ORDINANCE NO. _____

AN ORDINANCE TO ABANDON 1.29 ACRES OF EXCESS RIGHT-OF-WAY ON WELLINGTON VILLAGE ROAD; AND FOR OTHER PURPOSES.

WHEREAS, it has been determined that 1.29 acres of right-of-way on Wellington Village Road is not necessary for public use and the abutting property owner – Winrock Development Company – has properly taken the steps necessary for the abandonment of this right-of-way; and,

WHEREAS, all appropriate statutory requirements have been met and a public hearing was held on September 19, 2017, with the introduction of this ordinance; and,

WHEREAS, the Board of Directors of the City of Little Rock, Arkansas, has not been presented with any evidence to suggest that this abandonment would create any undue hardships;

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

Section 1. The City hereby abandons approximately 1.29 acres of excess right-of-way on Wellington Village Road more completely described as follows:

COURSES: 1) FOLLOWING THE ARC OF A 695.00-FOOT RADIUS CURVE TO THE LEFT, HAVING A CHORD BEARING AND DISTANCE OF N03°51'07"E, 70.07 FEET; 2) N00°6'01"E, 129.27 FEET; 3) FOLLOWING THE ARC OF A 705.00-FOOT RADIUS CURVE TO THE LEFT, HAVING A CHORD BEARING AND DISTANCE OF N12°36'45"W, 73.97 FEET; 4) FOLLOWING THE ARC OF A 85.00-FOOT RADIUS CURVE TO THE RIGHT, HAVING A CHORD BEARING AND DISTANCE OF N08°34'15"W, 20.83 FEET TO A POINT ON THE WESTERLY RIGHT-OF-WAY LINE OF WELLINGTON HILLS ROAD AS DESCRIBED IN INSTRUMENT NO. 94-06676 IN THE RECORDS OF PULASKI COUNTY, ARKANSAS; THENCE ALONG THE SAID WESTERLY RIGHT-OF-WAY LINE OF WELLINGTON HILLS ROAD AS DESCRIBED IN INSTRUMENT NO. 94-06676 FOLLOWING THE ARC OF A 999.93-FOOT RADIUS CURVE TO THE RIGHT, HAVING A CHORD BEARING AND DISTANCE OF N25°14'42"E, 79.23 FEET TO A POINT ON THE SOUTHERLY RIGHT-OF-WAY LINE OF WELLINGTON VILLAGE ROAD AS SHOWN ON PLAT RECORDED IN PLAT BOOK F, PAGE 397 IN THE RECORDS OF PULASKI COUNTY, ARKANSAS; THENCE ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE THE FOLLOWING COURSES: 1) FOLLOWING THE ARC OF A 85.00-FOOT RADIUS CURVE TO THE RIGHT, HAVING A CHORD BEARING AND DISTANCE OF N57°55'32"E, 11.57 FEET; 2) FOLLOWING THE ARC OF A 480.00-FOOT RADIUS CURVE TO THE LEFT, HAVING A CHORD BEARING AND DISTANCE OF N49°07'59"E, 210.94 FEET TO A POINT ON THE SOUTHWESTERLY LINE OF TRACT A. WELLINGTON VILLAGE, AS SHOWN ON PLAT RECORDED IN PLAT BOOK E, PAGE 419 IN THE RECORDS OF PULASKI COUNTY, ARKANSAS; THENCE S46°42'16"E, ALONG SAID SOUTHWESTERLY LINE, 48.23 FEET TO A POINT ON THE EAST RIGHT-OF-WAY LINE OF WELLINGTON HILLS ROAD AS DESCRIBED IN INSTRUMENT NO. 89-19948 IN THE RECORDS OF PULASKI COUNTY, ARKANSAS; THENCE ALONG SAID EAST RIGHT-OF-WAY LINE FOLLOWING A 899.97-FOOT RADIUS CURVE TO THE LEFT, HAVING A CHORD BEARING AND DISTANCE OF S16°32'38"W, 427.04 FEET; THENCE ALONG SAID EAST RIGHT-OF-WAY LINE S02°51'21"W, 68.97 FEET TO THE POINT OF BEGINNING.
Section 2. Utility Easements Not Abandoned. Nothing in this ordinance shall be an indication that the utility easements in place on this property described in Section 1 are being abandoned.

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: September 19, 2017

ATTEST: 

APPROVED:

______________________________________   ______________________________________
Susan Langley, City Clerk        Mark Stodola, Mayor

APPROVED AS TO LEGAL FORM:

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Thomas M. Carpenter, City Attorney