

Conway

8-2006

ORDINANCE 0-02-145

AN ORDINANCE ANNEXING LANDS TO MUNICIPAL WATER IMPROVEMENT DISTRICT NO. 10 OF CONWAY, ARKANSAS

WHEREAS, Conway Celebration Church, Inc., owner of property at 1715 South Donaghey Avenue, filed a petition for annexation into Municipal Water Improvement District No. 10 of Conway, Arkansas on April 15, 2002, praying that the lands indicated in the petition be annexed to Municipal Water Improvement District No. 10 of Conway, Arkansas; and

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

WHEREAS, after ascertaining that said petition was signed by a majority in assessed value of the owners of real property within said territory, the City Council of Conway, Arkansas has the authority to annex the property to Municipal Water Improvement District No. 10 of Conway, Arkansas;

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

Section 1. There is hereby annexed to Municipal Water Improvement District No. 10 of Conway, Arkansas created by City of Conway Ordinance No. 0-95-34 the property in the attached Exhibit "A" for the purposes of: (1) purchasing, accepting as a gift, constructing or maintaining facilities for waterworks or water distribution, together with facilities related to the foregoing 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 property of the District would be benefited thereby; and (2) for all purposes authorized by Arkansas Code Annotated § 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 Petition 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 assessment of benefits shall be performed following the creation of the District.

Section 2. It is hereby determined by the Conway City Council that there is an immediate need for the annexation 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 this 17th day of September, 2002.

APPROVED:

Tab Townsell
MAYOR TAB TOWNSELL

ATTEST:

Michael O. Garrett
MICHAEL O. GARRETT, CITY CLERK

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Faulkner County
SHARON RIMMER
FAULKNER COUNTY CIRCUIT CLERK
Fees \$11.00
by [Signature] D.C.

