

**ORDINANCE NO. \_\_\_\_\_**

An ordinance providing for the closure and vacation of portions of an alley and Wood Street adjacent to City Block 30/128 in the City of Dallas and County of Dallas, Texas; providing for the interdepartmental transfer of funds; providing for the terms, provisions and effective date of the closure and vacation made herein; and providing an effective date for this ordinance.

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**WHEREAS**, the Park and Recreation Department has requested the closure and vacation of portions of an alley and Wood Street for the development of Harwood Park; and **WHEREAS**, the City Council of the City of Dallas, acting pursuant to law, is of the opinion that the best interest and welfare of the public will be served by closing and vacating portions of an alley and Wood Street adjacent to city-owned property in City Block 30/128 to all vehicular traffic and pedestrian traffic.

**Now, Therefore,**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DALLAS:**

**SECTION 1.** That the tract of land described in Exhibit A, which is attached hereto and made a part hereof, be and the same is hereby vacated and closed insofar as the right, title and easement of the public to use said tract for pedestrian and vehicular purposes are concerned; subject, however, to the conditions hereinafter more fully set out.

**SECTION 2.** That the City Controller is authorized to transfer the monetary consideration in the sum of **NINETY-FIVE AND NO/100 (\$95.00) DOLLARS** for the Publication Fee of **TWENTY AND NO/100 (\$20.00) DOLLARS** and Recording Fee of **SEVENTY-FIVE AND NO/100 (\$75.00) DOLLARS** from the Capital Gifts, Donations and Development Fund, Fund 0530, Department PKR, Unit 7087, Object 3599, Activity DWTN to the General Fund, Fund 0001, Agency DEV, Balance Sheet 0519 and Department of Sustainable Development and Construction Real Estate Division shall be reimbursed for the cost of obtaining the legal description, appraisal and other administrative costs incurred. The reimbursement proceeds shall be deposited in General Fund, Fund 0001, Department DEV, Unit 1183, Object 5011 and any remaining proceeds shall be transferred to the

**SECTION 2.** (continued)

General Capital Reserve Fund, Fund 0625, Department BMS, Unit 8888, Revenue Code 8416.

**SECTION 3.** That the closure and vacation provided for herein are made subject to all present zoning and deed restrictions, if the latter exist, and are subject to all existing easement rights of others, if any, whether apparent or non-apparent, aerial, surface, underground or otherwise, and are subject to existing and retained rights of the City to use the property described in Exhibit A for water, wastewater and drainage purposes and the presently existing facilities, if any, for all public utility and fiber optic franchisees, which facilities shall remain in place pursuant to the respective franchise agreements with those companies.

**SECTION 4.** That as a condition of this close and vacate and as a part of the consideration for the quitclaim made herein, City of Dallas - Park and Recreation Department shall acknowledge:

- (a) Wood and Jackson Streets are currently a couplet, if Wood Street is taken out of circulation Jackson Street will need to be converted to a two-way roadway.
- (b) the City of Dallas Central Business District Streets and Vehicular Circulation Plan converted Jackson Street to a two-way roadway in April 2017 in anticipation of Harwood Park and removed Wood Street from the Plan.
- (c) modification of the intersection of Jackson and Wood Streets and Pearl Expressway is needed to remove Wood Street.
- (d) signal modification will be needed at Pearl Expressway and Harwood Street.
- (e) signage modifications will be needed at Wood and Harwood Streets.
- (f) existing public wastewater main must be relocated out of Wood Street alley by Private Development Contract prior to release of closure.
- (g) Atmos has a gas line which must be relocated prior to release of closure.


**SECTION 5.** That the City Secretary is hereby authorized and directed to certify a copy of this ordinance for recordation in the Deed Records of Dallas County, Texas, which certified copy shall be delivered to the Director of Department of Sustainable Development and Construction, or designee.


**SECTION 6.** That this ordinance is designated for City purposes as Contract No. DEV-2021-00016845.

**SECTION 7.** That this ordinance shall take effect immediately from and after its passage and publication in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so ordained.

APPROVED AS TO FORM:  
CHRISTOPHER J. CASO,  
City Attorney

KRIS SWECKARD, Director  
Department of Sustainable  
Development and Construction

BY  Assistant City Attorney

BY  Assistant Director

Passed \_\_\_\_\_.