

City of Conway

01602C

ORDINANCE NO. 0-05-87

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Date 07/22/2005

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Official Records of

Faulkner County

SHARON RITNER

Fees \$11.00

By JK

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#1100

**AN ORDINANCE TO CLOSE CROSS STREET TO VEHICULAR TRAFFIC BETWEEN MITCHELL STREET AND DAVIS STREET IN THE CITY OF CONWAY, ARKANSAS FOR A PERIOD OF ONE YEAR COMMENCING AUGUST 1, 2005; AND FOR OTHER PURPOSES: D. C.**

**WHEREAS**, a petition was duly filed with the City Council of the City of Conway, Arkansas on the 14<sup>th</sup> day of June, 2005 asking the City Council vacate and abandon all that portion of the street designated on the plat of the Cross Street between Mitchell Street and Davis Street; 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 all the owners of the property abutting upon the portion of the street 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 closing of Cross Street between Mitchell and Davis to vehicular traffic, and

**WHEREAS**, the council also ascertained that the traffic patterns around the school may change with the imminent construction project currently scheduled for the Conway High School East campus and the future reopening of Prince Street in this same block and it is probably imprudent for the city at this time to make permanent such an abandonment of street right-of-way, and

**NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY CONWAY, ARKANSAS:**

**Section 1.** That Cross Street is closed to vehicular traffic between Davis Street and Mitchell Street for a period of one year commencing August 1, 2005 while retaining the full public right-of-way and underlying public utility easement for future use. The section closed to vehicular traffic is further described as:

**That portion of Cross Street between blocks 36 and 36 1/2 Robinson's Plan**

**Section 2.** That the city does grant to the private property owners adjacent to this section of roadway the right to continue vehicular access to this roadway which may be further regulated by the adjoining property owners through a private agreement.

**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.

**Section 4.** This ordinance shall take effect and be in force from and after its passage and approval.

Passed this 12<sup>th</sup> day of July, 2005.

Approved:

  
Mayor Tab Townsell

ATTEST:

  
City Clerk/Treasurer Michael O. Garrett