

AN ORDINANCE 2012 - 08 - 30 - 0641

AUTHORIZING THE ACCEPTANCE, UPON RELEASE FROM THE TEXAS DEPARTMENT OF TRANSPORTATION, 10.70 ACRES OF PUBLIC RIGHT-OF-WAY LOCATED NEAR THE IH-37 SOUTHBOUND EXIT RAMP TO CÉSAR CHAVEZ STREET LOCATED IN COUNCIL DISTRICT 1.

* * * * *

WHEREAS, the Market Street Realignment Project originated in association with the proposed Convention Center Expansion and HemisFair Park Area Master Plan to include the realignment of Market Street and Bowie Street towards the east of the proposed Convention Center expansion; and

WHEREAS, during the preliminary roadway alignment planning and coordination with the Convention Center Expansion Project, it was determined that additional land was needed to accommodate the proposed eastern expansion of the Convention Center and to accommodate and provide the necessary land needed, it was determined that the southbound exit ramp from IH-37 to César Chavez Street must be realigned toward the east; and

WHEREAS, the land to be vacated by the ramp realignment is currently owned by the State of Texas and managed by the Texas Department of Transportation (TxDOT), and in order to facilitate the Convention Center expansion, TxDOT is willing to release the affected right-of-way segment from the state highway system; and

WHEREAS, as part of TxDOT's process, it is required that the City formally request by resolution and an ordinance that TxDOT release the affected segment from the state highway system and convey it to City of San Antonio; and

WHEREAS, this is a one-time capital improvement expenditure in the amount of \$50 for recording and title fees authorized to the selected title company and funds are available from 2012 General Obligation Bond funds; **NOW THEREFORE**,

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

SECTION 1. The City hereby accepts upon the release by Texas Department of Transportation the 10.70 acres of public right-of-way located near the IH 37 Southbound exit ramp to Cesar Chavez Street as fully described on metes and bounds description and shown on the plat attached hereto as **Attachment I**.

SECTION 2. The following financial adjustments are hereby approved:

SECTION 3. Payment in the amount of the \$50.00 in SAP Fund 45099000, General Obligation Capital Projects, SAP Project Definition 40-00421, Hemisfair Park Area Street Redevelopment. is authorized to be encumbered and made payable for recording and title fees related to the acquisition of one parcel of land located Council District 1 in Bexar County, Texas.

SECTION 4. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance, may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers, and SAP GL Accounts as necessary to carry out the purpose of this Ordinance.

SECTION 5. This Ordinance shall be effective immediately upon passage by eight or more affirmative votes; otherwise, it shall be effective on the tenth day after passage.

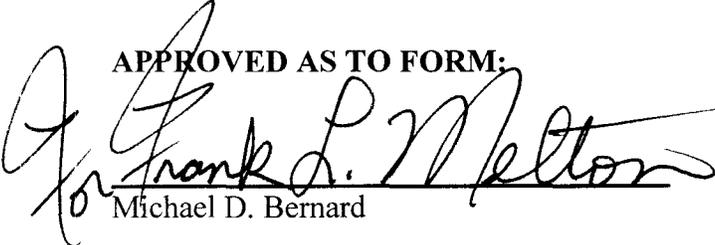
PASSED AND APPROVED this 30th day of August, 2012.

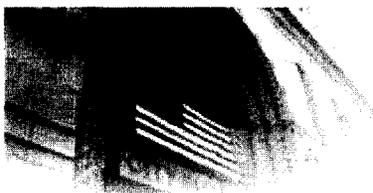

M A Y O R
Julián Castro

ATTEST:


Lencia M. Vacek, City Clerk

APPROVED AS TO FORM:


