

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

**AN ORDINANCE OF THE CITY OF UNIVERSITY PARK TEXAS, ABANDONING A SANITARY SEWER EASEMENT MORE PARTICULARLY DESCRIBED IN EXHIBIT “A” AND DEPICTED IN EXHIBIT “B” ATTACHED HERETO, TO THE ABUTTING OWNERS, ANDREW DAVID MCCOLLUM AND SUSAN RENEE MCCOLLUM; PROVIDING A SPECIAL CONDITION; PROVIDING FOR THE FURNISHING OF A CERTIFIED COPY OF THIS ORDINANCE FOR RECORDING IN THE REAL PROPERTY RECORDS OF DALLAS COUNTY, TEXAS, AS A QUITCLAIM DEED OF THE CITY; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City Council of the City of University Park, Texas, has determined that a certain sanitary sewer easement, as described herein, is not needed or necessary for public purposes by the City and any claim to it should be abandoned to the abutting owners; **Now, Therefore**,

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF UNIVERSITY PARK, TEXAS:**

**SECTION 1.** The City of University Park, Texas, hereby abandons and quitclaims, in favor of the abutting property owners, Andrew David McCollum and Susan Renee McCollum (“Owners”) at 6637 Golf Drive (the “Property”), a sanitary sewer easement that is no longer needed or necessary for public purposes by the City, said easement being described in Exhibit “A” attached hereto and made a part hereof for all purposes, the same as if fully copied herein, in the City of University Park, Dallas County, Texas.

**SECTION 2.** The City of University Park does not abandon any other interest other than described in Exhibit “A,” but does hereby abandon all its right, title, or interest in the abandoned area, together with all improvements thereon, if any, subject however, to the conditions of this ordinance.

**SECTION 3.** This abandonment ordinance is subject to the following special condition:

The Owners, their heirs, successors, and assigns, agree that if at any time in the future a development permit is requested from the City for the Property for improvements, including a swimming pool permit, demolition permit, or for any permit for improvements that are designed, according to the plans submitted with the permit application, to be placed within ten feet (10’) of the

centerline of the existing twenty seven inch (27”) trunk line sanitary sewer pipe within the Easement, before the permit is issued, the Owners must either (1) remove the section of the sanitary sewer pipe that is on the Property or, (2) fill the section of the pipe with a lightweight grout or approved equivalent, and plug and cap the sewer pipe at both ends no more than three feet 3’ from the abutting property lines.

**SECTION 4.** The Owners have relocated the sanitary sewer service to their home from the line described in Exhibit “A” to a newer line in the abutting right-of-way of Golf Drive. That the City Secretary is directed to prepare a certified copy of this ordinance and furnish the same to the Owner for recording in the Real Property Records of Dallas County. The recording of this abandonment ordinance in the Real Property Records of Dallas County, Texas, shall serve as a quitclaim deed of the City of University Park of all such right, title or interest of the City of University Park in and to the abandoned area, plus all improvements thereon, if any, subject only to the requirements of Section 3 of this Ordinance.

**SECTION 5.** This ordinance shall take effect immediately from and after its passage, as the law and Charter in such cases provide.

**DULY PASSED** by the City Council of the City of University Park, Texas, on the 2nd day of July 2024.

**APPROVED:**

\_\_\_\_\_  
**TOMMY STEWART, MAYOR**

**APPROVED AS TO FORM:**

**ATTEST:**

\_\_\_\_\_  
**CITY ATTORNEY**

\_\_\_\_\_  
**CHRISTINE GREEN, CITY SECRETARY**

## **EXHIBIT "A"**

A strip of land of sufficient width for the construction of a trunk line sanitary sewer along the East bank of Turtle Creek, across the rear end of Lot 7A, Block 1, Second Section of Francis Daniel Park Addition to the City of University Park according to a map and plat thereof recorded in Volume 4, Page 440 of the Map Records of Dallas County, Texas, on September 6, 1933, as referenced in Warranty Deed to Owners recorded in Volume \_\_\_\_\_, Pages \_\_\_\_\_ - \_\_\_\_\_, recorded on \_\_\_\_\_. The easement is for a 27" sewer line, with the center line thereof generally depicted on the map and plat and described in the Deed, said property being commonly known as 6637 Golf Drive, University Park, Texas.