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City of
Conway

ORDINANCE NO. O-07-146

AN ORDINANCE TO CLOSE THE EAST-WEST LEG OF BILL DEAN DRIVE IN THE SOUTH COMMERCIAL PARK; AND FOR OTHER PURPOSES.

WHEREAS, a petition was duly filed with the City Council of the City of Conway, Arkansas on the 27th day of November, 2007 asking the City Council to vacate and abandon the east -west leg of Bill Dean Drive in the South Commercial Park, located within the City of Conway, AR city limits.

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 the portion thereof, hereinbefore described, has heretofore been dedicated to the public use as a easement herein described; 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 street 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 street designated as follows:

Being all that part of Bill Dean Drive (50' R/W) which lies South of Lot 17 and Lot 21 of Lachowsky Subdivision to the City of Conway, Arkansas, as recorded in Plat Book F, Page 52, to the Records of 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. Each utility company has a required easement due to existing service lines. Upon approval, a survey will be administered and the appropriate easements will be identified and assigned. Including a turnaround easement on Bill Dean Drive per fire code


Section 3. . All ordinances in conflict herewith are repealed to the extent of the conflict.

Passed this 27th day of November, 2007

Approved:


Mayor Tab Townsell

Attest:


Michael O. Garrett
City Clerk/Treasurer