MEMORANDUM

TO:

Gilda Powers, Urban Transportation Commission Coordinator

Austin Transportation Department

FROM:

Eric J. Hammack, Property Agent Senior

Land Management Section
Office of Real Estate Services

DATE:

February 3, 2014

SUBJECT:

F# 9249-1309 - Vacation of:

1) Whitis Avenue between West Martin Luther King Blvd. & West 20th Street.

2) Vacation of the Alley between Whitis Avenue & Guadalupe Street, and between West Martin Luther King Blvd. & West 20th Street.

Attached are the departmental comments and other information pertinent to the referenced street & alley vacation request in the U.T. area. All affected departments and private utility franchise holders have reviewed this request and recommend approval, subject to area being retained as public utility easement, electric easement, and drainage easement, or relocation of existing utilities at developer's expense.

The applicant has requested that this item be submitted for placement on the **February 11, 2014, Urban Transportation Commission Agenda** for their consideration.

Staff contact: Eric J. Hammack at 974-7079 or landmanagement@ci.austin.tx.us.

Applicant: M. Russell Davidson – Jose I. Guerra, Inc.

Property Owner: Board of Regents of the University of Texas System

Mr. M. Russell Davidson or his representative will be present at the meeting to answer any questions regarding the project, if needed.

Eric J. Hammack, Property Agent Senior

Land Management Section

OFFICE OF REAL ESTATE SERVICES

DEPARTMENT COMMENTS FOR:

1) VACATION OF WHITIS AVENUE BETWEEN WEST MARTIN LUTHER KING BLVD. AND WEST 20TH STREET, AND

2) VACATION OF THE ALLEY BETWEEN WHITIS AVENUE & GUADALUPE STREET, AND BETWEETN WEST MARTIN LUTHER KING BLVD AND WEST 20TH STREET.

AT&T APPROVE, SUBJECT TO UTILITY

RELCOATION AT DEVELOPER

EXPENSE.

AUSTIN ENERGY APPROVE, SUBJECT TO UTILITY

RELOCATION OR RETENTION OF 5'
ELECTRIC EASEMENT AROUND ANY
REMAINING ELECTRIC UTILITIES AFTER

ROW VACATION.

AUSTIN RESOURCE RECOVERY AREA IS NOT SERVICED BY A.R.R.

APPROVED BY 3RD PARTY SERVICE PROVIDER – PROGRESSIVE WASTE

SOLUTIONS.

AUSTIN TRANSPORTATION DIRECTOR APPROVE

AUSTIN WATER APPROVE, SUBJECT TO RETENTION OF

EASEMENTS FOR EXISTING INFRA-STRUCTURE, OR RELOCATION OF

UTILITIES.

CAPITAL METRO APPROVE

CODE COMPLIANCE APPROVE

CTM – GAATN APPROVE, SUBJECT TO APPROVED

UTILITY RELOCATION AT DEVELOPER

EXPENSE.

EMS APPROVE

FIRE APPROVE

GOOGLE APPROVE

GRANDE COMMUNICATIONS APPROVE

PARD APPROVE

PLANNING & DEVELOPMENT REVIEW

(Land Use Review-Engineering)

APPROVE. SUBJECT TO SITE PLAN SUBMITTAL SHOWING DRAINAGE /

STORM SEWER RELOCATION PRIOR TO

EASEMENTS RELEASE

PLANNING & DEVELOPMENT REVIEW

(Land Use Review-Transportation)

APPROVE, SUBJECT TO RELOCATION OF UTILITIES OR RETENTION OF

EASEMENTS FOR EXISTING UTILITIES.

PLANNING & DEVELOPMENT REVIEW

(Neighborhood Planning)

REFER TO PLANNING COMMISSION

PLANNING & DEVELOPMENT REVIEW

(Zoning Review)

APPROVE

PUBLIC WORKS APPROVE

TEXAS GAS SERVICES APPROVE, SUBJECT TO UTILITY

RELOCATION AT DEVELOPER

EXPENSE.

TIME WARNER APPROVE, SUBJECT TO EASEMENT

RETENTION UNTIL UTILITIES ARE

RELOCATED AT DEVELOPER EXPENSE.