Michael D. Bernard



Request for
COUNCIL
ACTION

City of San Antonio



Agenda Voting Results - 8B

Name:	4, 6, 7, 8A, 8B, 8C, 9, 10, 13, 16, 19, 20A, 20B, 20C, 20D, 20E, 22, 23, 24, 26, 27, 28, 29						
Date:	08/30/2012						
Time:	09:27:22 AM						
Vote Type:	Motion to Approve						
Description:	An Ordinance authorizing the acceptance, upon release from the Texas Department of Transportation, of 10.70 acres of public Right-of-Way located near the IH-37 southbound exit ramp to Cesar Chavez Street.						
Result:	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Julián Castro	Mayor		x				
Diego Bernal	District 1		x				
Ivy R. Taylor	District 2		x				
Leticia Ozuna	District 3		x				
Rey Saldaña	District 4		x				
David Medina Jr.	District 5		x				
Ray Lopez	District 6		x				x
Cris Medina	District 7		x			x	
W. Reed Williams	District 8	x					
Elisa Chan	District 9		x				
Carlton Soules	District 10		x				

FIELD NOTES FOR CITY OF SAN ANTONIO PARCEL NUMBER 19003

Being 10.70 acres (466,074 square feet) of land situated in Bexar County, Texas and being a portion of the existing right-of-way of Interstate Highway 37 located south of East Commerce Street and north of Cesar Chavez Street in the City of San Antonio, Bexar County Texas. Said 10.70 acre tract being more particularly described by metes and bounds as follows (All bearings and coordinates are based on the Texas Coordinate System of 1983, South Central Zone, NAD 83, 93 Adjustment. All distances and coordinates shown are surface and may be converted to grid by multiplying by a combined adjustment factor of 0.999830029.):

BEGINNING at a 1/2 inch iron rod found marking the southeasterly corner of a called 0.043 acre tract conveyed from the City of San Antonio to the State of Texas by deed dated July 26, 1994, recorded in Book D, Volume 6218, Page 1057, Official Public Records of Real Property of Bexar County, marking the northeasterly corner of a called 3.948 acre tract conveyed from the City of San Antonio, acting by and through its San Antonio Water System to the City of San Antonio by deed dated May 23, 2005, recorded under Clerks File Number 20050113214, Official Public Records of Real Property of Bexar County and marking the northwesterly corner of the herein described tract;

1. THENCE, South $68^{\circ} 25' 12''$ East, a distance of 32.18 feet to a point in the proposed westerly right-of-way line of said interstate Highway 37 and for the point of curvature of a non-tangent curve to the right and marking the northeasterly corner of the herein described tract;
2. THENCE, in a southerly direction, along the proposed westerly right-of-way line of said Interstate Highway 37 and along said non-tangent curve to the right having a radius of 1515.09 feet, a central angle of $10^{\circ} 10' 07''$ and a chord which bears South $17^{\circ} 00' 50''$ East, 268.54 feet, an arc distance of 268.89 feet to a point for the end of said curve and marking an angle point in the easterly line of the herein described tract;
3. THENCE, South $04^{\circ} 54' 55''$ East, along the proposed westerly right-of-way line of said Interstate Highway 37, a distance of 114.07 feet to the point of curvature of a non-tangent curve to the right and for an angle point in the easterly line of the herein described tract;
4. THENCE, in a southerly direction, along the proposed westerly right-of-way line of said Interstate Highway 37 and along said non-tangent curve to the right having a radius of 2855.00 feet, a central angle of $07^{\circ} 20' 18''$ and a chord which bears South $04^{\circ} 05' 54''$ East, 365.42 feet, an arc distance of 365.67 feet to a point of tangency in the easterly line of the herein described tract;

