

# THE CITY OF AMARILLO, TEXAS

## INTERDEPARTMENTAL OFFICE COMMUNICATION

APRIL 28, 2010

**TO:** See Distribution List Below

**FROM:** Planning Department

**SUBJECT:** V-10-01 Vacation of a 20 ft. alley in Block 142, Plemons Addition in Section 170, Block 2, AB&M Survey, Potter County, Texas (Vicinity: SE 10<sup>th</sup> Ave. & Buchanan St.)

**APPLICANT:** Greg Houlette

The Amarillo City Commission, at its meeting of April 6, 2010, approved the above-mentioned items. The ordinance affecting this change was filed of record in Potter County in Volume 4208 Pages 318-319. Please post your records accordingly.



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Kelley Shaw, Planning Director

AN ORDINANCE DETERMINING LACK OF PUBLIC NECESSITY FOR AN ALLEY IN THE VICINITY OF SOUTHEAST TENTH AVENUE AND BUCHANAN STREET, POTTER COUNTY, TEXAS; VACATING AND ABANDONING THE HEREIN-DESCRIBED ALLEY SAVE AND EXCEPT CREATION OF A UTILITY EASEMENT; PROVIDING AN EFFECTIVE DATE; PROVIDING A REPEALER CLAUSE; PROVIDING A SAVINGS CLAUSE.

WHEREAS, the Planning and Zoning Commission of the City of Amarillo has recommended to the City Commission that there is no public necessity for the following-described ALLEY; and

WHEREAS, the City Commission, having reviewed said recommendation and having considered all relevant information pertaining to the proposed vacation described below, is of the opinion that same is no longer needed for public purposes; now, therefore,

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF AMARILLO:

SECTION 1: That the herein-described alley be vacated and abandoned for public purposes:

V-10-01 Vacation of a 20-foot alley in Block 142, Plemons Addition in Section 170, Block 2, AB&M Survey, Potter County, Texas (Vicinity: SE 10<sup>th</sup> Ave. & Buchanan St.)

SAVE AND EXCEPT: A Public Utility Easement is hereby created and retained over the entire area of abandonment. Upon completed relocation/rerouting of existing utility equipment, said portion of the Public Utility Easement encroached upon with a structure and/or no longer containing utility equipment, shall be abandoned entirely.

SECTION 2: City Manager is authorized to execute an instrument of conveyance to abutting land owner(s) as allowed or required by law.

SECTION 3: All ordinances and resolutions or parts thereof that conflict with this ordinance are hereby repealed, to the extent of such conflict.

SECTION 4: In the event this ordinance or any part hereof is found to be invalid, such invalidity shall not affect the remaining portions of the ordinance, and such remaining portions shall continue to be in full force and effect.

SECTION 5: This Ordinance shall become and be effective on and after its adoption.

INTRODUCED AND PASSED by the City Commission of the City of Amarillo, Texas, on First Reading this the 30<sup>th</sup> day of ~~April~~<sup>March</sup> 2010; and PASSED on Second and Final Reading this the 6<sup>th</sup> day of April 2010.

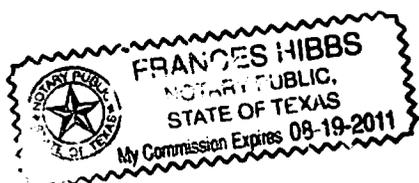
Debra McCartt  
Debra McCartt, Mayor

ATTEST:  
Donna DeRight  
Donna DeRight, City Secretary

ACKNOWLEDGEMENT

THE STATE OF TEXAS §  
  §  
COUNTY OF POTTER §

This instrument was acknowledged before me on the 4 day of April 2010, by Debra McCartt, Mayor, of the City of Amarillo, a Texas municipal corporation, on behalf of said corporation.



Frances Hibbs  
Notary Public in and for the State of Texas

Return to:  
**DONNA DeRIGHT**  
City Secretary, City of Amarillo  
P.O. Box 1971  
Amarillo, Texas 79105-1971

Filed AND Recorded  
OFFICIAL PUBLIC RECORDS  
On: Apr 15, 2010 at 08:25A

Receipt# - 142462

Document Number 01171699:

Amount 16.00

Julie Smith  
County Clerk, Potter County

by *[Signature]* Deputy

STATE OF TEXAS COUNTY OF POTTER  
I hereby certify that this instrument was  
FILED on this date and at this time stamped  
hereon by me and was duly RECORDED in the  
OFFICIAL PUBLIC RECORDS OF POTTER COUNTY TEXAS,  
in ~~6270~~ volume and page as shown.



Julie Smith, County Clerk  
Potter County

By *[Signature]* Deputy

Any provision herein which restricts the sale,  
rental or use of the described real property  
because of color or race is invalid and  
unenforceable under federal law.

**COUNTY CLERK'S MEMO**

Portions of this document may  
not be legible and/or reproducible  
when received for recording.

# Vacation of alley Right-of-Way



**CITY OF AMARILLO  
PLANNING DEPARTMENT**

Vacation of a 20' alley Right-of-Way in Block 142,  
Plemons Addition in Section 170, Block 2, AB&M  
Survey, Potter County, TX

Vicinity: SE 10th Ave. & Buchanan St.

Applicant: Greg Houlette

Scale: 1" = 300'  
Date: 3-1-10  
Case No: V-10-01



AP#: N-12