WATERSHED PROTECTION (Engineering) APPROVE, SUBJECT TO RELOCATION OF

STORMDRAIN INFRASTRUCTURE OR RETENTION OF 10' DRAINAGE EASEMENT AROUND ALL EXISTING STORMDRAIN

INFRASTRUCTURE.

MEMORANDUM

Case No.: 9249-1309 Date: Sept. 9, 2013

SUBJECT:	STREET & A	ALLEY VACATION	
() Patti Moore () Melody Giambruno () Rob Spillar () Angela Baez () Vincent Sandoval () Brent Bright () Milissa Warren () David Brietzke () Fabien Villeneuve () Luis Mata () Ann Hargrove	AT&T Austin Energy Austin Transportation Director Austin Water Capital Metro CTM – GAATN EMS Fire Google Grande Communication Austin Resource Recovery	() Marilyn Shashoua () Danielle Guevara () Joe Almazan () Mark Walters () Wendy Rhoades () Cuong Tran () Larissa Prince () Scott Wratten () Pam Kearfott () Bruna Quinonez	PARD PDRD (LUR-Engineering) PDRD (LUR-Transportation) PDRD (N'borhood Planning) PDRD (Zoning Review) City Engineer Texas Gas Time Warner WPD (Engineering) Code Compliance
A request has been	received for the following:		
1) Vacation of 3	Whitis Street, between We	est Martin Luther King	Jr. Blvd and West
2) Vacation of	the Guadalupe Street aller, also between West Martin		
email address: land	request and return your of the distribution of	ov or Fax: 974-7088.	Physical address:
APPROVAL:	YES Yes,	Subj. to Reqm't	No
Comments:			
Prepared by:		_	
Reviewed by:		_ Telephone	:



September 4, 2013

City of Austin Office of Real Estate Services 505 Barton Springs Road, Suite "1350" Austin, Texas 78704 Attn: Jennifer Grant or Chris Muraida

Re: Right-of-Way Vacation for Robert B. Rowling Hall at the University of Texas Graduate Business School

In accordance with the "Policies and Procedures for Requesting Street or Alley Vacations", we are transmitting a Vacation Application and supporting documents and requesting a preliminary meeting to discuss vacation of Whitis Avenue from Martin Luther King Jr. Boulevard to 20^{th} Street, and the mid block alley immediately west running between the same streets. Please refer to the attached R/W Vacation Plan prepared by Jose I Guerra.

The purpose of the Street and Alley vacations are to allow a full block development as described in the "Policies and Procedures for Requesting Street or Alley Vacations". The University of Texas now owns the full block from Martin Luther King Jr. Boulevard to 20th Street from Guadalupe Avenue to Whitis Avenue and intends to develop it as part of their Graduate Business School expansion. They also own the full block east of Whitis Avenue, which was developed as the AT&T Executive Training and Conference Center (AT&T-ETCC). The vacation of Whitis Avenue is necessary to integrate this block development with the AT&T-ETCC development for both building and underground parking connections.

The following is in response to the itemized information request of the "Policies and Procedures for Requesting Street or Alley Vacations":

- 1) This is a commercial project.
- 2) It is unclear from the old plat whether the Street and Alley to be vacated were created by Plat, but it is the opinion of the project surveyor that they most likely were.
- 3) We have no indication that the City purchased the areas to be vacated.
- 4) The development lands and the Alley are all within the same Plat.
- 5) The areas to be vacated exist as paved street and alley, with utilities.
- 6) There are utilities in the areas to be vacated and it is the intent to relocate them at the applicant's expense.
- 7) The areas to be vacated are to be developed as the Robert B. Rowling Hall addition to the University of Texas Graduate Business School. This will be a multi-story building with several levels of underground parking. It is intended to connect the building and

underground parking to the adjacent University of Texas AT&T Executive Training and Conference Center.

