

ORDINANCE NO. 0-94- 43

AN ORDINANCE ASSESSING THE VALUE OF BENEFITS TO BE RECEIVED BY THE OWNERS OF EACH OF THE SEVERAL BLOCKS, LOTS AND PARCELS OF LAND WITHIN WATER IMPROVEMENT DISTRICT NO. 9 OF **THE** CITY OF CONWAY, ARKANSAS; AND FOR OTHER PURPOSES

WHEREAS, a majority in value of the property holders owning property adjoining the locality to be affected and situated in Water Improvement District No. 9 of the City of Conway, Arkansas, organized for the purposes of constructing within the District a water system to serve the inhabitants of said district to make the desired connection with the water system of Conway, Arkansas; said purposes to be accomplished in the manner that the Commissioners of the District shall deem to be in the best interest of the District, and the cost thereof to be assessed upon the real property of the District according to the benefits received; and

WHEREAS, the council for the City of Conway has established the District to accomplish the above purposes by passing Ordinance No. 0-94-24 of the ordinances of the City on April 12, 1994; and

WHEREAS, the Commissioners of the District have made and filed plans for the improvements with the City Clerk and have reported to the Council of the City the estimated cost of the improvements; and

WHEREAS, the assessments have been duly made by the Board of Assessors of the District, who were appointed by the Council of the City, and filed in the office of the City Clerk pursuant to law, and notice of such filing was duly published in the Log Cabin Democrat, a newspaper published in and of general circulation in the City of Conway, Arkansas, on the 28th day of July, 1994; and

WHEREAS, no protest of **any** assessment has been received; and

WHEREAS, the benefits received by each and every block, lot and parcel of real property situated in the District equal or exceed the local assessment thereon; and

WHEREAS, the estimated cost of the improvement to the District is \$518,000;

WHEREAS, the assessed benefits amount to \$1,168,800.

NOW, THEREFORE, RE IT ORDAINED by the Council of the City of Conway, Arkansas;

Section 1. That each of the blocks, lots and parcels of real property in the District be assessed according to the assessment list of the District as the same now

remains in the office of the City Clerk, and that five (5.0) percent of the assessment of each of the blocks, lots and parcels shall be collected by the County Collector with the first installment of general taxes becoming due in the year 1995, and annually thereafter with the first installment of general taxes until the whole of the local assessment shall be paid.

Section 2. That all ordinances and resolutions and parts thereof in conflict herewith are hereby repealed to the extent of such conflict, and this Ordinance shall be in full force and effect from and after its passage.

Section 3. It is hereby determined by the City Council that there is an immediate need for the improvements contemplated to be constructed by the District in order to provide for the public peace, health and safety. Therefore, an emergency is declared to exist, and this ordinance shall take effect and be in force from and after its passage.

PASSED: August 9th, 1994.

APPROVED:

David G. Kinley
DAVID G. KINLEY, MAYOR

ATTEST:

Martha Hartwick
MARTHA HARTWICK, CITY CLERK