

ORDINANCE NO. 60-22

**AN ORDINANCE TO CLOSE AND VACATE
A PORTION OF PUBLIC RIGHT-OF-WAY LOCATED IN
6200 PHOENIX ADDITION, AN ADDITION TO
THE CITY OF FORT SMITH, ARKANSAS**

WHEREAS, a petition was duly filed with the Board of Directors of the City of Fort Smith, Arkansas, on July 14, 2022, asking the Board of Directors to vacate and abandon a portion of street right-of-way located in 6200 Phoenix Addition, an addition to the City of Fort Smith, Arkansas, more particularly described as follows:

Part of the South 62nd Street right-of-way, lying between Lots 1 & 2 of 6200 Phoenix Addition, Fort Smith, Sebastian County, Arkansas being more particularly described as the follows:

Beginning at the Southwest corner of the South 62nd Street right-of-way, said point being on the East line of said Lot 1, 6200 Phoenix Addition; thence along said East line of Lot 1 15.52' along a curve to the right, said curve having a radius of 235.00' and being subtended by a chord bearing and distance of N30 46'26"E 15.52'; thence leaving said East line N79 42'58"E 104.96'; thence 49.73' along a curve to the left, said curve having a radius of 284.51' and being subtended by a chord bearing and distance of N74 43'50"E 49.67' to the West line of Lot 2, 6200 Phoenix Addition; thence along said West line S69 46'59"W 11.06'; thence continuing along said West line 117.96' along a curve to the left, said curve having radius of 165.00' and a chord bearing and distance of S49 18'09"W 115.46' to the Southeast corner of the South 62nd Street right-of-way; thence along the Southerly right-of-way line of South 62nd Street N60 58'37"W 70.00' to the Point of Beginning, containing 3,673 square feet or 0.08 acres more or less.

WHEREAS, after notice as required by law, the Board of Directors has at the time and place mentioned in the notice duly published as required by law, heard all persons as desiring to be heard on the questions, and has ascertained that the said street right-of-way as described above has heretofore been dedicated to the public use as street right-of-way and at this time is no longer required for the corporate purposes, and that said portion of the street right-of-way is of no practical purpose or general purpose to the citizens of Fort Smith and it is in the best interest of the citizens of Fort Smith that the street right-of-way be closed; and that the public interest

and welfare will not be adversely affected by the abandonment of the said street right-of-way.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE CITY OF FORT SMITH, ARKANSAS, THAT:

SECTION 1: The City of Fort Smith hereby releases, vacates and abandons all of its rights, title and interest,

together with the right of the public generally, in and to the street right-of-way designated as follows:

Part of the South 62nd Street right-of-way, lying between Lots 1 & 2 of 6200 Phoenix Addition, Fort Smith, Sebastian County, Arkansas being more particularly described as the follows:

Beginning at the Southwest corner of the South 62nd Street right-of-way, said point being on the East line of said Lot 1, 6200 Phoenix Addition; thence along said East line of Lot 1 15.52' along a curve to the right, said curve having a radius of 235.00' and being subtended by a chord bearing and distance of N30 46'26"E 15.52'; thence leaving said East line N79 42'58"E 104.96'; thence 49.73' along a curve to the left, said curve having a radius of 284.51' and being subtended by a chord bearing and distance of N74 43'50"E 49.67' to the West line of Lot 2, 6200 Phoenix Addition; thence along said West line S69 46'59"W 11.06'; thence continuing along said West line 117.96' along a curve to the left, said curve having radius of 165.00' and a chord bearing and distance of S49 18'09"W 115.46' to the Southeast corner of the South 62nd Street right-of-way; thence along the Southerly right-of-way line of South 62nd Street N60 58'37"W 70.00' to the Point of Beginning, containing 3,673 square feet or 0.08 acres more or less.

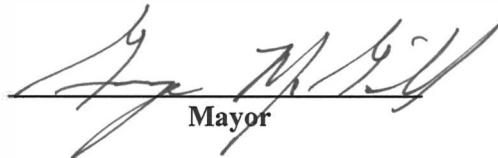
SECTION 2: A copy of this Ordinance duly certified by the City Clerk shall be filed in the Office of the County

Recorder for the Fort Smith District of Sebastian County, Arkansas, and recorded in the real property records of said county.

SECTION 3: This Ordinance shall take effect and be in effect from and after its passage.

PASSED AND APPROVED THIS 16th DAY OF AUGUST 2022.

APPROVED:


Mayor

ATTEST:


City Clerk

Approved as to form:

