

City of Conway

18702



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RHONDA WHARTON
FAULKNER COUNTY CIRCUIT CLERK
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by *Ron* D.C.

City of Conway, Arkansas
Ordinance No. O-11-85

360835

AN ORDINANCE CLOSING THE 12-FOOT UTILITY/DRAINAGE EASEMENT IDENTIFIED AS LOT W5 PRIVATE PEDESTRIAN WALKWAY LOCATED BETWEEN AND ON EXISTING LOTS 70 AND 71 IN THE VILLAGE AT HENDRIX AS FOUND IN PLAT OF RECORDS IN FAULKNER COUNTY PLAT BOOK L, PAGE 6; AND FOR OTHER PURPOSES;

WHEREAS, a petition was duly filed with the City Council of the City of Conway, Arkansas on the 11th day of October, 2011 asking the City Council to vacate and abandon all that portion of the 12-foot utility/drainage easement.

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; that all the owners of the property abutting upon the portion of the 12-foot utility/drainage 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 12-foot utility/drainage 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 12-foot utility/drainage easement designated as follows:

Lot W5 Private Pedestrian Walkway located between and on existing Lots 70 and 71 in The Village at Hendrix as found in Plat of Records in Faulkner County Plat Book L, Page 6

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 1st day of November, 2011.

Approved:

Tab Townsell
Mayor Tab Townsell

Attest:

Michael O. Garrett
Michael O. Garrett
City Clerk/Treasurer