

ORDINANCE NO. 2002-5

AN ORDINANCE AMENDING CITY OF OZARK ORDINANCE NO. 1997-12; PROVIDING FOR MINIMUM SIXTY-FOOT RIGHT OF WAY FOR LOCAL STREETS WITHIN THE CITY OF OZARK; DECLARING AN EMERGENCY THEREFORE; AND FOR OTHER PURPOSES.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF OZARK, ARKANSAS THAT:

SECTION 1: City of Ozark Ordinance No. 1997-12 shall be and hereby is amended as follows:

Any and all reference to a neighborhood street or any other street having less than a sixty-foot right of way is hereby declared null and void. No public use street having less than a sixty-foot right of way will be permitted within the City of Ozark or extra-territorial jurisdiction area of the City of Ozark. This amendment does include alleyways where they are a part of a planned subdivision.


SECTION 2: There being the need for minimum of sixty-foot right of way within the City of Ozark, an emergency exists, and for the peace, welfare and safety of the City of Ozark, this emergency is declared to exist, and this ordinance shall be in full force and effect immediately upon its passage.

Passed and approved this 13th day of May, 2002.



Mayor, Todd M. Timmerman

ATTEST:



City Clerk, Carol Sneath

RESOLUTION NO. 2002-5

A RESOLUTION DESIGNATING PROPERTY AS CONDEMNED

WHEREAS, the City Council of the City of Ozark, Arkansas, finds:

The property described below is in violation of City of Ozark Ordinance No. 2001-15 and such property should be condemned; and

WHEREAS, the property which belongs to Forrest Wayne Primm and which the city council finds should be condemned is more particularly described as follows:

1402 West Commercial St.
Ozark, Arkansas 72949

Part of Block 33 Fleeman's Addition to the Town of Ozark, Franklin County, Arkansas described as beginning at the Southwest corner of said Block 33, thence North 220.0 feet, thence South 84 degrees 10 minutes East 210.0 feet, thence South 220.0 feet, thence North 84 degrees 10 minutes West 210.0 feet to the Point of Beginning.

and, WHEREAS, the City Council finds that the conditions of the property warranting this determination are as follows:

1. Property is unsightly
2. Property is a fire hazard
3. Property is a nuisance

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF OZARK, ARKANSAS THAT:

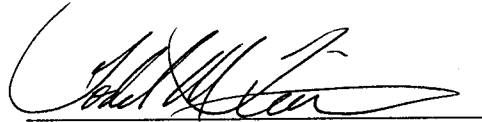
Section One: The property described above and owned by Forrest Wayne Primm shall be and hereby is determined to be condemned for the reasons set forth above.

Section Two: The owner of such property declared to be a nuisance shall be provided with a true and certified copy of this Resolution at the owner's last known address, and a copy hereof shall be posted at a conspicuous place on said structure.

Section Three: Further, the owner of the property, shall be advised that if the structure constituting a nuisance has not been repaired, torn down, or removed, or said nuisance otherwise abated within thirty (30) days after posting of this Resolution at a conspicuous place on the structure, then the said structure may be torn down and/or removed by the City or its authorized representative and the costs thereof, as determined according to the procedures set out in

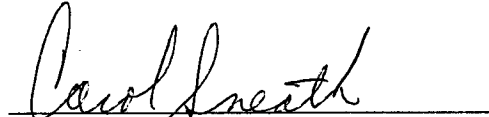
Ordinance No. 2001-15 shall be charged against said premises and shall constitute a lien thereon.

PASSED AND APPROVED THIS 9th DAY OF SEPTEMBER, 2002.



Mayor, Todd Timmerman

CITY CLERK



Carol Sneath