

ORDINANCE NO. 2022.05.10__

AN ORDINANCE VACATING AND EXTINGUISHING A FIFTEEN-FOOT (15') WIDE UTILITY EASEMENT LOCATED IN BLOCK 1, ROCK RIDGE ESTATES, PHASE I, AN ADDITION TO THE CITY OF GLEN ROSE, SOMERVELL COUNTY, TEXAS; PROVIDING FOR REVERSION OF FEE IN SAID LAND; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Glen Rose (City) secured a fifteen-foot (15') wide utility easement from Squaw Creek Investments in 2020 to allow for the installation of a water main;

WHEREAS, with the development of Rock Ridge Estates and the associated installation of water mains on the property previously owned by Squaw Creek Investments, said utility easement is no longer needed by the City;

WHEREAS, the City has been asked to vacate and extinguish said utility easement; and,

WHEREAS, the City Council has determined for the good government, peace, and order of the municipality, to adopt an ordinance vacating and extinguishing the fifteen (15') wide utility easement granted to it by Squaw Creek Investments, located in Block 1, Rock Ridge Estates, Phase I, an addition to the City of Glen Rose;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GLEN ROSE:

**SECTION 1 (of 7)
INCORPORATION OF RECITALS**

All of the above recitals are found to be true and correct and are incorporated into the body of this Ordinance as if copied in their entirety.

**SECTION 2 (of 7)
EASEMENT VACATED AND EXTINGUISHED**

That the fifteen feet (15') wide utility easement located in Block 1, Rock Ridge Estates, Phase I, as recorded in Plat Cabinet Two, Slide 238, Plat Records, Somervell County, Texas, and as more

specifically described in Exhibit A, attached hereto and incorporated herein by reference, be and the same is vacated and extinguished.

SECTION 3 (of 7)
REVERSION TO ADJACENT OWNER

That the fee to the land in the above described vacated utility easement is hereby released and shall revert to the adjacent owner as provided by law.

SECTION 4 (of 7)
SAVINGS/REPEALING CLAUSE

All provisions of any ordinance in conflict with this Ordinance are hereby repealed to the extent they are in conflict. Any remaining portions of said ordinances shall remain in full force and effect.

SECTION 5 (of 7)
SEVERABILITY CLAUSE

Should any section, subsection, sentence, clause or phrase of this Ordinance be declared unconstitutional, illegal or invalid by a court of competent jurisdiction, it is expressly provided that any and all remaining portions of this Ordinance shall remain in full force and effect. The City Council of the City of Glen Rose hereby declares that it would have passed this Ordinance, and each section, subsection, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional or invalid.

SECTION 6 (of 7)
PROPER NOTICE, MEETING, AND QUORUM CLAUSE

It is hereby officially found and determined that the meeting at which this Ordinance was adopted by majority vote of the City Council of the City of Glen Rose, Texas was open to the public; that public notice of the time, place, and purpose of the meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code; and, that a quorum was present pursuant to §22.039 of the Texas Local Government Code.

SECTION 7 (of 7)
EFFECTIVE DATE

This Ordinance shall take effect immediately upon passage.

PASSED AND APPROVED this the 10th day of May, 2022.

APPROVED:

Julia Douglas, Mayor

ATTEST:

Rosario Sosol-Lihaut, Deputy City Secretary