

# City of Jonesboro

Signature Copy

Ordinance: O-EN-011-2014



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JB2014R-004432

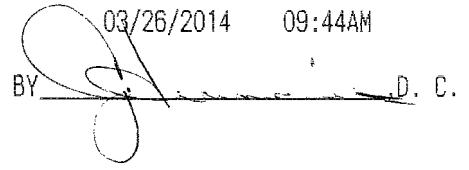
ANN HUDSON

CRAGHEAD COUNTY

JONESBORO, AR 72401

03/26/2014

09:44AM

BY  D. C.

File Number: ORD-14:006

Enactment Number: O-EN-011-2014

AN ORDINANCE ABANDONING AND VACATING A DEVELOPED STREET RIGHT-OF-WAY LOCATED IN:

REES COMMERCE DRIVE 1ST ADDITION, BEING PART OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 24, TOWNSHIP 14 NORTH, RANGE 4 EAST, JONESBORO, AR. PLAT RECORDED IN PLAT BOOK C AT PAGE 220 IN THE OFFICE OF THE CIRCUIT CLERK FOR CRAIGHEAD COUNTY IN JONESBORO, ARKANSAS.

WHEREAS, the City Council at its regular meeting on , pursuant to Ark. Stats. Section 14-301-302 through 14-301-304 heard the requests of Robert Rees to abandon public street rights-of-way; and

WHEREAS, the City Council held a public hearing and heard all persons desiring to be heard in connection with this matter; and

WHEREAS, the respective utilities have consented to said abandonment, subject to the conditions in Section 4; and

WHEREAS, the abandonment of said street right-of-way will not adversely affect the City of Jonesboro, and would be in the best interest of all parties concerned.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Jonesboro, Arkansas, that;

SECTION 1. The City of Jonesboro, Arkansas hereby vacates and abandons all of its rights together with the right of the public generally, in and to the right-of-way of Rees Road, as shown on the recorded plat of Rees Commerce Drive 1st Addition, being part of the Southwest quarter of the Northwest quarter of section 24, township 14 North, range 4 East, Jonesboro, AR, Plat recorded in Book C, Page 220 in the office of the Circuit Clerk for Craighead County, AR, in Jonesboro, AR.

SECTION 2. A copy of the Ordinance duly certified by the City Clerk shall be filed in the office of the Recorder of Craighead County at Jonesboro, Arkansas, and recorded in the Deed Records of Craighead County, Arkansas.

SECTION 3. The closing, vacating, and abandonment by the City of its rights and the rights of the public generally in the above described right-of-way are in the public interest and will promote the public peace and welfare.

SECTION 4. Any and all easements, utilities and improvements maintained by City Water and Light

currently located in the area to be vacated and/or abandoned by this ordinance (the "Existing R.O.W.") shall remain intact and unaffected by the passage of this Ordinance until such time the owner has complied with the following:

4.1 Dedication of a twenty (20) foot sewer easement, ten (10) feet either side of the sanitary sewer main as constructed running east and west along the north portion of the street to be abandoned (the "New Easement") and a twenty (20) foot water and electric easement, ten (10) feet either side of the utilities, as constructed, running east and west along the south portion of the street to be abandoned (the "New Easement").

4.2 The New Easements may be conveyed by approved final and recorded plat and plans or by separate express, written easement. As required by Sections 113-49 and 113-50 of the Jonesboro Municipal Code, the Owner shall present any preliminary plat and final plat to CWL for its consideration and approval. In addition, as required by Sections 113-49 and 113-50 of the Jonesboro Municipal Code, any preliminary plat and final plat shall provide information on any existing and proposed utility locations.

PASSED AND APPROVED this 18th day of March, 2014.