

O-09-41

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

**AN ORDINANCE VACATING AND ABANDONING AN ALLEY LOCATED EAST OF THE INTERSECTION OF PERCY MACHIN AND PIKE AVENUE IN THE CITY OF NORTH LITTLE ROCK; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.**

WHEREAS, Act 67 of 1885 provides that cities of the first class may vacate and abandon easements not required for municipal purposes; and

WHEREAS, there exists a non-used, 20' "illustrated alley" located east of the intersection of Percy Machin and Pike Avenue in Block 8, Twin City Addition to the City of North Little Rock which is not needed for municipal purposes (see Exhibits "A" and "B" attached hereto).

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

SECTION 1: That the interests of the City of North Little Rock in the property described above (and as shown on Exhibits "A" and "B" attached hereto) 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:

ATTEST

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Alderman Debi Ross

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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