

Filed on 1st
Reading - 3/8/94

CITY OF EUREKA SPRINGS, ARKANSAS

ORDINANCE NO. 1571

AN ORDINANCE VACATING A PORTION OF PERRIN AND WASHINGTON STREETS

WHEREAS, a petition was duly filed with the City Council of the City of Eureka Springs, Arkansas, on the 25th day of January, 1994, to vacate and abandon the following part of a platted but unused street:

That part of Washington Street lying between Lots 1, 2 and 3, Block 92; and Lot 10, Block 93, Riley and Armstrong Survey of the City of Eureka Springs, Arkansas.

Also, That part of Perrin Street lying between Lots 3, 4 and 10, Block 92; and Lots 4, 5, 6, 7, 8 and 9, Block 95, Riley and Armstrong Survey of the City of Eureka Springs, Arkansas.

WHEREAS, after due notice has been published as required by law, the City Council has on February 22, 1994, heard all persons desiring to be heard on the question and has ascertained that the street hereinabove described has heretofore not been used by the public for more than five years since these parcels were platted and is not necessary for public use; and 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 this abandonment; and

WHEREAS, public interest and welfare will not be adversely affected by the abandonment of the street, and the location is not necessary for the location of any public utilities;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EUREKA SPRINGS, ARKANSAS:

Section 1. The City of Eureka Springs, Arkansas, for consideration as demanded by the current Municipal Code, hereby releases, vacates and abandons all its rights, together with the rights of the public generally, in and to the part of the street described above, excepting any utility easements of record.

Section 2. A copy of this ordinance duly certified by the City Clerk shall be filed in the Office of the Circuit Clerk and Recorder of the County and recorded in the Deed records of the County.

PASSED AND ORDAINED BY THE CITY COUNCIL OF THE CITY OF EUREKA SPRINGS, ARKANSAS, ON THIS _____ DAY OF _____, 199__.

APPROVED:

Louise Berry, Mayor

ATTEST:

City Clerk/Treasurer