

Mayor and Council Communication

DATE: 04/09/24

M&C FILE NUMBER: M&C 24-0262

LOG NAME: 06VA-23-002 NE 32ND STREET

SUBJECT

(CD 2) Adopt Ordinance Vacating a Portion of NE 32nd Street to be Replatted with the Adjoining Property to Avoid Encroachment of Existing Commercial Development Adjacent to and Within the Right-of-Way to be Vacated

RECOMMENDATION:

It is recommended that the City Council:

1. Adopt the attached ordinance vacating a portion of NE 32nd Street to be replatted with the adjoining property to avoid encroachment of existing commercial development adjacent to and within the right-of-way to be vacated; and
 2. Waive any and all purchase fee value of the vacated land in accordance with City policy.
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DISCUSSION:

Texas Surveying, on behalf of Omar Diaz, has requested vacation of this portion of NE 32nd Street to be replatted with the adjoining property to remove the encroachment of portions of the applicant's existing commercial business within the public right-of-way. The City Plan Commission recommended approval of this request at its meeting on March 8, 2023. An acceptable final plat (FS-23-302) has been received in accordance with the Subdivision Ordinance.

The City of Fort Worth (City) originally obtained the above mentioned right-of-way through plat dedication. The City does not own any fee interest in the rights-of-way or own any property adjacent to the right-of-way and did not expend any City funds to purchase the right-of-way easement. In accordance with the City's policy regarding street and alley vacation transactions approved by the City Council on March 6, 2007, Mayor and Council Communication (M&C G-15624), staff recommends waiving the fair market value or any portion thereof of purchase price of this right-of-way easement for the street.

This project is located in COUNCIL DISTRICT 2.

A Form 1295 is not required because: This M&C does not request approval of a contract with a business entity.

FISCAL INFORMATION / CERTIFICATION:

The Director of Finance certifies that approval of these recommendations will have no material effect on City funds.

Submitted for City Manager's Office by: Dana Burghdoff 8018

Originating Business Unit Head: D.J. Harrell 8032

Additional Information Contact: Alexander Parks 2638