OTHERWISE NOTED
2) THE BEARINGS ARE BASED ON THE NORTH AMERICAN DATUM OF 1983 (CORS 1996), FROM THE TEXAS COORDINATE SYSTEM ESTABLISHED FOR THE SOUTH CENTRAL ZONE
3) THE PROFESSIONAL SERVICES PROVIDED HEREWITH INCLUDE THE PREPARATION OF A FIELD NOTE DESCRIPTION
SITE
RITTIMAN
LOCATION MAP
NTS
50 0 25 50
(IN FEET)
1 inch = 50 ft.
23.067 ACRES
(REMAINDER)
MARION KIDDLER MCNAY
ART INSTITUTE
N.C.B. 8699
(VOL. 3491, PGS. 187-190 D.R.)
N 89°11'23" E
P.O.B.
N 00°25'23" W
60.00'
RITTIMAN ROAD
(60-FT R.O.W.)
EDGE OF ASPHALT
0.6246 OF AN ACRE
(27,209 SQUARE FEET MORE OR LESS)
330.29'
S 89°11'23" W
CITY OF SAN ANTONIO
CITY OF TERRELL HILLS
NORTH NEW BRAUNFELS AVENUE
(VARIABLE WIDTH R.O.W.)
0.657 ACRE
LOT 17-A, BLOCK 20
EXXON SUBDIVISION UNIT 10
(VOL. 9514, PG. 1 D.P.R.)
LOT 17-A, BLOCK 20
THE MARION KIDDLER
MCNAY ART MUSEUM
(VOL. 10851, PGS. 1110-1114 R.P.R.)
0.0191 OF AN ACRE
PORTION OF LOT 13
R 1.63 ACRES
(VOL. 1371, PGS. 369-370 D.R.)
704.14'
0.6246 OF AN ACRE
(27,209 SQUARE FEET MORE OR LESS)
R=1195.92'
Δ=18°14'11"
CHB=S 80°04'55" W
CHD=379.04'
L=380.64'
AUSTIN HIGHWAY
U.S. HIGHWAY NO. 81
LOOP 368
(R.O.W. VARIES)
EDGE OF ASPHALT
EDGE OF TRAVELED LANES
LOT 9
MCNAY SUBDIVISION
(VOL. 9525, PG. 182 D.P.R.)
RADIAL BEARING
S 00°48'00" E
STATE OF TEXAS
JOHN NOEL NICHOLS
4402
REGISTERED
PROFESSIONAL
LAND SURVEYOR
EXHIBIT OF
A 0.6246 OF AN ACRE, OR 27,209 SQUARE FEET MORE OR LESS, TRACT OF LAND, BEING A PORTION OF A DEDICATED PUBLIC RIGHT-OF-WAY KNOWN AS RITTIMAN ROAD, A 60-FOOT RIGHT-OF-WAY, NOW IN NEW CITY BLOCK (N.C.B.) 8699 OF THE CITY OF SAN ANTONIO, BEXAR COUNTY, TEXAS
PAPE-DAWSON ENGINEERS
JOB No. 9324-07

Attachment II

Aerial Photograph of Proposed Closure

Attachment III

CITY OF SAN ANTONIO
OFFICE OF EASTPOINT & REAL ESTATE SERVICES
P. O. BOX 839966
SAN ANTONIO TEXAS 78283-3966

May 6, 2015

Marion Koogler McNay Art Museum
C/o Kaufman & Killen, Inc.
100 West Houston, Suite 1250
San Antonio, Texas 78205

S.P. No. 1795 – Request for the closure, vacation and abandonment of an improved portion of Rittiman Road adjacent to County Block 5742 and New City Block 8699 located between Austin Highway and North New Braunfels Avenue

Dear Ms. Farrimond:

With reference to the captioned project, please be advised that the City of San Antonio has now completed the canvassing process and will recommend approval of your client's request subject to the following conditions:

