

Conway  
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Doc#1999- 24215

ORDINANCE NO. 0-99- 87

WHEREAS, a petition was duly filed with the City Council of the City of Conway, Arkansas, on the 29TH day of AUGUST, 1999, asking that the City Council vacate and abandon a certain alley lying within Block 9, Hendrix College Addition to the City of Conway, Arkansas, said alley running the full length of Block 9 in a North/South direction; and

WHEREAS, attached to said petition is a copy of the portion of the plat that is filed in the office of the Circuit Clerk and Recorder of Faulkner County, Arkansas, showing the alley in said Hendrix College Addition to the City of Conway, Arkansas, together with the lot numbers of each lot which abuts on the said alley; and

WHEREAS, after due notice 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 said alley hereinabove mentioned and hereinafter described has heretofore been dedicated to the public use as an alley, and has not been actually used by the public generally subsequent to the filing of the above mentioned plat and before the filing of the above petition; that most of the owners of the property abutting upon the alley sought to be vacated have filed with the City Council their written consent to such abandonment, and that the public interest and welfare will not be adversely affected by the abandonment of the said alley.

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

SECTION 1. WHEREAS, the City Council has the power and authority to vacate the alley pursuant to Arkansas Code Ann. §14-54-104. The City

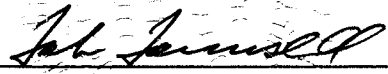
Council has determined that the City will be better providing for the public welfare, safety, comfort and convenience of the inhabitants of the City by closing the aforesaid alley.

SECTION 2. The City of Conway, Arkansas, hereby releases, vacates and abandons all its rights, together with the rights of the public generally, in and to the alley lying within Block 9, Hendrix College Addition, <sup>with the exception of the portion of the alley between lot 5 and lot 4 of</sup> to the City of Conway, Arkansas. <sub>Block 9</sub>

SECTION 3. A copy of this Ordinance, duly certified by the City Clerk-Treasurer, shall be filed in the office of the Recorder of Deeds of Faulkner County, Arkansas.

SECTION 4. This ordinance shall take effect and be in force from and after its passage and publication.

PASSED AND APPROVED this 14 day of September, 1999.

  
MAYOR

ATTEST:

  
CLERK-TREASURER