

ORDINANCE NO.

89-40

AN ORDINANCE FOR THE PURPOSE OF VACATING A PORTION OF GUM STREET, BETWEEN BLOCKS 12 AND 13 VAUGHAN ADDITION TO CITY OF CONWAY, ARKANSAS, 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 12th day of December, 1989, asking the City Council to vacate and abandon all that portion of the street known as Gum Street, which lies between Blocks 12 and 13, Vaughan Addition to the City of Conway, Arkansas, and which extends southwardly from Cemetery Street; formerly Independence Street, to an alley.

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 portion of the street hereinbefore described has heretofore been dedicated to the public use as a street; has not been actually used by the public generally for a period of five 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, AS FOLLOWS:

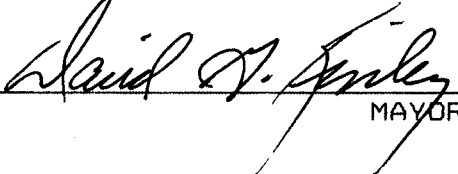
SECTION 1. That the City of Conway, Arkansas, releases:, vacates and abandons all its rights, together with the rights of the public generally, in and to that portion of the street designated as follows:

That portion of Gum Street running between Blocks 12 and 13, Vaughan Addition to the City of Conway, Arkansas, which extends southwardly from Cemetery Street, formerly Independence Street!, to an alley.

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. It being necessary for the protection and preservation of public health, safety and welfare, an emergency is hereby declared to exist and this ordinance shall take effect from and after its passage.

PASSED this 26th day of December, 1989.


MAYOR

ATTEST:


CITY CLERK