

O-09-02

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE VACATING AND ABANDONING AN ALLEY  
IN BLOCK 4 OF THE UNION HEIGHTS ADDITION TO THE  
CITY OF NORTH LITTLE ROCK; DECLARING AN  
EMERGENCY; AND FOR OTHER PURPOSES.**

WHEREAS, Ark. Code Ann. § 14-54-104(2) provides that cities of the first class may vacate and abandon streets, alleys and avenues that are no longer useful for municipal purposes; and

WHEREAS, there exists an alley that runs north/south on a block bounded by West 25<sup>th</sup> Street, Division Street, West 24<sup>th</sup> Street and Franklin Street which is not needed for municipal purposes; and

WHEREAS, the subject alleyway is located in Block 4, Union Heights Addition to the City of North Little Rock, Pulaski County, Arkansas (see Exhibit "A" attached hereto).

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

SECTION 1: That the interest of the City of North Little Rock in the property described above (and as shown on Exhibit "A" attached hereto and incorporated by reference) is hereby vacated and abandoned.

SECTION 2: That any and all existing utility easements 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 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:

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Mayor Patrick H. Hays

SPONSOR:

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Mayor Patrick H. Hays

ATTEST:

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Diane Whitbey, City Clerk

APPROVED AS TO FORM:

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C. Jason Carter, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/b