

ORDINANCE NO. 2007-02-284

**AN ORDINANCE ACCEPTING THE FINAL PLAT OF DAVENSHIRE
SUBDIVISION TO THE CITY OF TONTITOWN, ARKANSAS, AND
DECLARING AN EMERGENCY**

BE IT KNOWN BY THE CITY OF TONTITOWN, ARKANSAS:

That whereas, there has been duly presented to the City Planning Commission of Tontitown, Arkansas, a plat of certain lands in the City of Tontitown, Washington County, Arkansas being more particularly described as follows, to-wit:

LEGAL DESCRIPTION

A PART OF THE SOUTHWEST QUARTER (SW1/4) OF THE NORTHWEST QUARTER (NW1/4) OF SECTION SEVENTEEN (17), TOWNSHIP SEVENTEEN (17) NORTH, RANGE THIRTY (30) WEST, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF SAID 40 ACRE TRACT, SAID POINT BEING AN EXISTING IRON REBAR; THENCE S01°56'47"W 37.41 FEET TO A SET 1/2" IRON REBAR FOR THE TRUE POINT OF BEGINNING; THENCE N89°30'16"W 62.90 FEET TO AN EXISTING CONCRETE MONUMENT; THENCE S82°04'32"W 273.14 FEET TO AN EXISTING CONCRETE MONUMENT AT THE SOUTHEAST CORNER OF LOT NUMBERED FIFTEEN (15) OF THE 112 SOUTH SUBDIVISION, WASHINGTON COUNTY, ARKANSAS; THENCE N87°14'24"W 972.67 FEET ALONG THE SOUTH LINE OF SAID SUBDIVISION TO AN EXISTING CONCRETE MONUMENT AT THE SOUTHWEST CORNER OF SAID SUBDIVISION, SAID POINT BEING ON THE WEST LINE OF SAID 40 ACRE TRACT; THENCE S02°23'35"W 737.76 FEET ALONG THE WEST LINE OF SAID 40 ACRE TRACT TO AN EXISTING IRON REBAR; THENCE LEAVING THE WEST LINE OF SAID 40 ACRE TRACT S87°23'52"E 856.15 FEET TO A SET 1/2" IRON REBAR; THENCE N01°56'47"E 252.38 FEET TO A SET 1/2" IRON REBAR; THENCE S89°47'03"E 454.40 FEET TO A SET 1/2" IRON REBAR ON THE EAST LINE OF SAID 40 ACRE TRACT; THENCE N01°56'47"E 516.04 FEET TO THE POINT OF BEGINNING, CONTAINING 19.59 ACRES, MORE OR LESS, WASHINGTON COUNTY, ARKANSAS. THE ABOVE DESCRIBED 19.59 ACRE TRACT BEING SUBJECT TO THE RIGHT-OF-WAY OF ARKANSAS HIGHWAY # 112 ALONG THE EASTERNMOST BOUNDARY AND ANY OTHER EASEMENTS AND/OR RIGHTS-OF-WAY WHETHER OR NOT OF RECORD.

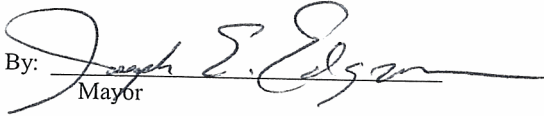
AND WHEREAS, said Planning Commission has approved the plat as presented by petitioner, and has approved the dedication of streets, rights-of-way and utility easements as shown upon said plat and join with the said petitioner in petitioning the City Council to accept the said Davenshire Subdivision to the City of Tontitown, Arkansas.

AND WHEREAS, a hearing was held upon the acceptance of said plat by the City Planning Commission and that there appeared no Protestants to the acceptance and dedication.

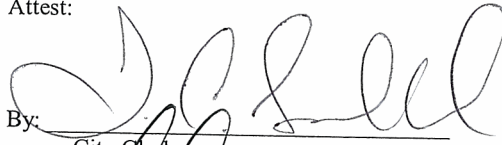
NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TONTITOWN, ARKANSAS, that the Final Plat of Davenshire Subdivision, to the City of Tontitown, Arkansas, as shown on the plat approved by the City Planning Commission, a copy of which is attached to this Ordinance and made a part hereof as though set out herein word for word, be and the same is hereby accepted by the City of Tontitown, Washington County, Arkansas, and the City hereby accepts for use and benefit to the public the dedications contained therein.


This Ordinance passes this 6th day of February, 2007

City of Tontitown
Tontitown, Arkansas

By: 
Mayor

Attest:

By: 
City Clerk

By: 
City Attorney

ROLL CALL

SHALL THE ORDINANCE PASS:

	Yea	Nay
Alderman Sunny Hinshaw	<u>✓</u>	___ (Ward 1, Position 1)
Alderman Henry Piazza	<u>✓</u>	___ (Ward 1, Position 2)
Alderman Arthur Penzo	<u>✓</u>	___ (Ward 2, Position 1)
Alderman David Sbanotto	<u>✓</u>	___ (Ward 2, Position 2)
Alderman Becky Alston	<u>✓</u>	___ (Ward 3, Position 1)
Alderman Scott McNair	<u>✓</u>	___ (Ward 3, Position 2)
Mayor Joseph Edgmon	___	___
TOTALS:	<u>6</u>	<u>0</u>

ROLL CALL

SHALL THE ORDINANCE BECOME EFFECTIVE IMMEDIATELY:

	Yea	Nay
Alderman Sunny Hinshaw	<u>✓</u>	___ (Ward 1, Position 1)
Alderman Henry Piazza	<u>✓</u>	___ (Ward 1, Position 2)
Alderman Arthur Penzo	<u>✓</u>	___ (Ward 2, Position 1)
Alderman David Sbanotto	<u>✓</u>	___ (Ward 2, Position 2)
Alderman Becky Alston	<u>✓</u>	___ (Ward 3, Position 1)
Alderman Scott McNair	<u>✓</u>	___ (Ward 3, Position 2)
Mayor Joseph Edgmon	___	___
TOTALS:	<u>6</u>	<u>0</u>