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City of Conway, Arkansas Ordinance No. <u>0-09-87</u>

AN ORDINANCE ACCEPTING THE ANNEXATION OF CERTAIN LANDS ALONG THE EAST SIDE OF OLD MILITARY ROAD NORTH OF DEERBROOK SUBDIVISION TO THE CITY OF CONWAY, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES:

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

SECTION 1: That the City of Conway, Arkansas, hereby accepts the hereinafter described territory, annexed to said City by order of the County Court of Faulkner County, Arkansas, heretofore entered on the 9th day of July, 2009, and said territory being situated in Faulkner County, Arkansas, shall be a part of the City of Conway and shall be zoned **R-1** and described as follows:

A part of the NW 1/4 SW 1/4 of Section 22, Township 5 North, Range 14 West, Faulkner County, Arkansas, being more particularly described as follows:

Commencing at the NW Corner of said NW 1/4 SW 1/4 run from thence S87 degrees 39'07"E, along the North Line of said NW 1/4 SW 1/4, 491.69 feet to the point of beginning; thence continue along said North Line 663.35 feet; thence run S01 degree 52'10"W, parallel to the West Line of said NW 1/4 SW 1/4, 1322.72 feet to the South Line of said NW 1/4 SW 1/4; thence run N87 degrees 35'32"W, along said South Line, 1130.05 feet to the East Right of Way line of Old Military Road; thence run N01 degree 52'10"E, parallel to the West Line of said NW 1/4 SW 1/4, 466.69 feet; thence run N01 degrees 52'10"E, parallel to the North Line of said NW 1/4 SW 1/4, 466.69 feet; thence run N01 degrees 52'10"E parallel to the West Line of said NW 1/4 SW 1/4, 466.70 feet to the point of beginning.

Said Tract contains 29.30 acres more or less and is subject to all rights of way, easements, covenants, and restrictions on record.

and that above said – described lands and territory be, and the same hereby are, declared to be a part of the City of Conway, Faulkner County, Arkansas.

SECTION 2: That the City of Conway hereby accepts the following section(s) of street(s) as public street(s) for maintenance and for the purpose of providing street frontage for the issuance of building permits.

That portion of Old Military Road that fronts upon this property.

(Y)

SECTION 3: That unless a street is specifically named in this ordinance as being accepted for maintenance or to provide street frontage for the issuance of building permits, it shall not be accepted for either purpose.

SECTION 4: From and after this date, the inhabitants residing within and upon the hereinabove described lands and territory shall have and enjoy all the rights and privileges of, and be subject to all the laws, rules, ordinances, limitations and regulations imposed upon the inhabitants within the original limits of said City of Conway, Arkansas, and for voting purposes, said lands are hereby assigned to and designated as a part of **Ward 1** of the City of Conway, Arkansas.

SECTION 5: It is hereby ascertained and declared that it is necessary for the protection and preservation of the public health and safety that the foregoing ordinance shall take effect and be in force from and after its passage and publication.

PASSED this **28th** day of **July**, 2009.

APPROVED:

Mayor Tab Townsell

ATTEST:

Michael O. Garrett City Clerk/Treasurer