



L202260481 9/19/2022 10:54:48 AM
Recorded - Benton County, AR
Brenda DeShields, Circuit Clerk

ORDINANCE NO. 126

AN ORDINANCE ACCEPTING THE ANNEXATION OF CERTAIN TERRITORY TO THE TOWN OF AVOCA; AND APPROVING THE SCHEDULE OF SERVICES TO BE EXTENDED TO SAID AREA

WHEREAS, a petition was filed, pursuant to A.C.A. 14-40-609, for the annexation of certain territory into the Town of Avoca, Arkansas; and

WHEREAS, the Benton County Assessor and the Benton County Clerk have verified that the petition: (A) is in writing; (B) contains an attestation signed before a notary by the property owner of the relevant property confirming the desire to be annexed; (C) contains an accurate description of the relevant property; (D) contains a letter or title opinion from a certified abstractor or title company verifying that the petitioner is the owner of record of the relevant property; (E) contains a letter or verification from a certified surveyor or engineer verifying that the relevant property is contiguous with the annexing town and that no enclaves will be created if the property or properties are accepted by the town; and (F) includes a schedule of services of the annexing town that will be extended to the area within three (3) years after the date the annexation becomes final; and presented the petition and records of the matter to the Benton County Judge; and

WHEREAS, the County Judge has: (A) reviewed the petition and records for completeness and accuracy; (B) determined that no enclaves will be created by the annexation; (C) confirmed that the petition contains a schedule of services; and (D) issued an order articulating these findings, and forwarded the petition and an Order authorizing the annexation to the contiguous Town of Avoca for consideration; and

WHEREAS, it is the desire of the Mayor and Town Council of Avoca that said territory be annexed.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF AVOCA, ARKANSAS:


SECTION 1. That the following described territory, contiguous to the Town of Avoca, be and the same is hereby accepted as part of, and annexed to and made a part of the Town of Avoca, Arkansas to wit:

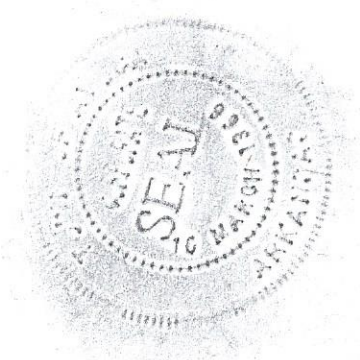
All of the following described property in Benton County, Arkansas more particularly described as: Beginning at the SE corner of the NW/4 of the SE/4 of Section 17, T20N, R29W, on the city limits of Avoca; thence along the city limits N 02°50'01" E, 1324.99 ft; thence N 85°40'56" W, 1328.61 ft; thence S 02°13'38" W, 724.52 ft; thence S 86°13'23" E; 310.75; thence S 02°32'07" W, 607.00 ft; thence S 85°52'04" E, 1006.88 ft to the point of beginning, and all adjacent Right-Of-Way of E Tuck Chapel Rd.

SECTION 2. That the following schedule of services shall be extended to the area by the Town of Avoca within the statutorily required three (3) years after the date the annexation becomes final, as follows: police and fire protection; public street maintenance; and solid waste collection and disposal.

PASSED AND APPROVED THIS 13 DAY OF September, 2022.


Robert Whitehorn, Mayor

Attest: 
Nanette Barnes, Recorder-Treasurer



User Name: CLAUDIA
CERTIFICATE OF RECORD
STATE OF ARKANSAS, COUNTY OF BENTON
I hereby certify that this instrument was
Filed and Recorded in the Official Records
L202260481 9/19/2022 10:54:48 AM
Brenda DeShields, Circuit Clerk
BENTON CO, AR FEE #20.00