

ORDINANCE NO. 093-20

AN ORDINANCE ESTABLISHING MUNICIPAL IMPROVEMENT

DISTRICT NO. 8 OF CONWAY, ARKANSAS

WHEREAS, parties claiming to be the owners of record title of a majority in value of the real property, as shown by the last county assessment of the owners of real property, located within the territory hereinafter described, have filed petitions on Apr 27, 1993, praying that a municipal improvement district be established pursuant to Act 125 of the General Assembly of the State of Arkansas for the year 1913 for the purposes herein set out: and

WHEREAS, after due notice as required by law, the City Council of the City of Conway, Arkansas, has heard all the parties desiring to be heard and has ascertained that said petitions were signed by a majority in assessed value of the owners of real property within said territory; and

WHEREAS, after ascertaining that said petitions were signed by a majority in assessed value of the owners of real property within said territory, the City Council of the City of Conway, Arkansas, has the authority and duty to create and establish such a municipal improvement district.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Conway, Arkansas:

Section 1: There is hereby established a municipal improvement district embracing the property in the City of

The South 1/2 NE 1/4 of Section 17, Township 5 North, Range 13 West; All that part of the NE 1/4 SE 1/4 of Section 17, Township 5 North, Range 13 West, lying north of Southerland Road and west of East German Lane; All that part of the NW 1/4 SW 1/4 of Section 16, Township 5 North, Range 13 West, lying north of Arkansas State Highway #286; The West 1/2 SW 1/4 NW 1/4 of Section 16, Township 5 North, Range 13 West; and Part of the West 1/2 NW 1/4 of Section 16, Township 5 North, Range 13 West, described as beginning at a point 1,324.6 feet south of the northwest corner of the West 1/2 NW 1/4 and run thence south 99 feet; thence east 660 feet; thence north 759 feet; thence southwestwardly to the point of beginning.

Also, part of the NE 1/4 SW 1/4, Section 16, Township 5 North, Range 13 West, described as follows: Begin at a point on the west line of the said NE 1/4 SW 1/4, Section 16, T5N, R13W, where said west line intersects the north right-of-way of State Highway 286 for the true point of beginning; from said true point of beginning, run thence north, along the west line of said NE 1/4 SW 1/4, Section 16, T5N, R13W, a distance of 150 feet; thence east 140 feet; thence south, parallel to the west line of the NE 1/4 SW 1/4 of Section 16, T5N, R13W, to the north right-of-way line of State Highway 286; thence northwestwardly, along the north right-of-way line of State Highway #286, to the true point of beginning, containing 1/2 acre, more or less.

**EXHIBIT A TO PETITION FOR FORMATION OF
MUNICIPAL IMPROVEMENT DISTRICT**

Conway, State of Arkansas, described in the attached Exhibit "A", for the purposes of: (1) purchasing, accepting as a gift, constructing, or maintaining facilities for waterworks, water distribution, recreation, lighting, drainage, gas pipelines, sanitary sewers, streets, roads and highways (including curbs and gutters), and sidewalks, together with facilities related to any of the foregoing or for more than one of such purposes, and such purposes shall include the acquisition of rights of way by purchase or the exercise of the power of eminent domain, and to maintain such facilities lying within the boundaries of the district or beyond the boundaries of the district if the district would be benefited thereby; and (2) for all purposes authorized by Arkansas Code Annotated, Section 14-88-202, and any and all other statutes or acts which shall be deemed necessary in order to purchase, construct, accept as a gift, operate, and maintain any and all improvements authorized herein, all as set forth in the petitions described above. Said purposes are to be accomplished in the manner and of the materials that the Commissioners of the District shall deem to be in the best interest of the District and as specified by law. The cost of the project shall be assessed upon the real property described in Exhibit "A" according to the benefits received. Such assessment of benefits shall be performed following the creation of the District.

Said District shall be known as the "Municipal Improvement District No. 2 of Conway, Arkansas"; and

Ferry White, Ted Marley, and Joe Southard

who are owners of real property in said District, are hereby named Commissioners and shall compose the Board of Improvement of the District.

Section 2: 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, and therefore an emergency is declared to exist, and this ordinance shall take effect and be in force from and after its passage.

PASSED: April 27th, 1993.

APPROVED: David A. Jenkins
Mayor

ATTEST: Martha Hartwick
City Clerk