Attachment I

5. THENCE, South $00^{\circ} 25' 44''$ East, along the proposed westerly right-of-way line of said Interstate Highway 37, a distance of 196.10 feet to a point of curvature of a tangent curve to the right in the easterly line of the herein described tract;
6. THENCE, in a southerly direction, along the proposed westerly right-of-way line of said Interstate Highway 37 and along said tangent curve to the right having a radius of 1900.00 feet, a central angle of $09^{\circ} 19' 49''$ and a chord which bears South $04^{\circ} 14' 10''$ West, 309.06 feet, an arc distance of 309.40 feet to a point for the end of said curve and an angle point in the easterly line of the herein described tract;
7. THENCE, North $85^{\circ} 18' 16''$ West, along the proposed westerly right-of-way line of said Interstate Highway 37, a distance of 47.86 feet to the point of curvature of a non-tangent curve to the left and marking an angle point in the easterly line of the herein described tract;
8. THENCE, in a southerly direction, along the proposed westerly right-of-way line of said Interstate Highway 37 and along said non-tangent curve to the left having a radius of 3384.00 feet, a central angle of $01^{\circ} 40' 40''$ and a chord which bears South $03^{\circ} 51' 35''$ West, 99.09 feet, an arc distance of 99.10 feet to a point for the end of said curve, the point of curvature of a non-tangent curve to the left and marking an angle point in the easterly line of the herein described tract;
9. THENCE, in a southerly direction, along the proposed westerly right-of-way line of said Interstate Highway 37 and along said tangent curve to the left having a radius of 1894.00 feet, a central angle of $06^{\circ} 55' 32''$ and a chord which bears South $00^{\circ} 26' 31''$ East, 228.80 feet, an arc distance of 228.94 feet to a point for the end of said curve and an angle point in the easterly line of the herein described tract;
10. THENCE, South $03^{\circ} 54' 17''$ East, along the proposed westerly right-of-way line of said Interstate Highway 37, a distance of 251.06 feet to an angle point in the easterly line of the herein described tract;
11. THENCE, South $02^{\circ} 52' 41''$ East, along the proposed westerly right-of-way line of said Interstate Highway 37, a distance of 107.71 feet to a point for the southeasterly corner of the herein described tract;
12. THENCE, South $76^{\circ} 05' 30''$ West, a distance of 30.21 feet to a point in the existing westerly right-of-way line of said Interstate Highway 37 and in the easterly line of a called 6.544 acre tract conveyed from the City of San Antonio to the State of Texas by deed dated February 4, 1969 and recorded in Volume 6165, Page 473, Bexar County Deed Records, and for the southwesterly corner of the herein described tract;

13. THENCE, in a northerly direction, along the existing westerly right-of-way line of said Interstate Highway 37, the easterly line of said 6.544 acre tract, the easterly line of a called 6.524 acre tract conveyed from the City of San Antonio to the State of Texas by deed dated May 16, 1967 and recorded in Volume 5757, Page 451, Bexar County Deed Records, the easterly line of a called 18.422 acre tract conveyed from the Urban Renewal Agency of the City of San Antonio to the City of San Antonio by deed dated August 26, 1970 and recorded in Volume 6433, Page 177, Bexar County Deed Records and along said non-tangent curve to the left having a radius of 908.16 feet, a central angle of 34° 53' 23" and a chord which bears North 27° 08' 45" West, 544.51 feet, an arc distance of 553.01 feet to a 5/8-inch iron rod found for the point of tangency in the westerly line of the herein described tract;
14. THENCE, North 44° 35' 26" West, along the existing westerly right-of-way line of said Interstate Highway 37, the easterly line of said 6.544 acre tract, a distance of 8.72 feet to a the point of curvature of a non-tangent curve to the right and for a 1/2-inch iron rod found in the westerly line of the herein described tract;
15. THENCE, in a northerly direction, along the existing westerly right-of-way line of said Interstate Highway 37, the easterly line of said 6.544 acre tract, and the easterly line of a called 0.0184 acre tract conveyed from the State of Texas to the City of San Antonio by deed dated November 20, 1987 and recorded in Volume 4198, Page 1947, Bexar County Deed Records and along said non-tangent curve to the right having a radius of 350.00 feet, a central angle of 57° 30' 02" and a chord which bears North 15° 50' 25" West, 336.69 feet, an arc distance of 351.25 feet to a point of tangency in the westerly line of the herein described tract;
16. THENCE, North 12° 54' 34" East, along the existing westerly right-of-way line of said Interstate Highway 37 and the easterly line of said 0.0184 acre tract, a distance of 36.81 feet to a point in the former southeasterly right-of-way line of Indianola Street, for the northerly corner of said 0.0184 acre tract and for an angle point in the westerly line of the herein described tract;
17. THENCE, North 16° 13' 24" West, along the existing westerly right-of-way line of said Interstate Highway 37 and crossing said Indianola Street, a distance of 64.81 feet to a point in the former southwesterly right-of-way line of Rose Alley, for the easterly corner of a called 0.0501 acre tract conveyed from the State of Texas to the City of San Antonio by deed dated November 20, 1987 and recorded in Volume 4198, Page 1947, Bexar County Deed Records and for an angle point in the westerly line of the herein described tract;