CITY PUBLIC SERVICE ENERGY: Petitioner must agree to reserve a perpetual easement for all existing electrical and/or gas facilities and agrees to allow perpetual access to any such utilities for inspection, operational and maintenance purposes or may seek the relocation of the facilities with the express permission and coordination with City Public Service and at the sole expense of the petitioner. A 10 foot underground electrical easement is required along the new roadway north of Austin Hwy and East of New Braunfels. There is an existing 8" gas distribution main within the Rittiman Road public right of way which must be centered within 14 foot easement where the public right of way will be vacated and abandoned or if more practical, the easement boundaries can mirror the boundaries of the existing public right of way. CPS Energy Communications Engineering has a fiber optic cable on distribution poles that are located on the portion of Rittiman Road to be closed. CPS Energy must maintain access to our fiber facilities at all times for upgrade, maintenance and/or use of newly added poles by Distribution Engineering. Should the said Petitioner request the removal of poles to include CPS fiber cable, it will be agreed that all costs associated with such a request will be that of the stated Petitioner. The cost to include selection of a viable route to ensure that continuity/functionality of the fiber must remain intact.

DEVELOPMENT SERVICES DEPARTMENT: Provided proper permits are obtained. The property must be platted, as applicable, in the Unified Development Code, per section 35-240. Please note there are platting exceptions that may apply, please see the enclosed information Bulletin: https://webapps1.sanantonio.gov/dsddocumentscentral/upload/IB531.pdf

SAN ANTONIO WATER SYSTEM (SAWS): SAWS has existing water facilities within the portion of public right-of-way along Rittiman Road that Petitioner is requesting to close, vacate and abandon; therefore, we request the City of San Antonio to reserve all rights necessary to insure that SAWS has access to its facilities at all times for the purpose of inspecting, maintaining, constructing, reconstructing, replacing and removing of said facilities and SAWS does not lose any rights to have its facilities in and be able to work in the public right of way of Rittiman Road. Should SAWS incur any damage to or failure in its facilities due to Petitioner's activities, Petitioner shall, upon notice, promptly reimburse SAWS for any and all damages, and for any expense incurred by SAWS in repairing and/or replacing its facilities. SAWS shall have no obligation to restore and/or replace any of Petitioner's property damaged or destroyed by SAWS during its above operations, and Petitioner must agree to allow SAWS perpetual access on, over, across and through its property for inspection, operation, maintenance, construction, reconstruction and realignment of its facilities located on Petitioner's property, on the adjoining property or within the public right-of-way. Petitioner expressly covenants and agrees for itself, its legal representatives, successors and/or assigns, that no building or structure of any kind will be placed within said public right-of-way and that removal of any building or structure placed within said public right-of-way shall be at Petitioner's expense. Also, if there will be any demolition or new construction on Petitioner's property, make sure the water and sewer service lines are protected to prevent contamination of SAWS' water distribution system and prevent any debris from entering SAWS' collection system. In order to determine exactly where the existing SAWS lines are located, please contact SAWS Mains and Services at (210) 233-2009 and ask for Locates or you can contact them by email at locates@saws.org. SAWS has a **Capital Improvement Program** (CIP) Sewer Project planned for the west half of the triangle tract south of this portion of Rittiman Road (see attached Geocortex Map); therefore, Petitioner expressly covenants and agrees for itself, its legal representatives, successors and/or assigns, that no building or structure of any kind will be placed on the west half of said triangle tract until after SAWS has completed said CIP Sewer Project and the parameter of the easement areas needed have been established. SAWS will request Petitioner to dedicate easements when the CIP Sewer Project is underway.

TEXAS DEPARTMENT OF TRANSPORTATION (TxDOT): No access is allowed to Austin Highway from the triangle or the abandoned street right of way. The terms of this partnership would include: McNay's commitment to provide necessary property dedications as well as preliminary engineering (construction plans) and all environmental documentation necessary for the construction of the project; and TxDOT's commitment to fund and manage the construction. This arrangement is consistent with the past discussions TxDOT has had with McNay representatives and Pape-Dawson Engineers. TxDOT remains committed to these general terms.

