MEMORANDUM

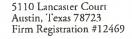
Case No: 10076-1901 Date: Jan 14, 2019

Telephone: _____

		Date:	Jan 14, 2019
SUBJECT: ALLE	Y VACATION		,
() Lucy Cabading () Eben Kellogg () Mike Turner () Michael Zavala () Rob Spillar	AT&T Austin Energy Austin Resource Recovery Austin Transportation Director		PARD DSD (LUR-Drainage) DSD (LUR-Transportation) FIRE
() Lee Austin () Dhamrat Ravi () Leslie Altamirano () Mike Schofield () Nathan Wilkes	(cc: Eric Bollich)	() Timothy White() Aaron Diaz() Humberto Rey() Wendy Rhoades() Janae Spence	Charter/Spectrum Texas Gas Services P&Z (Urban Design) P&Z (Zoning Review) PWD (Urban Trails Connectivity)
() Angela Baez () Jenna Neal () Bruna Quinonez () Carlos DeMatos () Anthony Platt	Austin Water Austin Water Code Compliance CTM – GAATN Google	() Annabell Ulary () Mark Walters () Eric Dusza () David Boswell	WPD (Engineering) P&Z (Comp. Planning) PWD (Sidewalk & Special Projects) PWD (Office of Engineering Street & Bridge)
() Andy Creel () Frederic Ritter	Google Google	() Daniel Pina () Milissa Warren	Grande Communication EMS
portion being the of E. 8 th St., adjace	uest has been received remaining portion of a 2 nt to Lots 16 and 17, Saran B, recorded in Volume	20-ft wide tract of land , a and Lydia M. Robertso	known as the alley n's Subdivision, out
SEE ATTACHED II	NFORMATION.		
Email <u>la</u> Mail C C F	request and return your condmanagement@austint City of Austin Office of Real Estate Servi P.O. Box 1088 Austin, TX 78767	<u>exas.gov</u>	z (512) 974-9241.
***Due Date: Febru	•		
Please also review the the Imagine Austin Cor	omprehensive Plan (Vacation request based on the opprehensive Plan (page 186). YES Yes	Priority Programs and policy	directives set forth in
Comments.			
			<u> </u>

Reviewed by: _____

Date: _____



Phone 512 761 6161 Fax 512 761 6167 hello@civilitude.com www.civilitude.com



December 4, 2018

City of Austin
Office of Real Estate Services
505 Barton Springs Road, Suite 1350
Austin, Texas 78704
Attn: Land Management Division

Re: Transmittal Letter

Reasons for Vacation Application for Street or Alley Vacation 809 E 9th St. Austin TX, 78702

Dear Mrs. Vasquez,

Civilitude, LLC is seeking to vacate a remnant and orphaned portion of the 9th St Alley, submitted on behalf of **Guadalupe Neighborhood Development Corporation**. The majority of this Alley was vacated previously by the development next door. This remnant portion is no longer connected to any City's public ROW except for being adjacent to TxDOT's ROW for I35. The packet includes the Application for an Alley Vacation, Special Warranty Deed, landowner information, survey notes, and a location map.

The area to be vacated lies within City jurisdiction. A multi-family development project site plan has been submitted for the property adjacent to the area to be vacated.

Additionally, we present the following details pertaining to the area to be vacated:

- Is this a residential or commercial project?
 This is a commercial (Multi-family) project.
- 2. How was the area to be vacated dedicated? By plat or by separate instrument? We believe this piece of ROW was dedicated per plat.
- 3. Did the City purchase the area to be vacated? (i.e., by Street Deed) We believe the City did not purchase the area to be vacated.
- 4. Are both the area to be vacated and your property in the same "subdivision"? (They must both be in the same subdivision to be eligible.)

 Both the area to be vacated and the project site are located in the same subdivision.
- 5. Is the area to be vacated functional right-of-way, or is it only dedicated on paper?

 This area is no longer functioning as ROW since it is no longer accessible since a large portion of the ROW had already been vacated.



