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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.

City of Conway, Arkansas
Ordinance No. O-17-137

ORDINANCE
2 Pages

AN ORDINANCE CLOSING OF A PORTION OF THE NORTH 7.5 FOOT UTILITY EASEMENT ON LOT 18, LACHOSWKY SUBDIVISION, IN THE CITY OF CONWAY, ARKANSAS; AND FOR OTHER PURPOSES:

Whereas, a petition was duly filed with the City of Conway, Arkansas on the 16th of November, 2017 by L & W Development, LLC asking the City Council to vacate and abandon a portion of the 7.5 foot utility easement along the south property line of Lot 18, Lachowsky 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 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 releases, vacates, and abandons its rights, together with the rights of the public generally, in and to the easement designated as follows:

The 7.5 foot utility easement along the south property line of Lot 18, Lachowsky Subdivision to the point of intersection with the north-south 22.5 foot utility easement along the west property line of Lot 18, Lachowsky Subdivision.

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 12th day of December, 2017.

Approved:


Mayor Bart Castleberry

Attest:


Michael O. Garrett
City Clerk/Treasurer

