

ORDINANCE NO. 2025-10-21-01

AN ORDINANCE OF THE CITY OF COUPLAND, TEXAS, TO CLOSE, ABANDON, AND VACATE A PORTIONS OF N. AUSTIN STREET LOCATED IN COUPLAND, TEXAS; DIRECTING THE SALE OF THE VACATED PORTIONS OF N. AUSTIN STREET; MAKING FINDINGS OF FACT; PROVIDING FOR AN EFFECTIVE DATE AND OPEN MEETINGS CLAUSES; AND PROVIDING FOR RELATED MATTERS.

WHEREAS, Texas Transportation Code § 311.008 permits general law municipalities to close, abandon and vacate a street of the municipality if the owners of real property abutting the portion of street to be vacated submits a petition to the municipality requesting the vacation; and

WHEREAS, Texas Local Government Code § 272.001(b) permits municipalities to sell closed, abandoned or vacated streets to owners of real property abutting the vacated street without notice of sale nor bidding for the vacated road; and

WHEREAS, the City of Coupland, Texas, has received a petition that is attached hereto as Exhibit A (the, "Petition") and incorporated by reference herein for all purposes from John and Barbara Worthy, the owners of the real property located at 300 Herrin Street, Coupland, Texas, requesting that the City of Coupland close and abandon two portions of N. Austin Street that abuts their property as described and depicted on Exhibit B attached hereto and incorporated by reference herein for all purposes (the, "Property") consisting of Tract 1 consisting of 0.018 acres and Tract 2 consisting of 0.005 acres, and

WHEREAS, the City Council of Coupland, Texas, has determined to accept the Petition to close, abandon, and vacate the Property and convey to John and Barbara Worth the Property and has determined that the Petition represents the only owners abutting this portion of the right of way.

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

Section 1. Findings. The foregoing recitals are hereby found to be true and accurate and are hereby adopted by the City Council of the City of Coupland, Texas, and made a part hereof for all purposes.

Section 2. Acceptance of petition. The City Council of the City of Coupland, Texas, hereby accepts the Petition to close, abandon and vacate the Property.

Section 3. Closure, Vacation, and abandonment of portions of N. Austin Street. The City Council of the City of Coupland, Texas, hereby closes, abandons, and vacates the Property.

Section 4. Sale of closed, abandoned and vacated portion of N. Austin Street. The City Council of the City of Coupland, Texas, hereby determines to sell and convey to John and Barbara Worthy, pursuant to the authority granted by Texas Local Government Code § 272.001(b) for the amount of \$1285 the Property.

Section 5. Authority Granted to Mayor. The City Council of the City of Coupland hereby grants authority to the Mayor of the City of Coupland to execute and deliver all required documents to effectuate the sale and conveyance of the Property to John and Barbara Worthy.

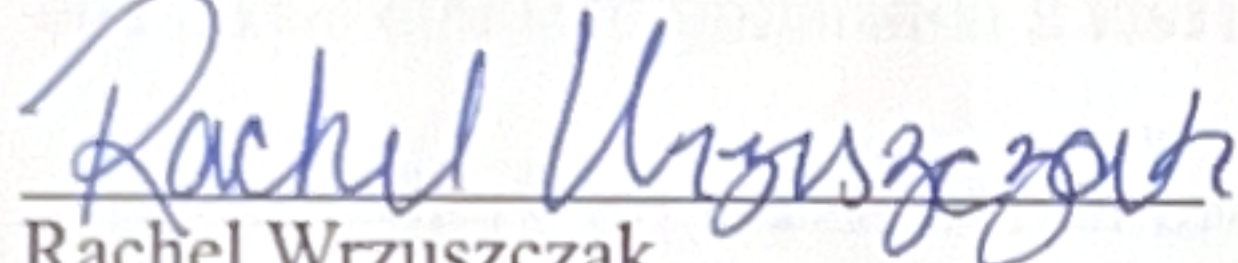
Section 6. Effective Date. This ordinance shall take effect immediately from and after its passage in accordance with the provisions of the *Tex. Loc. Gov't. Code*.

Section 7. Severability. It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses and phrases of this Ordinance are severable and, if any phrase, sentence, paragraph or section of this Ordinance should be declared invalid by the final judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this Ordinance, since the same would have been enacted by the City Council without the incorporation of this ordinance of any such invalid phrase, clause, sentence, paragraph or section. If any provision of this Ordinance shall be adjudged by a court of competent jurisdiction to be invalid, the invalidity shall not affect other provisions or applications of this Ordinance which can be given effect without the invalid provision, and to this end the provisions of this Ordinance are declared to be severable.

Section 8. Open Meetings. It is hereby officially found and determined that the meeting at which this ordinance is passed was open to the public as required and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, *Chapt. 551 Tex. Gov't. Code*.

PASSED AND APPROVED this 21st day of October, 2025 by the City Council of the City of Coupland, Texas.

Attest:


Rachel Wrzuszcak
City Secretary

The City of Coupland, Texas

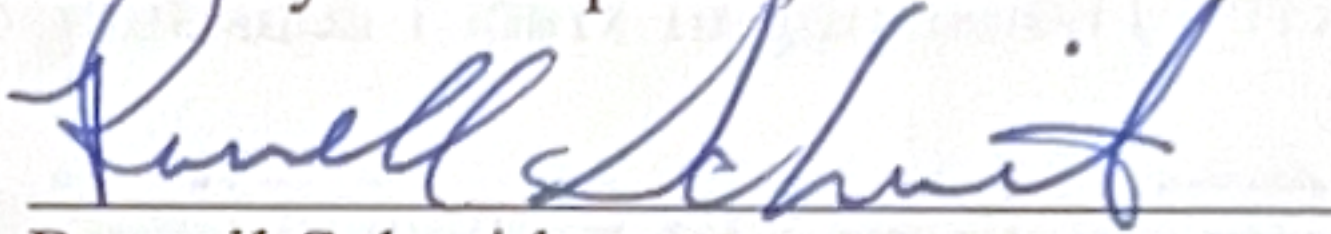

Russell Schmidt
Mayor

EXHIBIT A
The Petition
(see attached)

EXHIBIT B
Property
(See Attached)

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EXHIBIT C

THE PETITION

(SEE ATTACHED)