

R-13230

ORDINANCE NO. 0-00-82

AN ORDINANCE AMENDING AND MODIFYING ORDINANCE NO. 0-00-52 REPEALING CERTAIN PORTIONS THEREOF; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES :

WHEREAS, the City of Conway passed Ordinance No. 0-00-52 on the 23rd day of May, 2000, which annexed certain lands to the City pursuant to Act 314 of 1979; and

WHEREAS, Ordinance No. 0-00-52 included, in Section 1, Tract #3, which was described in the ordinance as follows:

Part of the NE 1/4, NE 1/4 of Section 26, T-5-N; R-14-W described as commencing at the southwest corner of said NE 1/4, NE 1/4; run thence N-89-46-59-E 666.98 feet to the point of beginning; thence N-00-22-18-W 264.0 feet; thence N-89-46-59-E 660.0 feet; thence S-00-22-18-E 264.0 feet to the SE corner of said NE 1/4, NE 1/4; thence S-89-46-59-W 660.0 feet to the point of beginning containing 4.0 acres more or less.

WHEREAS, that the public hearing regarding the annexation of Tract #3 had been postponed to May 23, 2000, from the originally scheduled date of May 9, 2000; and

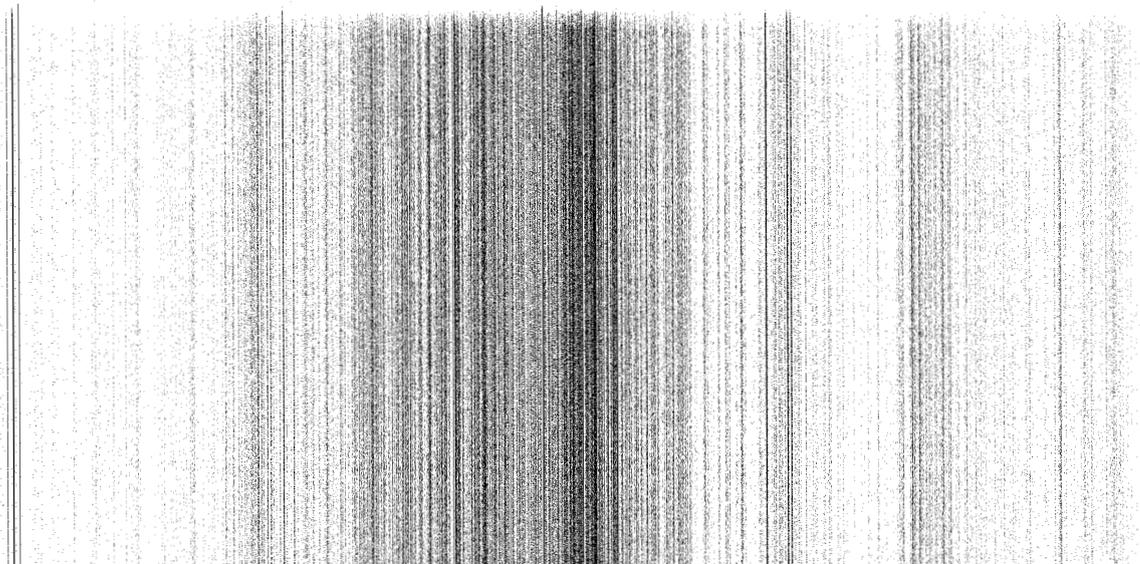
WHEREAS, that due to procedural oversight, the City Council proceeded to include Tract #3 in Ordinance No. 0-00-52, which was passed on May 23, 2000, and which was the same date of the rescheduled public hearing for Tract #3. Therefore, pursuant to A.C.A. 14-40-503(a)(1), the annexation of Tract #3 was not brought up "at the next regularly scheduled meeting following the public hearing."

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

SECTION 1: That Ordinance No. 0-00-52 is hereby amended and modified to repeal and exclude references to Tract #3 in Section 1 and Section 3.

SECTION 2: That the annexation of Tract #3 as set forth in Ordinance No. 0-00-52 is hereby deemed void and of no effect.

SECTION 3. That all ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of that conflict.



SECTION 4. That it is ascertained and declared that this ordinance is necessary for the public peace and welfare of the citizens of the City of Conway, Arkansas, an emergency is hereby declared to exist, and this ordinance shall take effect and be in force from and after its passage and approval.

PASSED this 27 day of June, 2000.

APPROVED:

Tab Townsell
MAYOR TAB TOWNSELL

ATTEST:

Michael O. Garrett
MICHAEL O. GARRETT, CITY CLERK