

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS GRANTING THE ABANDONMENT AND RELEASE OF AN EXISTING WASTEWATER PIPELINE EASEMENT AGREEMENT GRANTED TO THE CITY OF PFLUGERVILLE IN DOCUMENT NUMBER 2017079207 OF THE OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY, TEXAS

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

WHEREAS, by that certain instrument dated April 5, 2017, recorded under Document Number 2017079207 of the Official Public Records of Travis County, Texas, the City of Pflugerville, Texas (“City”) is the owner of a Wastewater Pipeline Easement Agreement, **Exhibit A** (“Easement”) in, along, over, upon, and across certain property more particularly described therein; and

WHEREAS, Sorento Holdings, 2012 LLC, a Texas limited liability company is the sole owner of the property which abuts the Easement, a 2.450 acres tract of land situated in the John C. Bray Survey No. 10, Abstract No. 73, in the City of Pflugerville; and

WHEREAS, Sorento Holdings, 2012 LLC, is submitting a new plat which has a re-aligned wastewater easement dedication that will replace the existing easement of record; and

WHEREAS, the Travis County’s County Clerk’s office requires that the timing of any abandonment and release of any existing easement must occur prior to any plat recordation.

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 abandon and release the easement and the City Manager to execute any such documents on behalf of the City.

I. Description.

The Abandonment and Release of Wastewater Pipeline Easement Agreement is attached as **Exhibit B**.

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 _____, 2019.

CITY OF PFLUGERVILLE, TEXAS

By: _____
VICTOR GONZALES, Mayor

ATTEST:

KAREN THOMPSON, City Secretary

APPROVED AS TO FORM:

City Attorney

Exhibit A
Wastewater Pipeline Easement Agreement

Exhibit B
Abandonment and Release of Wastewater Pipeline Easement Agreement