

Mayor and Council Communication

DATE: 12/15/20

M&C FILE NUMBER: M&C 20-0930

LOG NAME: 06VA-20-013 ELIZABETH TOWN CEMETERY ROAD

SUBJECT

(CD 7) Adopt Ordinance Vacating a Portion of Apparent Prescriptive Right-of-Way for Elizabeth Town Cemetery Road to be Replatted with the Adjoining Property for an Industrial Development in the Alliance Airport Industrial Growth Center

RECOMMENDATION:

It is recommended that the City Council:

1. Adopt the attached ordinance vacating a portion of apparent prescriptive right-of-way for Elizabeth Town Cemetery Road to be replatted with the adjoining property for an industrial development in the Alliance Airport Industrial Growth Center; and
 2. Waive any and all purchase fee value of the vacated land in accordance with City policy.
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DISCUSSION:

Peloton Land Solutions, on behalf of Alliance Center North No. 5 LTD, has requested vacation of this portion of apparent prescriptive right-of-way for Elizabeth Town Cemetery Road to be replatted with the adjoining property for a new industrial warehouse development in the Alliance Airport Industrial Growth Center. The City Plan Commission recommended approval of this request at its meeting on October 14, 2020. An acceptable final plat (FP-20-139) has been received in accordance with the Subdivision Ordinance.

The City of Fort Worth (City) originally obtained the above mentioned right-of-way through prescription. 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 7.

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.

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