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Faulkner County

SHARON RIMMER

FAULKNER COUNTY CIRCUIT CLERK

Fees \$14.00

by

271839

D.C.

ORDINANCE NO. O-06-44

AN ORDINANCE TO VACATE AND ABANDON (ALL OR PART) PORTION OF BOEN STREET AND BROADVIEW AVENUE; AND FOR OTHER PURPOSES

WHEREAS, a petition was duly filed with the City Council of the City of Conway, Arkansas on the 4th day of April, 2006 asking the City Council to vacate and abandon (all or part) portion of the Boen Street and Broadview Avenue.

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 Boen Street and Broadview Avenue 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 Boen Street and Broadview Avenue.

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 Boen Street and Broadview Avenue designated as follows:

PROPERTY LEGAL DESCRIPTION: THE PORTION OF BOEN STREET NORTH OF ARKANSAS AVENUE AND THE PORTION OF BROADVIEW AVENUE 270 FEET WEST OF BOEN STREET TO THE EAST PROPERTY LINE OF TRINITY DEVELOPMENT.

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 25th day of April, 2006.

Approved:



Mayor Tab Townsell

City of Conway

Attest:



Michael O. Garrett
City Clerk/Treasurer