CITY OF BRYAN
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ACTION FORM
BRYAN CITY COUNCIL

Meeting Date (?) 10/25/2016

Subject Matter* (?) RA16-06 (Chris Lawrence): parts of West 23rd Street, North Parker Avenue and part of alley BOTS B
This must match rolling agenda entry

Department of Origin* DEVELOPMENT SERVICES

Submitted By* Martin Zimmermann

Type of Meeting* ○ BCD ○ Special ◉ Regular

Classification* ○ Public Hearing ◉ Consent ○ Statutory ○ Regular

Ordinance* ○ None ○ First Read ◉ Second Read ○ First & Only Read

Strategic Initiative* ☐ Public Safety ☐ Economic Development ☐ Quality of Life ☐ Service ☑ Infrastructure

Agenda Item Description* Consideration of a request to abandon an approximately 2,039 square feet of public street rights-of-way for West 23rd Street and North Parker Avenue adjoining the north and west sides of Block 121 of the Bryan Original Townsite at the southeast corner of North Parker Avenue and West 23rd Street, and the north half of a 20-foot wide alley right-of-way that extends east from North Parker Avenue between West 23rd and West 24th Streets, being a total of 0.06 acres (2,614 square feet) of land in Bryan, Brazos County, Texas (case no. RA16-06).

Summary Statement* The applicant, Emile Chris Lawrence, is requesting the official abandonment of portions of public street rights-of-way for West 23rd Street and North Parker Avenue, adjoining the north and west sides of Block 121 of the Bryan Original Townsite at the southeast corner of North Parker Avenue and West 23rd Street, and also a portion of public alley right-of-way adjacent and to the south of the applicant's property to formally integrate this land with his ownership of the adjoining land. The rights-of-way requested to be abandoned are 0.06 acres (2,614 square feet) in area and have never been improved as part of the adjoining roadways since originally being laid out as part of the town of Bryan in 1860.

Acting on behalf of the general public, only Bryan's City Council is authorized to officially abandon all or portions of rights-of-way dedicated for public use. The Planning and Zoning Commission hears and makes a recommendation on proposals to abandon any such rights-of-way

Staff Analysis & Recommendation* During its regular meeting on September 15, 2016, the Planning and Zoning Commission concurred with staff and unanimously recommended approving the abandonment of the above described rights-of -way.

• Excess right-of-way burdens the public with possible continued maintenance and liability concerns, and is an inefficient use of urban land.

• Because the land has never been improved or has otherwise served as a functioning street or alleyway, abandoning the subject rights-of-way will not interfere with the smooth circulation of vehicular and pedestrian traffic.

• Abandoning the subject rights-of-way, as recommended, will allow this land to be integrated with adjacent land, and therefore, allow efficient and orderly urban development.

• The recommended rearrangement of land will have the most likely long-range public benefit.

The Commission's positive recommendation was made subject to the condition that a formal replat encompassing all property which the applicant owns or will own after abandonment of these rights-of-way is filed with the City for recording.

Options* (In Suggested Order of Staff Preference)
1. approve the requested right-of-way abandonment;

2. approve the requested right-of-way abandonment with modifications, which may require rescheduling the request for consideration on a future City Council meeting agenda;

3. deny the requested right-of-way abandonment.

Funding Source* N/A

Attachments ATTACHMENTS CAF RA16-06, BOTS 121 West 23rd, Parker, part of alley.docx 1.49MB

Please detail attachments and note attachments available for viewing in City Secretary's Office:

1. location map;
2. draft ordinance;
3. excerpt from P&Z meeting minutes of September 15, 2016; and
4. staff report to the Planning & Zoning Commission.

Dept. Head Signature

Kevin Russell

Deputy City Manager Signature

City Manager Signature

Hugh R. Walker

City Attorney Signature

Janis K. Hampton