

ORDINANCE NO. 0-90- 38

AN ORDINANCE CLOSING PORTIONS OF MILLWOOD DRIVE AND SOUTH MILLWOOD DRIVE; DECLARING AN EMERGENCY AND FOR OTHER PURPOSES:

WHEREAS, a petition was duly filed with the City Council of the City of Conway, Arkansas on the 26th day of November, 1990, asking the City Council to vacate and abandon all those portions of North Millwood Drive and of South Millwood Drive designated on the plat of the Pleasant Valley Subdivision to said City now appearing on record in plat book D, page 78, in the office of the recorder of Faulkner County, beginning at Maplewood Drive and ending at the west boundary of the subdivision.

WHEREAS, after due notices as required by law, the council has, at the time and place mentioned in the notice, heard all persons desiring to be heard on the question and has ascertained that the portions of the streets, hereinbefore described, have heretofore been dedicated to the public use as streets herein described; have not been actually used by the public generally for a period of at least five (5) years, subsequent to the filing of plat; that all the owners of the property abutting upon the portions of the streets to be vacated have filed with the council their written consent to the abandonment; and that public interest and welfare will not be adversely affected by the abandonment of the street.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CONWAY, ARKANSAS:

SECTION 1: The City of Conway, Arkansas, releases, vacates and abandons all its rights, together with the rights of the public generally, in and to the streets designated as follows:

All those portions of North Millwood Street and of South Millwood Street lying west of Maplewood Drive and east of the western boundary of Pleasant Valley Subdivision.

SECTION 2: A copy of the ordinance duly certified by the city clerk shall be filed in the office of the recorder of the county and recorded in the deed records of the county.

SECTION 3: That all ordinances in conflict herewith are repealed to the extent of the conflict.

SECTION 4: That this ordinance is necessary for the protection of the public peace, health and safety, and an emergency is hereby declared to exist, and this ordinance shall be in full force and effect from and after its passage.

PASSED this 17th day of December, 1990.

APPROVED:

  
Mayor

ATTEST:

  
City Clerk