

ORDINANCE NO. _____

AN ORDINANCE TO ABANDON THE VAN BUREN STREET RIGHT-OF-WAY LOCATED BETWEEN WEST 13TH STREET AND WEST 14TH STREET, LOCATED IN THE EAST ½, NORTHWEST ¼, NORTHWEST ¼, NORTHEAST ¼, TOWNSHIP-1-NORTH, RANGE-7-WEST, LITTLE ROCK, ARKANSAS; AND FOR OTHER PURPOSES.

WHEREAS, the City of Little Rock, Arkansas (the “City”) maintains the Van Buren Street right-of-way located between West 13th Street and West 14th Street adjacent to Lots 1 and 12, Block 1, Metropolitan Addition, Plat of record dated April 24, 1906, and recorded in Plat Book No. 1, Page No. 122A and the unrecorded Good Counsel Church property described as the East ½, NW ¼, NW ¼, NE ¼, T-1-N, R-7-W, Little Rock, Pulaski County, Arkansas; Pulaski County Assessor’s Parcel No. 34L117000200; and,

WHEREAS, Our Lady of Good Counsel Catholic Church is requesting the abandonment and proposes to incorporate the abandoned right-of-way into a new parking lot on the west side of the right-of-way; and,

WHEREAS, the right-of-way serves no public purpose and pavement within the right-of-way serves primarily as a means of access to the church parking lot located on the east side of the right-of-way; and,

WHEREAS, the area of the abandoned right-of-way will be retained as Utility and Drainage Easement.

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

Section 1. The Planning Commission first reviewed and conditionally approved a Conditional Use Permit at the December 5, 2019, meeting, and there were no objectors present.

Section 2. A public hearing concerning the abandonment of the Van Buren Street right-of-way located between West 13th Street and West 14th Street adjacent to Lots 1 and 12, Block 1, Metropolitan Addition, Plat of record dated April 24, 1906, and recorded in Plat Book No. 1, Page No. 122A and the unrecorded Good Counsel Church property described as the East ½, NW ¼, NW ¼, NE ¼, T-1-N, R-7-W, Little Rock, Pulaski County, Arkansas; Pulaski County Assessor’s Parcel No. 34L117000200 was held by the Board of Directors at its meeting on the 4th day of February, 2020, at City Hall, 500 West Markham, Little Rock, Arkansas. All interested persons had the opportunity to be heard concerning the abandonment of the easements and covenants.

Section 3. Severability. In the event any portion of this ordinance is declared or adjudged to be invalid or unconstitutional, such declaration or adjudication shall not affect the remaining portions of this ordinance, which shall remain in full force and effect as if the portion so declared or adjudged invalid or unconstitutional was not

1 originally a part of this ordinance.

2 **Section 4. Repealer.** All ordinances and resolutions, and parts thereof, which are in conflict with any
3 provision of this ordinance are hereby repealed to the extent of such conflict.

4 **PASSED: February 4, 2020**

5 **ATTEST:**

APPROVED:

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Susan Langley, City Clerk

_____ **Frank Scott, Jr.**

9 **APPROVED AS TO LEGAL FORM:**

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Thomas M. Carpenter, City Attorney

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