- 6. Are there any utility lines within the area to be vacated? If yes, what are your plans for the utilities? Applicants should be advised that easements will be retained to protect existing utilities, even if utility relocation is proposed. Also be advised that no structures may be built on, over or under the easemenets without a license agreement, insurance, and annual fee. All utilities had been vacated as part of the development next door. The PUE in this alley was released per document #2017079958 (Included with the ROW Vacation Package). The only thing remaining is a small portion of a wastewater line that serves our existing building. We are in the process of confirming if a wastewater easement was dedicated to allow this line to remain in place.
- 7. How do you plan to develop the area to be vacated?

 A portion of a 7 story residential building with one floor of partially underground parking will be located on the vacated ROW, along with 5' clearance for fire access.
- 8. Has a site plan been submitted on your project?

 A site plan has been submitted, reference number SP-2018-0458CSH.
- Is your project a Unified Development?
 The project is not a Unified Development. It has a land status to be one single parcel.
- 10. Is your project a S.M.A.R.T. Housing Project?

 The project is a S.M.A.R.T. Housing Project and the S.M.A.R.T. housing letter is included with the ROW vacation package.
- 11. When do you anticipate starting construction of the development? Construction is anticipated to begin August 2019.
- 12. What is the current zoning on the adjacent properties?

 Current zoning of the adjacent properties: CS-MU-NCCD-NP to the north, south, and east with Interstate Hwy 35 to the west.
- 13. What is the current status of the adjacent properties?

 Current status of the adjacent properties: the properties to the north, south, and east is developed as multi-family use, with Interstate Hwy 35 to the west.
- 14. What type of parking facilities currently exist?

 There currently exists surface parking in the form of a driveway, which serves the existing structure.
- 15. Will your parking requirements increase with the expansion? The parking requirements will increase with the expansion.
- 16. How will the increase be handled?A partially underground parking garage will serve the proposed expansion.
- 17. Have any agreements or easements been executed with adjacent landowner(s) or in draft form? If yes, please include this in your letter and provide us with a copy.

 No agreements or easements have been executed with adjacent owners.



- 18. Does the area to be vacated lie within the Austin Downtown Plan (DAP)? Does it meet DAP criteria?

 The area to be vacated does not lie within the Austin Downtown Plan and the ADP criteria is not applicable.
- 19. Does the area to be vacated lie within UT boundaries: East of Lamar Boulevard, west of IH- 35, north of Martin Luther King Boulevard, and south of 45th Street?

 The area to be vacated does not lie within UT boundaries.
- 20. Does the proposed vacation support the Priority Programs and policy directives set forth in the Imagine Austin Comprehensive Plan? If so, how?

 Comprehensive Plan in the following ways: the project, a new S.M.A.R.T housing project amid a residential neighborhood, has the potential to be a space where local businesses can thrive and make themselves accessible to the residents in the surrounding areas. This project invests in the interconnectedness of Austin by placing residential buildings along Hwy 35 corridor, providing residents with convenient access to in close proximity to residential spaces, making it feasible for residents to conduct business locally.

Thank you for your time and consideration.

Sincerely,

Nhat M. Ho, PE, LEED GA

Vice President

APPLICATION FOR STREET OR ALLEY VACATION

File No. 19076 - 1901 Department Use Only DATE: 1/14/2019

Department Use Only

TYPE OF VACATION

Type of Vacation: Street: ; Alley: X; ROW Hundred Block: 800

Name of Street/Alley/ROW: 8 1/2 St. between N I35 frontage and Tendall Developement

Is it constructed: Yes No Property address: 809 E. 9th St. Austin TX, 78702

Purpose of vacation: Full Block Development

PROPERTY DESCRIPTION ADJACENT TO AREA TO BE VACATED

Parcel #: 0206050308

Survey & Abstract No: east 23ft of Lot 16 and west 34ft of Lot 17

Lot(s): 16&17 Block: N/A Outlot: 1 Subdivision Name: Lopez Tower Sarah and Lydia M. Robertson's Subdivision

Plat Book 2 Page Number 232 Document Number

Neighborhood Association Name: <u>African American Cultural Heritage District Business Association</u> Address including zip code: 901 East 12th St. Austin, TX 78702

