

**RESOLUTION R-02 - 30**

**A RESOLUTION ESTABLISHING THAT A STREET IS NOT SCHEDULED FOR IMPROVEMENTS OVER THE NEXT FIVE YEARS AND WAIVING THE REQUIREMENT OF PAYMENT OF FUNDS TO IMPROVE THAT STREET.**

**Whereas**, an applicant for a replat or subdivision is required to pay the City of Conway for one-half of the cost of bringing any substandard abutting city streets up to city standards; and

**Whereas**, the City is required to improve that street within five years or return the submitted funds with interest; and

**Whereas**, it is appropriate to waive the requirement for payment of the funds when the City Council determines that the street will not be improved in the next five years.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CONWAY, ARKANSAS:**

That the City of Conway, Arkansas does hereby establish that there are no plans to improve that section of ***Southerland Road*** where it abuts the following described property:

Part of the NE 1/4 of Section 17, T-5-N, R-13-W, more particularly described as follows: Beginning at a point 30' East of the SE corner of the NW 1/4 of the NE 1/4 of Section 17, T-5-N, R-13-W; running thence West 176' to the east side of Conway-Jacksonville Road; running thence in a northwesterly direction along said east side of road 290'; thence East 400'; thence South 815'; thence running S-37-00-00-W 240' to the north side of Conway-Jacksonville Road; thence running N-44-00-00-W along the east side of said road a distance of 426'; thence East 88'; running thence North 438' to the point of beginning, containing 6.5 acres, more or less.

Part of the SE 1/4 NE 1/4 Section 17, T-5-N, R-13-W, Faulkner County, Arkansas described as beginning at a point 218.6' East of the NW corner of said SE 1/4 NE 1/4; thence South 603.57'; thence S-35-04-27-W 147.77'; thence S-50-27-30-E 221.28'; thence S-70-08-21-E 146.78'; thence N-17-40-15-E 45.92'; thence West 72.0'; thence N-00-01-06-E 870.76'; thence N-89-44-56-W 166.0' to the point of beginning, containing 3.49 acres, more or less.

Part of the SE 1/4 NE 1/4 Section 17, T-5-N, R-13-W, Faulkner County, Arkansas; more particularly described as beginning at the NW corner of said SE 1/4 NE 1/4; thence East 218.6'; thence South 603.57'; thence S-35-04-27-W 147.77' to the point of beginning; thence continue S-35-04-27-W 109.58' to the north right-of-way of Southerland Road; thence S-47-54-20-E along said right-of-way 422.62'; thence N-17-40-15-E 191.27'; thence N-70-08-21-W 146.78'; thence N-50-27-30-W 221.28' to the point of beginning, containing 1.17 acres, more or less.

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and the property owner is not required to submit to the City the funds necessary to bring one-half of that street up to City standards.

PASSED THIS 14<sup>th</sup> DAY OF May, 2002.

APPROVED:

Tab Townsell  
Mayor Tab Townsell

ATTEST:

Michael O. Garrett  
City Clerk Michael O. Garrett