DEPARTMENT OF TRANSPORTATION AND CAPITAL IMPROVEMENTS (TCI): **Disability Access Office:** The closure will result in loss of sidewalk connecting Austin Higway to N. New Braunfels Avenue. A new side will be required to support pedestrian traffic around the perimeter of the connected property. **Operations:** Proposed realignment needs to take into consideration, the potential impacts to existing drainage infrastructure within the project limits. **Planning & Engineering:** All required studies, permits, and fees are submitted and approved by all applicable local (city and/or county), state, and federal governing bodies. Also, petitioner must comply with all local (city and/or county), state, and federal regulations. **Traffic:** Based on the updated submittal by the petitioner's engineer, staff recommends approval of the proposed closure. The proposed condition, along with additional improvements recommended by the engineer, will improve intersection operation and reduce delay with no negative impact to traffic safety. Project must include the following: 1) Right-turn deceleration lane on Austin Highway, 2) Widening of the north leg of New Braunfels Avenue for two northbound lanes, 3) Right-turn deceleration lane on New Braunfels Avenue for McNay Driveway, 4) restriping of the northbound approach of New Braunfels Avenue for a two-lane approach, 5) signal modification and retiming. **Right of Way:** Contact & confirm with all utilities that there are no conflicts.

TERRELL HEIGHTS NEIGBORHOOD ASSOCIATION (THNA):

(1) Prior to the Rittiman Rd. shortcut closure adjacent to County Block 5742, NCB 8699 (hereinafter "closure"), THNA requests that Petitioner work with TxDOT in order to have TxDOT construct a right-turn lane from westbound Austin Highway to N. New Braunfels, said right-turn lane to be of a length appropriate to allow for the efficient flow of traffic from westbound Austin Highway to N. New Braunfels.

(2) Prior to the closure, THNA requests that Petitioner work with TxDOT in order to have TxDOT widen N. New Braunfels north of its intersection with Austin Highway.

(3) Prior to the closure, THNA requests that Petitioner work with TxDOT in order to have TxDOT revise the left-turn lane from westbound Austin Highway to N. New Braunfels, extending the length of said left-turn lane to allow for the efficient flow of traffic from westbound Austin Highway to N. New Braunfels.

COMMENTS:

(1) THNA requests that Petitioner use its best efforts in working with VIA as well as any other appropriate parties and/or authorities to relocate the bus stop currently located on westbound Austin Highway just east of the intersection of Austin Highway and N. New Braunfels. Concern has been expressed that having the bus stop in what will potentially be the right-turn lane from westbound Austin Highway to N. New Braunfels will interfere with the smooth flow of traffic from westbound Austin Highway to N. New Braunfels.

(2) THNA requests that Petitioner use its best efforts in working with TxDOT as well as any other appropriate parties and/or authorities to install landscaping along the median of westbound Austin Highway near its intersection with N. New Braunfels. THNA requests that said landscaping be similar to landscaping that currently exists on the medians of Austin Highway west of its intersection with N. New Braunfels.

OFFICE OF EASTPOINT & REAL ESTATE SERVICES: The closure, vacation and abandonment of this Public Right of Way will be authorized by a City Ordinance in accordance with current policies relevant to street/alley closures. Petitioner asserts that all evidence of ownership of property abutting the Public Right of Way proposed to be closed, vacated and abandoned by the City of San Antonio is true and correct. The petitioner acknowledges that this property will be accepted in its "as is" condition. Petitioner must take the property subject to all easement rights for existing overhead, surface, or subsurface utilities within the Public Right of Way proposed to be closed, including but not limited to: electrical, water, sewer, telephone, cable, fiber optic conduit, etc. and allow access to any such utilities or may seek the relocation of a specific utility with express permission and coordination of the respective owner of the utility at the sole expense of the petitioner. The proposed closure will be conveyed when all improvements are made to the project.

Petitioner will donate 0.1882 of an acre (8,198 square feet) for a right turn lane for additional N. New Braunfels Avenue Public Right of Way between Austin Highway and the proposed closure. The donated public right of way has an estimated value of $147,564.00 ($18.00 per square foot). Petitioner will also pay Pape-Dawson Engineers, Inc. for the engineering costs for the right turn lane, which are expected to be a minimum of $87,490.00. The Marion Koogler McNay Art Museum will invest a minimum of $235,054.00 on the project.

In addition to the costs expended by the Marion Koogler McNay Art Museum, Petitioner's representative has indicated that TxDOT has estimated to spend approximately $622,032.00 on the construction of the project which includes the right turn lane, sidewalks, curbs, road improvements and signalization. This is a total investment of approximately $857,086.00 of improvements for the project.

