



## Legislation Text

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**File #:** A-20-02, **Version:** 1

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### **AGENDA CAPTION:**

A-20-02 (University Drive & CM Allen Parkway) Hold a public hearing and consider a request by Ben Williams, on behalf of SM Block 21, LLC, to abandon a 16.67' by 82.93' portion of an alley between CM Allen Parkway and Moon Street. (T. Carpenter)

**Meeting date:** December 8, 2020

**Department:** Planning & Development Services

### **Amount & Source of Funding**

**Funds Required:** N/A

**Account Number:** N/A

**Funds Available:** N/A

**Account Name:** N/A

### **Fiscal Note:**

**Prior Council Action:** Click or tap here to enter text.

**City Council Strategic Initiative:** [Please select from the dropdown menu below]

Choose an item.

Choose an item.

Choose an item.

**Comprehensive Plan Element (s):** [Please select the Plan element(s) and Goal # from dropdown menu below]

- ☐ Economic Development - Choose an item.
- ☐ Environment & Resource Protection - Choose an item.
- ☐ Land Use - Choose an item.
- ☐ Neighborhoods & Housing - Choose an item.
- ☐ Parks, Public Spaces & Facilities - Choose an item.
- ☐ Transportation - Choose an item.
- ☐ Core Services

☐ Not Applicable

**Master Plan:** *[Please select the corresponding Master Plan from the dropdown menu below (if applicable)]*

Choose an item.

**Background Information:**

This 16.67 ft alley was designated in 1904 with the recordation of the recordation of the Original Town of San Marcos subdivision in 1904. The southern portion of this alley was abandoned in 1973. All the properties adjacent to this right-of-way are owned by SM Block 21, LLC.

The Commission is tasked with making a recommendation to the City Council. If the City Council approves this request, the applicant will be required to obtain an appraisal of the right-of-way to be abandoned. The City Council will ultimately decide whether to approve or deny this request, and will do so as follows:

- City Council reviews the recommendation for the Planning and Zoning Commission and, for each street abandonment, provides direction to staff on whether the abandonment is acceptable subject to the obtaining of an appraisal.
- An appraisal for the area to be abandoned will be obtained.
- City Council will hold a public hearing and vote on the adoption of an ordinance approving the abandonment and the conveyance of the street or alley for the appraised value.

**Council Committee, Board/Commission Action:**

Click or tap here to enter text.

**Alternatives:**

Click or tap here to enter text.

**Recommendation:**

Staff recommends **approval** with the following condition:

1. The property owner shall legally plat the subject property before the development of the subject property or any adjacent property.