

ORDINANCE NO. 2024-3

**AN ORDINANCE ACCEPTING THE ANNEXATION OF CERTAIN TERRITORY TO
THE CITY OF OZARK, ARKANSAS**

WHEREAS, on October 14, 2023, the majority of the real estate owners of the hereinafter described territory filed a petition with the County Clerk of Franklin County, Arkansas, praying that said territory be annexed to and made a part of the City of Ozark, Arkansas; and,

WHEREAS, on the 23rd day of October, 2023, the County Court of Franklin County, Arkansas, ordered that said petition would be heard on the 27th day of November 2023, said date being not less than thirty days after the filing of said petition; and,

WHEREAS, on the 30th day of November, 2023, the County Court of Franklin County, Arkansas, found that the petition was signed by a majority of the real estate owners in said territory; that said territory was contiguous and adjoining the present corporate limits of the City of Ozark, Arkansas; that an accurate plat or map of said territory had been filed with and made a part of said petition; that proper notice had been given for the time and in the manner prescribed by law, and that all things pertaining thereto had been done in the manner prescribed by law, and that said lands and territory should be annexed to and made a part of the City of Ozark, Arkansas, subject to the acceptance of same by the City Council of the City of Ozark, Arkansas, at the proper time, as provided by law; and,

WHEREAS, the time fixed by law for appealing from said decree of annexation made by the County Court has expired and no appeal has been taken from said decree.

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

SECTION 1. That the following described territory, contiguous and adjoining to the City of Ozark, Arkansas, be and the same is hereby accepted as part of and annexed to the City of Ozark, Arkansas:

A part of the E ½ of the NE ¼ of Section 27, T-10-N, R-27-W, being more particularly described as follows: Commencing at a found stone for the Northeast Corner of said Section 27; thence S02°58'01"W along the East line of said Section 27 a distance of 937.49 feet to a calculated point at the intersection of said East line and the South right of way line of Arkansas State Highway #23; thence N51°04'09"W along said right of way line a distance of 131.70 feet to a set ½" rebar (capped PS #1737) for the POINT OF BEGINNING; thence departing from said right of way line, S05°38'43"W a distance of 495.00 feet to a set ½" rebar (capped PS #1737); thence N58°52'27"W a distance of 535.00 feet to a set ½" rebar (capped PS #1737); thence N28°15'53"E a distance of 495.00 feet to a set ½" rebar (capped PS #1737) on the South right of way line of Arkansas State Highway #23; thence S51°04'09"E along said right of way line a distance of 350.00 feet to the point of beginning, containing 4.70 Acres, more or less, as shown on survey by PS #1737.

SECTION 2. That the above-described territory shall be annexed to and made a part of Ward 2 of the City of Ozark, Arkansas, and the same shall henceforth be a part of said ward as fully as existing parts of said ward.

SECTION 3. That this ordinance being necessary for the preservation of the peace, health and safety of the Citizens of the City of Ozark, Arkansas, and emergency is hereby declared to exist; and this ordinance shall be in full force and effect after its passage.

SECTION 4. Notice. Within forty-five (45) days of the effective date of this ordinance the city clerk shall provide written notice, along with complete documentation, to the county clerk of Franklin County, Arkansas.

PASSED AND APPROVED this 12 day of February, 2024.

Roxie Hall
Roxie Hall, Mayor

ATTEST:

Susan Stevens
Susan Stevens, Clerk/Recorder

Ordinance 2024-3
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