

City Council Agenda Items  
and  
Contracts, Leases or Agreements

6/5/2012

City Council Meeting Date  
Agenda Items Only

Andrew Garner  
Submitted By

Planning  
Division

Development Services  
Department

Action Required:

VAC 12-4102: Vacation (1000 W. STONE ST./FAYETTEVILLE HIGH SCHOOL, 522): Submitted by CRAFTON TULL AND ASSOCIATES, INC. for property located at 1000 WEST STONE STREET. The property is zoned P-1, INSTITUTIONAL. The request is to vacate utility easement and right-of-way.

Cost of this request	\$ -	Category / Project Budget	Program Category / Project Name
Account Number	\$ -	Funds Used to Date	Program / Project Category Name
Project Number	\$ -	Remaining Balance	Fund Name

Budgeted Item

Budget Adjustment Attached

Jim C. King Department Director 05.17.2012 Date Previous Ordinance or Resolution # \_\_\_\_\_

[Signature] City Attorney 5-18-12 Date Original Contract Date: \_\_\_\_\_  
Original Contract Number: \_\_\_\_\_

Maria Hertweck Finance and Internal Services Director 5/18/12 Date

Sam Man Chief of Staff 5/18/12 Date

Lionel Darden Mayor 5/21/12 Date

Received in City Clerk's Office 05-17-12 P04:45 RCVD  
King J.

Received in Mayor's Office  
ENTERED 5/18/12  
[Signature]

Comments:



www.accessfayetteville.org

**CITY COUNCIL AGENDA MEMO**

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**To:** Mayor Jordan, City Council

**Thru:** Don Marr, Chief of Staff  
Jeremy Pate, Development Services Director *JP*

**From:** Andrew Garner, Senior Planner

**Date:** May 16, 2012

**Subject:** VAC 12-4102 (Fayetteville High School Athletic Facilities)

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**RECOMMENDATION**

The Planning Commission and staff recommend approval of an ordinance to vacate undeveloped utility easements and right-of-way.

**BACKGROUND**

The subject property contains approximately 22.57 acres on the northern portion of the Fayetteville High School (FHS) campus. A majority of the site is zoned P-1, Institutional and a small area in the northwest corner of the site is zoned RMF-24, Residential Multi-Family 24 Units per Acre. This portion of the campus contains athletic facilities for the school including the football stadium.

The applicant's request is to vacate un-constructed street right-of-way and utility easement within the site, as indicated on the attached exhibits. None of these streets were ever constructed and the easements that are being requested to be vacated have not been utilized. Fayetteville High School is in the process of renovating and expanding their athletic facilities and prior to construction of new structures in these areas of the site, the easements and right-of-way must be vacated.

**DISCUSSION**

On May 14, 2012, the Planning Commission forwarded this item to the City Council with a recommendation of approval with a vote of 8-0-0.

**BUDGET IMPACT**

None.

**ORDINANCE NO.**

AN ORDINANCE APPROVING VAC 12-4102 SUBMITTED BY CRAFTON TULL AND ASSOCIATES FOR PROPERTY LOCATED AT 1000 WEST STONE STREET TO VACATE UTILITY EASEMENT AND RIGHT-OF-WAY.

**WHEREAS**, the City Council has the authority under A.C.A. § 14-54-104 to vacate public grounds or portions thereof which are not required for corporate purposes; and

**WHEREAS**, the City Council has determined that the following described portion of the platted utility easement and right-of-way are not required for corporate purposes;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE, ARKANSAS:**

Section 1: That the City Council of the City of Fayetteville, Arkansas hereby vacates and abandons the following described in Exhibit B (attached).

Section 2: That a copy of this Ordinance duly certified by the City Clerk along with the map attached and labeled Exhibit A shall be filed in the office of the Recorder of the County and recorded in the Deed Records of the County.

Section 3: That this vacation approval is subject to the Condition of Approval and shall not be in effect until the condition is met herein.

“Any relocation of existing utilities shall be at the owner/developer’s expense.”

**PASSED** and **APPROVED** this    day of    , 2012.

APPROVED:

ATTEST:

