

## **ORDINANCE NO. S-3-21**

**AN ORDINANCE OF THE CITY OF PORT LAVACA, TEXAS AMENDING ORDINANCE NO. S-16-85 BY AMENDING THE BOUNDARIES FOR THE PUBLIC RIGHT-OF-WAY NAMED LEONARD BUREN ROAD; REPEALING ANY CONFLICTING ORDINANCES; AND SETTING AN EFFECTIVE DATE.**

WHEREAS, the City adopted Ordinance No. S-16-85 wherein it dedicated for use by the public a right-of-way and named the same Leonard Buren Road, and said road is filed of public record in Volume 391, Page 507 of the Deed Records of Calhoun County, Texas; and,

WHEREAS, Leonard Buren Road was dedicated to be fifty feet (50'); and,

WHEREAS, the City finds that Leonard Buren Road was dedicated and a part of property wholly owned by the City; and,

WHEREAS, the City finds that the property of the City where Leonard Buren Road was dedicated has a higher and better use for the public if the right-of-way is reduced to twenty-five feet;(25'); and,

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF PORT LAVACA, TEXAS:**

### **SECTION 1 –AMENDMENT OF BOUNDARIES OF LEONARD BUREN ROAD**

The City of Port Lavaca hereby amends the boundaries of Leonard Buren Road located in the City of Port Lavaca, Texas to the metes and bounds as described in the attached Exhibit "A".

### **SECTION 2 - SEVERABILITY**

Should any paragraph, sentence, subdivision, clause, phrase, or section of this ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole or any part of provision thereof, other than the part so declared to be invalid, illegal or unconstitutional.

### **SECTION 3 - REPEALER**

All ordinances or parts of ordinances that are in conflict with this Ordinance are all hereby repealed.

#### SECTION 4 – EFFECTIVE DATE

This ordinance shall take effect immediately from and after its passage and the publication of the caption, and the City Secretary is hereby authorized and directed to publish the caption of this Ordinance in the manner and for the length of time prescribed by law.

FIRST READING this 8<sup>th</sup> day of November, 2021.

\_\_\_\_\_  
Jack Whitlow, Mayor

SECOND AND FINAL READING this 13<sup>th</sup> day of December, 2021.

\_\_\_\_\_  
Jack Whitlow, Mayor

APPROVED AND ADOPTED this 13<sup>th</sup> day of December, 2021.

\_\_\_\_\_  
Jack Whitlow, Mayor

ATTEST:

\_\_\_\_\_  
Mandy Grant, City Secretary

APPROVED AS TO FORM:

\_\_\_\_\_  
Anne Marie Odefey, City Attorney

## RECORD OF VOTE

First Reading	Second and Final	Passed and Approved
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Councilman Smith  
Councilman Dent  
Councilman Tippet  
Councilwoman Padron  
Councilman Ward  
Councilman Barr

Record of approval by City Council: City Council Minute Records, Volume 3H, Page \_\_\_\_.