

**OFFICE OF THE CITY MANAGER
LITTLE ROCK, ARKANSAS**

**BOARD OF DIRECTORS COMMUNICATION
DECEMBER 7, 2021 AGENDA**

Subject:	Action Required:	Approved By:
<p>West 2nd Street and alley – partial Eight-of-Way Abandonment, located adjacent to and within Block 5, Union Depot Addition, immediately east of the West 2nd Street & South Battery Street intersection (G-23-479).</p> <p>Submitted By:</p> <p>Planning & Development Department</p>	<p>√ Ordinance Resolution</p>	<p>Bruce T. Moore City Manager</p>

SYNOPSIS	<p>The applicant requests to abandon the fifty (50)-foot wide West 2nd Street right-of-way between South Battery Street and the alley right-of-way within Block 5, Union Depot Addition, and the south ninety-one (91) feet of the fourteen (14)-foot wide alley right-of-way within Block 5, Union Depot Addition, immediately east of the West 2nd Street & South Battery Street intersection.</p>
FISCAL IMPACT	<p>None.</p>
RECOMMENDATION	<p>Staff recommends approval of the abandonment request. The Planning Commission recommended approval by a vote of 10 ayes, 0 nays, 0 absent, and 1 open position.</p>
BACKGROUND	<p>The applicant proposes to abandon a portion of the West 2nd Street right-of-way and an alley right-of-way as follows:</p> <ol style="list-style-type: none"> 1. The fifty (50)-foot wide West 2nd Street right-of-way located between South Battery Street right-of-way and the alley right-of-way within Block 5, Union Depot Addition (approximately 149 linear-feet).

**BACKGROUND
CONTINUED**

2. The south ninety-one (91) feet of the fourteen (14)-foot wide alley right-of-way located within Block 5, Union Depot Addition, between Lots 5/6 and Lots 7/8, Block 5, Union Depot Addition.

The areas of abandonment will be incorporated into the properties to the east, west and south for future development. The areas of abandonment are currently undeveloped. Some site work has taken place around these areas over the past several years.

A letter from an abstract company refers to a reversionary clause for the rights-of-way in favor of Sam W. Rayburn, Trustee. The applicant is currently working with their legal counsel to determine the current ownership implications of the reversionary clause.

Several of the public utility companies request that all, or parts, of the area of abandonment be retained as a utility easement. The Engineering Division requests that the areas of abandonment be retained as a drainage easement; therefore, the entire areas of abandonment will be retained as a utility and drainage easement.

There are no Master Street Plan issues, as the areas of abandonment are not classified as collector streets or higher. Abandoning these rights-of-way will have no adverse impact on the public welfare and safety. The Little Rock Fire Department submitted no negative comments to the proposed abandonment request.

The Planning Commission reviewed this request at their October 14, 2021, meeting and there were no objectors present. All owners of property located within 200 feet of the site, as well as Neighborhood Associations registered with the City of Little Rock, were notified of the public hearing, and there have been no comments received. Please see the attached Planning Commission minute record for the complete staff analysis.