1	ORDINANCE NO		
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3	AN ORDINANCE TO ABANDON A PORTION OF AN ALLEY ALONG		
4	THE WEST SIDE OF BLOCK 4, DEAF MUTE ADDITION, IN THE CITY		
5	OF LITTLE ROCK, ARKANSAS; AND FOR OTHER PURPOSES.		
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7	WHEREAS, a petition was duly filed for the Board of Directors of the City of Little Rock, Arkansas,		
8	on November 21, 2016, to vacate and abandon a thirty (30)-foot alley right-of-way (thirty (30) feet by 190		
9	feet) designated on the plat of the Deaf Mute Addition to the City of Little Rock, Arkansas, designated o		
10	the plat found at Plat M-2-636 in the Office of the Recorder of Pulaski County, beginning and encompassing		
11	that area along the west side of Block 4, Deaf Mute Addition and bounded by West 2 <sup>nd</sup> Street, West 3 <sup>nd</sup>		
12	Street and Bishop Streets; and,		
13	WHEREAS, this question was heard by the Little Rock Planning Commission on January 5, 2017		
14	with no objectors present; and,		
15	WHEREAS, after due notice as required by law, the Board of Directors has held a public hearing		
16	pursuant to Little Rock, Ark. Resolution No. 14,471 (January 3, 2017), and heard all persons desiring to be		
17	heard on the questioning of vacating and abandoning this alley portion; and,		
18	WHEREAS, the Board of Directors has determined that the alley way has been dedicated to public		
19	use, has not generally been used by the public for a period of five (5) years subsequent to the filing of the		
20	plat, that all the abutting property owners have filed with the City their written consent to the abandonment,		
21	and that the public interest and welfare will not be adversely affected by the abandonment of the alley;		
22	NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE CITY		
23	OF LITTLE ROCK, ARKANSAS:		
24	Section 1. The City of Little Rock, Arkansas, releases, vacates, and abandons all its rights, together		
25	with the rights of the public generally, in and to the alley designated as follows except for those rights of		
26	access set forth in Section 2 of this ordinace: a thirty (30)-foot alley right-of-way (thirty (30) feet by 190		
27	feet) designated on the plat of the Deaf Mute Addition to the City of Little Rock, Arkansas, designated on		
28	the plat found at Plat M-2-636 in the Office of the Recorder of Pulaski County, beginning and encompassing		
29	that area along the west side of Block 4, Deaf Mute Addition and bounded by West 2 <sup>nd</sup> Street, West 3 <sup>rd</sup>		
30	Street and Bishop Streets.		
31	Section 2. Notwithstanding the abandonment and vacation noted in Section 1, all utility and drainage		
32	easements, and storm water drainage easements shall remain in full force and effect from and after the date		

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of this ordinance.

1	<b>Section 3.</b> A copy of this ordinance shall	be duly certified by the City Clerk and shall be filed in the	
2	Office of the Recorder of Pulaski County, Arkansas, and recorded in the deed records of the County.		
3	Section 4. Severability. In the event any section, subsection, subdivision, paragraph, subparagraph		
4	item, sentence, clause, phrase, or word of this resolution is declared or adjudged to be invalid of		
5	unconstitutional, such declaration or adjudication shall not affect the remaining provisions of this		
6	resolution, as if such invalid or unconstitutional provision were not originally part of this resolution.		
7	Section 5. Repealer. All ordinances, resolutions, bylaws, and other matters inconsistent with this		
8	resolution are hereby repealed to the extent of such inconsistency.		
9	Section 6. Emergency Clause. Pursuant to the provisions of Ark. Code Ann. § 14-301-304 (West		
10	2004) State Lw declares the effective date of this type of ordinance; an emergency is, therefore, declared		
11	to exist in order to comply with state law and this ordinance shall be in full force from and after the date of		
12	its passage.		
13	PASSED: January 17, 2017		
14	ATTEST:	APPROVED:	
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17	Susan Langley, City Clerk	Mark Stodola, Mayor	
18	APPROVED AS TO LEGAL FORM:		
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20 21	Thomas M. Carpenter, City Attorney		
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