18. THENCE, North $42^{\circ} 51' 33''$ East, along the existing westerly right-of-way line of said Interstate Highway 37, crossing said Rose Alley and along the easterly line of a called 0.2778 acre tract conveyed from the State of Texas to the City of San Antonio by deed dated November 20, 1987 and recorded in Volume 4198, Page 1947, Bexar County Deed Records, a distance of 63.20 feet to an angle point in the westerly line of the herein described tract;
19. THENCE, North $12^{\circ} 53' 07''$ East, along the existing westerly right-of-way line of said Interstate Highway 37 and the easterly line of said 0.2778 acre tract, a distance of 7.82 feet to the point of curvature of a tangent curve to the left in the westerly line of the herein described tract;
20. THENCE, in a northerly direction, along the existing westerly right-of-way line of said Interstate Highway 37, the easterly line of said 0.2778 acre tract, crossing former North Street and along the easterly line of a called 0.0248 acre tract conveyed from the State of Texas to the City of San Antonio by deed dated November 20, 1987 and recorded in Volume 4198, Page 1947, Bexar County Deed Records, along the westerly line of Lot 2, Block 3 of N.C.B. 13814 on the Civic Center, Project No. 5, a subdivision plat recorded in Volume 9518, Page 122, Bexar County Plat Records and along said tangent curve to the left having a radius of 800.00 feet, a central angle of $42^{\circ} 01' 39''$ and a chord which bears North $08^{\circ} 06' 15''$ West, 573.75 feet, an arc distance of 586.81 feet to the end of said curve, for the westerly corner of said Lot 2, and for an angle point in the westerly line of the herein described tract, from which a found 1/2-inch iron rod bears South $43^{\circ} 21' 45''$ East, 2.37 feet;
21. THENCE, North $42^{\circ} 51' 33''$ East, along the existing westerly right-of-way line of said Interstate Highway 37 and along the northwesterly line of said Lot 2, a distance of 111.98 feet to a 1/2-inch iron rod found for the northerly corner of said Lot 2 and for an angle point in the westerly line of the herein described tract;
22. THENCE, South $45^{\circ} 48' 42''$ East, along the existing westerly right-of-way line of said Interstate Highway 37, along the southwestery line of said 3.948 acre tract, along the northeasterly line of said Lot 2 and Lot 1, Block 3 of said Civic Center Project No. 5 Subdivision, a distance of 348.00 feet to a point for the easterly corner of said Lot 1 and the southeasterly corner of said 3.948 acre tract and for an angle point in the westerly line of the herein described tract, from which a found 1/2-inch iron rod bears South $29^{\circ} 49' 40''$ East, 0.85 feet;

23. THENCE, North 42° 43' 14" East, along the existing westerly right-of-way line of said Interstate Highway 37, along the easterly line of said 3.948 acre tract, a distance of 80.75 feet to a 3-inch brass disk found for an angle point in the westerly line of the herein described tract;
24. THENCE, North 11° 06' 48" East, along the existing westerly right-of-way line of said Interstate Highway 37, along the easterly line of said 3.948 acre tract, a distance of 20.77 feet to a 1/2-inch iron rod with cap stamped "CEC" found for an angle point in the westerly line of the herein described tract;
25. THENCE, North 01° 34' 17" West, along the existing westerly right-of-way line of said Interstate Highway 37, along the easterly line of said 3.948 acre tract, a distance of 148.33 feet to a 1/2-inch iron rod with cap stamped "CEC" found for an angle point in the westerly line of the herein described tract;
26. THENCE, North 06° 42' 08" West, along the existing westerly right-of-way line of said Interstate Highway 37, along the easterly line of said 3.948 acre tract, a distance of 59.40 feet to a 1/2-inch iron rod found for an angle point in the westerly line of the herein described tract;
27. THENCE, North 07° 34' 21" West, along the existing westerly right-of-way line of said Interstate Highway 37, along the easterly line of said 3.948 acre tract, a distance of 150.57 feet to a 5/8-inch iron rod found for an angle point in the westerly line of the herein described tract;
28. THENCE, North 25° 41' 14" West, along the existing westerly right-of-way line of said Interstate Highway 37, along the easterly line of said 3.948 acre tract, a distance of 86.85 feet to a 3-inch aluminum TxDot disk found for an angle point in the westerly line of the herein described tract;

29. THENCE, North 14° 04' 54" East, along the existing westerly right-of-way line of said Interstate Highway 37, along the easterly line of said 3.948 acre tract, a distance of 52.98 feet to the POINT OF BEGINNING and containing 10.70 acres (466,074 square feet) of land.

