

ORDINANCE NO. 2004-20

AN ORDINANCE AMENDING ORDINANCE NO. 1994-21, ESTABLISHING A REVISED TIE-ON FEE FOR THE WATER-LINE KNOWN AS THE OZARK SCHOOL DISTRICT WATER LINE, DECLARING AN EMERGENCY, AND FOR OTHER PURPOSES.

WHEREAS, the City Council of the City of Ozark, Arkansas has determined that it is desirable to take care the existing 10" water main located at the Ozark High School in conjunction with the Puddin' Ridge Road water line project, and

WHEREAS, the Ozark School District Board has voted and has agreed to turn over said line to the City of Ozark.

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

SECTION 1: City of Ozark shall accept and hereby acquires the Ozark School District water line and shall maintain same, as part of its municipal waterworks,

SECTION 2: The real property traversed by the Ozark School District water line which shall be subject to this acquisition is more particularly described as follows, to wit:

A tract of land situated in the County of Franklin, State of Arkansas, being all of the Southeast Quarter of the Northwest Quarter, the South half of the Northeast Quarter, the North half and Southwest Quarter of the Southeast Quarter, and the East Half of the Southwest Quarter, all in Section 27, Township 10 North, Range 27 West, and being more particularly described as follows:

Beginning at the Northwest corner of said Southeast Quarter of the Northwest Quarter; thence East, 3960 feet along the North line of said Southeast Quarter of the Northeast Quarter and South half of the Northeast Quarter to the Northeast corner of said South half of the Northeast Quarter; thence South, 2640 feet along the East line of said South half of the Northeast Quarter and Northeast Quarter of the Southeast Quarter to the Southeast Corner of the Northeast Quarter of the Southeast Quarter; thence West, 1320 feet along said South line to the Northeast Corner of the Southwest Quarter of the Southeast Quarter; thence South, 1320 feet along the East line of said Southwest Quarter of the Southeast Quarter to the Southeast corner thereof; thence West, 2640 feet along the South line of said Southwest Quarter of the Southeast Quarter and the Southeast Quarter of the Southwest Quarter to a point, which point is the Southwest corner of the Southeast Quarter of the Southwest Quarter; thence North, 3960 feet along said West line to the Point of Beginning, and containing 320 acres, more or less.

SECTION THREE: That Ordinance No. 1994-21 is hereby amended for any tie-on charge which shall be paid by any person or entity tying on to the Ozark School District water line shall be as follows:

¾" residential service meter-----	\$250.00
¾" residential sprinkler system-----	\$
(In combination with residential service)-----	
1.0" service meter-----	\$375.00
1.5" service meter-----	\$500.00
2.0" service meter-----	\$750.00
3.0" service meter-----	\$
4.0" service meter-----	\$
Road Bore Taps (Extra Charge)-----	\$250.00

That all additional tie-on fees are hereby repealed.

SECTION FOUR: The requirements of this Ordinance shall be deemed in line with and the same as the requirements of the other ordinances dealing with charges for tying on to the City of Ozark water system. All receipts from tie-on fees shall be the revenue of the City of Ozark.

SECTION FIVE: In return for foregoing any and all rights to revenue under Ordinance No. 1994-21, the Ozark School District shall be exempt from and shall not be required to pay any tie-on fees when said School District, in the future, attaches or ties on to the Ozark School District water line traversing the above described real property.

SECTION SIX: All ordinances, resolutions or parts of ordinances or resolutions, and specifically Ordinance No. 1994-21, are hereby repealed.


SECTION SEVEN: Because of the necessity for immediate use of the Ozark School District water line and the need for same in conjunction with the Puddin' Ridge Road Water Line Project, an emergency is declared to exist, and this ordinance shall be in full force and effect from and after its passage.

Passed and approved this 20th day of December, 2004.



 MAYOR, C.L. "BAT" COLEY

ATTEST:



 CITY CLERK