

AN ORDINANCE            **9 7 7 9 7**

**AUTHORIZING THE EXECUTION OF A JOINT USE AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND THE SAN ANTONIO WATER SYSTEM IN CONNECTION WITH AN EXISTING DRAINAGE AND SANITARY SEWER RIGHT OF WAY IN THE VICINITY OF ARRID DRIVE, SMALLWOOD DRIVE AND HICKS AVENUE, LOCATED IN COUNCIL DISTRICT 1.**

\* \* \* \* \*

**WHEREAS**, the City of San Antonio owns or controls certain property upon which the San Antonio water System desires to install additional sewer lines; and

**WHEREAS**, San Antonio Water System (SAWS) has requested permission to use 0.26 acres (11,168 square feet) of City property which is designated a Drainage and Sanitary Sewer Right of Way for construction of SAWS project known as West Salado Creek Lift Station Elimination Phase II; and

**WHEREAS**, the property is located along Arrid Drive, Smallwood Drive, and Hicks Avenue; and

**WHEREAS**, this project includes the installation of an additional sewer line in conjunction with the existing provided services in the area; and

**WHEREAS**, this ordinance is consistent with City policy in regulating the use of public land under the control of the City of San Antonio, **NOW THEREFORE**;

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**SECTION 1.** The City Manager or her designee is hereby authorized to execute a Joint Use Agreement between the City of San Antonio and San Antonio Water System to use approximately 0.26 acre tract of land (11,168 square feet) of City property out of a drainage and sanitary sewer right of way for construction of SAWS project known as West Salado Creek Lift Station Elimination Phase II. A copy of the Joint Use Agreement is attached hereto and incorporated herein for all purposes as **Attachment I**.

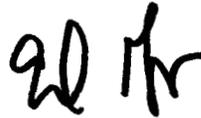
**SECTION 2.** The City of San Antonio agrees to allow the San Antonio Water System and/or its contractors to enter and use said property, more specifically described as:

Being a 0.26-acre tract of land (11,168 square feet) out of a Drainage and Sanitary Sewer Right of Way of a 4.45 acre tract recorded in Volume 4529, Page 1085, and out of a part out of the T.E. Barnes, Jr. Subdivision (Second Unit) Vol. 2222, Page 333, and filed in Deed Records, Bexar County, Texas, as conveyed to the City of San Antonio, in the Plat and Deed Records of Bexar County, Texas, land being

more particularly described in Exhibits "A" and "B" attached hereto and incorporated herein for all purposes (Parcel 17554).

**SECTION 3.** This Ordinance shall be effective on the 29th day of June 2003.

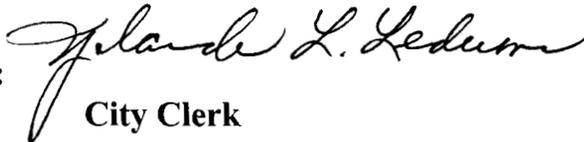
**PASSED AND APPROVED** this 19th day of June, 2003.



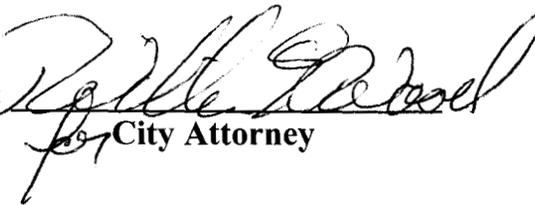
M A Y O R

EDWARD D. GARZA

ATTEST:

  
City Clerk

APPROVED AS TO FORM:

  
City Attorney