

City of Conway

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Doc#2003- 31808

ORDINANCE NO. O-03- 169 A

AN ORDINANCE VACATING AN ALLEY IN BLOCK 15 BURNS ADDITION

WHEREAS, a petition was duly filed with the City Council of the City of Conway, Arkansas on the 17th day of November 2003, asking the City Council to vacate and abandon a portion of the alley designated on the plat of the Burns Addition to the City of Conway now appearing of record in plat book 98, page 391 in the office of the recorder of Faulkner County, beginning at Lot 1 and ending at Lot 12.

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 the easement or portion thereof herein described and heretofore dedicated to the public use as an easement has not been actually used by the public generally for a period of at least five (5) years subsequent to the filing of the plat; that all the owners of the property abutting upon the portion of the alley to be vacated have filed with the council their written consent to the abandonment; and that the public interest and welfare will not be adversely affected by the abandonment of the alley.

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

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 alley designated as follows:

An alley located between lots 1 through 12, Block 15 (Pine and Walnut streets), Burns Addition, Conway, Faulkner county Arkansas

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

Passed this 9th day of December 2003.

APPROVED:

Tab Townsell
Mayor Tab Townsell

ATTEST:

Michael O. Garrett
Michael O. Garrett, City Clerk