

# Mayor and Council Communication

**DATE:** 09/12/23

**M&C FILE NUMBER:** M&C 23-0744

**LOG NAME:** 06VA-22-012 JENNINGS AVE AND BUTLER STREET TOBIAS PLACE

**SUBJECT**

(CD 11) Adopt Ordinance Vacating Portions of Jennings Avenue, Butler Street and a Portion of an Alley in Block 17, South Fort Worth Addition to be Replatted with the Adjoining Property for an Affordable Housing Multifamily Development to be Known as Tobias Place

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**RECOMMENDATION:**

It is recommended that the City Council:

1. Adopt the attached ordinance vacating portions of Jennings Avenue, Butler Street and a portion of an alley in block 17, South Fort Worth Addition to be replatted with the adjoining property for an affordable housing multifamily development to be known as Tobias Place; and
  2. Waive any and all purchase fee value of the vacated land in accordance with City policy.
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**DISCUSSION:**

Spinars Engineering and Surveying, on behalf of Ojala Holdings, has requested vacation of these rights-of-way to be replatted with the adjoining property for an affordable housing multifamily development to be known as Tobias Place. The City Plan Commission recommended approval of this request at its meetings on June 8, 2022. An acceptable final plat (FS-23-121) 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 streets or alley.

This project is located in COUNCIL DISTRICT 11.

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

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**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

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Expedited