

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS AUTHORIZING THE CONVEYANCE AND EXCHANGE OF A PORTION OF LOT 4 FOR A PORTION OF LOT 3 WITHIN THE SUBDIVISION PLAT RECORDED IN DOCUMENT NO. 200800320 OF THE OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY TEXAS TITLED PFLUGERVILLE INDUSTRIAL PARK PERMITTING THE RECONFIGURATION LOT 3 AND LOT 4 OF THE FINAL PLAT OF PFLUGERVILLE INDUSTRIAL PARK INTO LOT 3A AND 4A; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council finds that Section 3.14 of the City of Pflugerville City Charter requires an ordinance to authorize the conveyance of any city land; and

WHEREAS, the City Council finds that a reconfiguration of the property described in the caption above serves the public interest and provides needed access to city property; and,

WHEREAS, the City Council finds that the owners of the adjacent land desire and have agreed to terms allowing for this land swap to occur; and,

WHEREAS, the City Council finds the exchange of property at provided herein is in the best interest of the City and its citizens; and,

WHEREAS, the City Council has determined the conveyance of said Property is in the best interest of the City;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PFLUGERVILLE, TEXAS, THAT:

SECTION 1. Findings of Fact.

The foregoing recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes as findings of fact.

SECTION 2. Authorization to convey property.

The City Council of the City of Pflugerville hereby authorizes the City Attorney to prepare, and the City Manager to execute, all documents necessary to complete the exchange and conveyance the city owned property as described herein and as shown in the attachments (as if recited verbatim) on behalf of the City.

SECTION 3. Description.

The transaction shall reconfigure Lot 3, being a 4.58 acre lot into Lot 3A, being an approximate 5.779 acre lot owned by Laser Manufacturing, Inc. and Lot 4, being a 4.878 acre lot into Lot 4A, being an approximate 3.672 acre lot owned by the City of Pflugerville, Texas. The property involved is land out of a 9.451 acre tract of land situated in the John L. Bray Survey No. 10, Abstract No. 73, being all of Lot 3 and Lot 4 of the Final Plat of Pflugerville Industrial Park, a subdivision plat recorded in document no. 200800320 of the official public records of Travis County, Texas.

The reconfiguration of Lots 3 and 4 as shown on the Final Plat of Pflugerville Industrial Park (See Exhibit 1) into Lots 3A and 4A is to be performed as shown on the proposed Final Plat Amending Plat of Lots 3 and 4 of Pflugerville Industrial Park (See Exhibit 2).

SECTION 4. Severability.

If any provision of the Ordinance is illegal, invalid, or unenforceable under present or future laws, the remainder of the Ordinance will not be affected and, in lieu of each illegal, invalid, or unenforceable provision, a provision as similar in terms to the illegal, invalid, or unenforceable provision as is possible and is legal, valid, and enforceable will be added to this Ordinance.

SECTION 5. Effective Date.

This Ordinance will take effect upon its passage and adoption in accordance with the provisions of Section 3.15(d) of the City Charter.

PASSED, APPROVED, AND ADOPTED this _____ day of _____, 2015.

CITY OF PFLUGERVILLE, TEXAS

By: _____
JEFF COLEMAN, Mayor

ATTEST:

KAREN THOMPSON, City Secretary

APPROVED AS TO FORM:

George E. Hyde, City Attorney
DENTON NAVARRO ROCHA BERNAL HYDE & ZECH, PC