

② Same

016903

ORDINANCE NO. 0-07-83

AN ORDINANCE TO ABANDON A POWER POLE UTILITY EASEMENT IN THE RUNWAY PARK SUBDIVISION; 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 10th day of July, **2007** asking the City Council for closure of a power line easement **running** through lots 2A & 8 of Runway; within the City limits of **Conway, AR.**, **Faulkner** County.

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 easement 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 easement.

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 easement designated as follows:

Power pole utility easement running through lots 2A & 8 of Runway Park 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. This ordinance shall take effect and be in force **from** and after its passage.

PASSED this 10th day of July, **2007**

Approved:


Mayor Tab Townsell

Attest:


Michael O. Garrett
City Clerk/Treasurer