

**ORDINANCE NO. 2022-3**

**AN ORDINANCE OF THE CITY OF BEASLEY, TEXAS, FINDING THAT PUBLIC CONVENIENCE AND NECESSITY NO LONGER REQUIRE THE CONTINUED EXISTENCE OF A DESIGNATED 20-FOOT-WIDE PUBLIC RIGHT-OF-WAY ALLEY NEAR 7215 LOOP 540, BEASLEY, TEXAS; VACATING, ABANDONING, AND CLOSING SAID PUBLIC RIGHTS-OF-WAY; MAKING OTHER PROVISIONS RELATING TO THE SUBJECT; AND PROVIDING AN EFFECTIVE DATE**

**WHEREAS**, the owner of property adjacent to and underlying the hereinafter described rights-of-way, by and through their authorized agents, have petitioned the City of Beasley, Texas to vacate, abandon, and close the designated 20' public alley in Block 30, Town of Beasley as recorded Vol. 11, Pg. 91 of the Fort Bend County Deed Records located near 7215 LOOP 540, Beasley, Texas as more particularly described in Exhibit "A", attached hereto and incorporated by reference for all purposes, (the "Rights-of-way"); and

**WHEREAS**, the City Council has determined these Rights-of-way are no longer necessary for public convenience and necessity and should be vacated, abandoned, and closed;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BEASLEY, TEXAS:**

**Section 1.** That the facts and recitation set forth in the preamble of this Ordinance are hereby found to be true and correct.

**Section 2.** The City Council of the City of Beasley, Texas, hereby finds and determines that public convenience and necessity no longer require the continued existence of these Rights-of-way and said Rights-of-way are hereby vacated, abandoned, and closed.

**Section 3.** Further, the City Council authorizes the Mayor and City Secretary to execute one or more quitclaim deeds in the form prepared by the City Attorney conveying one or more portions of the Right-of-way to one or more adjacent property owners, in accordance and subject to Chapter 272 of the Texas Local Government Code.

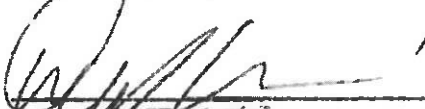
**Section 4. Conflict and Repeal.** This ordinance is intended to be cumulative and shall not repeal any previous ordinances except to the extent of an irreconcilable conflict.

**Section 5. Severability.** In the event any clause, phrase provision, sentence, or part of this ordinance or the application of the same to any person or circumstance shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this ordinance as a whole or any part of the same, notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, whether there be one or more parts.

**Section 6. Effective Date and Publishing.** This ordinance shall be effective immediately upon adoption and publication of this ordinance or a cation that summarizes the purpose of this ordinance and the penalty for violating this ordinance in accordance with Chapter 52 of the Texas Local Government Code and Article II of the City Charter.


PASSED, APPROVED, AND ADOPTED by the City Council of the City of Beasley on this 20<sup>th</sup> day of December, 2022

CITY OF BEASLEY, TEXAS:

  
\_\_\_\_\_  
Kenneth Reid, Mayor

Dag Harris, Mayor Pro-Tem

ATTEST:

  
\_\_\_\_\_  
Misty Tiemann, City Secretary

APPROVED AS TO FORM:

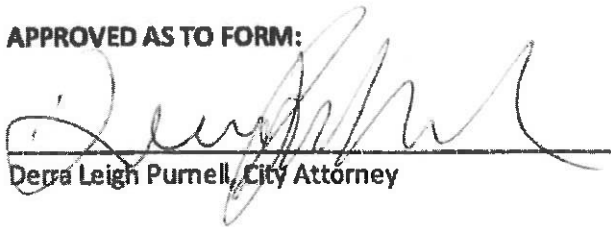
  
\_\_\_\_\_  
Derra Leigh Purnell, City Attorney

Exhibit "A"  
METES AND BOUNDS DESCRIPTION  
0.1102 ACRES (4,800 SQ. FT.)  
BEING OUT OF  
BLOCK 30  
TOWN OF BEASLEY  
S.A. & M.G. R.R. CO. SURVEY, SEC. 15, A-329  
I. & G.N. R.R. CO. SURVEY, SEC. B, A-351  
FORT BEND COUNTY, TEXAS

Being a tract or parcel of land containing 0.1102 acres (4,800 square feet), situated partially in S.A. & M.G. R.R. Co. Survey, Sec. 15, Abstract No. 329 and partially in I. & G.N. R.R. Co. Survey, Sec. B, Abstract No. 351, in Fort Bend County, Texas, said 0.1102 acre tract being the designated 20' public alley in Block 30, Town of Beasley as recorded Vol. 11, Pg. 91 of the Fort Bend County Deed Records, said 0.1102 acre tract being more particularly described by metes and bounds as follows (with all bearings referenced to the Texas Coordinate System, South Central Zone, NAD '83):

COMMENCING at an 1/2-inch iron pipe found at the intersection of the southwest right-of-way line of S. 2<sup>nd</sup> St. (80 feet wide) as recorded in Vol. 11, Pg. 91 of the Fort Bend County Deed Records with the northwest right-of-way line of Avenue G (80 feet wide) as recorded in Vol. 11, Pg. 91 of the Fort Bend County Deed Records, being also the east corner of said Block 30;

THENCE North 36°48'11" East (called S34°W), along the southwest right-of-way line of said S. 2<sup>nd</sup> St. and the northeast line of said Block 30, a distance of 110.00 feet to the north corner of Lot 16 of said Block 30, being also the east corner and POINT OF BEGINNING of herein described 0.1102 acre tract;

