

ORDINANCE NO. 2017 - 31

**AN ORDINANCE CLOSING, ABANDONING AND
VACATING A PORTION OF A STREET IN THE CITY OF
SEARCY, ARKANSAS**

WHEREAS, a Petition was duly filed with the City of Searcy, Arkansas, on the 1st day of September, 2017, asking the City Council to vacate and abandon a portion of a street located in the City of Searcy, Arkansas as platted in Plat B-1-36 in the office of the Circuit Clerk and Recorder of White County, Arkansas.

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 portion of the street hereinafter described has heretofore been dedicated to the public use as the street herein described; has not been actually used by the public generally for a period in excess of five years subsequent to the filing of the plat including the past five years; that all the owners of the property abutting upon the portions of the alley to be vacated has filed with the Council their written consent to the abandonment; and that public interest and welfare will not be adversely affected by the abandonment of the alley.

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

SECTION 1. The City of Searcy, Arkansas, releases, vacates and abandons all its rights together with the rights of the public generally, adjacent to the following described portion of the street located in the City of Searcy, Arkansas:

1. Lots 5 & 6 , Block 12 of College Addition to the City of Searcy, Arkansas

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.

SECTION 3. Emergency Clause. The immediate operation of the provisions of this Ordinance being necessary for the preservation of the public peace, health, safety, and the general welfare of the citizens and residents of the City of Searcy, an Emergency is hereby declared to exist, and this Ordinance shall be in full force and effect from and after its passage.

APPROVED AND ADOPTED THIS 10th DAY OF OCTOBER, 2017.

/s/ DAVID MORRIS

MAYOR OF SEARCY

ATTEST:

/s/ JERRY MORRIS

CITY CLERK