The fee established for this street closure is $492,544.00 which includes the property's assessed value of $489,800.00, plus $2,500.00 for the appraisal report, $144.00 for the posting of two signs to notify the public of the proposed closure and $100.00 for the recording fees. Staff will recommend for City Council to waive the property's assessed value of $489,800.00 since the improvements outweigh the fee of the closure. Petitioner agrees to pay $2,744.00, which includes the appraisal report fee of $2,500.00, $144.00 for the posting of the signs to notify the public of the proposed closure and $100.00 for the recording fees.

This Letter of Agreement is being offered by City of San Antonio only to the petitioner named below and will expire thirty (30) days after date of issuance unless a specific extension is requested by the petitioner and granted by the City.

If you concur with the above mentioned conditions, please countersign this letter in the space provided below and return it to the undersigned. Upon receipt of this executed Letter of Agreement, a check payable to the City of San Antonio in the amount of $2,744.00 and a Discretionary Contracts Disclosure Form (to be completed on the http://www.sanantonio.gov/atty/ethics/forms.asp website link then printed and signed), we will continue processing your request.

Sincerely,

Mike Etienne, Ph. D.
Director

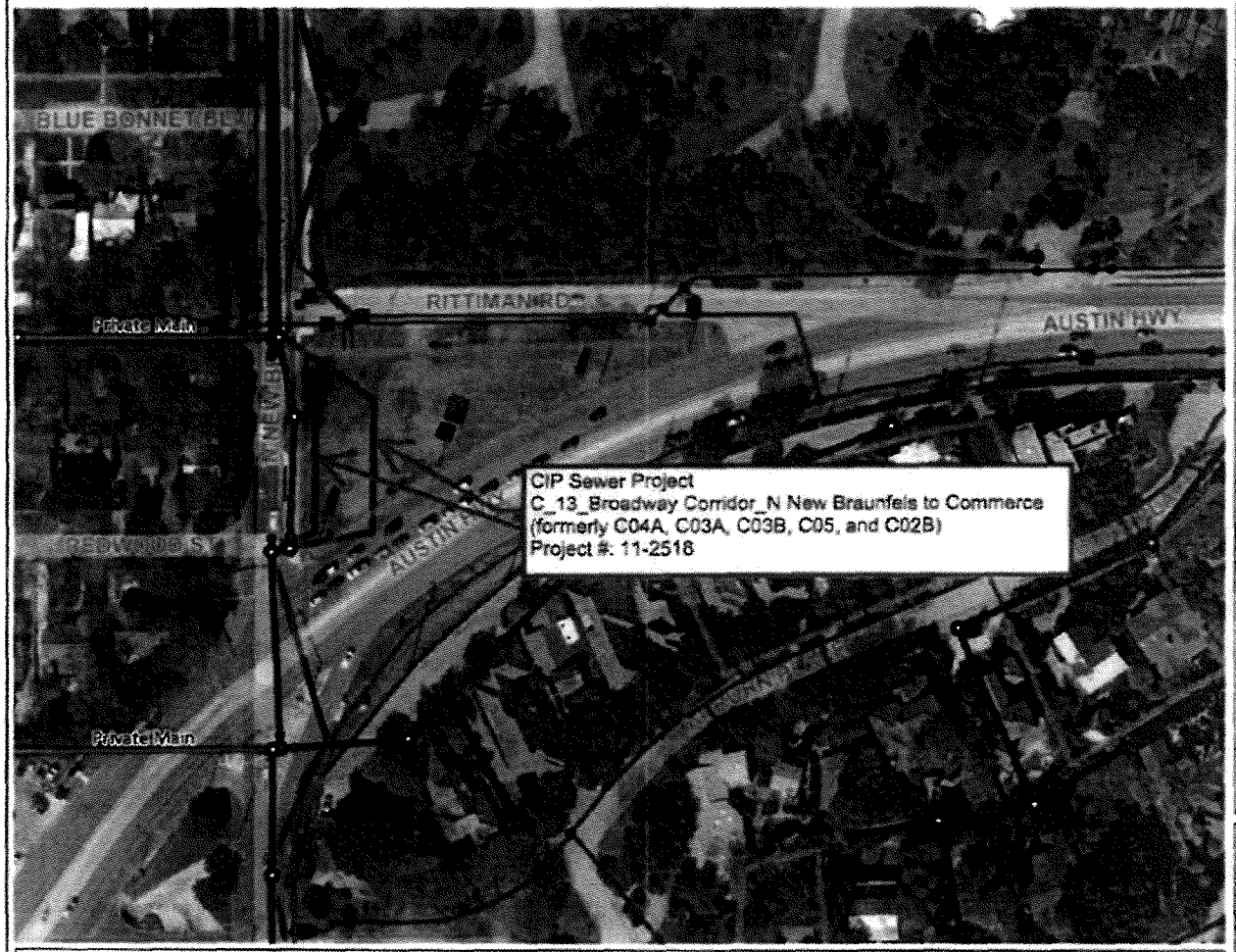
AGREED AS TO TERMS AND CONDITIONS:

