

AN ORDINANCE **97923**

**DECLARING AS SURPLUS A CERTAIN UNUSED 0.072 ACRE, MORE OR LESS, TRACT OF LAND (3,140 SQUARE FEET), OUT OF LOT 4, BLOCK 1, NCB 16930 APPURTENANT TO F.M. 3487 (CULEBRA ROAD) AND I.H. LOOP 410 RIGHT OF WAY, OWNED AND CONTROLLED BY THE STATE OF TEXAS,-; AND REQUESTING THAT THE STATE OF TEXAS, ACTING BY AND THROUGH ITS TEXAS TRANSPORTATION COMMISSION, DECLARE SUCH TRACT TO BE SURPLUS AND SOLD TO FELIX PAREDEZ AND WIFE, JILL PAREDEZ, THE ABUTTING PROPERTY OWNERS.**

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**WHEREAS**, a certain right of way, containing 0.072 acre tract of land, being 3,140 square feet, out of Lot 4, Block 1, New City Block 16930, San Antonio, Bexar County, Texas, appurtenant to F.M. 3487 (Culebra Road) and I.H. Loop 410 was acquired by the State of Texas for highway purposes in Right of Way Deed dated June 7, 1957; and

**WHEREAS**, the State, through the Texas Department of Transportation (TxDOT), has a policy which requires that the City offer input as to the status of land as surplus property before release by TxDOT; and

**WHEREAS**, the Department of Asset Management of the City of San Antonio canvassed all City departments to see if any department had a need for this property and no department expressed an interest in retaining the property; thus, this property is surplus to the needs of the City of San Antonio; and

**WHEREAS**, since the property is surplus to the City's needs, the City is agreeable to requesting that such property be declared surplus by the State of Texas, so that it may be conveyed to the abutting landowner, Felix Paredez and wife Jill Paredez, once it is determined that the 0.072 acre more or less, tract of land is no longer needed for highway purposes by TxDOT; and

**WHEREAS**, staff recommends approval of the above mentioned action; **NOW THEREFORE;**

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

**SECTION 1.** That certain 0.072 acre tract of land, being 3,140 square feet, out of Lot 4, Block 1, New City Block 16930, San Antonio, Bexar County, Texas, appurtenant to F.M. 3487 (Culebra Road) and I.H. Loop 410 and owned and controlled by the State of Texas, through the Texas Department of Transportation, is hereby declared surplus to the needs of the City of San Antonio, such property being more specifically identified in **Exhibit A** attached hereto and incorporated herein verbatim for all purposes.

**SECTION 2.** The City hereby requests that the State of Texas, acting by and through its Texas Transportation Commission, declare such 0.072 acre, more or less, tract of land, to be surplus and sold to the abutting landowners, Felix Paredez and wife Jill Paredez, once the State determines that such tract is no longer needed for highway purposes by the Texas Department of Transportation.

**SECTION 3.** The City Manager, or her designee, is hereby authorized to implement this ordinance by the execution of any documents necessary to complete the transaction upon prior review of such documents in accordance with Section 54, Charter, City of San Antonio.

**SECTION 4.** This ordinance shall be effective on August 17, 2003.

**PASSED AND APPROVED** this 7th day of August, 2003.

  
M A Y O R  
EDWARD D. GARZA

ATTEST:   
City Clerk

APPROVED AS TO FORM:   
for City Attorney