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City



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CERTIFICATE OF RECORD
FAULKNER CO, AR FEE \$20.00
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CRYSTAL TAYLOR
CIRCUIT CLERK
BY: LIZ BAUMGARTNER, D.C.
ORDINANCE
2 Pages

City of Conway, Arkansas
Ordinance No. O-18-96

AN ORDINANCE CLOSING A PORTION OF A UTILITY EASEMENT ON LOT 2, THE GROVE AT CONWAY; AND FOR OTHER PURPOSES:

Whereas, a petition was duly filed with the City of Conway, Arkansas on the 18th of September, 2018 by Trent Properties, LLC asking the City Council to vacate and abandon a portion of the utility easement on Lot 2, The Grove at Conway; and

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 and drainage 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 easement 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 conditionally (per Section 2) releases, vacates, and abandons its rights, together with the rights of the public generally, in and to the easement, designated as follows:

The portion of the 10 foot utility easement, running north-south through Lot 2, The Grove at Conway, approximately 160 feet west of the Lot 2 East property line; beginning 10 feet South of the Lot 2 North property line; and ending 15 feet North of the Lot 2 South property line.

Section 2. The portion of the utility easement to be vacated will only become effective once all existing structures on Lot 2, The Grove at Conway, are demolished and Conway Corporation provides a letter of concurrence.

Section 3. 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 9th day of October, 2018.

Approved:


Mayor Bart Castleberry

Attest:


Michael O. Garrett
City Clerk/Treasurer

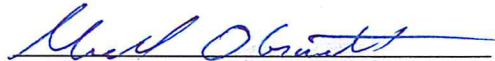


CERTIFICATE

**STATE OF ARKANSAS
COUNTY OF FAULKNER
CITY OF CONWAY**

I, Michael Garrett, the duly elected, qualified, and acting: Clerk-Treasurer of the City of Conway, Arkansas, do hereby certify that the attached and foregoing is a true and correct copy of an ordinance presented to the City Council of the City of Conway, Arkansas, at a meeting of that body held on the 9th day of October, 2018 same is duly recorded in the minutes of meeting of said Council.

Witness, my hand, and seal of the City of Conway, Arkansas this 23rd day of October, 2018.


CITY CLERK-TREASURER