RELATED CASES

Existing Site Plan (circle one): YES/NO

Subdivision: Case (circle one): YES / NO
Zoning Case (circle one): YES / NO

SP-2018-0458CSH

NPA-2007-0009.01, C14-01-0148.004, C14-01-0148,

FILE NUMBERS

Signed By:

Landowner/A

plicant

C14H-2011-0002

PROJECT NAME, if applicable:

Name of Development Project: La Vista de Lopez

Is this a S.M.A.R.T. Housing Project (circle one): YES/NO

Is this within the Downtown Austin Plan Boundaries (circle one): YES / NO

OWNER INFORMATION

Name: Guadalupe Neighborhood Development Corporation (as shown on Deed)

Address: 813 E 8th St. Phone: (512) 479-6275 Fax No.: (512) 478-9949

City: Austin County: Travis State: Texas Zip Code: 78702

Contact Person/Title: Mark Rogers Cell Phone: (512) 479-6275 Email Address: mark@guadalupendc.org (If multiple owners are joining in this request, complete names and addresses for each must be attached.)

APPLICANT INFORMATION

Name: Nhat Ho

Firm Name: <u>Civilitude LLC</u> Address: <u>5110 Lancaster Court</u>

City: Austin State: Texas Zip Code: 78723

Office No.: (512) 761-6161 Cell No.: (512) 905-7919 Fax No.: (512) 761-6167

EMAIL ADDRESS: Nhat@civilitude.com

The undersigned Landowner/Applicant understands: 1) This application will be handled in accordance with standard City policies and procedures. 2) No action will be taken without (a) payment of the nonrefundable application fee, or (b) necessary documentation. 3) The application and fee in no way obligate the City to vacate the subject area. 4) All documents related to this transaction and a 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.

- RECEIVED IAN 1 0 2019

7

LEGAL DESCRIPTION

FIELD NOTES FOR A 572 SQUARE FOOT (0.013 ACRE) TRACT OF LAND SITUATED IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS AND BEING THE REMAINING PORTION OF A 20 FOOT WIDE ALLEY AS DEDICATED BY PLAT OF SARAH AND LYDIA M. ROBERTSON'S SUBDIVISION OF A PART OF OUTLOT NO. 1, DIVISION "B" A SUBDIVISION IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS AS RECORDED IN VOLUME 2, PAGE 232 OF THE PLAT RECORDS OF TRAVIS COUNTY, TEXAS, SAVE AND EXCEPT THAT 4,894 SQUARE FOOT PORTION HAVING ALREADY BEEN VACATED BY ORDINANCE NO. 900322-E AS RECORDED IN VOLUME 11168, PAGE 1376 OF THE REAL PTOPERTY RECORDS OF TRAVIS COUNTY, TEXAS; SAID 572 SQUARE FOOT OF LAND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS AND SHOWN ON THE ATTACHED SKETCH:

COMMENCING for POINT OF REFERENCE at a ½-inch iron rod found at the intersection of the east right-of-way line of Interstate Highway No. 35 (right-of-way varies) and the south right-of-way line of East 9th Street (60' right-of-way), being the northwest corner of that certain tract of land as conveyed to Guadalupe Neighborhood Development Corporation by general warranty deed recorded in Document No. 2015088336 of the Official Public Records of Travis County, Texas, said tract being a portion of Lots 16 & 17 of above described Sarah and Lydia M. Robertson's Subdivision, from which a ½-inch iron rod found at the intersection of the south right-of-way line of said East 9th Street and the west right-of-way line of Embassy Drive (30' right-of-way) bears, S 71°50'49" E a distance of 273.27 feet; Thence, leaving the south right-of-way line of said East 9th Street with the east right-of-way line of said Interstate Highway No. 35, S 16°54'43" W a distance of 128.76 feet to a ½-inch iron rod set with cap stamped "TERRA FIRMA" at the southwest corner of said Guadalupe Neighborhood tract, being the northwest corner of the above described remaining portion of a 20 foot wide alley as dedicated by said Sarah and Lydia M. Robertson's Subdivision, for the northwest corner and POINT OF BEGINNING of the herein described tract;