- 8) A site plan has not been submitted.
- 9) The project is part of the University of Texas, but is not considered a unified development under City jurisdiction.
- 10) The project is not a S.M.A.R.T. Housing Project.
- 11) The project is anticipated for development in the next two years.
- 12) The current zoning on the adjacent properties is CS-NP.
- 13) The adjacent properties are currently developed.
- 14) There are currently surface parking lots on portions of the property proposed for development.
- 15) The parking requirements will increase with the proposed development.
- 16) Underground structured parking is proposed on the development site.
- 17) No agreements or easements have been executed with adjacent landowner(s) or in draft form. All properties adjacent to the areas to be vacated are owned by the applicant.
- 18) The areas to be vacated do not lie within the Austin Downtown Plan (DAP).
- 19) The areas to be vacated lie within UT boundaries: E. of Lamar Blvd., W. of I-35, N. of Martin Luther King Jr. Blvd and S. of 45th Street.

Please contact Russell Davidson, with Jose I. Guerra, Inc. (Cell 407-467-9537) if you have any questions and to schedule pre-application meeting.

Sincerely,

M. Russell Davidson, PE

Jose I. Guerra, Inc.



mtt. xx.	9249-1309 App	lication for Street or Alle	DAME. G.G. S
File No	Department Use Only		DATE: 9-9-13 Department Use Only
	Department Osc Only		Department ese only
	VACATION		
Type of Va	acation: Street: X ; All	ey: X ; ROW NA	Hundred Block: NA
Name of St	treet/Alley/ROW: Whitis	Ave & mid block all	Ley to west Is it constructed: (Yes) No
	ddress: 1902 Whitis A		3705
Purpose of	vacation: Building Co	nstruction	
	TY DESCRIPTION ADJ		
	203848, 203850-203 Abstract No.: NA	854,203880-2038	83
•	-14,27-31 Block: NZ	A Outlot: Divi	sion D & E
Lous): _/~	n Name: Louis Hors	t's Subdivision	STOR D & E
Plat Book		594&613 Document	Number NA
Tat Dook_	1 ago rumoe	- Document	. Carrier
Neighborh	ood Association Name:	University Area	Partners
	cluding zip code: 20	26 Guadalupe Sti	ceet, No. 303B
	~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~	stin, Texas 78	
RELATE		belli, lende ,e	,03 3003
		all Vertices	FILE NUMBERS
Existing Sig	te Plan (circle one): YES	NO)	
Subdivision	n: Case (circle one): YES	NO	
	se (circle one): YES (NO)	**************************************	
Zoning Cas	30 (On 010 On 0): 1 23 (110)		
Zoning Cas	(01010 0110).		
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The undersigned Landowner/Applicant understands: 1) The application will be handled in accordance with the Policies and Procedures. 2) No action will be taken without payment of the non-refundable application fee or necessary documentation. 3) The application and fee in no way obligates the City to vacate the subject area. 4) It is further understood that all documents related to this transaction and certified check for the "appraised value" must be delivered to the City of Austin prior to placing the item on the Council Agenda for final approval.

Board of Regents of The Univ. of TX System

Signed By:

Florence 1nd May replicant

Executive Director, Real Estate Office
The University of Texas System

# PUBLIC ALLEY LEGAL DESCRIPTION

FOR A 0.129 ACRE TRACT OF LAND OUT UP A 20-YOUT WHE ALLEY OUT OF OUTLOT 20, 100 NSM, D. LOUIS HOUST'S SIND-YIMON OF OUTLOTS. NO PRESEND OF AND 2. A SOME PROPERTIES OF AND AND A SOME PROPERTIES OF AND AND A SOME PROPERTIES OF AND AND A SOME PARTICULARLY DESCRIBED AN ARTER AND BOUNDED AS PROLATED.

BEGINNING as a Not men and immediate the estatement conner of Los?, of said Local Records Subdivisions, name heaving the intersection of the south right of every time of West 1975. Storest acts the went line of said 20-box words alley; for the northwest conner and POINT OF REGINNING.

THENCE with the east that of said 20-faor wide alley, same being in part with the west line of and Lot 1 1 - 13 of said Louis Horse's Subdivision, the following two (2) excuses and decourse: THENCE with the south right-of-way line of said West 20° Street, S 87° 10° 57° E for a league of 19.40 feet to a 3° ions and found for the nonlinead corner of Lot 14, of said Louis fours' (South South South Care Theorem of the South Epith-of-way) line of said West 20° forest and the east line of said 20 foot wide alley, for the nonlineast conner hereof.

