

City of Conway

ORDINANCE NO. O-07-53

AN ORDINANCE REDUCING THE EXISTING 15' UTILITY EASEMENT RUNNING ALONG THE EAST SIDE OF THE PROPERTY LOCATED AT 330 ESPLANDE AVENUE TO A 10' UTILITY EASEMENT ; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES

WHEREAS, a petition was duly filed with the City Council of the City on Conway on the 3rd day of May 2007 asking the City Council for a five foot reduction in the existing 15 foot utility easement to a 10 foot utility easement on Lot 184, Westin Park subdivision, Plat Book J, page 147, within the city limits of Conway, AR.

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 (5) years subsequent to the filing of the plat; that all the owners of the property abutting upon the portion of the easement to be vacated have filed with the council their written consent to the abandonment; and 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, Arkansas releases, vacates, and abandons all it's rights, together with the rights of the general public generally, in and to the easement designated as follows:

LOT 184, WESTIN PARK SUBDIVISION (330 Esplande Avenue.), PLAT BOOK J, PAGE 147, RECORDS OF FAULKNER COUNTY, ARKANSAS

Section 2. A copy of this 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.

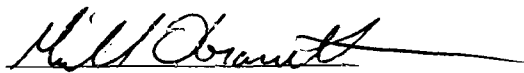
Passed this 10th day of May, 2007.

Approved:



Mayor Tab Townsell

Attest:



Michael O. Garrett
City Clerk/Treasurer