THENCE, with the north line of said remaining portion of a 20 foot wide alley and the south line of said Lots 16 & 17 and said Guadalupe Neighborhood tract, S 71°42'37" E a distance of 57.20 feet to a ½-inch iron rod set with cap stamped "TERRA FIRMA" at the southeast corner of said Guadalupe Neighborhood tract, being a northerly exterior corner of the above described 4,894 square foot portion of alley having already been vacated by Ordinance No. 900322-E, also being the northeast corner of said remaining portion of said 20 foot wide alley, for the northeast corner of the herein described tract;

THENCE, leaving the south line of said Guadalupe Neighborhood tract, with a west line of said 4,894 square foot portion of alley vacated by Ordinance No. 900322-E, S 16°54'43" W a distance of 10.00 feet to a ½-inch iron rod found at an inside corner of said 4,894 square foot portion of alley vacated by Ordinance No. 900322-E, being the southeast corner of said remaining portion of said 20 foot wide alley, for the southeast corner of the herein described tract;

THENCE, with a north line of said 4,894 square foot portion of alley vacated by Ordinance No. 900322-E, N 71°42'37" W a distance of 57.20 feet to a 1/2-inch iron rod found on the east right-of-way line of said Interstate Highway No. 35, at the most westerly northwest corner of said 4,894 square foot portion of alley vacated by Ordinance No. 900322-E, being the southwest corner of said remaining portion of said 20 foot wide alley, for the southwest corner of the herein described tract;

THENCE, leaving a north line of said 4,894 square foot portion of alley vacated by Ordinance No. 900322-E, with the east right-of-way line of said Interstate Highway No. 35 and the west line of said remaining portion of said 20 foot wide alley, N 16°54'43" E a distance of 10.00 feet to the POINT OF BEGINNING and containing 572 square feet (0.013 acre) of land, more or less.

I hereby certify that these notes were prepared by BGE from a survey made on the ground under my supervision on March 4, 2015 at Terra Firma Land Surveying and are true and correct to the best of my knowledge. A sketch accompanies this description.

Jonathan O. Nobles RPLS No. 5777

BGE, Inc.

7000 North Mopac, Suite 330

Austin, Texas 78731

Telephone: (512) 879-0400

TBPLS Licensed Surveying Firm No. 10106502

Client:

Civilitude

Date:

January 8, 2019

Job No:

6517-00

TCAD No. 0206050308

City Grid:

J22

BASIS OF BEARING:

Bearing orientation is based on the Texas State Plane Coordinate System, NAD-83, Texas Central Zone 4203.



City of Austin Development Services Department Land Status Determination 1995 Rule Platting Exception

December 08, 2015

File Number: C8I-2015-0361

Address: 809 E 9TH ST

Tax Parcel I.D. #0206050308 Tax Map Date: 08/14/2014

The Development Services Department has determined that this parcel, as described in the attached description and map, **IS EXCEPTED FROM THE REQUIREMENT TO PLAT** in accordance with the Land Development Code, Section 25-4-2(C), and is eligible to receive utility service.

The parcel of land consists of five acres or less, and is described as being the East one-half of lot Sixteen (16) and the West Thirty-four (W. 34') of lot 17, in Outlot 1, Division "B", of the Sarah and Lydia M. Robertson Subdivision in the current deed, recorded on Jun 05, 2015, in Document #2015088336, Travis County Deed Records. This parcel existed in its current configuration on January 1, 1995, as evidenced by a deed recorded on Aug 26, 1954, in Volume 1488, Page 367, Travis County Deed Records. The parcel was lawfully receiving utility service, as defined in Section 212.012 of the Texas Local Government Code, on January 1, 1995, as evidenced by water service on Apr 18, 1973. The parcel meets the requirements of the Land Development Code for roadway frontage and is located on an existing street.