THENCE South 53°11'49" West (called S56°W), along the northwest lines of Lots 9-16 of said Block 30, a distance of 240.00 feet to an intersect with the northeast right-of-way line of S. 3<sup>rd</sup> St. (80' wide) as recorded in Vol. 11, Pg. 91 of the Fort Bend County Deed Records, being with the west corner of said Lot 9 and south corner of herein described tract;

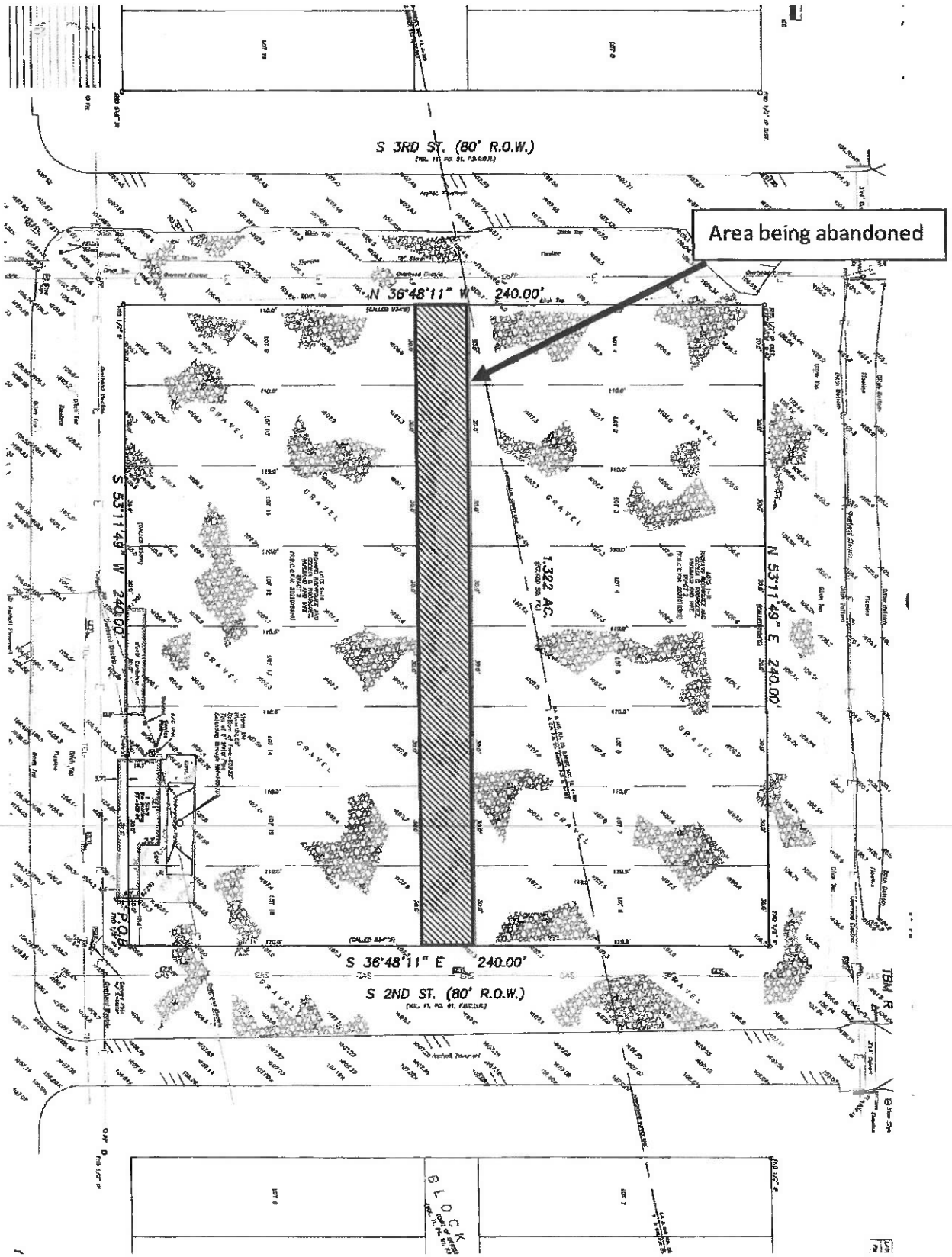
THENCE North 36°48'11" West (called N34°W), along the northeast right-of-way line of said S. 3<sup>rd</sup> St. and the southwest line of said Block 30, a distance of 20.00 feet to the south corner of Lot 1 of said Block 30, being also the west corner herein described tract;

THENCE North 53°11'49" East (called N56°E), along the southeast lines of Lots 1-8 of said Block 30, a distance of 240.00 feet to the intersect of the southwest right-of-way line of said S. 2<sup>nd</sup> St., being the east corner of said Lot 8 and the north corner of herein described tract;

THENCE South 36°48'11" East (called S34°W), along the southwest right-of-way line of said S. 2<sup>nd</sup> St. and the northeast line of Block 20, a distance of 20.00 feet to the POINT OF BEGINNING and containing 0.1102 acres (4,800 square feet) of land, more or less.

Note: This metes and bounds description is accompanied by a Plat of Survey of even date herewith.

PEDRAZA SURVEYING, LLC  
TBPELS FIRM NO. 10194739  
Ph. (281) 240-9099  
Job No. 44-2219-20' Alley  
Date: September 21, 2022



\*This drawing is provided for informational purposes only.