

FILED

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MAY 12 2010

PG 99

TOMMY ESTES, CLERK
BY J. Rute D.C.

ORDINANCE NO. 2010-03

AN ORDINANCE ANNEXING CERTAIN LANDS, KNOWN AS BIG OAK ESTATE SUBDIVISION, THAT ARE COMPLETELY SURROUNDED BY THE INCORPORATED LIMITS OF THE CITY OF CHEROKEE VILLAGE; AND FOR OTHER PURPOSES.

WHEREAS, Act 314 of 1979 provides that unincorporated “islands” of land that have been completely surrounded by the incorporated limits of a municipality may be annexed by that municipality; and

WHEREAS, the City of Cherokee Village desires to annex certain lands more completely described below; and

WHEREAS, all existing City services are to be extended to said area after enactment of ordinance; and

WHEREAS, the area to be annexed complies with the standards for lands qualifying for annexation which are set forth in A.C.A. Section 14-40-302 et seq. and Act 314; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHEROKEE VILLAGE, ARKANSAS.

Section 1. That the following described unincorporated area which is completely surrounded by the city limits of the City of Cherokee Village is hereby annexed into the City of Cherokee Village.

Section 30, Township 19 North

East side of the Sharp County Line

THE WEST HALF OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 30, TOWNSHIP 19 NORTH, RANGE 5 WEST OF THE 5TH PRINCIPAL MERIDIAN, SHARP COUNTY, ARKANSAS

A PART OF THE NORTHWEST FRACTIONAL QUARTER OF SECTION 30, TOWNSHIP 19 NORTH, RANGE 5 WEST OF THE 5TH PRINCIPAL MERIDIAN, SHARP COUNTY, ARKANSAS. MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHWEST CORNER OF SECTION 30, THENCE SOUTH 89 DEGREES 50 MINUTES 53 SECONDS EAST 1621.34 FEET, THENCE SOUTH 00 DEGREES 16 MINUTES 13 SECONDS WEST 1316.39 FEET.

THENCE NORTH 89 DEGREES 50 MINUTES 58 SECONDS WEST
1602.75 FEET. THENCE NORTH 00 DEGREES 32 MINUTES 20
SECONDS WEST 1316.52 FEET TO THE POINT OF BEGINNING.
ALSO KNOWN AS **BIG OAK ESTATE** SUBDIVISION AS SHOWN ON
THE RECORD PLAT FILED IN CABINET C, PAGE 175-A AND
CABINET C, PAGE 195-B IN THE OFFICE OF THE COUNTY CLERK,
SHARP COUNTY, ARKANSAS.

The area to be annexed shall be zoned R-1 and located in Ward 2.

Section 2. All existing City services shall be extended to such area after enactment of ordinance. All property owners or sub-dividers must provide a passable access road for emergency vehicles to access all dwelling(s) or buildings.

Section 3. Should any section, clause, or phrase of this ordinance be declared by the courts to be invalid, that invalidity shall not affect the other provisions of this ordinance which shall be given effect without the invalid provision or application, and to this end, the provisions of this ordinance are declared to be severable.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF
CHEROKEE VILLAGE, ARKANSAS

DATE 1-26-2010

APPROVED: Lloyd Hefley
Lloyd Hefley, Mayor

ATTEST: Phyllis Endrihs

Phyllis Endrihs, Clerk/Treasurer