ORDINANCE NO. _______

AN ORDINANCE TO ABANDON THE UNDEVELOPED PORTION OF
THE FORTY-FOUR (44)-FOOT-WIDE ROSE STREET RIGHT-OF-WAY
LOCATED BETWEEN NORTH LOOKOUT ROAD AND KENYON
STREET (BETWEEN 4301 AND 4225 NORTH LOOKOUT ROAD) (G-23-
438-A); AND FOR OTHER PURPOSES.

WHEREAS, a request has been made by the adjacent owners of the undeveloped portion of the forty-
four (44)-foot wide Rose Street right-of-way located between North Lookout Road and Kenyon Street
(between 4301 and 4225 North Lookout Road, being approximately 179.5 linear-feet), pursuant to the
City’s general Police Power Authority under Ark. Code Ann. § 14-54-104; and,

WHEREAS, all three (3) adjacent property owners have signed the petition to abandon and no other
property owners are required to be notified of the abandonment request; and,

WHEREAS, the Hillcrest Residents Association has been notified of the abandonment request; and,

WHEREAS, abandoning this right-of-way will have no adverse impact on the public welfare and
safety and the Little Rock Fire Department has reviewed and approved the abandonment request; and,

WHEREAS, several of the public utilities request to retain all or part of the area of abandonment as
utility easement;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE CITY
OF LITTLE ROCK, ARKANSAS:

Section 1. The Board of Directors hereby abandons the undeveloped portion of the forty-four (44)-
foot wide Rose Street right-of-way located between North Lookout Road and Kenyon Street (between
4301 and 4225 North Lookout Road.

Section 2. A copy of this ordinance, duly certified by the City Clerk, shall be filed in the real estate
records of the recorder of the Circuit Clerk in ex officio recorder of Pulaski County, Arkansas.

Section 3. Severability. In the event any title, section, paragraph, item, sentence, clause, phrase, or
word of this ordinance is declared or adjudged to be invalid or unconstitutional, such declaration or
adjudication shall not affect the remaining portions of the ordinance which shall remain in full force and
effect as if the portion so declared or adjudged to be invalid or unconstitutional were not originally a part
of the ordinance.

Section 4. Repealer. All laws, ordinances, resolutions, or parts of the same that are
inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

ATTEST:                                   APPROVED:

_________________________________   ________________________________
Susan Langley, City Clerk                Mark Stodola, Mayor

APPROVED AS TO LEGAL FORM:

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Thomas M. Carpenter, City Attorney

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