

**ORDINANCE NO. 1391**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LLANO, TEXAS, VACATING, ABANDONING, CLOSING, AND CONVEYING AN PORTION OF AN UNIMPROVED ALLEYS AS BEING, DAVIS ADDN BLK 31 BETWEEN LOTS 1-4 AND 5-8, FUTHERMORE ALLEYWAY IN THE DAVIS ADDN BLK 36 BETWEEN LOTS 1-4 AND 5-8. THE REQUESTOR WOULD ALSO LIKE TO CLOSE, VACATE, ABANDON AND CONVEY WEST GREEN STREET BETWEEN CALIFORNIA AND MILLER STREET, ½ OF WEST COLLEGE AT THE LOWER END OF THE PROPERTY AND ½ CALIFORNIA BETWEEN WEST COLLEGE AND WEST GREEN. THE PORTION OF THESE ALLEYS AND STREETS TO BE VACATED, ABANDONED, CLOSED AND SOLD TO THE PETITIONER IS FURTHER DESCRIBED IN EXHIBIT "A" ATTACHED HERETO AND INCORPORATED HEREIN FOR ALL PURPOSES.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LLANO, TEXAS, THAT:**

SECTION 1. The City Council recognizes that the petition duly presented to the City Council of the City of Llano, Texas to vacate, abandon, close and convey a portion of the unimproved alley as being, Davis Addn BLK 31 between Lots 1-4 and 5-8, furthermore alleyway in the Davis Addn BLK 36 between Lots 1-4 and 5-8. The requestor would also like to close, vacate, abandon and convey West Green Street between California and Miller Street, ½ of West College at the lower end of the property and 1/2 California between West College and West Green. The portion of the alleys and streets to be vacated, abandoned, closed and sold to the Petitioner is further described in Exhibit "A" attached hereto and incorporated herein for all purposes.

SECTION 2. The City of Llano has studied the requested abandonment in view of safety, health and other considerations, and has determined that the public interest would be served if the request is approved.

SECTION 3. The Petitioner has agreed to pay fair market value for the land.

SECTION 4. Pursuant to the said abandonment request, from and after the effective date of this Ordinance, the portion of the alleys (2,880 square feet) and the streets (16,085 square feet) is described in Exhibit "A," attached hereto and incorporated herein for all purposes, shall be and the same is hereby vacated, abandoned and closed, except regarding any existing utility lines and facilities, for which an easement shall be reserved by the City.

SECTION 5. The City Council authorizes the Mayor to execute the necessary documents to vacate, abandon, close and convey these alleys as being an unimproved portion being, Davis Addn BLK 31 between Lots 1-4 and 5-8, furthermore alleyway in the Davis Addn BLK 36 between Lots 1-4 and 5-8. The requestor would also like to close, vacate, abandon and convey West Green Street between California and Miller Street, ½ of West College at the lower end of the property and 1/2 California between West College and West Green. The portion of the alleys and streets to be vacated, abandoned, closed and sold to the Petitioner is further described in Exhibit "A" attached hereto and incorporated herein for all purposes.

SECTION 6. The City Council hereby finds that the above-described public right-of-way is not needed, except for the utility easement, and the City Council hereby deems that it is in the best interest of the public to vacate, abandon, close and sell the unimproved alley as being, Davis Addn BLK 31 between Lots 1-4 and 5-8, furthermore alleyway in the Davis Addn BLK 36 between Lots 1-4 and 5-8. The requestor would also like to close, vacate, abandon and convey West Green Street between California and Miller Street, ½ of West College at the lower end of the property and 1/2 California between West College and West Green.

The portion of the alleys and streets to be vacated, abandoned, closed and sold to the Petitioner is further described in Exhibit "A" attached hereto and incorporated herein for all purposes.

PASSED AND APPROVED this the 6<sup>th</sup> day of May, 2019.

## QUITCLAIM DEED

**Date:** May 6, 2019  
**Grantor:** CITY OF LLANO, TEXAS

**Grantor's Mailing Address (including county):**  
 CITY OF LLANO  
 301 W. Main St.  
 Llano, Texas 78643  
 Llano County

**Grantee:** Meloney Holland

**Grantee's Mailing Address (including County):**  
**Meloney Holland**  
 1209 California ST  
 Llano, TX 78643

Consideration: TEN AND NO/100 DOLLARS and other good and valuable consideration.

**Property (including any improvements):**

This unimproved alley as being, Davis Addn BLK 31 between Lots 1-4 and 5-8, furthermore alleyway in the Davis Addn BLK 36 between Lots 1-4 and 5-8. The requestor would also like to close, vacate, abandon and convey West Green Street between California and Miller Street, ½ of West College at the lower end of the property and 1/2 California between West College and West Green as further described in Exhibit "A" attached hereto and incorporated herein for all purposes.

**THE CITY OF LLANO**

The tract of land described here is an unimproved alley as being, Davis Addn BLK 31 between Lots 1-4 and 5-8, furthermore alleyway in the Davis Addn BLK 36 between Lots 1-4 and 5-8. The requestor would also like to close, vacate, abandon and convey West Green Street between California and Miller Street, ½ of West College at the lower end of the property and 1/2 California between West College and West Green as further described in Exhibit "A" attached hereto and incorporated herein for all purposes. This Quitclaim is subject to any City of Llano utilities which are currently located within the property described above.