8.03° 47° 46° W for a distance of 139.90 feet to a valendated point for the continuest corners of and Lot 13, some being the northwest corner of said Lot 13, some being the northwest corner of said Lot 12, for an angle point hereof, and

 8 03° 39° 55° W for a distance of 144.74 feet to a cutton gin spinsfe found on the north right-of-way line of Martin Littler King, Jr. Blvd., for the southwest corner beroof; HENCE with north right-of-way line said Martin Luber King, Ir. Blvd., N 73º 99º 49º W for distance of 20,39 feet to a W" from rod found on the east line Lix 10, of said Louis Hosel's abdronism, for the southwest counce hereos!

HENCE with west line ould 20 from wide after, same being in part with the east line of said that it and 7 and Lou 8 and 9, of said Louis Staris's Subdivision, the following two (7) courses N 83° 34° 23° E for a distance of 140.51 feet to a fo' of said Lin P. same being the southeast corner of said i

GUADALUPE STREET

N 03° 52′ 19° E for a distance of 139.19 feet to the POINT OF BEGINNING hereof and contacting 0.129 acre of hard.

ssional Land Surveyor No. 5589 EN & ASSEKTATES, BNC Aveture





# WHITIS AVENUE LEGAL DESCRIPTION

DESCRIPTION

HIBOOR with the west injusted every little of soid. Whith Arenne, same bring in part with the case little of soid Left. I have Level to Additions.

AVER 46. WE Fee to advance of SLATA from its maje and found for the reclusion control of soid Left. I was though on the common data for the control of soid to Left. I was though on the control of soid to soid to Left. I was though on the control of soid to soid the soid the soid to gain of soid with Mixin Arenne and the soid to gain of soil part of soil part of soil to gain of soil soil to gain of soil part of soil to gain of soil soil to gain of soil part of soil part of soil to gain of soil soil part of soil part BEGINNING at an "X" found in concrete his the southeast corner of Lot 11, of said Liosis thora's South-Worn, whole on the interroccion of the gooth right-of-way line of West Martin Lathier King, it livited adds wear tright-of-way line of White Avenue, for the continent corner and POINT OF BEGINNING hearos!

THENCE with the scatch right of wary into of said West 20th Street, S.86: 27 39° E for a distance of SSAE feet in the nonlineant connect of Lot 27; some boung the intersection of the cost tiphs of every line of said West 20th Street, the distance of SSAE is and West 20th Street, the the northbeast connect hereof:

HERCACK with the east uplished-way line of said Mattio Areson, state brings in part with the ward line of staff Lut 23, 23, 29, and 51, of said Lucia Hear's Subdivision, as Walf-46 one W for a discussion of 1999 for to the nonlinear content of said Lut 31 mante being the many both of the discussion of 1999 for to the nonlinear content said Lut 31 mante being the many both of 14 mante being the m

LEGEND





during Merch, 2013.

EXISTING WOOD FENCE
EXISTING TELEPHONE OVERHEAD
EXISTING ELECTRIC LINE OVERHEAD

MISTING CHAINLINK FENCE

DUTA ALME

EXISTING ELECTRIC UTILITY SYMBOL EXISTING WATER UTILITY SYMBOL EXISTING TELEPHONE UTILITY SYMBOL

EXISTING STORM SEWER LINE

EXISTING SANTARY SEWER LINE

EXISTING SANTARY SEWER LINE

STORM SEWER LINES TO BE REMOVED

EXISTING CONSTRUCTION FENCE

AREA TO BE VACATED

PROPOSED UNIVERSITY OF TEXAS
RBRH GRADUATE BUSINESS SCHOOL
DEVELOPMENT SITE WEST MARTIN LUTHER KING JR. BLVD. PUBLIC ALLEY EXISTING 20 FT PUBLIC ALLEY ROW TO BE VACATED BETWEEN 20 TH ST AND MARTIN LUTHER KING JR BLVD. WEST 20TH STREET WHITIS AVENUE EXISTING UNIVERSITY OF TEXAS ATT EXECUTIVE TRAINING AND CONFERENCE CENTER

