

RESOLUTION NO. 41-2006

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS, APPROVING THE FUTURE ABANDONMENT OF PACES COURT DRIVE AND CONTAINING OTHER PROVISIONS RELATING TO THE SUBJECT.

WHEREAS, an entity affiliated with Transwestern Commercial Services plans to develop certain improvements on a 30.907-acre tract of land located at the southeast corner of U.S. Highway 80 East and Big Town Boulevard in the City of Mesquite, Texas (City), in accordance with a site plan presented to and approved by the City on April 17, 2006; and

WHEREAS, the approved site plan for such development contemplates the abandonment by the City of that certain street right-of-way extending from Big Town Boulevard to U.S. Highway 80 known as Paces Court Drive; and

WHEREAS, the City encourages industrial development and seeks to diversify the tax base by the attraction of quality industrial developers like Transwestern Commercial Services; and

WHEREAS, Paces Court Drive currently is a road serving only vacant property and is an impediment to development of Transwestern Commercial Services' approximately 550,000-square-foot Mesquite Business Center.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS:

SECTION 1. That upon (i) the acquisition of title to the 30.907-acre tract of land shown in Exhibit "A" attached hereto (Property) by an entity affiliated with Transwestern Commercial Services, and (ii) the filing of a subdivision plat or replat covering the Property to facilitate development of the Property in accordance with the site plan presented to and approved by the City of Mesquite, Texas (City), on April 17, 2006, the City will abandon and relinquish all rights and interests in and to that certain street right-of-way extending from Big Town Boulevard to U.S. Highway 80 known as Paces Court Drive, including, without limitation, all streets and facilities located thereon.

SECTION 2. That the City will adopt such additional ordinances and take such other action as may be necessary or required to effectuate such abandonment, all without the payment of any consideration by the owner of the Property.


SECTION 3. That this resolution shall become effective immediately from and after its passage.

DULY RESOLVED by the City Council of the City of Mesquite, Texas, on the 17th day of July, 2006.




Mike Anderson
Mayor

ATTEST:



Judy Womack
City Secretary

APPROVED:



B.J. Smith
City Attorney

EXHIBIT A