By: \_\_\_\_\_  
**LIONELD JORDAN**, Mayor

By: \_\_\_\_\_  
**SONDRA E. SMITH**, City Clerk/Treasurer

# EXHIBIT "A"



**Craffon Tull**  
 CONSTRUCTION



**Fayetteville High School**

**ATHLETIC FACILITY RENOVATIONS**  
 PROJECT NO. 12-4102



**REGISTERED PROFESSIONAL ENGINEER**  
 JACOBUS & JACKSON

**REGISTERED PROFESSIONAL ENGINEER**  
 JACOBUS & JACKSON



**EXHIBIT "B"**  
**VAC 12-4102**

UTILITY EASEMENTS TO BE VACATED

UTILITY EASEMENTS IN ALL THAT PORTION OF TREADWELL STREET AND BUCHANAN AVENUE IN THE I.W. DUNCAN ADDITION TO THE CITY OF FAYETTEVILLE AND A PORTION OF TREADWELL STREET IN THE OAK PARK PLACE ADDITION TO THE CITY OF FAYETTEVILLE AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO-WIT BEGINNING AT THE NORTHEAST CORNER OF LOT 1, BLOCK 8 OF THE I.W. DUNCAN ADDITION, THENCE SOUTH 255', THENCE WEST 195' TO THE SOUTHEAST CORNER OF LOT 212 OF THE OAK PARK PLACE ADDITION, THENCE WEST ALONG THE SOUTH LINE OF SAID LOT 212 TO ITS INTERSECTION WITH THE EAST RIGHT OF WAY LINE OF DELAWARE STREET AS PLATTED, THENCE SOUTH 80' MORE OR LESS, TO A POINT ON THE NORTHWESTERLY LINE OF LOT 302 OF THE OAK PARK PLACE ADDITION, THENCE NORTHEASTERLY 15', MORE OR LESS, TO A POINT ON THE NORTH LINE OF SAID LOT 302, THENCE EAST 128', MORE OR LESS, ALONG THE NORTH LINE OF LOTS 302, 301, AND 300 OF SAID OAK PARK PLACE ADDITION TO THE NORTHWEST CORNER OF LOT 1, BLOCK 9, OF THE I.W. DUNCAN ADDITION, THENCE EAST 195' THENCE SOUTH 335', THENCE EAST 50', THENCE NORTH 335', THENCE EAST 195', THENCE NORTH 50', THENCE WEST 195' THENCE NORTH 255', THENCE WEST 50' TO THE POINT OF BEGINNING. SAID STREET RIGHT OF WAYS HAVING BEEN VACATED BY ORDINANCE 2462, FILED IN BOOK 973, PAGE 484.

UTILITY EASEMENT TO BE VACATED

ALL THAT PART OF BUCHANNAN AVE LOCATED IN THE NW 1/4, SW 1/4 OF SECTION 16, TOWNSHIP 16 NORTH, RANGE 30 WEST THAT LIES SOUTH OF AND CONTIGUOUS TO THE PROPERTY FILED IN DEED BOOK 374, PAGE 617 AND EXTENDING SOUTH 100 FEET, MORE OR LESS.

RIGHT-OF-WAY TO BE VACATED

ALL THAT PART OF BUCHANNAN AVE LOCATED IN THE NW 1/4, SW 1/4 OF SECTION 16, TOWNSHIP 16 NORTH, RANGE 30 WEST THAT LIES SOUTH OF AND CONTIGUOUS TO THE PROPERTY FILED IN DEED BOOK 374, PAGE 617 AND EXTENDING SOUTH 360 FEET, MORE OR LESS TO THE NORTH LINE OF STONE STREET.



PC Meeting of May 14, 2012

THE CITY OF FAYETTEVILLE, ARKANSAS

125 W. Mountain St.  
Fayetteville, AR 72701  
Telephone: (479) 575-8267

**PLANNING DIVISION CORRESPONDENCE**

TO: Fayetteville Planning Commission  
FROM: Andrew Garner, Senior Planner  
THRU: Jeremy Pate, Development Services Director  
DATE: May 8, 2012 Updated May 16, 2012

**VAC 12-4102: Vacation (1000 W. STONE ST./Fayetteville High School, 522):**  
Submitted by CRAFTON TULL AND ASSOCIATES, INC. for property located at 1000 WEST STONE STREET. The property is zoned P-1, INSTITUTIONAL and contains approximately 22.57 acres. The request is to vacate a utility easement and right-of-way.

Planner: Andrew Garner

**Findings:**

*Property description:* The subject property contains approximately 22.57 acres on the northern portion of the Fayetteville High School (FHS) campus. A majority of the site is zoned P-1, Institutional and a small area in the northwest corner of the site is zoned RMF-24, Residential Multi-Family 24 Units per Acre. This portion of the campus contains athletic facilities for the school including the football stadium. Surrounding land use and zoning is depicted on *Table 1*.

**Table 1  
Surrounding Land Use and Zoning**

Direction from Site	Land Use	Zoning
North	Single family residential	RMF-24, Residential Multi-Family 24 Units Per Acre; RMF-40, Residential Multi-Family 40 Units Per Acre
South	Fayetteville High School Campus	P-1, Institutional
East	Single and multi-family residential	RMF-40, Residential Multi-Family 40 Units Per Acre
West	Single family residential	RMF-24, Residential Multi-Family 24 Units Per Acre

*Request:* The applicant's request is to vacate un-constructed street right-of-way and utility easement within the site, as indicated on the attached exhibits. None of these streets were ever constructed and the easements that are being requested to be vacated have not been utilized. Fayetteville High School is in the process of renovating and expanding their athletic facilities and prior to construction of new structures in these

areas of the site, the easements and right-of-way must be vacated.

The applicant has submitted the required easement vacation notification forms to the utility companies and to the City with the result summarized below.

<u>UTILITIES</u>	<u>RESPONSE</u>
Ozarks Electric	No Objections
Cox Communications	No Objections
Southwestern Electric Power Company	No Objections
Arkansas Western Gas	No Objections
AT&T	No Objections

<u>CITY OF FAYETTEVILLE:</u>	<u>RESPONSE</u>
Water/Sewer	No Objections
Transportation	No Objections
Solid Waste	No Objections

**Public Comment:** No public comment has been received.

**Recommendation:** Finding that adequate access and utility easements exist to serve the subject property, staff recommends forwarding **VAC 12-4102** to the City Council with a recommendation for approval subject to the following conditions:

- ~~1. The legal descriptions are too vague to be accurately mapped by the City GIS Division. The legal descriptions should be revised to have a metes and bounds description or other method for the City GIS Division to accurately map the areas that are being vacated. This condition shall be required to be met prior to this item being placed on the City Council agenda.~~

THIS CONDITION WAS MET PRIOR TO PLANNING COMMISSION.