UT RBRH R/W VACATION

RIGHT-OF-WAY VACATION PLAN

7/8/2013



PRELIMINARY DESIGN

THE UNIVERSITY OF TEXAS GRADUATE SCHOOL OF BUSINESS AUSTIN, TEXAS

## **DESCRIPTION**

FOR A 0.442 ACRE TRACT OF LAND OUT OF OUTLOT 20, DIVISION D, LOUIS HORST'S SUBDVISION OF OUTLOTS IN DIVISION D AND E, A SUBDIVISION RECORDED IN VOLUME Z, PAGES 594 AND 613 OF THE PLAT RECORDS OF TRAVIS COUNTY, TEXAS, SAID 0.442 ACRE TRACT, AS SHOWN ON THE ACCOMPANYING SKETCH, BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

**BEGINNING** at an "X" found in concrete for the southeast corner of Lot 11, of said Louis Horst's Subdivision, being on the intersection of the north right-of-way line of West Martin Luther King, Jr. Blvd. and the west right-of-way line of Whitis Avenue, for the southwest corner and **POINT OF BEGINNING** hereof;

**THENCE** with the west right-of-way line of said Whitis Avenue, same being in part with the east line of said Lot 11 and Lots 12, 13, and 14 of said Louis Horst's Subdivision, **N 03° 46′ 38″ E** for a distance of **313.78** feet to a mag nail found for the northeast corner of said Lot 14, same being on the intersection of the west right-of-way line of said Whitis Avenue and the south right-of-way line of West 20th Street, for the northwest corner hereof;

**THENCE** with the south right-of-way line of said West 20th Street, **S** 86° 27' 39" **E** for a distance of **59.83** feet to the northwest corner of Lot 27, same being the intersection of the east right-of-way line of said Whitis Avenue and the south right-of-way line of said West 20th Street, for the northeast corner hereof;

**THENCE** with the east right-of-way line of said Whitis Avenue, same being in part with the west line of said Lot 27 and Lots 28, 29, 30, and 31, of said Louis Horst's Subdivision, **S 03° 46' 00"** W for a distance of **329.97** feet to the southwest corner of said Lot 31, same being

the intersection of the east right-of-way line of said Whitis Avenue and the north right-of-way line of said Martin Luther King, Jr. Blvd., for the southeast corner hereof;

**THENCE** with the north right-of-way line of said Martin Luther King, Jr. Blvd., N 71° 18′ 46″ W for a distance of 61.97 feet to the POINT OF BEGINNING hereof and containing 0.442 acre of land.

Basis of bearings is based on Texas State Plane Coordinate System, Central Zone, NAD '83.

Surveyed under the direct supervision of the undersigned during March, 2013.

Margaret A. Nolen

Registered Professional Land Surveyor No. 5589

BAKER-AICKLEN & ASSOCIATES, INC.

