RESOLUTION R-02

A RESOLUTION ESTABLISHING THAT A STREET IS NOT SCHEDULED FOR IMPROVEMENTS OVER THE NEXT FIVE YEARS AND WAIVING THE REQUIREMENT OF PAYMENT OF FUNDS TO IMPROVE THAT STREET.

Whereas, an applicant for a replat or subdivision is required to pay the City of Conway for one-half of the cost of bringing any substandard abutting city streets up to city standards; and

Whereas, the City is required to improve that street within five years or return the submitted funds with interest; and

Whereas, it is appropriate to waive the requirement for payment of the funds when the City Council determines that the street will not be improved in the next five years.

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

That the City of Conway, Arkansas does hereby establish that there are no plans to improve that section of Southerland Road where it abuts the following described property:

Part of the NE 1/4 of Section 17, T-5-N, R-13-W, more particularly described as follows: Beginning at a point 30' East of the SE corner of the NW 1/4 of the NE 1/4 of Section 17, T-5-N, R-13-W; running thence West 176' to the east side of Conway-Jacksonville Road; running thence in a northwesterly direction along said east side of road 290'; thence East 400'; thence South 815'; thence running S-37-00-00-W 240' to the north side of Conway-Jacksonville Road; thence running N-44-00-00-W along the east side of said road a distance of 426'; thence East 88'; running thence North 438' to the point of beginning, containing 6.5 acres, more or less.

Part of the SE 1/4 NE 1/4 Section 17, T-5-N, R-13-W, Faulkner County, Arkansas described as beginning at a point 218.6' East of the NW corner of said SE 1/4 NE 1/4; thence South 603.57'; thence S-35-04-27-W 147.77'; thence S-50-27-30-E 221.28'; thence S-70-08-21-E 146.78'; thence N-17-40-15-E 45.92'; thence West 72.0'; thence N-00-01-06-E 870.76'; thence N-89-44-56-W 166.0' to the point of beginning, containing 3.49 acres, more or less.

Part of the SE 1/4 NE 1/4 Section 17, T-5-N, R-13-W, Faulkner County, Arkansas; more particularly described as beginning at the NW corner of said SE 1/4 NE 1/4; thence East 218.6'; thence South 603.57'; thence S-35-04-27-W 147.77' to the point of beginning; thence continue S-35-04-27-W 109.58' to the north right-of-way of Southerland Road; thence S-47-54-20-E along said right-of-way 422.62'; thence N-17-40-15-E 191.27'; thence N-70-08-21-W 146.78'; thence N-50-27-30-W 221.28' to the point of beginning, containing 1.17 acres, more or less.
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and the property owner is not required to submit to the City the funds necessary to bring one-half of that street up to City standards.

PASSED THIS 14th DAY OF May, 2002.

APPROVED:

[Signature]

Mayor Tab Townsell

ATTEST:

[Signature]

City Clerk Michael O. Garrett