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**CITY COUNCIL ACTION: Required**

**PLANNING COMMISSION ACTION: Required**

**Planning Commission Action:  Forwarded  Denied  Tabled**

**Date: May 14, 2012**

**Motion: Cook**

**Second: Chesser**

**Vote: 8-0-0**



**Crafton Tull**

architecture | engineering | surveying

Conway  
Lille Rock  
Oklahoma City  
Rogers  
Russellville  
Tulsa

April 4, 2012

Planning Commission  
City of Fayetteville  
125 W. Mountain Street  
Fayetteville, AR 72701

RE: FHS Athletics Renovation - Easement Vacation / Dedication

Dear Planning Commission:

This letter shall accompany the Easement and Right-of-Way Vacation application for the Fayetteville High School Athletics Renovation. The project is located on the north side of the existing Fayetteville High School campus.

The request is to vacate utility easements in order to proceed with building construction. In addition to this and in anticipation of future improvements we are also requesting that the right-of-way for S. Buchanan Avenue be vacated.

Please see attached Exhibit A for a graphical representation of these requests. Should you need any further information to process this request please let us know.

Sincerely,  
Crafton Tull

Jonathan Ely, P.E.  
Project Manager



**RECORD INFORMATION**

PLAT NO. 12-4102-3  
 PROJECT NO. 12-4102-3  
 PREPARED BY: J. W. STONE, JR.  
 CHECKED BY: J. W. STONE, JR.  
 DATE: 10/11/12

**Crafton Tull**  
 PROFESSIONAL SURVEYORS & ENGINEERS  
 1317 W. Stone Street, Fayetteville, Arkansas 72703  
 PHONE: 479-536-7200  
 FAX: 479-536-7201  
 www.craftontull.com

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**EASEMENT DEDICATION AND VACATION**

PREPARED FOR:  
**FAYETTEVILLE SCHOOL DISTRICT NO. 1**  
**FAYETTEVILLE, ARKANSAS**

RECORD INFORMATION

**PARCEL LINE TABLE**

LINE #	LENGTH	BEARING	BEARING	CURVE DATA	CHORD LENGTH	CHORD BEARING
1	141.450	S 49° 49' 00" W	S 49° 49' 00" W		141.450	S 49° 49' 00" W
2	141.450	S 49° 49' 00" W	S 49° 49' 00" W		141.450	S 49° 49' 00" W
3	141.450	S 49° 49' 00" W	S 49° 49' 00" W		141.450	S 49° 49' 00" W
4	141.450	S 49° 49' 00" W	S 49° 49' 00" W		141.450	S 49° 49' 00" W
5	141.450	S 49° 49' 00" W	S 49° 49' 00" W		141.450	S 49° 49' 00" W
6	141.450	S 49° 49' 00" W	S 49° 49' 00" W		141.450	S 49° 49' 00" W
7	141.450	S 49° 49' 00" W	S 49° 49' 00" W		141.450	S 49° 49' 00" W
8	141.450	S 49° 49' 00" W	S 49° 49' 00" W		141.450	S 49° 49' 00" W
9	141.450	S 49° 49' 00" W	S 49° 49' 00" W		141.450	S 49° 49' 00" W
10	141.450	S 49° 49' 00" W	S 49° 49' 00" W		141.450	S 49° 49' 00" W
11	141.450	S 49° 49' 00" W	S 49° 49' 00" W		141.450	S 49° 49' 00" W
12	141.450	S 49° 49' 00" W	S 49° 49' 00" W		141.450	S 49° 49' 00" W
13	141.450	S 49° 49' 00" W	S 49° 49' 00" W		141.450	S 49° 49' 00" W
14	141.450	S 49° 49' 00" W	S 49° 49' 00" W		141.450	S 49° 49' 00" W
15	141.450	S 49° 49' 00" W	S 49° 49' 00" W		141.450	S 49° 49' 00" W
16	141.450	S 49° 49' 00" W	S 49° 49' 00" W		141.450	S 49° 49' 00" W
17	141.450	S 49° 49' 00" W	S 49° 49' 00" W		141.450	S 49° 49' 00" W
18	141.450	S 49° 49' 00" W	S 49° 49' 00" W		141.450	S 49° 49' 00" W
19	141.450	S 49° 49' 00" W	S 49° 49' 00" W		141.450	S 49° 49' 00" W
20	141.450	S 49° 49' 00" W	S 49° 49' 00" W		141.450	S 49° 49' 00" W