507 West Liberty Avenue

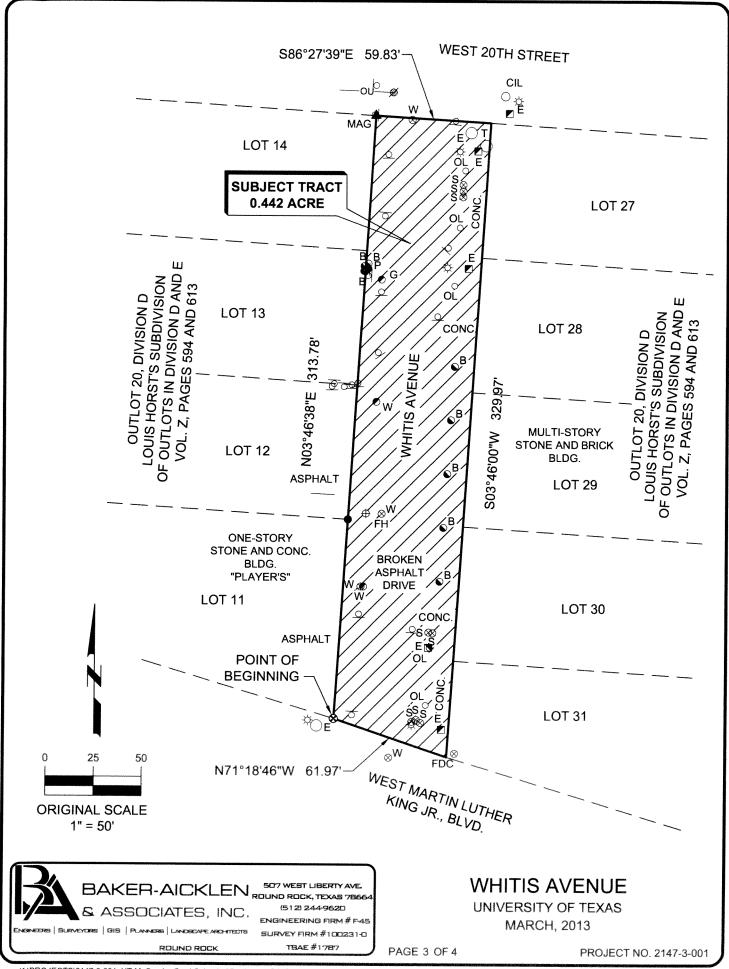
Round Rock, TX 78664

(512) 244-9620

Job No.: 2147-3-001

Filename:

K:\PROJECTS\2147-3-001_UT McCombs Grad School of Business\BA-Survey\EASEMENTS\METES AND BOUNDS\UT Whitis Vacation 01.DOC



### DESCRIPTION

FOR A 0.129 ACRE TRACT OF LAND OUT OF A 20-FOOT WIDE ALLEY OUT OF OUTLOT 20, DIVISION D, LOUIS HORST'S SUBDVISION OF OUTLOTS IN DIVISION D AND E, A SUBDIVISION RECORDED IN VOLUME Z, PAGES 594 AND 613 OF THE PLAT RECORDS OF TRAVIS COUNTY, TEXAS, SAID 0.129 ACRE TRACT, AS SHOWN ON THE ACCOMPANYING SKETCH, BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

**BEGINNING** at a ½" iron rod found for the northeast corner of Lot 7, of said Louis Horst's Subdivision, same being the intersection of the south right-of-way line of West 20th Street and the west line of said 20-foot wide alley, for the northwest corner and **POINT OF BEGINNING** hereof;

THENCE with the south right-of-way line of said West 20th Street, S 87° 10' 57" E for a distance of 19.90 feet to a ½" iron rod found for the northwest corner of Lot 14, of said Louis Horst's Subdivision, same being the intersection of the south right-of-way line of said West 20th Street and the east line of said 20-foot wide alley, for the northeast corner hereof;

**THENCE** with the east line of said 20-foot wide alley, same being in part with the west line of said Lot 14 and Lots 11 – 13 of said Louis Horst's Subdivision, the following two (2) courses and distances:

- 1) S 03° 47' 45" W for a distance of 139.90 feet to a calculated point for the southwest corner of said Lot 13, same being the northwest corner of said Lot 12, for an angle point hereof, and
- 2) S 03° 39' 55" W for a distance of 144.74 feet to a cotton gin spindle found on the north right-of-way line of Martin Luther King, Jr. Blvd., for the southeast corner hereof;

THENCE with north right-of-way line said Martin Luther King, Jr. Blvd., N 73° 09' 49" W for a distance of 20.39 feet to a ½" iron rod found on the east line Lot 10, of said Louis Horst's Subdivision, for the southwest corner hereof;

**THENCE** with west line said 20-foot wide alley, same being in part with the east line of said Lots 10 and 7 and Lots 8 and 9, of said Louis Horst's Subdivision, the following two (2) courses and distances:

- 1) N 03° 34' 23" E for a distance of 140.51 feet to a ½" iron rod found for the northeast corner of said Lot 9, same being the southeast corner of said Lot 8, for an angle point hereof, and
- 2) N 03° 52' 19" E for a distance of 139.19 feet to the POINT OF BEGINNING hereof and containing 0.129 acre of land.

Basis of bearings is based on Texas State Plane Coordinate System, Central Zone, NAD '83.

Surveyed under the direct supervision of the undersigned during March, 2013.

Margaret A. Nolen

Registered Professional Land Surveyor No. 5589

BAKER-AICKLEN & ASSOCIATES, INC.

