

CITY OF EL PASO, TEXAS
AGENDA ITEM DEPARTMENT HEAD'S SUMMARY FORM

DEPARTMENT: Development Services Department

AGENDA DATE: Introduction: November 15, 2005
Public Hearing: November 29, 2005

CONTACT PERSON/PHONE: Fred Lopez, AICP, 541-4925

DISTRICT(S) AFFECTED: 3

SUBJECT:

An Ordinance vacating a portion of Cypress Street between Blocks 26 and 29, Woodlawn Addition, City of El Paso, El Paso County, Texas. Applicant: City of El Paso. SV05005 (District 3)

BACKGROUND / DISCUSSION:

See attached report.

PRIOR COUNCIL ACTION:

N/A

AMOUNT AND SOURCE OF FUNDING:

N/A

BOARD / COMMISSION ACTION:

Subdivision Coordinating Committee (SCC) – Review Only
Development Coordinating Committee (DCC) – Approval Recommendation
City Plan Commission (CPC) – Approval Recommendation (5-0)

*****REQUIRED AUTHORIZATION*****

LEGAL: (if required) N/A

FINANCE: (if required) N/A

DEPARTMENT HEAD: George Sarmiento, AICP

APPROVED FOR AGENDA:

CITY MANAGER: _____ **DATE:** _____

ORDINANCE NO. _____

AN ORDINANCE VACATING A PORTION OF CYPRESS STREET BETWEEN BLOCKS 26 AND 29, WOODLAWN ADDITION, CITY OF EL PASO, EL PASO COUNTY, TEXAS.

WHEREAS, the City Plan Commission has recommended vacation of *a portion of Cypress Street between Blocks 26 and 29, Woodlawn Addition, City of El Paso, El Paso County, Texas*, and the El Paso City Council finds that said right-of-way is not needed for public use and should be vacated as recommended;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That a determination has been made that it is in the best interest of the public that a portion of Cypress Street between Blocks 26 and 29, Woodlawn Addition, City of El Paso, El Paso County, Texas, and which is more fully described in the attached metes and bounds description, identified as Exhibit "A" made a part hereof by reference, be and is hereby vacated.

In addition, the Mayor is authorized to sign an instrument quitclaiming all of the City's right, title and interest in and to such vacated property to The City of El Paso, Texas.

PASSED AND APPROVED this 29th day of November, 2005.

THE CITY OF EL PASO

John F. Cook
Mayor

ATTEST:

Richarda Duffy Momsen
City Clerk

APPROVED AS TO CONTENT:

Fred Lopez, Subdivision Coordinator
Development Services Department

APPROVED AS TO FORM:

Carolyn J. Crosby
Assistant City Attorney

STAFF REPORT

File #: SV05005

Legal Description: A portion of Cypress Street between Blocks 26 and 29, Woodlawn Addition

Type Request: Street Vacation Request

Property Owner: City of El Paso

Applicant: City of El Paso Zoo

Surveyor: SLI Engineering, Inc.

Representative: SLI Engineering, Inc.

Location: North of Paisano Drive and West of the El Paso Zoo

Representative District: 3

Planning Area: Central

**CITY PLAN COMMISSION HEARING, OCTOBER 6, 2005
1:30 P.M., COUNCIL CHAMBERS, 2ND FLOOR, CITY HALL**

SV05005 – Vacation request of a portion of Cypress Street between Blocks 26 and 29, Woodlawn Addition, City of El Paso, El Paso County, Texas.

GENERAL INFORMATION:

The City of El Paso is proposing to vacate a portion of Cypress Street between Blocks 26 and 29, Woodlawn Addition in order to allow for the expansion of the El Paso Zoo parking lot. The properties that are fronting this portion of Cypress Street have already been purchased by the City of El Paso as part of the expansion project.

STAFF RECOMMENDATION:

The Development Coordinating Committee recommends **Approval** of the vacation of a portion of Cypress Street between Blocks 26 and 29, Woodlawn Addition. Approval is subject to the following conditions and recommendations:

Engineering - Traffic Division Comments:

No apparent traffic concerns.

Development Services Department – Planning Division Comments:

No objections to the proposed street vacation.

Fire Department Comments:

No comments received.

