



Legislation Details (With Text)

File #: 17-2250 **Version:** 3 **Name:** Ordinance - Third and Final Reading of an Ordinance Approving a Request to Abandon the Western Half of the Prescriptive Right-of-Way of Miller Rd. (.413 Acres) North of Heritage Parkway to Heritage Town Center, LLC & ECW Investments, LLC

Type: Ordinance **Status:** Passed

File created: 3/31/2017 **In control:** City Council

On agenda: 5/22/2017 **Final action:** 5/22/2017

Title: Ordinance - Third and Final Reading of an Ordinance Approving a Request to Abandon the Western Half of the Prescriptive Right-of-Way of Miller Rd. (.413 Acres) North of Heritage Parkway to Heritage Town Center, LLC & ECW Investments, LLC

Sponsors: Joe Smolinski, Bart VanAmburgh

Indexes:

Code sections:

Attachments: 1. Ordinance, 2. Exhibit A&B, 3. Miller Rd. Map, 4. Heritage Legal and Exhibit, 5. ECW Investments Legal and Exhibit, 6. Quitclaim Deed-ROW Abandonment- Heritage Town Center - Miller Rd., 7. Quitclaim Deed-ROW Abandonment ECW-Miller Rd

Date	Ver.	Action By	Action	Result
5/22/2017	3	City Council	Approved on Third And Final Reading	Pass
5/8/2017	2	City Council	Approved on Second Reading	Pass
4/24/2017	1	City Council	Approved on First Reading	Pass

Ordinance - Third and Final Reading of an Ordinance Approving a Request to Abandon the Western Half of the Prescriptive Right-of-Way of Miller Rd. (.413 Acres) North of Heritage Parkway to Heritage Town Center, LLC & ECW Investments, LLC

Consider the subject right-of-way abandonment.

The Engineering Staff recommends the approval of the right-of-way abandonment of Miller Rd.

As a capital improvement project, Miller Road was reconstructed and realigned in the area just north of Heritage Parkway. The existing asphalt within the Miller Road prescriptive right-of-way was no longer needed and was removed.

Staff has agreed that the currently unused prescriptive right-of-way of Miller Rd., as shown by the exhibits, will no longer be needed by the City. The realignment of Miller Road allows the unused western half of the Miller Road prescriptive right-of-way to be abandoned and quitclaimed to the adjacent property owners, Heritage Town Center, LLC and ECW Investment, LLC. Abandoning this portion of right-of-way will allow these properties to have more area for future development.

No funding necessary.

Gus Chavarria, CIP Manager, Engineering Department 817-276-4235

