

ORDINANCE NO. ____

AN ORDINANCE VACATING AND ABANDONING A RIGHT-OF-WAY LOCATED AT 2ND STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, Act 67 of 1885 provides that cities of the first class may vacate and abandon rights of way and easements not required for municipal purposes; and

WHEREAS, the City wishes to vacate the right-of-way located on 2nd Street between Main Street and South Poplar Street; and

WHEREAS, the herein described right of way abandonment is supported by the North Little Rock Planning Department and City Engineer (see letters attached collectively hereto as Exhibit A); and

WHEREAS, the vacation of the herein described right of way will not include abandonment of easements; and

WHEREAS, notice has been given through the publication in a local newspaper of a public hearing to be held February 26, 2024 at 6:00 p.m. has been mailed to abutting property owners.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NORTH LITTLE ROCK, ARKANSAS:

SECTION 1: That the interests of the City of North Little Rock in an unused right-of-way located at 2nd Street are hereby vacated and abandoned, said abandonment being more fully described as follows:

VACATED RIGHT-OF-WAY DESCRIPTION:

2ND STREET RIGHT OF WAY (60' X 304.7') RUNNING EAST-WEST AND LOCATED BETWEEN MAIN STREET AND POPLAR STREET (see maps attached hereto as Exhibit B.)

SECTION 2: That any and all other utility and drainage easements not the subject of this legislation within the property described above shall be unaffected by this Ordinance.

SECTION 3: That the provisions of this Ordinance are hereby declared to be severable and if any section, phrase or provision shall be declared or held invalid, such invalidity shall not affect the remainder of the sections, phrases or provisions.

SECTION 4: It is hereby found and determined that the herein described abandonment will not interfere with the continued use of any easements, and the immediate passage of this

Ordinance is necessary in order to insure the proper and orderly growth of this land and the City of North Little Rock, Arkansas, and being necessary for the immediate preservation of the public health, safety and welfare; THEREFORE, an emergency is hereby declared to exist and this Ordinance shall be in full force and effect from and after its passage and approval.

PASSED:

APPROVED:

Mayor Terry C. Hartwick

SPONSOR:

ATTEST

TERRY C. HARTWICK
Mayor Terry C. Hartwick *by AT*

Diane Whitbey, City Clerk

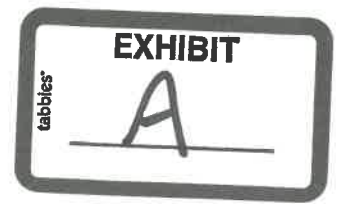
MAURICE TAYLOR
Council Member Maurice Taylor *by AT*

APPROVED AS TO FORM:

Amy Beckman Fields
Amy Beckman Fields, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/kt

FILED <u>10:43</u> A.M. _____ P.M.
By <u>A. Fields</u>
DATE <u>2-20-24</u>
Diane Whitbey, City Clerk and Collector North Little Rock, Arkansas
RECEIVED BY <u>S. Usery</u>



The City of
NORTH LITTLE ROCK
OFFICE OF COMMUNITY PLANNING

120 Main St. • North Little Rock, AR 72114-2134
Phone (501) 975-8835 • Fax (501) 975-8837

February 15, 2024

A handwritten signature in black ink, appearing to read "Shawn Spencer".

The Planning Department has no concerns about closing the right of way located at 2nd Street between Main and Poplar Streets.

Shawn Spencer
Planning Department

Engineering Department



500 West 13th Street
North Little Rock, Arkansas 72114

Phone: (501) 371-8339
Fax: (501) 371-8348

FEBRUARY 15, 2024

The City of North Little Rock Engineering Department has no issues with abandoning the right-of-way located on 2nd Street between Main Street and South Poplar Street.

Please feel free to reach out if you have any questions. Thanks,

A handwritten signature in blue ink that reads 'David Cook'. The signature is written in a cursive, slightly slanted style.

