



## COUNCIL AGENDA ITEM MEMORANDUM

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**DEPT./DIVISION SUBMISSION & REVIEW:**

Kathryn Davis, City Attorney  
Kyle Nuttall, Assistant City Attorney

**ITEM DESCRIPTION:** FIRST READING – PUBLIC HEARING: Consider adopting an ordinance authorizing the release of a 0.0689-acre right-of-way easement subject to a public-utility easement legally described as being a portion of an unimproved 20-foot-wide alley located in Block 51, Original Town Temple, as per Volume 36, Page 640, Deed Records of Bell County, Texas, being the alley north of W Ave F, between S 5th St and S 7th St.

**BACKGROUND:** The Applicant, Temple ISD (TISD), requests the release of a 0.0689-acre right-of-way easement being a portion of an unimproved 20-foot-wide alley located in Block 51, Original Town Temple, as per Volume 36, Page 640, Deed Records of Bell County, Texas. The northern portion of this alley was previously abandoned to TISD with a utility easement retained. The owner is currently seeking to abandon the remainder of the existing unimproved right-of-way easement to facilitate expansion of their operations center. Survey and field notes of the easement to be abandoned is attached as Exhibits A.

Staff has contacted all public and private service providers, including the Public Works Department, and confirmed that the easements may be released. However, the Public Works Department requested that a public utility easement be retained to service a wastewater line under the unimproved right-of-way easement.

**ALIGNMENT WITH ADOPTED PLANS:**

Plan	Comments
Strategic Plan	This item supports the City of Temple's Strategic Plan goal of "A City that supports well-managed growth and development to promote a thriving economy," and the Strategic Plan commitment of "Facilitate high quality, safe, and strategic community growth."

**STAFF RECOMMENDATION:** Adopt ordinance as presented in item description.

**BOARDS & COMMISSIONS RECOMMENDATION:** This item was not reviewed by any of the official boards and commissions.

**FISCAL IMPACT:** Not Applicable.

**ATTACHMENTS:**

Ordinance

Exhibit A Survey and Field Notes for 0.0689-acre unimproved right-of-way easement

Exhibit B Vicinity Map