**QUIRRE TABLE**

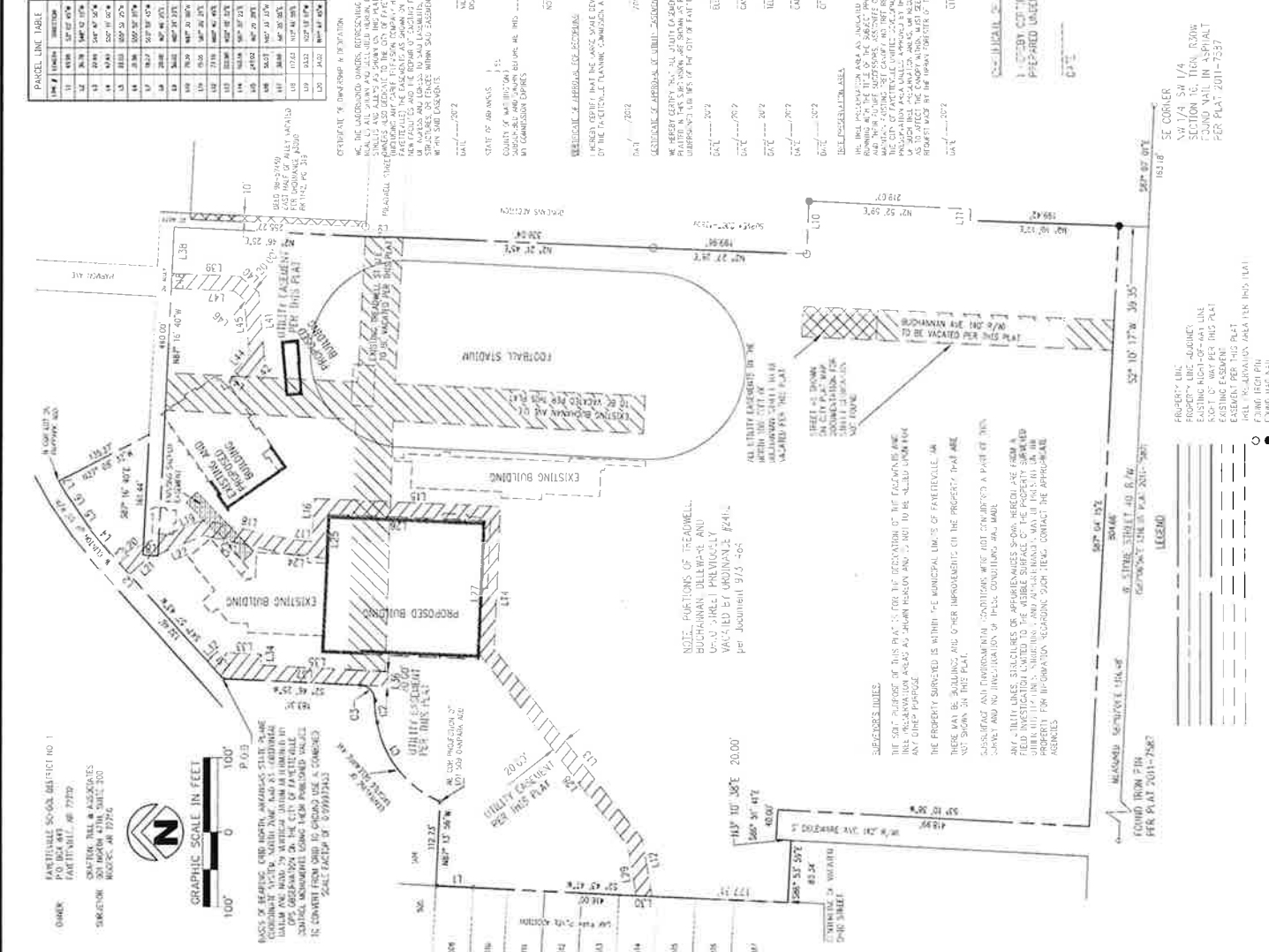
LINE #	LENGTH	BEARING	BEARING	CURVE DATA	CHORD LENGTH	CHORD BEARING
1	141.450	S 49° 49' 00" W	S 49° 49' 00" W		141.450	S 49° 49' 00" W
2	141.450	S 49° 49' 00" W	S 49° 49' 00" W		141.450	S 49° 49' 00" W
3	141.450	S 49° 49' 00" W	S 49° 49' 00" W		141.450	S 49° 49' 00" W
4	141.450	S 49° 49' 00" W	S 49° 49' 00" W		141.450	S 49° 49' 00" W
5	141.450	S 49° 49' 00" W	S 49° 49' 00" W		141.450	S 49° 49' 00" W
6	141.450	S 49° 49' 00" W	S 49° 49' 00" W		141.450	S 49° 49' 00" W
7	141.450	S 49° 49' 00" W	S 49° 49' 00" W		141.450	S 49° 49' 00" W
8	141.450	S 49° 49' 00" W	S 49° 49' 00" W		141.450	S 49° 49' 00" W
9	141.450	S 49° 49' 00" W	S 49° 49' 00" W		141.450	S 49° 49' 00" W
10	141.450	S 49° 49' 00" W	S 49° 49' 00" W		141.450	S 49° 49' 00" W
11	141.450	S 49° 49' 00" W	S 49° 49' 00" W		141.450	S 49° 49' 00" W
12	141.450	S 49° 49' 00" W	S 49° 49' 00" W		141.450	S 49° 49' 00" W
13	141.450	S 49° 49' 00" W	S 49° 49' 00" W		141.450	S 49° 49' 00" W
14	141.450	S 49° 49' 00" W	S 49° 49' 00" W		141.450	S 49° 49' 00" W
15	141.450	S 49° 49' 00" W	S 49° 49' 00" W		141.450	S 49° 49' 00" W
16	141.450	S 49° 49' 00" W	S 49° 49' 00" W		141.450	S 49° 49' 00" W
17	141.450	S 49° 49' 00" W	S 49° 49' 00" W		141.450	S 49° 49' 00" W
18	141.450	S 49° 49' 00" W	S 49° 49' 00" W		141.450	S 49° 49' 00" W
19	141.450	S 49° 49' 00" W	S 49° 49' 00" W		141.450	S 49° 49' 00" W
20	141.450	S 49° 49' 00" W	S 49° 49' 00" W		141.450	S 49° 49' 00" W

**DESCRIPTION OF THE PROPERTY AND THE EASEMENT DEDICATION AND VACATION**

THIS EASEMENT DEDICATION AND VACATION IS MADE FOR THE BENEFIT OF THE CITY OF FAYETTEVILLE, ARKANSAS, AND IS SUBJECT TO THE REVERSE SIDE OF THIS PLAT.