Note: This metes and bounds description is referenced to a survey drawing prepared by Cobb, Fendley & Associates, Inc. dated July, 2012 and titled "CITY OF SAN ANTONIO PARCEL NUMBER 19003".

I, William E. Merten, a Registered Professional Land Surveyor, hereby certify that this legal description hereon and the accompanying plat of even survey date represent an actual survey made on the ground under my supervision.



William E. Merten
Registered Professional Land Surveyor
Texas Registration No. 5046
Cobb, Fendley & Associates, Inc.
13430 Northwest Freeway, Suite 1100
Houston, Texas 77040
(713) 462-3242



INTERSTATE HIGHWAY 37

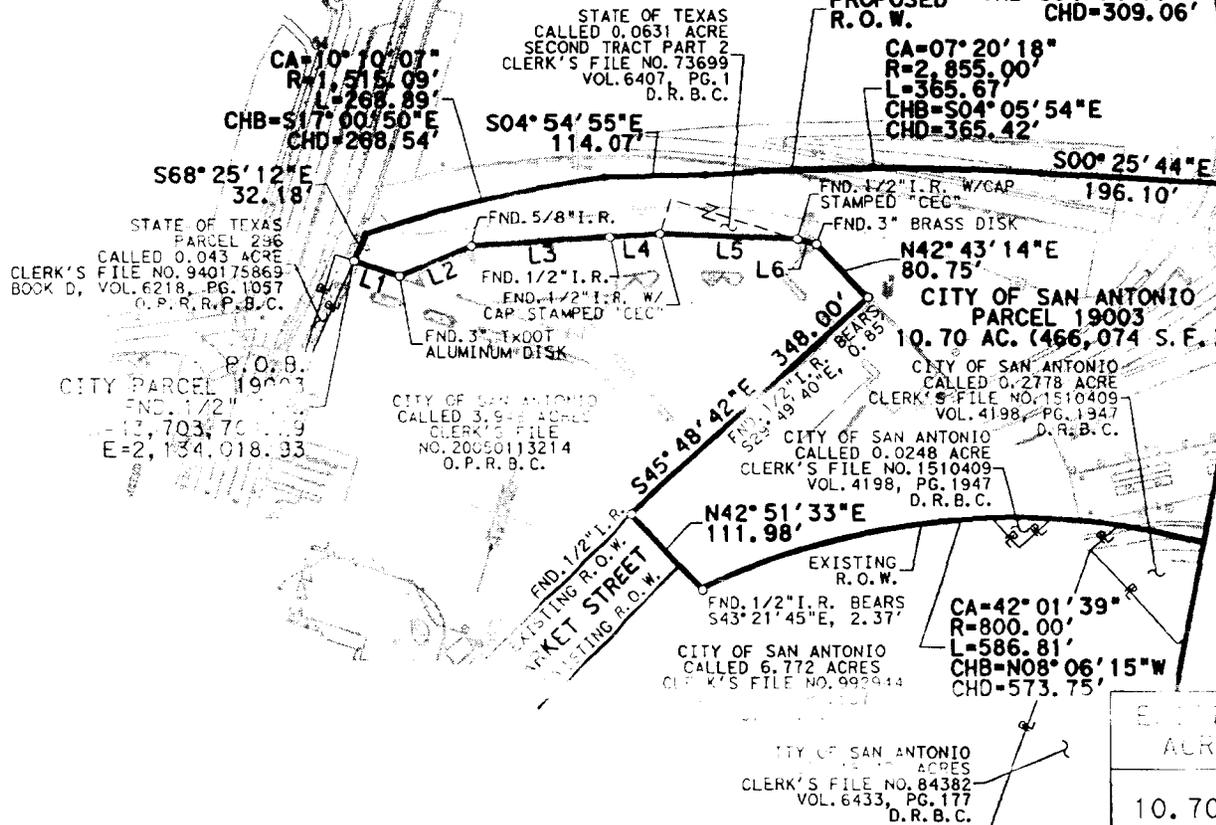


LINE TABLE		
L1	N14° 04' 54" E	52.98'
L2	N25° 41' 14" W	86.85'
L3	N07° 34' 21" W	150.57'
L4	N06° 42' 08" W	59.40'
L5	N01° 34' 17" W	148.33'
L6	N11° 06' 48" E	20.77'