El Paso Water Utilities Comments:

Water:

1. There is an existing 6-inch diameter water main located along the portion of Cypress Street to be vacated. This water main is parallel to U.S. Highway No. 54 and is located approximately 160 feet east of the west U.S. Highway No. 54 right-of-way line. This 6-inch water line will be abandoned. The applicant is responsible for all costs associated with abandoning the 6-inch water line, including all depreciation costs.
2. A new 8-inch water main is proposed within the portion of Cypress Street to be vacated. The applicant is responsible for all water main installation costs.

Sewer:

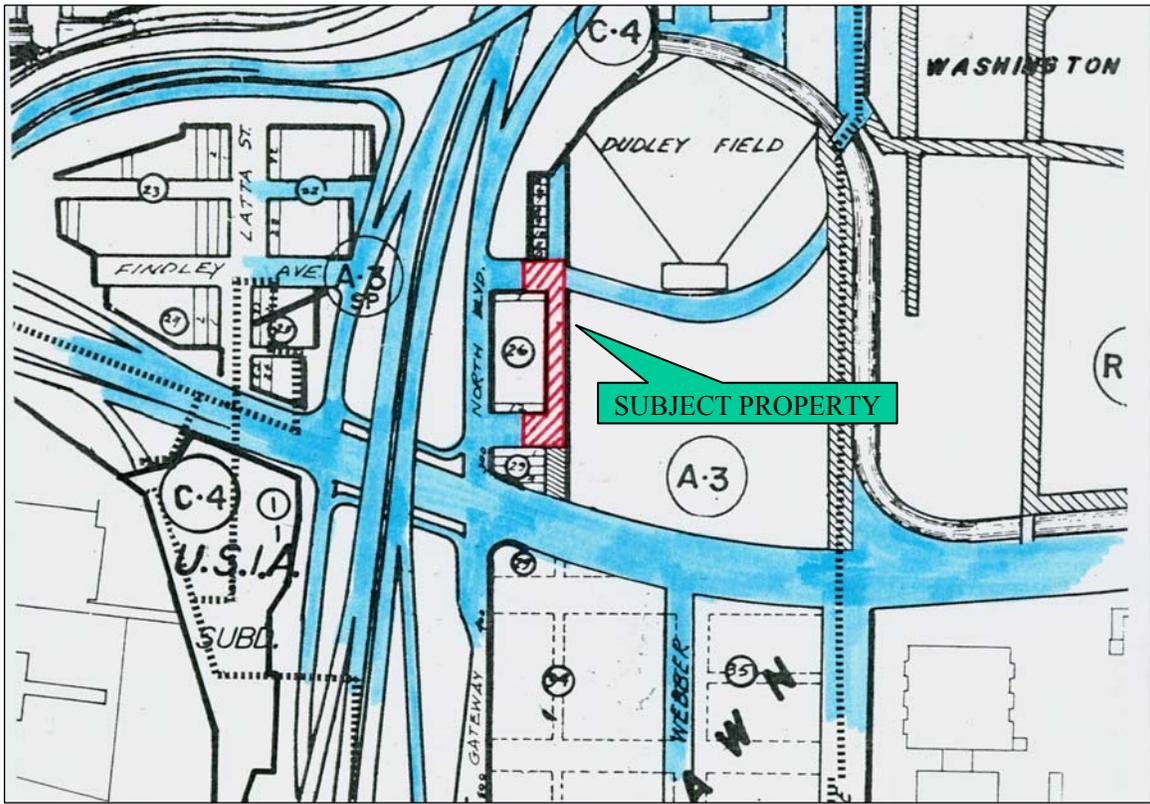
1. There is an existing 33-inch diameter sanitary sewer interceptor within the portion of Cypress Street to be vacated.
2. This sanitary sewer line is located approximately 40 feet south of and parallel to the north Cypress Street right-of-way line.

General:

1. El Paso Water Utilities (EPWU) requires that the applicant dedicate the portion of Cypress Street to be vacated as a full-width utility easement. EPWU requires 24/7 access to the water and sanitary sewer facilities described above.
2. The easement grantor shall indemnify, defend, and hold harmless the El Paso Water Utilities – Public Service Board from and against any and all claims, liability, actions, and damages for bodily injury and property damage to third parties or to the El Paso Water Utilities – Public Service Board which may be caused by or arise out of the maintenance and existence of said water and sanitary sewer mains in the easement area.
3. No building, reservoir or permanent structure shall be constructed or maintained on any El Paso Water Utilities - Public Service Board Easement (EPWU-PSB easement). In addition, the use of low maintenance surface improvements is required. The Owner/Developer shall improve the surface of the easement to allow drivable access for EPWU maintenance vehicles. Proposed surface improvements such as paving, landscaping and other types of low maintenance surfacing shall be reviewed for approval by the Utility.
4. U.S. Highway No. 54 is a Texas Department of Transportation (TxDOT) right-of-way. All proposed water and sanitary sewer work to be performed within U.S. Highway No. 54 right-of-way requires a utility installation permit from TxDOT.
5. EPWU does not object to this request as long as the applicant dedicates an easement to accommodate the water and sanitary sewer facilities described above.

