



**Instrument #201707287**

Real Estate Book

Ordinance

Filed: 05/11/2017 02:41 pm

Faulkner County, Arkansas

Crystal Taylor, Circuit Clerk

By: Diana Varner, D.C.

**2 Pages**

**\$20.00**

City of Conway, Arkansas  
Ordinance No. O-17-43

**AN ORDINANCE CLOSING A PORTION OF THE OLIVER STREET PUBLIC RIGHT OF WAY BETWEEN GROVE STREET AND SCOTT STREET; AND FOR OTHER PURPOSES:**

**Whereas**, a petition was duly filed with the City of Conway, Arkansas on the 3rd of April, 2017 by BMA America asking the City Council to vacate and abandon the portion of Oliver Street lying between Block 48 and Block 48-1/2, Robinsons Plan, bounded by Grove Street on the west and Scott Street on the south.

**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 an 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 Right-of-Way 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 Right-of-Way.

**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 public Right-of-Way designated as follows:


The portion of the 60 foot [Oliver Street] Right-of-Way lying between Block 48 and Block 48-1/2, Robinsons Plan, bounded by Grove Street on the west and Scott Street on the south.

less and except a 15 foot utility easement, along the eastern boundary of said 60' public Right-of-Way for use by Conway Corporation, CenterPoint Energy and AT&T.


**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 25<sup>th</sup> day of April, 2017.

**Approved:**

  
Mayor Bart Castleberry

**Attest:**

  
Michael O. Garrett  
City Clerk/Treasurer