LEGEND

- POINT FOR CORNER
- FOUND MONUMENT AS DESCRIBED
- R.O.W. RIGHT OF WAY
- P.O.B. POINT OF BEGINNING
- D.R.B.C. DEED RECORDS OF BEXAR COUNTY
- O.P.R.B.C. OFFICIAL PUBLIC RECORDS OF BEXAR COUNTY
- O.P.R.R.P.B.C. OFFICIAL PUBLIC RECORDS OF REAL PROPERTY OF BEXAR COUNTY
- P — PROPERTY LINES
- Z LAND HOOK

EXISTING ACRES	TAKING AC.	REMAINDER ACRES	
		LEFT	RIGHT
10.70 AC.	10.70 AC.	0.0 AC.	0.0 AC.



NOTES:

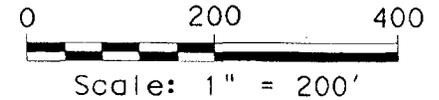
1. ALL BEARINGS AND COORDINATES ARE BASED ON THE TEXAS COORDINATE SYSTEM OF 1983, SOUTH CENTRAL ZONE, NAD83, 1993 ADJUSTMENT; ALL DISTANCES AND COORDINATES SHOWN ARE SURFACE AND MAY BE CONVERTED TO GRID BY DIVIDING BY A COMBINED SCALE ADJUSTMENT FACTOR OF 0.999830029.
2. A FIELD NOTE DESCRIPTION WAS PREPARED IN CONJUNCTION WITH THIS PARCEL PLAT.

CobbFendley
 13430 Northwest Freeway, Suite 1100
 Houston, Texas 77040
 713.462.3242 | fax 713.462.3262 | www.cobbfendley.com

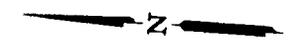
PARCEL PLAT
 SHOWING

CITY OF SAN ANTONIO
 PARCEL 19003

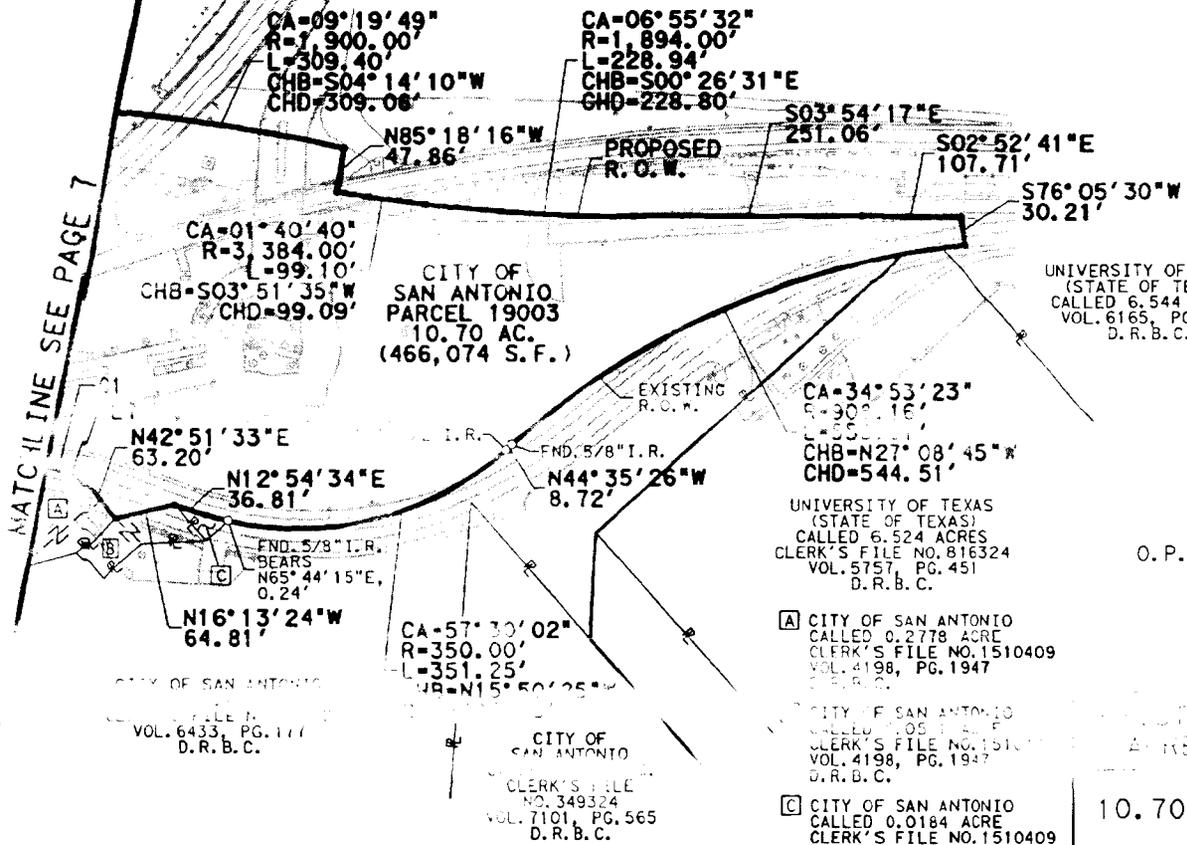
BEXAR COUNTY
 DATED : JULY, 2012
 PAGE 7 OF 8 SCALE: 1"=200'



