



City of Conway, Arkansas
Ordinance No. O-17-31

Instrument #201705412

Real Estate Book

Ordinance

Filed: 04/10/2017 11:55 am

Faulkner County, Arkansas

Crystal Taylor, Circuit Clerk

By: Diana Varner, D.C.

2 Pages

\$20.00

AN ORDINANCE CLOSING CERTAIN UTILITY EASEMENTS IN LEWIS RANCH SUBDIVISION, PHASE 1; AND FOR OTHER PURPOSES:

Whereas, a petition was duly filed with the City of Conway, Arkansas on the 3rd of March, 2017 by The Tyler Group asking the City Council to vacate and abandon certain utility easements located in Phase 1 of Lewis Ranch Subdivision.

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 utility 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 easements to be vacated have been afforded the opportunity to file with the council their written consent to the abandonment; and the public interest and welfare will not be adversely affected by the abandonment of this portion 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 its rights, together with the rights of the public generally, in and to the easement designated as follows:

Being a utility easement (labeled 5 feet wide and also 15 feet wide) running in a general north and south direction through Lots 1, 2, and 3 of Lewis Ranch, Phase 1 Subdivision as shown in Plat Book L, Page 281 to the Faulkner County Records and turning eastward at the northerly end and terminating at the 20 foot cross access easement. Also a 15 foot utility easement running in a general east and west direction through said Lot 1, Lewis Ranch Subdivision, Phase 1, originating at a 20 foot utility easement parallel and adjacent to the East right of way of South Amity Road and extending south-eastward to a 25 foot utility easement along the eastern boundary of said Lot 1.

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.

PASSED this 28th day of March, 2017.

Approved:

Mayor Bart Castleberry

Attest:

Michael O. Garrett
City Clerk/Treasurer