NOTE TO PROPERTY OWNER: CITY PLAN COMMISSION POLICY REQUIRES THAT THE APPLICANT OR HIS REPRESENTATIVE BE PRESENT AT THE PUBLIC HEARING FOR THIS ITEM. IF YOU HAVE ANY QUESTIONS CONCERNING THIS REPORT, PLEASE CONTACT THE DEVELOPMENT SERVICES DEPARTMENT AT 541-4635.

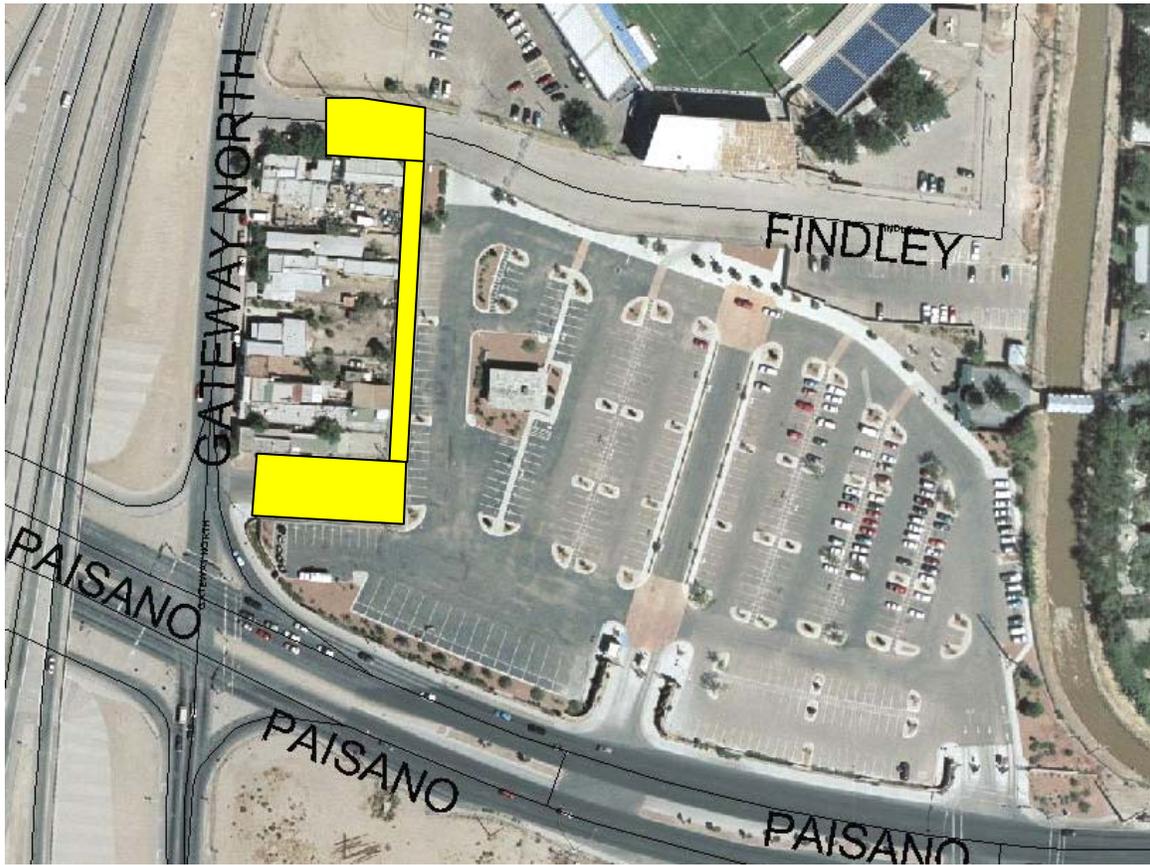
LOCATION MAP



AERIAL MAP



AERIAL MAP



SURVEY MAP

