1	ORDINANCE NO.
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3	AN ORDINANCE TO VACATE AND ABANDON A PORTION OF GEYER
4	SPRINGS ROAD AT THE UNION PACIFIC RAILROAD CROSSING,
5	BETWEEN HUTSEL ROAD AND FROZEN ROAD, IN THE CITY OF
6	LITTLE ROCK, ARKANSAS, PERTAINING TO THE ELIMINATION OF
7	A CERTAIN ABANDONED STREET-RAILROAD CROSSING; AND FOR
8	OTHER PURPOSES.
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10	WHEREAS, the Little Rock Board of Directors has undertaken a project to construct a new grade-
11	separated railroad overpass on Geyer Springs Road in the City of Little Rock Arkansas, that has eliminated
12	the need for the existing at-grade crossing at the tracks of the Union Pacific Railroad; and,
13	WHEREAS, the old at-grade crossing no longer serves a public purpose, and should be abandoned and
14	closed as a public right-of-way for safety considerations pursuant to its General Police Power pursuant to
15	Arkansas Code Annotated 14-54-104; and,
16	WHEREAS, in consideration of the City agreeing to abandon and permanently vacate that portion of
17	Geyer Springs Road crossing the Union Pacific Railroad right-of-way, the Union Pacific Railroad agrees
18	to pay the City Two Hundred Seventy-Nine Thousand, Forty-One and 12/100 Dollars (\$279,041.12), which
19	is to be paid when the street-railroad crossing has been removed and access to the railroad right-of-way has
20	been barricaded with permanent barricade structure at the Union Pacific Railroad right-of-way; and,
21	WHEREAS, in consideration of the foregoing, the Board of Directors agrees and endorses that the
22	existing at-grade street-railroad crossing at the intersection of Geyer Springs Road and the Union Pacific
23	Railroad right-of-way (Department of Transportation No. 433811V, at approximately Mile Post 351.27,
24	Little Rock Subdivision) should be eliminated.
25	NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE CITY
26	OF LITTLE ROCK, ARKANSAS:
27	Section 1. The Board of Directors hereby releases, vacates, and abandons all of the right of the City of
28	Little Rock, together with the right of the public in general, in and to the street right-of-way described as
29	follow:
30	A portion of Geyer Springs Road, east of the new railroad overpass between Hutsell Road
31	and Frozen Road, consisting of two (2), five (5)-foot wide strips of land adjacent to the
32	railroad right-of-way and on either side of the former at-grade railroad crossing, with each
33	strip of land being fifty (50) feet in length spanning the original right-of-way width of
34	Geyer Springs Road.

1	Section 2. In addition, the street-railroad cr	ossing formed by the intersection of Geyer Springs Road	
2	with the Union Pacific Railroad (Department of 7	Transportation No. 433811V, at approximately Mile Post	
3	351.27, Little Rock Subdivision), which is on the railroad right-of-way is permanently vacated and		
4	abandoned, as it is no longer needed or useable for municipal purposes, and the street-railroad crossing		
5	shall be permanently closed and eliminated.		
6	Section 3. The City specifically reserves the right to a public utility and drainage easement within		
7	the former street right-of-way as described herein.		
8	Section 4. The City shall block and erect a barrier at the railroad crossing as deemed appropriate to		
9	remove all vestiges of public through traffic.		
10	Section 5. A copy of this ordinance duly certified by the City Clerk shall be filed in the real estate		
11	records of the recorder of the Circuit Clerk in Ex-Officio Recorder of Pulaski County, Arkansas.		
12	Section 6. Severability. In the event any tit	le, section, paragraph, item, sentence, clause, phrase, or	
13	word of this resolution is declared or adjudged to be invalid or unconstitutional, such declaration or		
14	adjudication shall not affect the remaining portions of the resolution which shall remain in full force and		
15	effect as if the portion so declared or adjudged invalid or unconstitutional was not originally a part of the		
16	resolution.		
17	Section 7. Repealer. All laws, ordinances, resolutions, or parts of the same, that are inconsistent with		
18	the provisions of this resolution, are hereby repealed to the extent of such inconsistency.		
19	ADOPTED: March 16, 2021		
20	ATTEST:	APPROVED:	
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21 22			
21 22 23	Susan Langley, City Clerk	Frank Scott, Jr., Mayor	
21 22 23 24		Frank Scott, Jr., Mayor	
21 22 23 24 25	Susan Langley, City Clerk	Frank Scott, Jr., Mayor	
21 22 23 24	Susan Langley, City Clerk APPROVED AS TO LEGAL FORM:	Frank Scott, Jr., Mayor	
21 22 23 24 25 26	Susan Langley, City Clerk	Frank Scott, Jr., Mayor	
21 22 23 24 25 26 27	Susan Langley, City Clerk APPROVED AS TO LEGAL FORM: Thomas M. Carpenter, City Attorney	Frank Scott, Jr., Mayor	
 21 22 23 24 25 26 27 28 	Susan Langley, City Clerk APPROVED AS TO LEGAL FORM: Thomas M. Carpenter, City Attorney //	Frank Scott, Jr., Mayor	
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