

ORDINANCE NO. {{item.sequential_number}}
(FY-24-6-AB)

AN ORDINANCE OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING THE RELEASE OF A RIGHT-OF-WAY EASEMENT SUBJECT TO A PUBLIC UTILITY EASEMENT BEING THE ENTIRETY OF THE PUBLIC RIGHT-OF-WAY OF THE ROAD KNOWN AS CORPORATE WAY, FROM ITS TERMINUS AT THE INTERSECTION WITH MCLANE PARKWAY TO ITS TERMINUS AT THE INTERSECTION WITH RESEARCH PARKWAY/OUTER LOOP; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, this is a City-initiated request for the release of the right-of-way easement for the entirety of the road known as Corporate Way, from its intersection with McLane Parkway to the intersection with Research Parkway/Outer Loop;

Whereas, Staff has contacted all public and private service providers, including the Public Works Department, and confirmed that the easements may be released - however, several providers, including the Public Works Department, have utility lines within the right-of-way and requested that a public utility easement be retained over the area to be abandoned to allow them to continue servicing those utility lines;

Whereas, Staff recommends Council authorize the release of a right-of-way easement subject to a public utility easement being the entirety of the public right-of-way of the road known as Corporate Way, from its terminus at the intersection with McLane Parkway to its terminus at the intersection with Research Parkway/Outer Loop; and

Whereas, the City Council has considered these matters and deems it in the public interest to authorize these actions.

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

Part 1: Findings. All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council of the City of Temple, Texas, and they are hereby approved and incorporated into the body of this Ordinance as if copied in their entirety.

Part 2: The City Council approves the release of a right-of-way easement subject to a public utility easement being the entirety of the public right-of-way of the road known as Corporate Way, from its terminus at the intersection with McLane Parkway to its terminus at the intersection with Research Parkway/Outer Loop, and authorizes the City Manager, or her designee, after approval as to form by the City Attorney's Office, to execute any necessary documents.

Part 3: It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.

PASSED AND APPROVED on First Reading and Public Hearing on the **15th** day of **August**,
2024.

PASSED AND APPROVED on Second and Final Reading on the **5th** day of **September**,
2024.

THE CITY OF TEMPLE, TEXAS

TIMOTHY A. DAVIS, Mayor

ATTEST:

APPROVED AS TO FORM:

Jana Lewellen
City Secretary

Kathryn H. Davis
City Attorney