507 West Liberty Avenue

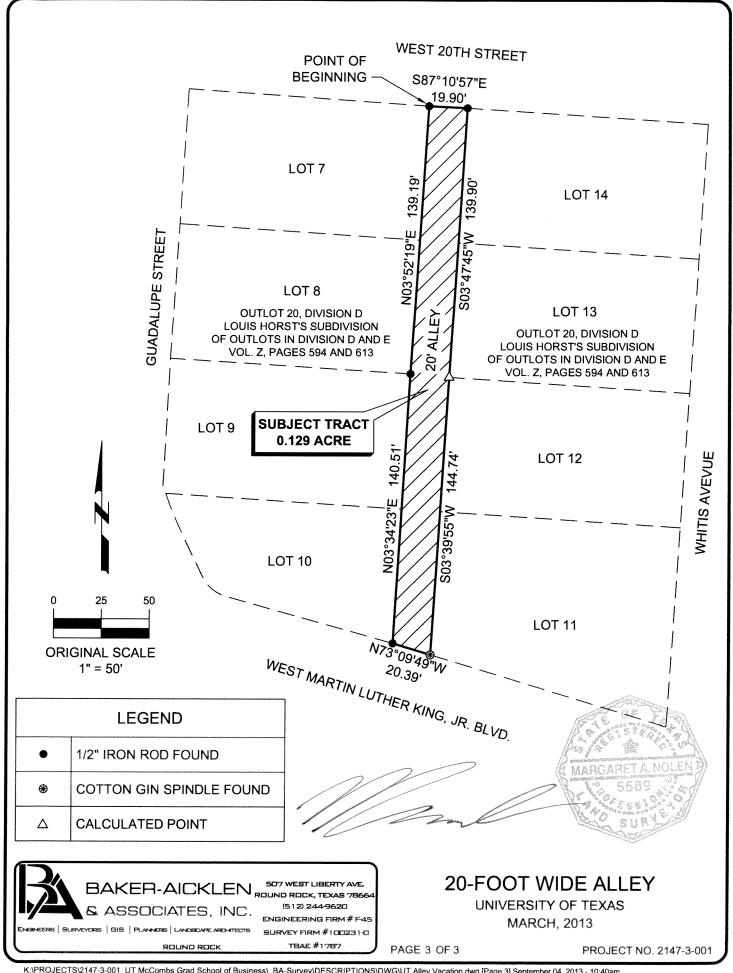
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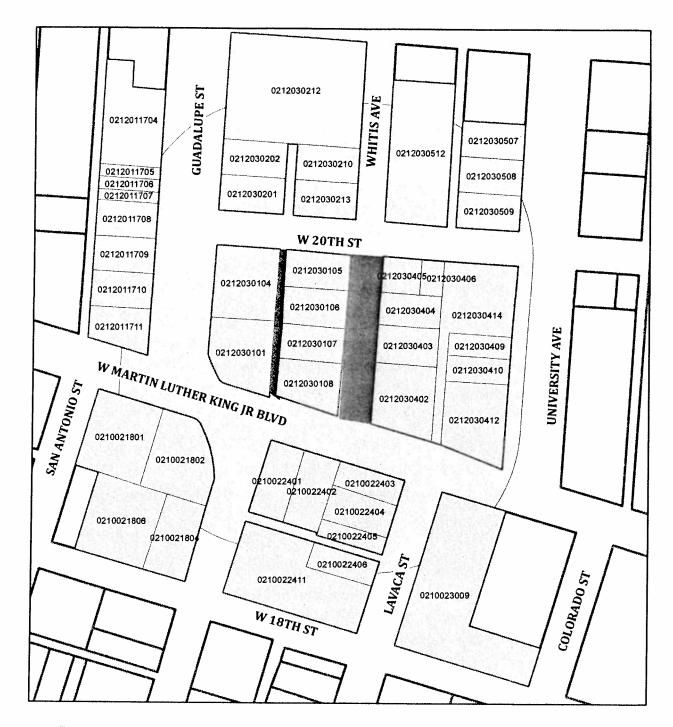
(512) 244-9620

Job No.: 2147-3-001

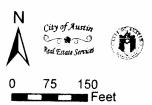
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# Parcels within 300' of Whitis Ave vacation and adjacent alley vacation, Whitis at W 20th St



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This product has been produced by the Office of Real Estate Services for the sole purpose of geographic reference. No warranty is made by the City of Austin regarding specific accuracy or completeness.

Produced by CBoas, 11/18/2013