**PROPERTY LINE TABLE**

LINE #	LENGTH	BEARING
1	141.450	S 49° 49' 00" W
2	141.450	S 49° 49' 00" W
3	141.450	S 49° 49' 00" W
4	141.450	S 49° 49' 00" W
5	141.450	S 49° 49' 00" W
6	141.450	S 49° 49' 00" W
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18	141.450	S 49° 49' 00" W
19	141.450	S 49° 49' 00" W
20	141.450	S 49° 49' 00" W



**FOOTNOTES:**

- THE SE CORNER OF THIS PLAT IS FOR THE DEDICATION OF THE EASEMENT FOR THE CITY OF FAYETTEVILLE, ARKANSAS.
- SUBSURFACE AND UNDERGROUND CONDITIONS WERE NOT DETERMINED AS PART OF THIS SURVEY AND NO INVESTIGATION OF THESE CONDITIONS WAS MADE.
- ALL UTILITY EASEMENTS IN THE BUSHMANN ARE TO BE VACATED PER THIS PLAT.
- THE PROPERTY SHOWN IS WITHIN THE MUNICIPAL LIMITS OF FAYETTEVILLE, ARKANSAS.
- THESE ARE TO BE BOUNDING AND OTHER IMPROVEMENTS OF THE PROPERTY TO BE MADE AND SHOWN BY THE APPLICANT.
- THE PROPERTY SHOWN IS WITHIN THE MUNICIPAL LIMITS OF FAYETTEVILLE, ARKANSAS.
- SUBSURFACE AND UNDERGROUND CONDITIONS WERE NOT DETERMINED AS PART OF THIS SURVEY AND NO INVESTIGATION OF THESE CONDITIONS WAS MADE.
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- ALL UTILITY EASEMENTS IN THE BUSHMANN ARE TO BE VACATED PER THIS PLAT.
- THE PROPERTY SHOWN IS WITHIN THE MUNICIPAL LIMITS OF FAYETTEVILLE, ARKANSAS.
- THESE ARE TO BE BOUNDING AND OTHER IMPROVEMENTS OF THE PROPERTY TO BE MADE AND SHOWN BY THE APPLICANT.

**LEGEND**

- PROPERTY LINE
- PROPERTY LINE ADJACENT TO CITY OF FAYETTEVILLE
- 500' EASEMENT PER THIS PLAT
- EXISTING EASEMENT
- EASEMENT PER THIS PLAT
- REAL ESTATE AREA FOR THIS PLAT
- UTILITY EASEMENT
- BOUNDING AND OTHER IMPROVEMENTS OF THE PROPERTY

**Crafton Tull**  
 1450 W. 9th St. Ste. 100  
 Fayetteville, AR 72701  
 (501) 326-3400



**ATHLETIC FACILITY RENOVATIONS**  
 Fayetteville, AR 72701



LEGEND (PROPOSED)	
[Symbol]	ALL NEW FIN. COURTYARD
[Symbol]	ALL NEW FIN. COURT
[Symbol]	EXISTING SET BACK
[Symbol]	PROPERTY LINE
[Symbol]	POLE CORNERLINE

LEGEND (EXISTING)	
[Symbol]	EXISTING PAVING
[Symbol]	EXISTING FOOTING
[Symbol]	EXISTING FIN. COURT
[Symbol]	EXISTING FIN. COURTYARD
[Symbol]	EXISTING PROPERTY LINE
[Symbol]	EXISTING POLE CORNERLINE

VAC 12-4102 (1000 W. Stone St./Fayetteville High School)  
 Page 10 of 20  
 C-101

**EXHIBIT A**

**SITE NOTES:**

- ALL WORK AND MATERIALS SHALL COMPLY WITH ALL APPLICABLE REGULATIONS AND SPECIFICATIONS OF THE CITY OF FAYETTEVILLE.
- CONTRACTOR SHALL OBTAIN ALL NECESSARY PERMITS AND EXISTING RECORDS FROM THE CITY OF FAYETTEVILLE.
- CONTRACTOR SHALL VERIFY ALL EXISTING UTILITIES AND EASEMENTS AND PROVIDE A UTILITY LOCATIONS SURVEY TO THE CITY OF FAYETTEVILLE.
- CONTRACTOR SHALL MAINTAIN ALL EXISTING UTILITIES AND EASEMENTS UNLESS SPECIFICALLY NOTED OTHERWISE.
- CONTRACTOR SHALL MAINTAIN ALL EXISTING UTILITIES AND EASEMENTS UNLESS SPECIFICALLY NOTED OTHERWISE.
- CONTRACTOR SHALL MAINTAIN ALL EXISTING UTILITIES AND EASEMENTS UNLESS SPECIFICALLY NOTED OTHERWISE.