Chief City Engineer

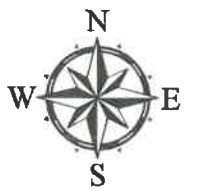
Public Hearing Case # 2024-05

EXHIBIT
B



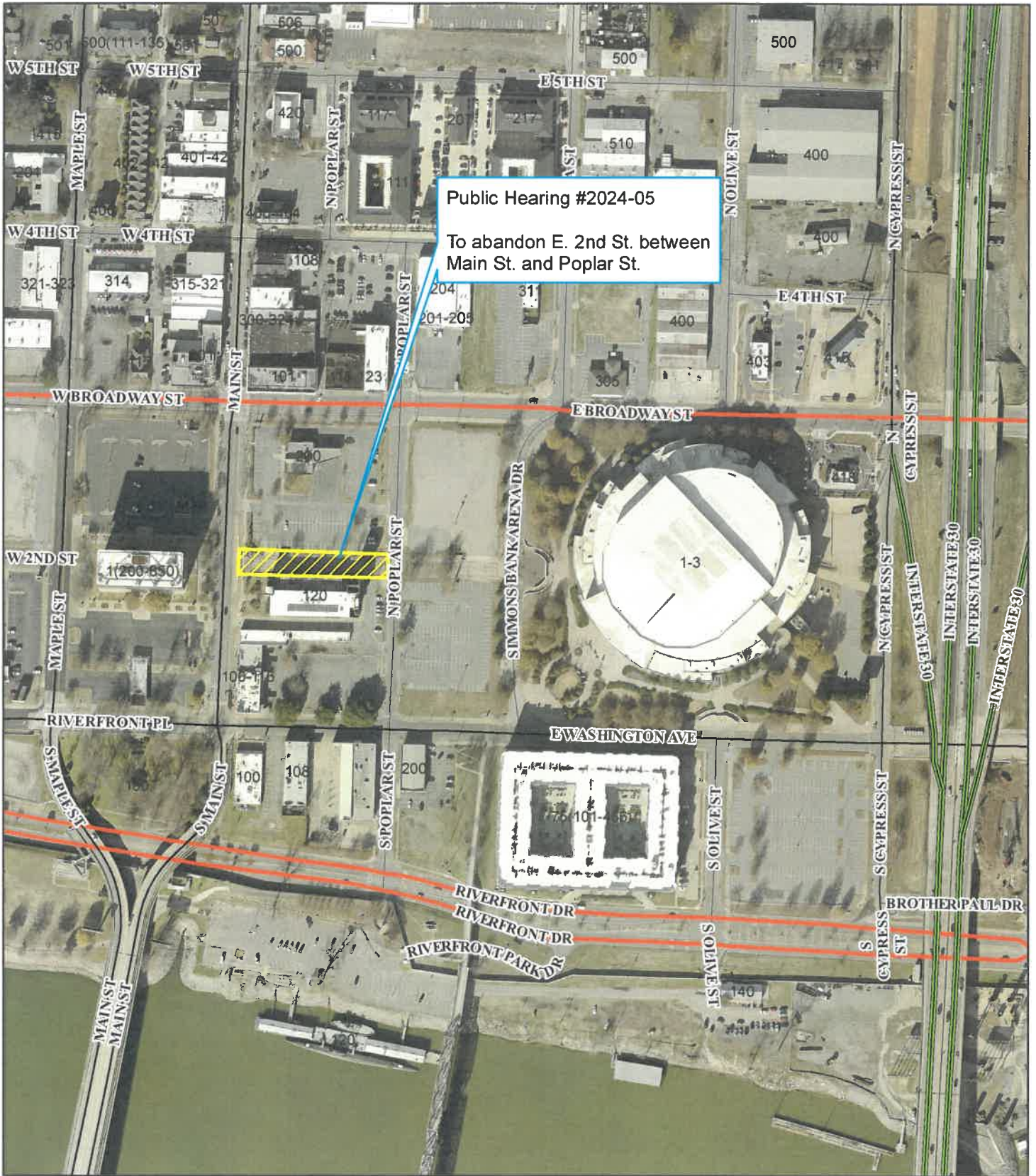
Ortho Map

1 inch = 65 feet



Date: 2/13/2024

Public Hearing Case # 2024-05



Area Map

1 inch = 300 feet



Date: 2/13/2024