

State of Arkansas  
94th General Assembly  
Regular Session, 2023

# A Bill

HOUSE BILL 1777

By: Representatives Nicks, D. Ferguson

By: Senator R. Murdock

## For An Act To Be Entitled

AN ACT TO AMEND THE LAW CONCERNING THE POWER OF A MUNICIPALITY TO VACATE A PUBLIC STREET OR ALLEY; TO ALLOW A MUNICIPALITY TO VACATE AND ABANDON A STREET OR ALLEY WHEN ALL PROPERTY ABUTTING THE STREET OR ALLEY IS OWNED BY A MUSEUM; AND FOR OTHER PURPOSES.

## Subtitle

TO AMEND THE LAW CONCERNING THE POWER OF A MUNICIPALITY TO VACATE A PUBLIC STREET OR ALLEY; AND TO ALLOW A MUNICIPALITY TO VACATE AND ABANDON A STREET OR ALLEY WHEN ALL PROPERTY ABUTTING THE STREET OR ALLEY IS OWNED BY A MUSEUM.

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

SECTION 1. Arkansas Code § 14-301-301(b), concerning the power of a municipality to vacate and abandon a public street or alley, is amended to read as follows:

(b) In all cases where the owner of property within a city or town shall have dedicated, or may hereafter dedicate, a portion of the property to the public use as streets or alleys by platting the property and causing the plat to be filed for record, as provided by law, and any street or alley, or section thereof, shown on the plat so filed shall not have been actually used by the public as a street or alley for a period of five (5) years and in all cases where all property abutting any street or alley, or section thereof, is



owned by any museum as defined in §13-5-1003, educational institution, or college, whether the property shall have been actually used by the public as a street or alley for a period of five (5) years or not, the city or town council shall have power to vacate and abandon the street or alley, or any portion thereof, by proceeding in the manner set forth in this subchapter.

**APPROVED: 4/13/23**