1   State of Arkansas

A Bill

2   94th General Assembly

3   Regular Session, 2023   HOUSE BILL 1777

4

5   By: Representatives Nicks, D. Ferguson

6   By: Senator R. Murdock

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8   **For An Act To Be Entitled**

9   AN ACT TO AMEND THE LAW CONCERNING THE POWER OF A

10   MUNICIPALITY TO VACATE A PUBLIC STREET OR ALLEY; TO

11   ALLOW A MUNICIPALITY TO VACATE AND ABANDON A STREET

12   OR ALLEY WHEN ALL PROPERTY ABUTTING THE STREET OR

13   ALLEY IS OWNED BY A MUSEUM; AND FOR OTHER PURPOSES.

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16   **Subtitle**

17   TO AMEND THE LAW CONCERNING THE POWER OF

18   A MUNICIPALITY TO VACATE A PUBLIC STREET

19   OR ALLEY; AND TO ALLOW A MUNICIPALITY TO

20   VACATE AND ABANDON A STREET OR ALLEY WHEN

21   ALL PROPERTY ABUTTING THE STREET OR ALLEY

22   IS OWNED BY A MUSEUM.

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

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27   SECTION 1. Arkansas Code § 14-301-301(b), concerning the power of a

28   municipality to vacate and abandon a public street or alley, is amended to

29   read as follows:

30   (b) In all cases where the owner of property within a city or town

31   shall have dedicated, or may hereafter dedicate, a portion of the property to

32   the public use as streets or alleys by platting the property and causing the

33   plat to be filed for record, as provided by law, and any street or alley, or

34   section thereof, shown on the plat so filed shall not have been actually used

35   by the public as a street or alley for a period of five (5) years and in all

36   cases where all property abutting any street or alley, or section thereof, is

1   owned by any <u>museum as defined in §13-5-1003,</u> educational institution<u>,</u> or

2   college, whether the property shall have been actually used by the public as

3   a street or alley for a period of five (5) years or not, the city or town

4   council shall have power to vacate and abandon the street or alley, or any

5   portion thereof, by proceeding in the manner set forth in this subchapter.

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