

ORDINANCE NO. 2019-08-854

CITY OF TONTITOWN, WASHINGTON COUNTY, ARKANSAS

**AN ORDINANCE TO VACATE A PORTION OF RIGHT-OF-WAY
LOCATED ON LIBERTY ROAD RIGHT-OF-WAY WITHIN THE
CITY OF TONTITOWN, ARKANSAS.**

WHEREAS, a petition was duly filed with the City Council of the City of Tontitown, Arkansas, on the 19th day of July 2019, asking the City Council to vacate and abandon all that portion of the street designated by the plat designated as File No. 2012-000336496 now appearing of record in the office of the recorder of Washington County; and

WHEREAS, after due notice as required by law, the City 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 street or the portion thereof, hereinbefore described, has heretofore been dedicated to the public use as a street 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 street to be vacated have 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 street.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED, by the City Council of the City of Tontitown as follows:

Section 1. The City of Tontitown, Arkansas, releases, vacates, and abandons all its rights, together with the rights of the public generally, in and to the street designated as follows:

Part of the NW1/4 of the NW1/4 of Section 6, T-17N, R-30W and a part of the NE1/4 of the NE1/4 of Section 1, T-17-N, R-31-W, Tontitown, Arkansas, Beginning at the NW Corner of said NW1/4 of the NW1/4, thence S88°13'57"E 1,018.56 feet, thence S00°48'48"W 30.00 feet, thence N88°13'57"W 1,019.05 feet, thence N88°14'25"W 210.61 feet, thence N03°08'29"W 30.13 feet, thence S88°14'02"E 213.19 feet to the POINT OF BEGINNING, Containing 36,921 square feet or 0.85 acres, more or less.

See attached Right-of-Way vacation as Exhibit "A".

Section 2. A copy of the ordinance duly certified by the City Recorder-Treasurer shall be filed in the office of the recorder of the county and recorded in the deed records of the county.

Section 3. This ordinance shall take effect and be in force from and after its passage

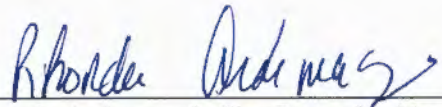
PASSED AND APPROVED this 5th day of August, 2019.

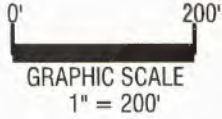
APPROVED:



Paul Colvin, Jr., Mayor

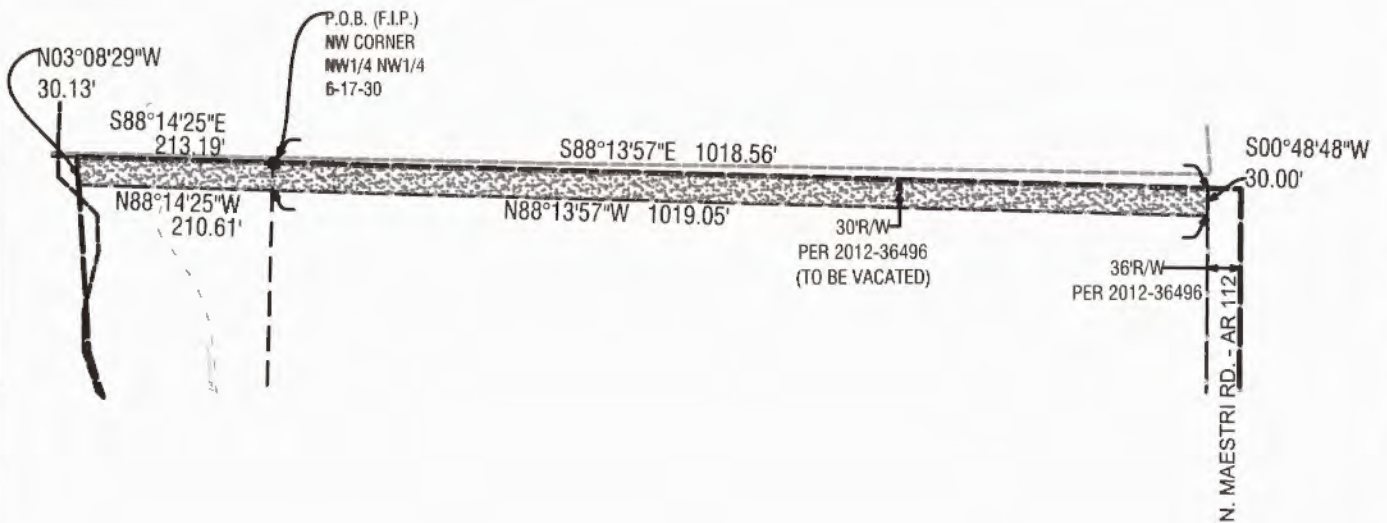
ATTEST:


Rhonda Ardemagni, City Recorder-Treasurer
(SEAL)



LEGEND

- ✕ CALCULATED POINT
- FOUND IRON PIN
- SET IRON PIN & CAP
- UTILITY EASEMENT
- CENTERLINE STREET
- RIGHT-OF-WAY
- RIGHT-OF-WAY VACATION AREA



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SCALE: 1"=60'

DATE REVISED

CHECKED BY:

DRAWN BY: PMM

DATE: 16JULY19

DLJ

Z:\LSD\2018048\RW VAC

RIGHT-OF-WAY VACATION

EXHIBIT "A"