PETITION

PETITION TO VACATE EASEMENT AND RIGHT-OF-WAY LOCATED AT THE FAYETTEVILLE HIGH SCHOOL ATHLETIC CENTER, CITY OF FAYETTEVILLE, ARKANSAS

TO: The City of Fayetteville City Planning Commission and Fayetteville City Council

We, the undersigned, being all the owners of the real estate abutting the easement and right-of-way hereinafter sought to be abandoned and vacated, lying in Fayetteville High School property, City of Fayetteville, Arkansas, a municipal corporation, petition to vacate an alley which is described as follows:

SEE ATTACHED LEGAL DESCRIPTION

That the abutting real estate affected by said abandonment of the easement and right-of-way are at the Fayetteville High School Athletic Center, City of Fayetteville used by the public for a period of many years, and that the public interest and welfare would not be adversely affected by the abandonment of the portion of the above described easement and right-of-way.

The petitioners pray that the City of Fayetteville, Arkansas, abandon and vacate the above described real estate, subject, however, to the existing utility easement and right-of-ways and sewer easement and right-of-ways as required, and that the above described real estate be used for their respective benefit and purpose as now approved by law.

The petitioners further pray that the above described real estate be vested in the abutting property owners as provided by law.

WHEREFORE, the undersigned petitioners respectfully pray that the governing body of the City of Fayetteville, Arkansas abandon and vacate the above described real estate, subject to said utility and sewer easement and right-of-ways, and that title to said real estate sought to be abandoned be vested in the abutting property owners as provided by law, and as to that particular land the owners be free from the easement and right-of-ways of the public for the use of said alley.

Dated this 3 day of April, 2012.

David Tate

Printed Name

David Tate

Signature

**UTILITY APPROVAL FORM**

**FOR RIGHT-OF-WAY, ALLEY, AND  
UTILITY EASEMENT VACATIONS**

DATE: March 28, 2012

UTILITY COMPANY: OZARKS ELECTRIC

APPLICANT NAME: Jonathan Ely, P.E. (Representative) APPLICANT PHONE: 479-878-2432  
REQUESTED VACATION (*applicant must check all that apply*):

- Utility Easement
- Right-of-way for alley or streets and all utility easements located within the vacated right-of-way.
- Alley
- Street right-of-way

I have been notified of the petition to vacate the following (*alley, easement, right-of-way*), described as follows:

General location / Address (referring to attached document- must be completed\*\*)

\*\* Existing Fayetteville High School Site


*(ATTACH legal description and graphic representation of what is being vacated-SURVEY)*

UTILITY COMPANY COMMENTS:

- No objections to the vacation(s) described above.
- No objections to the vacation(s) described above, provided following described easements are retained. (State the location, dimensions, and purpose below.)

\_\_\_\_\_  
\_\_\_\_\_

- No objections provided the following conditions are met:
- \_\_\_\_\_  
\_\_\_\_\_

  
\_\_\_\_\_  
Signature of Utility Company Representative

Lead Staking Tech  
\_\_\_\_\_  
Title

**UTILITY APPROVAL FORM**  
**FOR RIGHT-OF-WAY, ALLEY, AND**  
**UTILITY EASEMENT VACATIONS**

DATE: March 28, 2012

UTILITY COMPANY: AT&T

APPLICANT NAME: Jonathan Ely, P.E. (Representative) APPLICANT PHONE: 479-878-2432  
REQUESTED VACATION (*applicant must check all that apply*):

- Utility Easement
- Right-of-way for alley or streets and all utility easements located within the vacated right-of-way.
- Alley
- Street right-of-way

I have been notified of the petition to vacate the following (*alley, easement, right-of-way*), described as follows:

General location / Address (referring to attached document- must be completed)\*\*

\*\* Existing Fayetteville High School Site

*(ATTACH legal description and graphic representation of what is being vacated-SURVEY)*

UTILITY COMPANY COMMENTS:

- No objections to the vacation(s) described above.
- No objections to the vacation(s) described above, provided following described easements are retained. (State the location, dimensions, and purpose below.)

• No objections provided the following conditions are met: ~~RELOCATION OR REPAIR OF ANY EXISTING AT&T FACILITIES WILL BE @ THE OWNER OR DEVELOPER'S EXPENSE. CONDUITS ARE TO BE PROVIDED BY OWNER/DEVELOPER FOR RELOCATION.~~

*Susan K. Chouser*  
Signature of Utility Company Representative

OSP ENGINEER-DESIGN  
Title

UTILITY APPROVAL FORM  
FOR RIGHT-OF-WAY, ALLEY, AND  
UTILITY EASEMENT VACATIONS

DATE: March 28, 2012

UTILITY COMPANY: Solid Waste + Recycling

APPLICANT NAME: Jonathan Ely, P.E. (Representative) APPLICANT PHONE: 479-878-2432  
REQUESTED VACATION (applicant must check all that apply):

- Utility Easement
- Right-of-way for alley or streets and all utility easements located within the vacated right-of-way.
- Alley
- Street right-of-way


I have been notified of the petition to vacate the following (alley, easement, right-of-way), described as follows:

General location / Address (referring to attached document- must be completed)\*\*

\*\* Existing Fayetteville High School Site

(ATTACH legal description and graphic representation of what is being vacated-SURVEY)


UTILITY COMPANY COMMENTS:

- No objections to the vacation(s) described above. 
- No objections to the vacation(s) described above, provided following described easements are retained. (State the location, dimensions, and purpose below.)

