

ORDINANCE NO. 12

AN ORDINANCE OF THE CITY OF ADDISON PROVIDING FOR THE RE-LOCATION OF KELLER SPRINGS ROAD IN THE CITY OF ADDISON; PROVIDING FOR THE ABANDONMENT OF THE PRESENT PORTION OF KELLER SPRINGS ROAD AFTER ITS RE-LOCATION; PROVIDING FOR THE EFFECTIVE DATE OF ABANDONMENT ONLY AFTER RE-LOCATION OF SAID ROAD.

WHEREAS, the City of Addison has, by ordinance duly adopted, annexed certain area North of Keller Springs Road, as more particularly described in said ordinance of annexation, based upon a petition filed by the property owners in said area; and

WHEREAS, the City of Addison has heretofore zoned a portion of the City of Addison lying South of Keller Springs Road for airport purposes, and has duly adopted a comprehensive zoning ordinance and has heretofore adopted an ordinance relating to the height of structures and dwellings adjacent to said airport; and

WHEREAS, the owners of property to be used for airport purposes have acquired a tract of land North of Keller Springs Road as presently existing and delineated on the ground and desire to use said property, recently acquired by said airport company and recently annexed to the City of Addison, as one tract of land without separation for airport purposes; and

WHEREAS, the maintenance of Keller Springs Road as presently located would create a hazard to those members of the public using Keller Springs Road and would also create a hazard in connection with the use of aircraft, and public health, peace, comfort and safety require that Keller Springs Road be re-located so as to remove said hazard and also at the same time provide for reasonable access to property in the vicinity of said airport;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ADDISON, TEXAS:

Section 1. That Keller Springs Road in the City of Addison be, and the same is hereby, re-located on land hereinafter described as follows:

Being a tract of 2.966 acres of land situated in the William Lamar Survey, Abstract No. 792, Dallas County, Texas, and being part of that certain tract of land which was conveyed by Mrs. Bessie W. Kirk to Mrs. Hattie Dennis by deed filed for record on 4-29-46, and more particularly described as follows:

BEGINNING at the intersection of the North line of said Dennis Tract with the East line of Dooley Road (60 feet wide) said intersection being 2,510.13 feet North 0° 05' 50" West from the Southwest corner of a tract of 0.04 acres which was acquired by the County of Dallas, by instrument filed for record on 1-5-43;

THENCE North 89° 53' 10" East along the North line of said Dennis Tract a distance of 2,583.57 feet to a point on the West line of Addison Road No. 2;

THENCE South 0° 14' 20" East along said West line, a distance of 50.00 feet to point for corner;

THENCE South 89° 53' 10" West, a distance of 2,583.69 feet to a point on the East line of Dooley Road;

THENCE North 0° 05' 50" West along said East line 50.00 feet to the place of BEGINNING, containing 2.966 acres of land, more or less.

Section 2. That the paving, fencing and otherwise improving said Keller Springs Road as re-located shall be at the expense of the person, firm or corporation owning the land zoned for airport purposes, and the title in and to said tract of land to be dedicated for street purposes and the re-location of Keller Springs Road shall be granted to the City of Addison without expense or cost to it.

Section 3. That the hereinafter described land, now used as a part of Keller Springs Road and which by its maintenance creates a public hazard, making its continued use as a public highway a hazardous public thoroughfare, and to provide public safeguard, is hereby abandoned as a public highway and use thereof transferred to the land above described to be substituted as a highway, and in effect re-locating said Keller Springs Road, the title in and to the above described property to be vested in the abutting owners thereof when the contingency provided for herein shall have been fulfilled, said land to be no longer used for highway purposes is described as follows:

Being a tract of land of 2.855 acres situated partly in the William Lamar Survey, Abstract No. 792 and partly in the E. Cook Survey, Abstract No. 326, Dallas County, Texas and more particularly described as follows:

Thence North $89^{\circ} 53' 10''$ East along the North line of said Dennis Tract, 2,583.57 feet more or less to the West line of Addison Road No. '2;

Thence South $0^{\circ} 14' 20''$ East along the West line of said Addison Road, a distance of 2,354.88 feet more or less to an intersection with the proposed West line of said Addison Road;

Thence along the proposed West line of Addison Road which lies on a curve to the left with a radius of 776.3 feet, a distance of 263.78 feet more or less to the end of said curve;

Thence South $26^{\circ} 12' 50''$ East along the proposed West line, 3.40 feet to an intersection with the South line of Keller Springs Road;

Thence North $89^{\circ} 02' 20''$ West along the South line of Keller Springs Road 2,499.62 feet to the place of BEGINNING.

be, and the same is hereby annexed to the City of Addison, Dallas County, Texas, and that the boundary limits of said City be, and the same are hereby extended to include the above described territory within the city limits of the City of Addison, and the same shall hereafter be included within the territorial limits of said City, and the inhabitants thereof shall hereafter be entitled to all rights and privileges of other citizens of the City of Addison, and they shall be bound by the acts, ordinances, resolutions and regulations of said City.

SECTION 2. That this ordinance shall take effect immediately from and after its passage as the law in such cases provides.

ADOPTED by an affirmative vote of the City Council on this the 8 day of January, 1957.

APPROVED:

M W Morris
MAYOR

ATTEST:

C. L. Leoger
CITY SECRETARY

APPROVED AS TO FORM:

H. Louis Nichols
ATTORNEY