

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS GRANTING THE CONVEYANCE OF A 3.557-ACRE (154,960 SQUARE FEET) PERMANENT EASEMENT, LYING AND SITUATED IN THE SUMNER BACON SURVEY NO. 62, ABSTRACT NO. 63, TRAVIS COUNTY, TEXAS, BEING A PORTION OF A CALLED 72.883 ACRE TRACT OF LAND, DESCRIBED IN THE DEED TO THE CITY OF PFLUGERVILLE, TEXAS AS RECORDED IN DOCUMENT #2008120172 OF THE PUBLIC RECORDS, TRAVIS COUNTY, TEXAS.

WHEREAS, the City Charter, Section 3.14., requires a ordinance to convey or lease or authorize the conveyance or lease of any city land; and

WHEREAS, the City Council has determined the granting of said easement agreement does not hinder the use of the city owned property.

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

The City Council of the City of Pflugerville hereby authorizes the City Attorney to prepare all documents necessary to convey waterline easement required in connection with the Cross County Water Service Corporation and the City Manager to execute any such documents on behalf of the City.

I.

Description.

The easement described and illustrated in Exhibit "A" may be utilized for private water distribution purposes, including but not limited to, the construction, installation, operation, maintenance, inspection, reconstruction, enlargement, relocation, rebuilding, upgrade, abandonment in place and remove lines, facilities, improvements and all necessary appurtenances, together with the express right to maintain the easement area by clearing and removing vegetation, silt and debris which interfere with the purposes of the easement therefrom, in, upon, over, under, above and across the property.

II.

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.

III.

Effective Date.

This Ordinance will take effect upon its adoption by the City Council and publication of the caption hereof in accordance with Section 3.15(d) of the City Charter.

PASSED AND APPROVED this _____ day of _____, 2011.

CITY OF PFLUGERVILLE,
TEXAS

by:

JEFF COLEMAN, Mayor

ATTEST:

KAREN THOMPSON, City Secretary

APPROVED AS TO FORM:

City Attorney