\_\_\_\_\_  
\_\_\_\_\_

- No objections provided the following conditions are met:

\_\_\_\_\_  
\_\_\_\_\_

  
Signature of Utility Company Representative  
Waste Reduction Coordinator  
Title

**UTILITY APPROVAL FORM**  
**FOR RIGHT- OF- WAY, ALLEY, AND**  
**UTILITY EASEMENT VACATIONS**

DATE: March 28, 2012

UTILITY COMPANY: CITY OF FAYETTEVILLE TRANSPORTATION DIV.

APPLICANT NAME: Jonathan Ely, P.E. (Representative) APPLICANT PHONE: 479-878-2432

REQUESTED VACATION (*applicant must check all that apply*):

- Utility Easement
- Right-of-way for alley or streets and all utility easements located within the vacated right- of- way.
- Alley
- Street right-of-way

I have been notified of the petition to vacate the following (*alley, easement, right-of-way*), described as follows:

**General location / Address** (referring to attached document- must be completed\*\*)

\*\* Existing Fayetteville High School Site

*{ATTACH legal description and graphic representation of what is being vacated-SURVEY}*


UTILITY COMPANY COMMENTS:

- No objections to the vacation(s) described above.
- No objections to the vacation(s) described above, provided following described easements are retained. (State the location, dimensions, and purpose below.)

\_\_\_\_\_  
\_\_\_\_\_

- No objections provided the following conditions are met:

\_\_\_\_\_  
\_\_\_\_\_

  
\_\_\_\_\_  
Signature of Utility Company Representative

ASSISTANT TRANSPORTATION MGR.  
\_\_\_\_\_  
Title

**UTILITY APPROVAL FORM**  
**FOR RIGHT- OF- WAY, ALLEY, AND**  
**UTILITY EASEMENT VACATIONS**

DATE: March 28, 2012

UTILITY COMPANY: Source Star Co.

APPLICANT NAME: Jonathan Ely, P.E. (Representative) APPLICANT PHONE: 479-878-2432

REQUESTED VACATION (applicant must check all that apply):

- Utility Easement
- Right-of-way for alley or streets and all utility easements located within the vacated right- of- way.
- Alley
- Street right-of-way

I have been notified of the petition to vacate the following (alley, easement, right-of-way), described as follows:

General location / Address (referring to attached document- must be completed)\*\*

\*\* Existing Fayetteville High School Site

*(ATTACH legal description and graphic representation of what is being vacated-SURVEY)*

UTILITY COMPANY COMMENTS:

- No objections to the vacation(s) described above.
- No objections to the vacation(s) described above, provided following described easements are retained. (State the location, dimensions, and purpose below.)

\_\_\_\_\_  
\_\_\_\_\_

- No objections provided the following conditions are met:

\_\_\_\_\_  
\_\_\_\_\_

Randy Wade  
Signature of Utility Company Representative

Field Coordinator  
Title



**UTILITY APPROVAL FORM**  
**FOR RIGHT- OF- WAY, ALLEY, AND**  
**UTILITY EASEMENT VACATIONS**

DATE: March 28, 2012

UTILITY COMPANY: AEP-SWEPCO

APPLICANT NAME: Jonathan Ely, P.E. (Representative) APPLICANT PHONE: 479-878-2432

REQUESTED VACATION (*applicant must check all that apply*):

- Utility Easement
- Right-of-way for alley or streets and all utility easements located within the vacated right- of- way.
- Alley
- Street right-of-way

I have been notified of the petition to vacate the following (*alley, easement, right-of-way*), described as follows:

General location / Address (referring to attached document- must be completed\*\*)

\*\* Existing Fayetteville High School Site

(ATTACH legal description and graphic representation of what is being vacated-SURVEY)

UTILITY COMPANY COMMENTS:

- No objections to the vacation(s) described above.
- No objections to the vacation(s) described above, provided following described easements are retained. (State the location, dimensions, and purpose below.)

- No objections provided the following conditions are met:

Jonathan Ely  
Signature of Utility Company Representative

Dist Engr.  
Title

### UTILITY APPROVAL FORM

#### FOR RIGHT-OF-WAY, ALLEY, AND UTILITY EASEMENT VACATIONS

DATE: March 28, 2012

UTILITY COMPANY: Cox

APPLICANT NAME: Jonathan Ely, P.E. (Representative) APPLICANT PHONE: 479-878-2432  
REQUESTED VACATION (*applicant must check all that apply*):

- Utility Easement
- Right-of-way for alley or streets and all utility easements located within the vacated right-of-way.
- Alley
- Street right-of-way

I have been notified of the petition to vacate the following (*alley, easement, right-of-way*), described as follows:

**General location / Address** (referring to attached document- must be completed\*\*)

\*\* Existing Fayetteville High School Site


*(ATTACH legal description and graphic representation of what is being vacated-SURVEY)*

UTILITY COMPANY COMMENTS:

- No objections to the vacation(s) described above.
- No objections to the vacation(s) described above, provided following described easements are retained. (State the location, dimensions, and purpose below.)

- No objections provided the following conditions are met:

Any damage or relocation of existing facilities will be at the  
owner or developer's expense.

