

ORDINANCE NO. 2012-02

AN ORDINANCE TO ABANDON ALL OF THE PUBLIC EASEMENTS LOCATED IN LOTS 2, 3, 4, 5, 6, 7 AND 8 OF FIRST STATE PLAZA SUBDIVISION, SEARCY, ARKANSAS; AND FOR OTHER PURPOSES

WHEREAS, a request was made to vacate and abandon all of the public easements within Lots 2, 3, 4, 5, 6, 7 and 8 of First State Plaza Subdivision, Searcy, Arkansas, under the City's general police power pursuant to Ark. Code Ann. § 14-54-104; and

WHEREAS, the City Council has determined that the abandoning of these public easements will not have an adverse impact on the adjacent property owners nor the public welfare and safety of the City, and therefore the public easements abandoned by this Ordinance are no longer needed for corporate purposes.

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

Section 1. The City Council hereby releases, vacates and abandons all public easements located within Lots 2, 3, 4, 5, 6, 7 and 8 of First State Plaza Subdivision, Searcy, Arkansas.

Section 2. A copy of this Ordinance, duly certified by the City Clerk, shall be filed in the real estate records of the recorder of the Circuit Clerk and ex officio recorder of White County, Arkansas.

Section 3. Severability. In the event any title, section, paragraph, item, sentence, clause, phrase, or word of this ordinance is declared or adjudged to be invalid or unconstitutional, such declaration or adjudication shall not affect the remaining portions of the ordinance which shall remain in full force and effect as if the portion so declared or adjudged to be invalid or unconstitutional were not originally a part of this ordinance.

Section 4. Repealer. All laws, ordinances, resolutions, or parts of the same that are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

PASSED: January 10, 2012

ATTEST:

APPROVED:

/s/ Margaret Meads
City Clerk

/s/ David Morris
David Morris, Mayor