Scale: 1" = 200'



INTERSTATE HIGHWAY 37



MATCH LINE SEE PAGE 7

LEGEND

- POINT FOR CORNER
- FOUND MONUMENT AS DESCRIBED
- R.O.W. RIGHT OF WAY
- P.O.B. POINT OF BEGINNING
- D.R.B.C. DEED RECORDS OF BEXAR COUNTY
- O.P.R.B.C. OFFICIAL PUBLIC RECORDS OF BEXAR COUNTY
- O.P.R.R.P.B.C. OFFICIAL PUBLIC RECORDS OF REAL PROPERTY OF BEXAR COUNTY
- P — PROPERTY LINES
- Z LAND HOOK

UNIVERSITY OF TEXAS
(STATE OF TEXAS)
CALLED 6.524 ACRES
CLERK'S FILE NO. 816324
VOL. 5757, PG. 451
D.R.B.C.

A CITY OF SAN ANTONIO
CALLED 0.2778 ACRE
CLERK'S FILE NO. 1510409
VOL. 4198, PG. 1947
D.R.B.C.

CITY OF SAN ANTONIO
CALLED 0.0518 ACRE
CLERK'S FILE NO. 1510409
VOL. 4198, PG. 1947
D.R.B.C.

C CITY OF SAN ANTONIO
CALLED 0.0184 ACRE
CLERK'S FILE NO. 1510409
VOL. 4198, PG. 1947
D.R.B.C.

EXISTING ACRES	TAKING AC.	REMAINDER ACRES	
		LEFT	RIGHT
10.70 AC.	10.70 AC.	0.0 AC.	0.0 AC.

LINE TABLE		
L7	N12°53'07"E	7.82'

CURVE TABLE					
C1	CA=42°01'39"	R=800.00'	L=586.81'	CHB=N08°06'15"W	CHD=573.75'

NOTES:

- ALL BEARINGS AND COORDINATES ARE BASED ON THE TEXAS COORDINATE SYSTEM OF 1983, SOUTH CENTRAL ZONE, NAD83, 1993 ADJUSTMENT; ALL DISTANCES AND COORDINATES SHOWN ARE SURFACE AND MAY BE CONVERTED TO GRID BY DIVIDING BY A COMBINED SCALE ADJUSTMENT FACTOR OF 0.999830029.
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PARCEL PLAT
SHOWING

CITY OF SAN ANTONIO
PARCEL 19003

BEXAR COUNTY
DATED: JULY, 2012
PAGE 8 OF 8 SCALE: 1"=200'