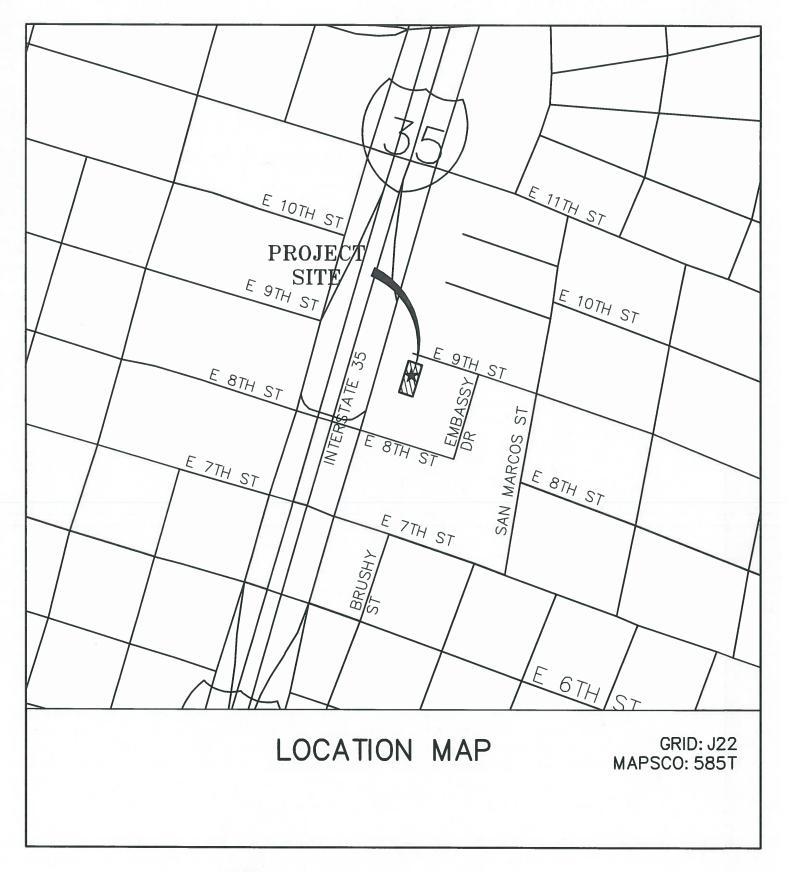
Additional Notes/Conditions: NONE

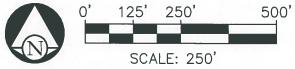
This determination of the status of the property is based on the application of Chapter 212, Municipal Regulation of Subdivisions and Property Development, Texas Local Government Code; and the City of Austin Land Development Code, Chapter 25-4, Subdivision. Recognition hereby does not imply approval of any other portion of the City Code or any other regulation.

Miles Caille Caille

Michelle Casillas, Representative of the Director

Development Services Department





Travis CAD

Property Search > 194712 GUADALUPE NEIGHBORHOOD for Year 2019 Tax Year: 2019 - Values not available

Property

Account
Property ID:

194712

Legal Description: E 23FT OF LOT 16 & W 34FT OF LOT 17 OLT 1 DIV B

ROBERTSON S & L M SOUTH PART

Geographic ID:

0206050308

Property Use Code:

Property Use Description:

Real LIH

Zoning: Agent Code:

Protest

Protest Status: Informal Date: Formal Date:

Location

Address:

809 E 9 ST TX 78702

Formely E0030

Neighborhood CD:

E2000

Mapsco: Map ID:

020201

NCCD; SF3

Owner

Name: Mailing Address:

Neighborhood:

GUADALUPE NEIGHBORHOOD

DEVELOPMENT CORPORATION

813 E 8TH ST

Owner ID: % Ownership: 174571

100.00000000000%

AUSTIN, TX 78702-3282

Exemptions:

N/A

N/A

CLT, SO, LIH

Values

(+)	lmpr	oven	nent	Hom	esite	Va	lue:
---	---	---	------	------	------	-----	-------	----	------

(+) Improvement Non-Homesite Value: +

(+) Land Homesite Value:

N/A

(+) Land Non-Homesite Value:

N/A

Ag / Timber Use Value

(+) Agricultural Market Valuation: (+) Timber Market Valuation:

N/A N/A N/A N/A

(=) Market Value:

(–) Ag or Timber Use Value Reduction:

N/A

N/A

(=) Appraised Value:

N/A

(-) HS Cap:

N/A

(=) Assessed Value:

N/A

Taxing Jurisdiction

Owner:

