

**CITY OF GAINESVILLE**  
**PLANNING AND ZONING COMMISSION**  
**MINUTES**

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2:00 p.m.

Wednesday, April 8, 1992

**Members Present:** Chris Kaden, Don Hawkins, Bill Bibby, and David Hutcherson.

**Members Absent:** Allen Fleitman, Marge Clement, Vince Rippy.

**Staff Present:** Lyle Dresher and Pat Payne

**Visitors Present:** List.

The first item of business was calling the meeting to order at 2:14 p.m.

The second item was consideration and approval of the minutes from the regular meeting of March 11, 1992. A motion was made by Chris Kaden and seconded by Bill Bibby to approve the minutes as presented. Motion carried by the following votes: Ayes: Kaden, Hawkins, Hutcherson, and Bibby. Nays: None. Absent: Clement, Rippy, and Fleitman. Abstention: None.

The third item of business on the agenda was consideration and recommendation on a request by Johann S. Bezner, and representing adjoining property owners of heretofore described tract of land, to close an alleyway located in Block 29, Sparks Addition to the City of Gainesville, Texas, and described as follows:

The following described tract of land in the City of Gainesville, Cooke County, Texas:

All that certain parcel of land situated in the City of Gainesville, Texas, out of Block 29 of the Sparks Addition to the City of Gainesville, Cooke County, Texas.

BEGINNING at a point on the south line of Foreline Street 159 feet west of the intersection of said line of Foreline Street with the west line of Commerce Street, and which is the point of intersection of said line of Foreline Street with the east line of what certain maps of the City of Gainesville, Texas [indicate] as an alley:

THENCE, south 300 feet for corner to north line of McClain Street;  
THENCE, west 20 feet for corner;

THENCE, north 146 feet for corner;  
THENCE, west 72 feet for corner;  
THENCE, north 10 feet for corner;  
THENCE, east 72 feet for corner;  
THENCE, north 144 feet for corner;  
THENCE, east 20 feet to point of beginning.

Mr. Hawkins began by asking Mrs. Bezner if she wanted to speak on behalf of the request to close the alleyway. She said that closing the alley would be of benefit to the neighborhood, in that it is no longer needed as a right-of-way for vehicular traffic. She also elaborated that there is quite a lot of foot traffic in the alley and, on different occasions, her windows have been broken by rocks being thrown by someone walking through there. Mr. Hawkins asked if most of the people adjoining the alleyway felt the same way; she replied they do [All adjoining property owners signed the form for closure of the alley].

Mr. Hawkins asked Mr. Drescher if the City had a position on the matter; he replied yes, they do. The process for closure had been started over a year prior and the interest of property owners adjoining the alley had been gained. The City has no objection to closing the alley. However, it will need to retain an easement for accessibility to a sewer line which lies within the alley. He also said that entrances to the lots abutting the portion of the alley to be closed are not located on the alley side of the lots. The alley is not used for pickup of refuse either. The Board continued to discuss the closure along with retention of the sewer easement.

After no further discussion, a motion was made by David Hutcherson and seconded by Chris Kaden to **recommend approval of the request for closure of the alleyway between Foreline and McClain Streets, as requested.** Motion carried by the following votes: Ayes: Kaden, Hawkins, Hutcherson, and Bibby. Nays: None. Absent: Clement, Fleitman, Rippy. Abstention: None.

Mr. Hawkins confirmed the date and time of the Special Meeting for the Planning and Zoning Commission on April 29, 1992, at 2:00 p.m.

After no further business the meeting was adjourned at 2:26 p.m.