

CITY OF HIGHLAND HAVEN

RESOLUTION #181

A RESOLUTION AUTHORIZING THE VACATION OF CERTAIN CITY OWNED REAL ESTATE CALLED BLACKBIRD STREET RIGHT OF WAY (ROW) AND CONVEYANCE TO THE ABUTTING LAND OWNER

Whereas, certain designated parcels of land were dedicated as roadway and/or easement for roads in the development of the Highland Haven Subdivision, Burnet County, Texas, and

Whereas, the road right of way (ROW) for Blackbird Street in Section 5 of said subdivision is depicted by a large triangle in the northwest corner with the specific location of street not depicted (Appendix A), and

Whereas, the actual street location is a considerable distance from the boundary lines of lots #315A and #315B (Appendix B), and

Whereas, said lots are the property of one owner, with one single family residence located there on, and

Whereas, the unpaved driveway approach to the concrete driveway of said residence is and must be some 70 feet in length from Blackbird Street to lot property line, and

Whereas, the small triangular 2225 square feet area, more or less, created by the driveway approach and the boundaries of a normal ROW for Blackbird Street serves no useful purpose to the City while retaining City responsibility for maintenance thereof, and

Whereas, ownership of this small area by the single abutting lot owner, lot #315A will allow property owner to hard surface said driveway approach at a reasonable cost and to water and maintain the expanded front lawn area without the fear of future city action requiring relocation of current driveway approach or loss of lawn area, and

Whereas, vacation of 2225 square feet, more or less, of Blackbird Street ROW and conveyance of subject property to the owner of lot #315A would be of mutual benefit to the City and to the property owner, and

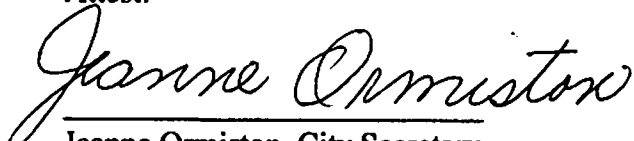
Whereas, the Board of Aldermen have determined that such action does not require study and recommendation by the Planning and Zoning Commission, and

Whereas, a Public Hearing, after required public notice, was conducted on April 10, 2006

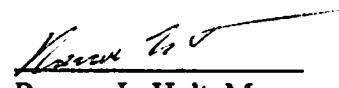
NOW BE IT THEREFORE RESOLVED, that the City of Highland Haven, Texas does hereby vacate that certain 2225 square feet, more or less, portion of the Blackbird Street right-of-way depicted by Appendix B and will convey said property to the abutting land owner of lot #315A in full compliance with the laws of the State of Texas.

PASSED AND APPROVED BY THE BOARD OF ALDERMEN OF THE CITY OF HIGHLAND HAVEN, TEXAS ON THIS, THE 18TH DAY OF APRIL 2006.

Attest:



Jeanne Ormiston, City Secretary



Roscoe L. Holt, Mayor

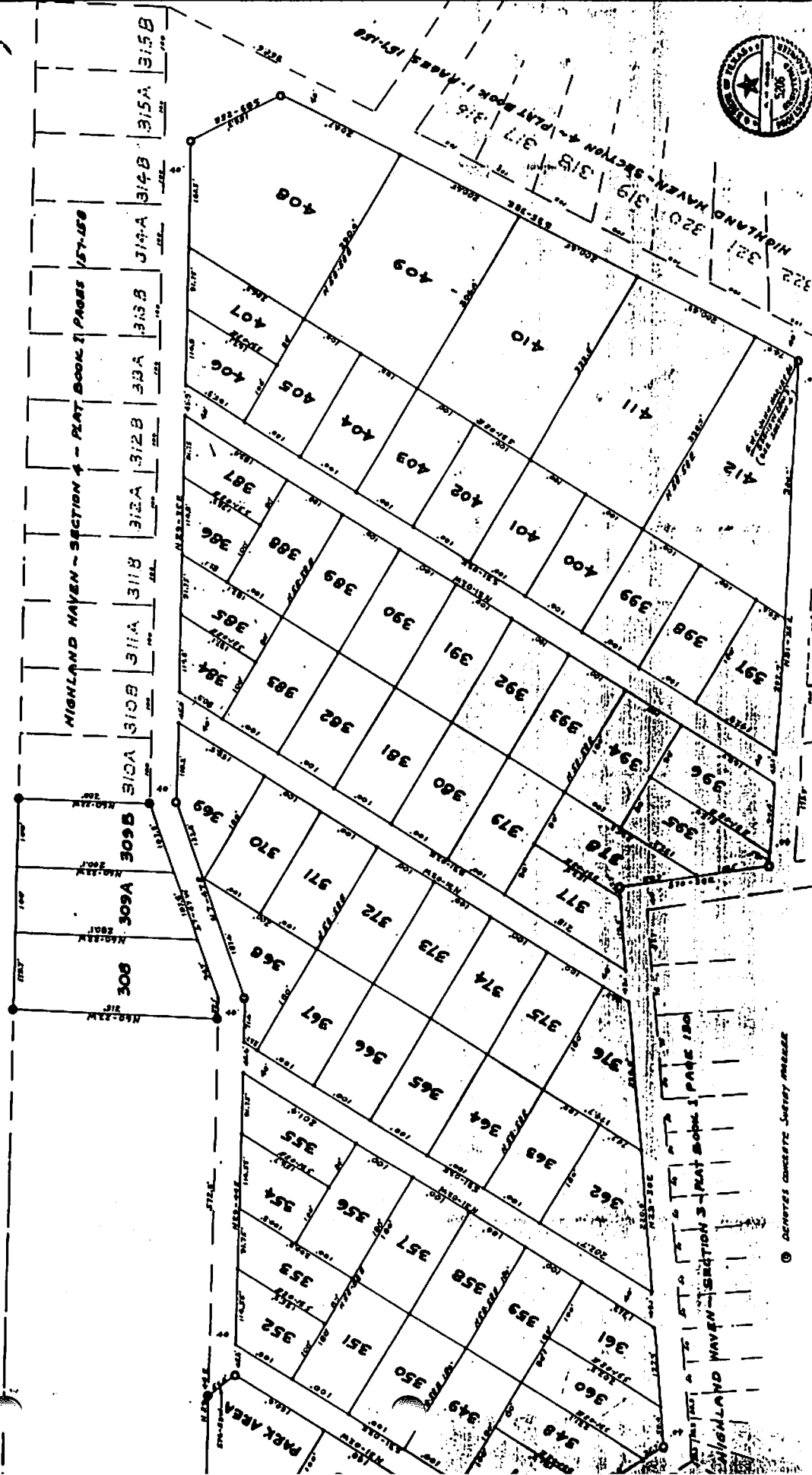
Attachments:

Appendix A - Portion of Section 5 plat, Highland Haven Subdivision

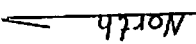
Appendix B - Sketch (not a survey) of area depicting location and boundaries of 2225 square feet tract of Blackbird Street ROW

HIGHLAND HAVEN - SECTION 5

A 43.044 ACRE SUB-DIVISION OF THE JOHN HARVEY SURVEY NO. 24
IN BURNET COUNTY, TEXAS



© DENOTES CONCRETE SURVEY MARKERS



Scale: 1" = 20'

H/HPOA

Blackbird



Asphalt Pavement



Blackbird

57.3'
Timbers

Timbers

2,225 SF

178.1'

100'

Lightsey

Concrete Driveway

7315A

314