

ORDINANCE NUMBER 134

**AN ORDINANCE AMENDING ORDINANCE NUMBER 133;
AND DECLARING AN EMERGENCY**

RECITALS

Ordinance Number 133 was passed by the City Council of the City of Tontitown, Arkansas on August 24, 1999, said Ordinance calling for submission to the voters of the City of Tontitown, Arkansas, and *other affected persons, the question of annexation to said city of 1669 acres, more or less, of contiguous territory; and*

An amendment to Ordinance Number 133 is necessary to provide a different legal description of the property designated as Tract One (1) therein, to change the number of total acres proposed to be annexed by said City, and to reflect the amended status of Ordinance 133 on the ballots;

Now, therefore, the City Council of Tontitown, Arkansas, ordains as follows:

SECTION ONE

a. Ordinance Number 133, Section 1, is hereby amended to describe Tract One (1) as follows:

TRACT 1

The East $\frac{1}{2}$ of the Southeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 6 Township 17 North and Range 30 West.

ALSO

Part of Section 31 Township 18 North and Range 30 West and Part of Sections 35 and 36 Township 18 North and Range 31 West more Particularly described as follows:

The Southeast $\frac{1}{4}$ Section 35, The South $\frac{1}{2}$ of the Northeast $\frac{1}{4}$ Section 35, the South $\frac{1}{2}$ of the Northwest $\frac{1}{4}$ Section 36, and, beginning at the Northwest Corner of the South $\frac{1}{2}$ of the Southwest $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ Section 36. Thence North to a point 330' North of the Southwest Corner of the Northwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ Section 36. Thence East by Northeast 330' North of and Parallel to the Centerline of Washington County Road 908 (A.K.A. Sabatini Rd.) to the Centerline of State Hwy. 112, Thence South by Southeast with the Centerline of Hwy 112 to the North line of the South $\frac{1}{2}$ of the Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 31, Township 18

North and Range 30 West, Thence West to the Point of Beginning.

b. Ordinance Number 133, Section 1, is also hereby amended to reflect the different number of total acres proposed to be annexed by the City, and shall read as follows:

"The total net acreage of all sections annexed herewith and referred to herein above is 1627 acres more or less."

c. Ordinance Number 133, Section 5, shall also be amended to reflect the words "as amended" following each reference to Ordinance Number 133 appearing on the ballots.

d. The title of Ordinance Number 133 is also hereby amended to reflect the different number of total acres proposed to be annexed by the City, and shall read as follows:

"AN ORDINANCE SUBMITTING TO THE VOTERS OF THE CITY OF TONTITOWN, ARKANSAS, AND OTHER AFFECTED PERSONS, THE QUESTION OF ANNEXATION TO SAID CITY OF 1627 ACRES, MORE OR LESS, OF CONTIGUOUS TERRITORY."

SECTION TWO EFFECTIVE DATE

Because immediate operation of the provisions of this ordinance is necessary to avoid confusion and to provide for a more accurate description of the property proposed to be annexed by the City of Tontitown, an emergency is hereby declared to exist, and this Ordinance shall be in full force and effect from and after its passage by the City Council of Tontitown.

The foregoing Ordinance was duly and regularly introduced and passed at a special meeting of the City Council of the City of Tontitown, Arkansas, on this 18th day of October,

1999



Daniel R. Watson

Daniel Watson, Mayor, City of Tontitown, Arkansas

Frances Franco

Frances Franco, City Clerk

PROCLAMATION
OFFICE OF THE MAYOR

OF THE CITY OF TONTITOWN, ARKANSAS; TO THE PEOPLE OF THE CITY OF TONTITOWN AND OTHER AFFECTED PERSONS, AND TO THE SHERIFF AND THE BOARD OF ELECTION COMMISSIONERS OF WASHINGTON COUNTY, GREETINGS:

WHEREAS, the laws of the State of Arkansas and City Ordinance No. 131, adopted August 24, 1999, make it the duty of the Mayor of Tontitown to call a special election for the purpose of approving a one percent (1%) sales and use tax, and;

WHEREAS, the laws of the State require that such election be held within 120 days from the date of ordinance establishing the election date; and

WHEREAS, the laws of the State of Arkansas and City Ordinance No. 133, adopted August 24, 1999, make it the duty of the Mayor of Tontitown to call a special election for the purpose of submitting to the voters of the City of Tontitown and other affected persons, the question of annexation of 1627 acres, more or less, of contiguous territory, to the City of Tontitown;

NOW, THEREFORE, I, DANIEL WATSON, Mayor of the City of Tontitown, Arkansas, by virtue of the authority vested in me by law, do hereby call a special election on November 2, 1999, for the purpose of submitting to the qualified electors of such city the levying of a one percent (1%) sales tax, and for the purpose of submitting to the qualified electors of such city and other affected persons, the question of annexation of 1627 acres, more or less, of contiguous territory to the City of Tontitown.

The Sheriff and the Board of Election Commissioners of Washington County are hereby requested to cause notice of such election to be published in their county as required by law, and to hold and conduct such election in the same manner as is provided by law with respect to other city elections.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of my office to be affixed this October 18, 1999.

Signed: _____

Daniel Watson

Daniel Watson, Mayor of Tontitown, Arkansas

