

Act 729 of the 1989 Regular Session.

Act 729

HB1322

By: Representative Watts

"AN ACT TO EMPOWER INCORPORATED TOWNS TO USE CERTAIN DONATED LANDS FOR PUBLIC OR CORPORATE PURPOSES; AND FOR OTHER PURPOSES."

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. In order to better provide for the public welfare, safety, comfort, and convenience of their inhabitants, incorporated towns may alter or change the width or extension of streets, sidewalks, alleys, avenues, parks, wharves, and other public grounds, and vacate or lease out such portions thereof as may not for the time being be required for corporation purposes, and, where lands have been acquired or donated to the town for any object or purpose which has become impossible or impracticable to achieve, the lands may be used or devoted for other proper public or corporate purposes or sold by order of the town council and the proceeds applied for public or corporate purposes.

SECTION 2. All provisions of this act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 3. All laws and parts of laws in conflict with this act are hereby repealed.

SECTION 4. It is hereby found and determined by the General Assembly that there exists no provision in current law to permit incorporated towns to alter streets and alleys for the good of the public; that as a result of this lack of authority, unnecessary hardships have been placed on the governing bodies of incorporated towns in this state who strive to provide for the public welfare, safety, comfort and convenience. Therefore, an emergency is hereby declared to exist and this act being necessary for the preservation of the public peace, health and safety shall be in full force and effect on and after its passage and approval.

APPROVED: March 21, 1989

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