GUADALUPE NEIGHBORHOOD

% Ownership: 100.0000000000%

N/A

Total Value:

Entity	Description	Tax Rate	Appraised Value	Taxable Value	Estimated Tax
01	AUSTIN ISD	N/A	N/A	N/A	N/A
02	CITY OF AUSTIN	N/A	N/A	N/A	N/A
03	TRAVIS COUNTY	N/A	N/A	N/A	N/A
OA	TRAVIS CENTRAL APP DIST	N/A	N/A	N/A	N/A

			Taxes w/o Exemptions:		N/A
			Taxes w/Cu	N/A	
	Total Tax Rate:	N/A			
HPR1	HOMESTEAD PRESERVATION REINVESTMENT ZONE 1	N/A	N/A	N/A	N/A
68	AUSTIN COMM COLL DIST	N/A	N/A	N/A	N/A
2J	TRAVIS COUNTY HEALTHCARE DISTRICT	N/A	N/A	N/A	N/A

Improvement / Building

Improvement	#1: 1 FAM DWELLING S	State Code:	A1 Living	Area: 14	48.0 sqft	Value:	N/A
Туре	Description	Class CD	Exterior Wall	Year Built	SQFT		
1ST	1st Floor	WW - 3+		1906	1448.0		
UBSMT	Unfinished Basement	WW - 3+		1906	200.0		
011	PORCH OPEN 1ST F	* - 3+		1906	40.0		
011	PORCH OPEN 1ST F	* - 3+		1906	133.0		
011	PORCH OPEN 1ST F	* - 3+		1906	120.0		
251	BATHROOM	* * *		1906	1.0		
Improvement	#2: Detail Only State C	ode: A3	Living Area:	sqft Va	lue: N/A		
Туре	Description	Class CD	Exterior Wall	Year Built	SQFT		
411	SOLAR DEVICES RESIDEN	TIAL *		2016	5.7		

Land

#	Type	Description	Acres	Sqft	Eff Front	Eff Depth	Market Value	Prod. Value
1	LAND	Land	0.1675	7296.00	0.00	0.00	N/A	N/A

Roll Value History

Year	Improvements	Land Market	Ag Valuation	Appraised	HS Cap	Assessed
2019	N/A	N/A	N/A	N/A	N/A	N/A
2018	\$14,359	\$21,740	0	36,099	\$0	\$36,099
2017	\$15,015	\$16,113	0	31,128	\$0	\$31,128
2016	\$6,624	\$25,421	0	32,045	\$0	\$32,045
2015	\$43,063	\$187,500	0	230,563	\$0	\$230,563
2014	\$34,130	\$187,500	0	221,630	\$0	\$221,630

Deed History - (Last 3 Deed Transactions)

#	Deed Date	Type	Description	Grantor	Grantee	Volume	Page	Deed Number
1	5/19/2015	WD	WARRANTY DEED	LOPEZ MARY HELEN	GUADALUPE NEIGHBORHOOD			2015088336
2	6/1/2011	SW	SPECIAL WARRANTY DEED	LOPEZ ELENA S & MARY HELEN &	LOPEZ MARY HELEN			2011091125TR
3	4/19/2011	SW	SPECIAL WARRANTY DEED	LOPEZ ELENA S & MARY HELEN &	LOPEZ MARY HELEN			2011086341TR

Questions Please Call (512) 834-9317

This site requires cookies to be enabled in your browser settings.

