

ORDINANCE NO. O-05-106

AN ORDINANCE TO VACATE AND ABANDON THE UTILITY AND DRAINAGE EASEMENT LEGALLY DESCRIBED AS THE SOUTH 15 FEET OF LOT 5 (LESS AND EXCEPT THE WEST 25 FEET AND THE EAST 10 FEET) OF THE TUCKER CREEK PROFESSIONAL PARK; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES

WHEREAS, a request was duly filed with the City Council of the City of Conway, Arkansas on the 26th day of July asking the City Council to vacate and abandon a portion of the easement designated on the plat of the Tucker Creek Professional Park Addition to the City of Conway.

WHEREAS, after due notices 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 an easement herein described; and the 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 releases, vacates, and abandons all its rights, together with the rights of the public generally, in and to the easements designated as follows:

THE SOUTH 15 FEET OF LOT 5 (LESS AND EXCEPT THE WEST 25 FEET AND THE EAST 10 FEET) OF THE TUCKER CREEK PROFESSIONAL PARK.

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 is necessary for the protection of the public peace, health and safety and an emergency is hereby declared to exist, and this ordinance shall be in full force and effect from and after its passage and approval.

PASSED this 23rd day of August, 2005.

APPROVED:



Mayor Tab Townsell

ATTEST:



City Clerk/Treasurer Michael O. Garrett

Doc#2005- 19297
Date 08/31/2005
03:26:16 PM
Filed & Recorded in
Official Records of
Faulkner County
SHARON RIMMER
FAULKNER COUNTY CIRCUIT CLERK
Fees \$11.00
by _____

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D. C.