  
\_\_\_\_\_  
Signature of Utility Company Representative

Field Engineer  
\_\_\_\_\_  
Title

## UTILITY APPROVAL FORM

### FOR RIGHT- OF- WAY, ALLEY, AND UTILITY EASEMENT VACATIONS

DATE: ~~March 28, 2012~~ → 04/06/2012

UTILITY COMPANY: City of Fayetteville

APPLICANT NAME: Jonathan Ely, P.E. (Representative) APPLICANT PHONE: 479-878-2432  
REQUESTED VACATION (*applicant must check all that apply*):

- Utility Easement
- Right-of-way for alley or streets and all utility easements located within the vacated right- of- way.
- Alley
- Street right-of-way

I have been notified of the petition to vacate the following (*alley, easement, right-of-way*), described as follows:

**General location / Address** (referring to attached document- must be completed\*\*)

\*\* Existing Fayetteville High School Site

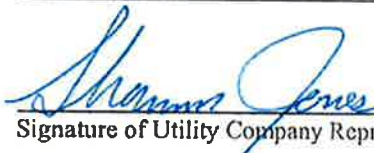
*(ATTACH legal description and graphic representation of what is being vacated-SURVEY)*

#### UTILITY COMPANY COMMENTS:

- No objections to the vacation(s) described above.
- No objections to the vacation(s) described above, provided following described easements are retained. (State the location, dimensions, and purpose below.)

- No objections provided the following conditions are met:

The City must retainin easement rights along Buchanan from Stone to the structure on the south side of the football stadium.



Signature of Utility Company Representative

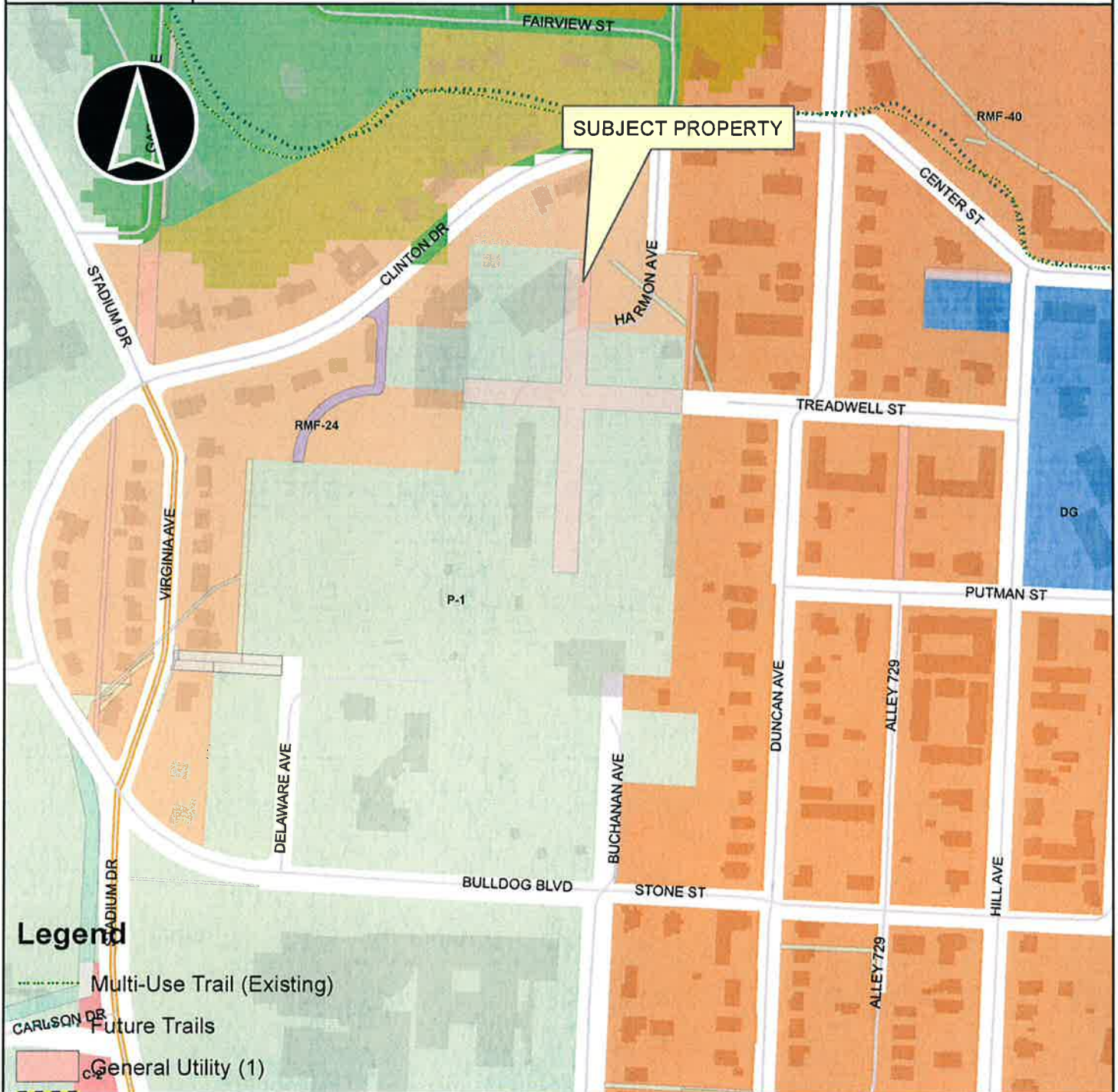
Utilities Engineer

Title

VAC12-4102

# FHS

Close Up View



## Legend

- Multi-Use Trail (Existing)
- Future Trails
- General Utility (1)

- Fayetteville City Limits
- Footprints 2010
- Hillside-Hilltop Overlay District
- Design Overlay District
- Design Overlay District
- Planning Area