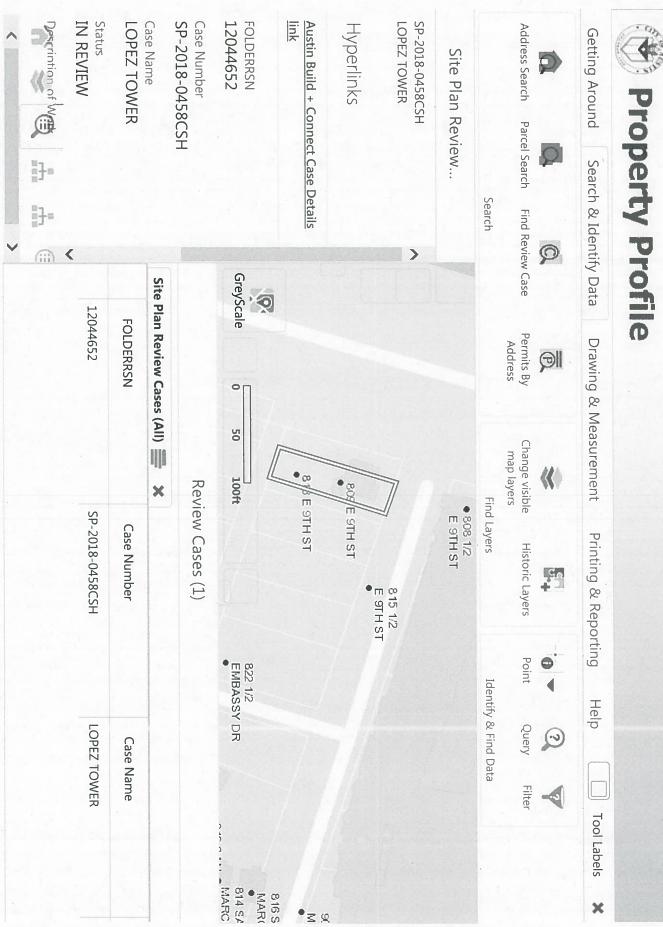
This year is not certified and ALL values will be represented with "N/A".

Website version: 1.2.2.26

Database last updated on: 1/14/2019 1:32 AM

© N. Harris Computer Corporation





The State of Toyas

Witness our hands, this the 13th. day of May, A. D. 1912. נייקס-יששץ until such time as Eight Street shall be extended Eastward as aforesaid. of land to the public, but the said passage-way is only left open and to be used as a temperary pastrip of land on said plat, or by this instrument, to make a perpetual dedication of thesaid strip uch time as Eight Street shall be extended Hastward and whon the said Eight. Street is so extended norm on aid Plat, is not included in said dedication, but is only left open as a passage-way until three hundred and forty-two (342) fort long extending East and West between 8th. and 9th. Streets as astward, the said strip of land is to be closed, and it is not theintention in showing the said ne hundred and forty-eight (148) feet long and extending southward from Eight Street to alley as tr'p of land shown on said plat lying East of Lot No. Soven (7) and boing twenty (20) fact wide and hown on said map or plat, are horoby dedicated to public use; save and except, however, that the feet wide and two hundred and seventy-six (276) feet long; and the alley twenty (20) feet wide and coutheast corner of said street; and the street designated as Robertson street being thirty (20) and three hundred and seventy-two (372) feet long, less a triangular piece (9 x 201 x 221 out of vis, in the State of T⁴xas, and the street designated as Eight Street, being sixty (60) feet wide the County of $T^{R_{a}}$ vis, in the State of T^{μ} vas, in the office of the County Clark of said County of T_{xx} (1), in Division "D", in the City of Austin, Travis County, Texas, to be recorded in the records of County of Travis | Know all men by these presents: That we, Sarah Robertson, a widow, and Lydia Have caused and heraby cause this map or plat of theSubdivision of our tracts out of Outlet No. one i'. Robertson, a feme Sole, both of the County of Travis, in the State of Texas,

Mrs. Sarah Robertson Lydia M. Robertson

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The State of Texact Before me, Thomas F. Taylor, a lletary public within and for the County of Tracounty of Travis | vis. in the State of Texas, on this day personally appeared Sorah Robertson, widow, and Lydia M. Robertson, a feme sole, known to me to be the persons whose names are subcribed to the foregoing instrument, and severally acknowledged to me that they executed the same rethe purposes and consideration therein expressed.

Aven under my hand and seal of office, this the 13th day of May, A.D. 1912;

. 00

1nd June 8, 1912, at 9 Am.

plary Soll)

Thomas F. Taylor.

Hotary Public, Travis County, Texas.

Recorded June 8, 1912, at 3 P.M.

PLAT of Sarah on Lydia M. Robertson's Subdivision of a part of Outlot No. 1. Division B. Austin, Texas.

Ninlh Street

