ORDINANCE NO. _________

AN ORDINANCE TO ABANDON A UTILITY AND DRAINAGE EASEMENT LOCATED WITHIN LOT 1, KANIS COMMERCIAL ADDITION, LOCATED AT 9101 KANIS ROAD, IN THE CITY OF LITTLE ROCK, ARKANSAS; AND FOR OTHER PURPOSES.

WHEREAS, the owners of Lot 1, Kanis Commercial Addition, located at 9101 Kanis Road properly requested the abandonment of a Utility Easement and of a Drainage Easement currently noted on their property; and,

WHEREAS, pursuant to Little Rock, Ark., Resolution No. _____ (January 30, 2018), a public hearing on the question of whether to abandon this right-of-way was set for February 6, 2018; and,  
WHEREAS, all proper statutory procedures for such an abandonment have been met and the issue is ripe for consideration by the Board of Directors; and,  
WHEREAS, the Board of Directors finds no legal reason to deny the abandonment of this Utility Easement;

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

Section 1. The City hereby abandons a utility easement on Lot 1, Kanis Commercial Addition, commonly referred to as 9101 Kanis Road and more particularly described as follows:

G-24-053: A FIVE (5)-FOOT EASEMENT, BEING 2.5 FEET EITHER SIDE OF CENTERLINE, IN PART OF LOT 1, KANIS COMMERCIAL SUBDIVISION, CITY OF LITTLE ROCK, PULASKI COUNTY, ARKANSAS AS FILED FOR RECORD IN PLAT BOOK G, PAGE. 791, SAID CENTERLINE BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NW CORNER OF SAID LOT 1; THENCE S 01° 56'58" W ALONG THE WEST LINE OF SAID LOT 1, A DISTANCE OF 162.67 FEET; THENCE S 85°07'29" E, A DISTANCE OF 15.02 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE S 85°07'29" E ALONG SAID CENTERLINE, A DISTANCE OF 104.18 FEET TO THE POINT OF TERMINATION, CONTAINING 0.01 ACRES (521 SQUARE-FEET), MORE OR LESS.

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 invalid or unconstitutional was not originally a part of the
ordinance.

Section 4. Repealer. All resolutions, bylaws, and other matters inconsistent with this resolution are
hereby repealed to the extent of such inconsistency.

ADOPTED: February 6, 2018

ATTEST:                                          APPROVED:

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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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