

ORDINANCE NO. 1950

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TERRELL, TEXAS, VACATING AND ABANDONING AN ALLEY RIGHT-OF-WAY IN BLOCK 2, TERRELL TERRACE ADDITION.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TERRELL, TEXAS:

WHEREAS, a petition, signed by 50% of the adjacent property owners requesting the alley right-of-way between Main and Houston Streets, extending from 10th Street to 11th Street, be closed to public use and abandoned, has been filed with the City for consideration; and

WHEREAS, this body has determined that a public need for the subject right-of-way no longer exists, and that its vacation would be to the public benefit in general;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Terrell, Texas:

THAT the alley right-of-way in Block 2, Terrell Terrace Addition, between 10th Street and 11th Street within the City of Terrell, Kaufman County, Texas, be and is hereby closed and abandoned.

ARTICLE II

THAT all Ordinances of the City of Terrell, Texas, in conflict with the provisions of this Ordinance be, and same are, hereby repealed.

ARTICLE III

THAT it is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses, and phrases of this Ordinance are severable and, if any phrase, clause, sentence, paragraph, or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect sections of this Ordinance, since the same would have been enacted by the City Council without the incorporation of this ordinance of any such unconstitutional phrase, clause, sentence, paragraph, or section.

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ARTICLE IV

This ordinance will take effect immediately from and after its passage and the publication of the caption as the law in such cases provides.

**PASSED AND APPROVE THIS 17TH DAY OF NOVEMBER 1998.
PASSED AND ADOPTED THIS 1ST DAY OF DECEMBER 1998.**

APPROVED:

HENRY C. MADGWICK, SR.
MAYOR

ATTEST:

John Rounsavall, City Secretary

APPROVED AS TO FORM:

Mary Gayle Ramsey, City Attorney