William Chiego
By:

DIRECTOR
Title:

5-7-15
Date:

Geocortex Map



- Water Pump
- Water Hydrant
- Water Valve
  - Air Release Valve
  - Blow Off Valve
  - Bypass Valve
  - Check Valve
  - Division Valve
  - Fire Hydrant Valve
  - Fire Line Valve
  - Interconnect Valve
  - Mainline Valve
  - Pressure Reducing Valve
  - Service Line Valve
  - Swing Tie valve
- Water Wells
- Water Fitting
- Water Mains
  - Drain Line Main
  - Fire Hydrant Branch
  - Water Distribution Main
  - Water Transmission
- Water Lateral
- Storage Unit
- Water Proposed Pumps
- Water Proposed Hydrants
- Water Proposed Valves
  - Air Release Valve
  - Blow Off Valve
  - Bypass Valve
  - Check Valve
  - Division Valve
  - Fire Hydrant Valve
  - Fire Line Valve
  - Interconnect Valve

0.0 0 0.02 0.0 Miles

Notes

1: 1,495 ***SAWS GIS: A wealth of information at your fingertips.***

This utility map is for reference only. The information may not represent what actually has been constructed. S.A.W.S. Explicitly disclaims any representation of the accuracy of the information and assumes no liability for any errors, omissions, or inaccuracies in the map regardless of how caused. Field verification should be done as necessary. S.A.W.S. prohibits the reproduction or sale of this document. This utility map may not under any circumstances, be copied, reproduced or published in any form or media, or transferred to another without written permission of the San Antonio Water System.

Attachment IV

State of Texas §
§ **Know All By These Presents:**
County of Bexar §

Street Closing Certificate

Authorizing Ordinance:

Affected Right of Way:

Consideration: $10 in hand paid and other good and valuable consideration, the receipt and adequacy of which are hereby acknowledged.

Predicate Facts:

The City Council has previously declared the Affected Right of Way to be surplus and has authorized closure, vacation, and abandonment of the Affected Right of Way on the occurrence of certain conditions precedent.

The conditions precedent to closure, vacation, and abandonment have been satisfied.

Closure, Vacation, and Abandonment:

1. Under the authority of the Authorizing Ordinance, the Affected Right of Way is hereby closed, vacated and abandoned.

2. This Certificate does not release any public rights in the Affected Right of Way for drainage, water and wastewater lines, electric transmission lines, communication lines of all types, or any other rights except for the right of the public to travel on the Affected Right of Way.

3. This Certificate is effective on the date it is filed in the Official Records of Real Property of Bexar County, Texas.

In Witness Whereof, the parties have caused their representatives to set their hands.

City of San Antonio, Texas,
a Texas municipal corporation

By:_____

Printed
Name:_____

Title:_____

Date:_____

Approved As To Form:

_____
City Attorney

State of Texas §

County of Bexar §

This instrument was acknowledged before me this date by _____, of the **City of San Antonio**, a Texas municipal corporation, in the capacity therein stated and on behalf of that entity.

Date:_____

_____
Notary Public, State of Texas

My Commission expires:_____

After Recording, Please Return to:

City of San Antonio
P.O. Box 839966
San Antonio, Texas 78283-3966
Bexar County