

ORDINANCE NO. 01-09

AN ORDINANCE OF THE CITY OF COMMERCE, TEXAS, VACATING AND ABANDONING A STREET AND ALLEY; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE CITY OF COMMERCE, TEXAS:

WHEREAS, the owners of this tract of land has requested an abandonment of the area which exists within the property as it relates to the parcel, as shown on Exhibit "A", attached; and,

WHEREAS, all property owners abutting said street and alley to be abandoned have been contacted and have no objections; and,

WHEREAS, the City Council has reviewed this request and recommends that the same should be abandoned; and,

WHEREAS, the City Council finds it is no longer in the public interest for the City to maintain said street and alley, it has no present use or reasonable future use of said street and alley, and there are no utilities located in the street or alley at this location and therefore agrees to abandon the same;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COMMERCE, TEXAS:

SECTION 1. The recitals set forth above are hereby found by the Council to be true and correct, and are incorporated by reference herein and expressly made a part hereof as if copied verbatim.

SECTION 2. That the City hereby abandons and vacates the alley as shown on Exhibit "B", attached.

SECTION 3. The terms and provisions of this Ordinance shall be deemed to be severable in that if any portion hereinabove described shall be held or declared to be invalid, the same shall not affect the validity of the balance and remainder of the Ordinance.

NOW, THEREFORE, BE IT RESOLVED that the Mayor of the City of Commerce, Texas, John R. Sands, be authorized and he is hereby authorized to execute this Ordinance, and the City Manager or his designate is authorized to execute and all instruments requisite to implementing this Ordinance

BE IT FURTHER RESOLVED that the City Secretary be and she is hereby authorized to attest to the signature of the Mayor to this Ordinance, and to attest to the signature of the City Manager to any instruments requisite to implementing this Ordinance.

PASSED BY THE GOVERNING BODY of the City Council of the City of Commerce, Texas, on this the 20th day of February 2001.

ATTEST:

Marty Cunningham
Marty Cunningham, City Secretary

CITY OF COMMERCE, TEXAS

John R. Sands
John R. Sands, Mayor

(seal)

I, Marty Cunningham, City Secretary of the City of Commerce, Texas, do hereby certify that the above is a true and correct copy of an Ordinance, and that the same has not been repealed and is in full force and effect.

(seal)

Marty Cunningham
Marty Cunningham, City Secretary
City of Commerce, Texas

Sworn to and subscribed before me, on this the 23RD day of February, 2001, to certify which witness my hand and seal of office.

(Seal)



Melisa C. Pope
Notary Public, State of Texas

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