

ORDINANCE NO. 093-25

AN ORDINANCE CLOSING ELIZABETH STREET RUNNING IN A NORTH TO SOUTH DIRECTION FROM ROBINS STREET TO TORREYSON STREET LOCATED IN THE COLLEGE OAKS ADDITION BLOCK 1, CITY OF CONWAY, ARKANSAS.

WHEREAS, a petition was duly filed with the City Council of the City of Conway, Arkansas, on the 8th of June, 1993, asking the City Council to close Elizabeth Street running in a North to South direction from Robins Street to Torreyson Street located in the College Oaks Addition Block 1 of the City of Conway, Arkansas; 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 closing of Elizabeth Street running in a North to South direction from Robins Street to Torreyson Street located in the College Oaks Addition Block 1 of the City of Conway, Arkansas has been heretofore dedicated to the public as a street, has not been actually used by the public generally for a period of at least the last five years, that all owners of the property abutting upon the street to be closed have filed with the council their written consent to the closing, and that the public interest and welfare will not be adversely affected by the closing of such street.

NOW, THEREFORE, be it ordained by the City Council of the City of Conway, Arkansas:

SECTION 1. The City of Conway, Arkansas, hereby releases, vacates and abandons all its right, together with the rights of the public generally, in and to Elizabeth Street running in a North to South direction from Robins Street to Torreyson Street located in the College Oaks Addition Block 1 of the City of Conway, Arkansas, such abandonment being made subject to any utility easements over, across, and through said street in favor of Conway Corporation.

SECTION 2. Upon such closing, title to the east **25** feet of Elizabeth Street running in a North to South direction from Robins Street to Torreyson Street located in the College Oaks Addition Block 1 of the City of Conway, Arkansas shall be vested in the persons owning land adjacent to the east boundary of the street; that title to the west **25** feet of the Elizabeth Street running in a North to South direction from Robins Street to Torreyson Street located in the College Oaks Addition Block 1 of the City of Conway, Arkansas be vested in the owners of the land adjoining the western boundary, subject to any utility easements in favor of Conway Corporation.

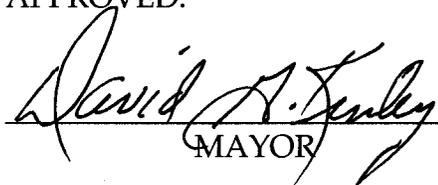
SECTION 3. A copy of this ordinance duly certified by the City Clerk shall be filed in the office of the Recorder of Faulkner County, Arkansas, and recorded in the deed records of Faulkner County, Arkansas.

SECTION 4. This ordinance shall take effect and be in force for and after its passage.

It is hereby ascertained and declared that it is necessary for the protection and preservation of the public health and safety that the foregoing ordinance be passed and adopted; that an emergency exists; and that this ordinance shall take effect and be in force from and after its passage and publication.

PASSED THIS 13th DAY OF JULY, 1993.

APPROVED:


MAYOR

ATTEST:


CITY CLERK - TREASURER