For the consideration Grantor quitclaims to Grantee all of Grantor's right, title, and interest in and to the property, to have and to hold it to Grantee, Grantee's heirs, executors, administrators, successors, or assigns forever. Neither Grantor nor Grantor's heirs, executors, administrators, successors, or assigns shall have, claim, or demand any right or title to the property or any part of it.

When the context requires, singular nouns and pronouns include the plural.

CITY OF LLANO, TEXAS

BY: Gail Lang  
 Gail Lang, Mayor

## ORDINANCE NO. 1392

**AN ORDINANCE AMENDING ZONING ORDINANCE NO. 735 OF THE CITY OF LLANO, AS HERETOFORE AMENDED, SO AS TO REZONE PROPERTY IN THE HOLDEN ADDITION, THE NORTH ½ LOTS 15 & 16 BLOCK 89 TO THE CITY OF LLANO FROM COMMERCIAL TO SINGLE FAMILY -3 (SF-3) CHANGE TO BE MADE ACCORDINGLY TO THE OFFICIAL ZONING MAP OF THE CITY; AND PROVIDING A PENALTY CLAUSE, A SEVERABILITY CLAUSE AND AN EFFECTIVE DATE.**

**WHEREAS**, the City Secretary of Llano, Texas, directed that notices of a hearing be issued, as required by the Zoning Ordinance of the City of Llano and laws of the State of Texas, at a meeting of the Planning & Zoning Commission, to be held on the 18<sup>th</sup> day of July 2019, for the purpose of considering a change in the Zoning Ordinance; and,

**WHEREAS**, the City accordingly caused to be issued and published the notices required by its Zoning Ordinance and laws of the State of Texas applicable thereto, the same having been published in a paper of general circulation in the City of Llano, Texas, at least twenty (20) days prior to the time set for such hearing; and,

**WHEREAS**, the Planning & Zoning Commission, pursuant to such notice, held its public hearing and heard all persons wishing to be heard both for and against the aforesaid change in the Zoning Ordinance, on the 18<sup>th</sup> day of July 2019; and,

**WHEREAS**, the Planning & Zoning Commission, on the 18<sup>th</sup> day of July, 2019, recommended the requested change in the Zoning Ordinance; and,

**WHEREAS**, the City Secretary of Llano, Texas, directed that notices of a hearing be issued, as required by the Zoning Ordinance of the City of Llano and laws of the State of Texas, at a meeting of the City Council, to be held on the 5<sup>th</sup> day of August 2019, for the purpose of considering a change in the Zoning Ordinance; and,

**WHEREAS**, the City accordingly caused to be issued and published the notices required by its Zoning Ordinance and laws of the State of Texas applicable thereto, the same having been published in a paper of general circulation in the City of Llano, Texas, at least twenty (20) days prior to the time set for such hearing; and,

**WHEREAS**, the City Council, pursuant to such notice, held its public hearing and heard all persons wishing to be heard both for and against the aforesaid change in the Zoning Ordinance, on the 5<sup>th</sup> day of August 2019; and,

**WHEREAS**, the City Council is of the opinion and finds that such change would not be detrimental to the public health, safety, or general welfare, and will promote the best and most orderly development of the properties affected thereby, and to be affected thereby, in the City of Llano, and as well, the owners and occupants thereof, and the City generally; and,

**IT IS, THEREFORE, ORDAINED BY THE CITY COUNCIL OF THE CITY OF LLANO, TEXAS, THAT:**

Section I. The Zoning Ordinance No. 735, as the same has been heretofore amended, is hereby further amended so as to rezone property in the Holden Addition, the North ½ Lots 15 & 16 from Commercial to single family -3 (SF-3) to the City of Llano, Llano County, Texas.

Section II. It is directed that the official zoning map of the City of Llano be changed to reflect the zoning classification established by this Ordinance.

Section III. All provisions of the ordinances of the City of Llano in conflict with the provisions of this Ordinance are hereby repealed, and all other provisions of the ordinances of the City of Llano, not in conflict with the provisions of this Ordinance, shall remain in full force and effect.

Section IV. The repeal of any ordinance or part of ordinances effectuated by the enactment of this Ordinance shall not be construed as abandoning any action now pending under or by virtue of such ordinance or as discontinuing, abating, modifying or altering any penalty accruing or to accrue, or as affecting any rights of the municipality under any section or provisions of any ordinance at the time of passage of this Ordinance.

Section V. Any person, firm or corporation violating any of the provisions or terms of this Ordinance shall be subject to the same penalty as provided for in Ordinance No. 735, as amended, of the City of Llano, and upon conviction, shall be punished by a fine not to exceed the sum of One Thousand Dollars (\$1,000.00) for each offense, and each and every day such violation shall continue shall be deemed to constitute a separate offense.

Section VI. It is the intention of the City Council that this Ordinance, and every provision thereof, shall be considered severable and the invalidity of any section, clause or provision or part or portion of any section, clause, or provision of this Ordinance shall not affect the validity of any other portion of this Ordinance.

Section VII. This Ordinance shall become effective immediately upon its passage and publication as required by law.

**PASSED AND APPROVED THIS THE 5<sup>TH</sup> day of August 2019.**

*Gail Lang*  
Gail Lang, Mayor

ATTEST:

*Erica Berry*  
Erica Berry, City Secretary

