

CITY OF CEDARVILLE, ARKANSAS

ORDINANCE NO. 2020-06-16-01

AN ORDINANCE SUBMITTING TO THE VOTERS OF THE CITY OF CEDARVILLE, ARKANSAS, AND OTHER AFFECTED PERSONS, THE QUESTION OF DETACHMENT FROM SAID CITY OF CERTAIN CONTIGUOUS TERRITORY AND THROWING SAID LANDS TO CRAWFORD COUNTY; AND DECLARING AN EMERGENCY

WHEREAS, it appears to the City Council of the City of Cedarville, Arkansas, that the detachment of certain hereinafter described territory, would benefit both the City and the County as well as the inhabitants of the land and the city;

WHEREAS, Ark. Code Ann. § 14-40-1801 provides for the detachment of property from within its boundaries and remitting said property to the County;

WHEREAS, the said territory no longer represents the actual growth and development of the municipality;

WHEREAS, the lands are not platted and held for sale or use as municipal lots, or whether platted or not, the lands are not held to be sold as suburban property; or

WHEREAS, the lands are not needed for proper municipal purposes.

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

SECTION 1. That there shall be submitted to the qualified electors of the City of Cedarville the question of detachment and throwing to the County of the following described territory to the City of Cedarville:

A legal description identifying the area to be detached is attached hereto as Exhibit A and made a part hereof.

A map depicting said detachment area is attached hereto as Exhibit B and made a part hereof.

SECTION 2. The question of detachment of the territory described above in Section 1 shall be submitted to the electors qualified to vote on this issue at a special election to be held in conjunction with the general election to be held on Tuesday, November 3, 2020, in compliance with A.C.A. 7-11-205. Once this ordinance takes effect, the

City Recorder/Treasurer shall immediately notify the County Election Commission and the County Clerk by forwarding to each, a certified copy of this ordinance and the map showing the area to be detached.

SECTION 3. If at such election a majority of the qualified electors voting in such election shall vote for such detachment, the City shall present a petition to the County Court pursuant to A.C.A. §14-40-1801 and attend the required hearing for said detachment.

SECTION 8. The ballots used at said election on the question of detachment shall be marked as follows:

[] FOR detachment of the territory described in Ordinance No. 2020-06-16-01.

[] AGAINST detachment of the territory described in Ordinance No. 2020-06-16-01.

SECTION 9. Emergency Clause. This ordinance being necessary for the immediate preservation of the public peace, health, safety, and welfare, as well as compliance with special election statutes, an emergency is hereby declared to exist and this ordinance shall be effective and in full force and effect from and after its passage and approval.

PASSED AND APPROVED THIS 18th DAY OF Aug. IN THE YEAR 2020.

APPROVED:

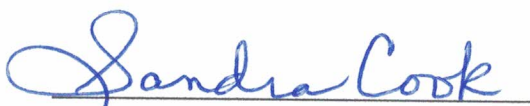
Mark Lenho
MAYOR

ATTEST:

Sandra Cook
RECORDER/TREASURER

CERTIFICATION

I, the City Recorder/Treasurer of Cedarville, Arkansas, certify that the foregoing ordinance was passed by a vote of 4 to 0 by the City Council of Cedarville, Arkansas, at its regular meeting held on August 18, 2020, such that the ordinance was duly adopted and approved. An emergency clause was passed by a vote of 4 to 0 by the City Council of Cedarville, Arkansas, at the same regular meeting, such that the ordinance was declared an emergency and shall take effect immediately.


Recorder/Treasurer

CEDARVILLE DETACHMENT DESCRIPTION

DETACHMENT 1

Detaching from the City of Cedarville a part of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 27, Township 11 North, Range 32 West Crawford County, Arkansas lying West of Highway 59; being more particularly described as beginning at the Southwest corner of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$;

thence North 2 degrees 57 minutes 33 seconds east 1,199.65 feet along the west line of said SE $\frac{1}{4}$ of the SE $\frac{1}{4}$;

thence leaving said west line South 63 degrees 15 minutes 51 seconds east 89.25 feet;

thence South 68 degrees 28 minutes 57 second east 62.46 feet;

thence South 85 degrees 32 minutes 25 seconds east 51.82 feet;

thence North 80 degrees 15 minutes 13 seconds east 81.28 feet;

thence North 67 degrees 15 minutes 53 seconds east 238.46 feet;

thence North 78 degrees 44 minutes 23 seconds east 42.81 feet to the centerline of Creekside Road;

thence south and southeasterly along the centerline of Creekside to the intersection of the west right-of-way of Highway 59;

thence southerly and easterly along the west right-of-way of Highway 59 to the southeast corner of Section 27 Township 11 North Range 32 West;

thence west approximately 1,321.85 feet to the point of beginning, containing 18.24 acres more or less.

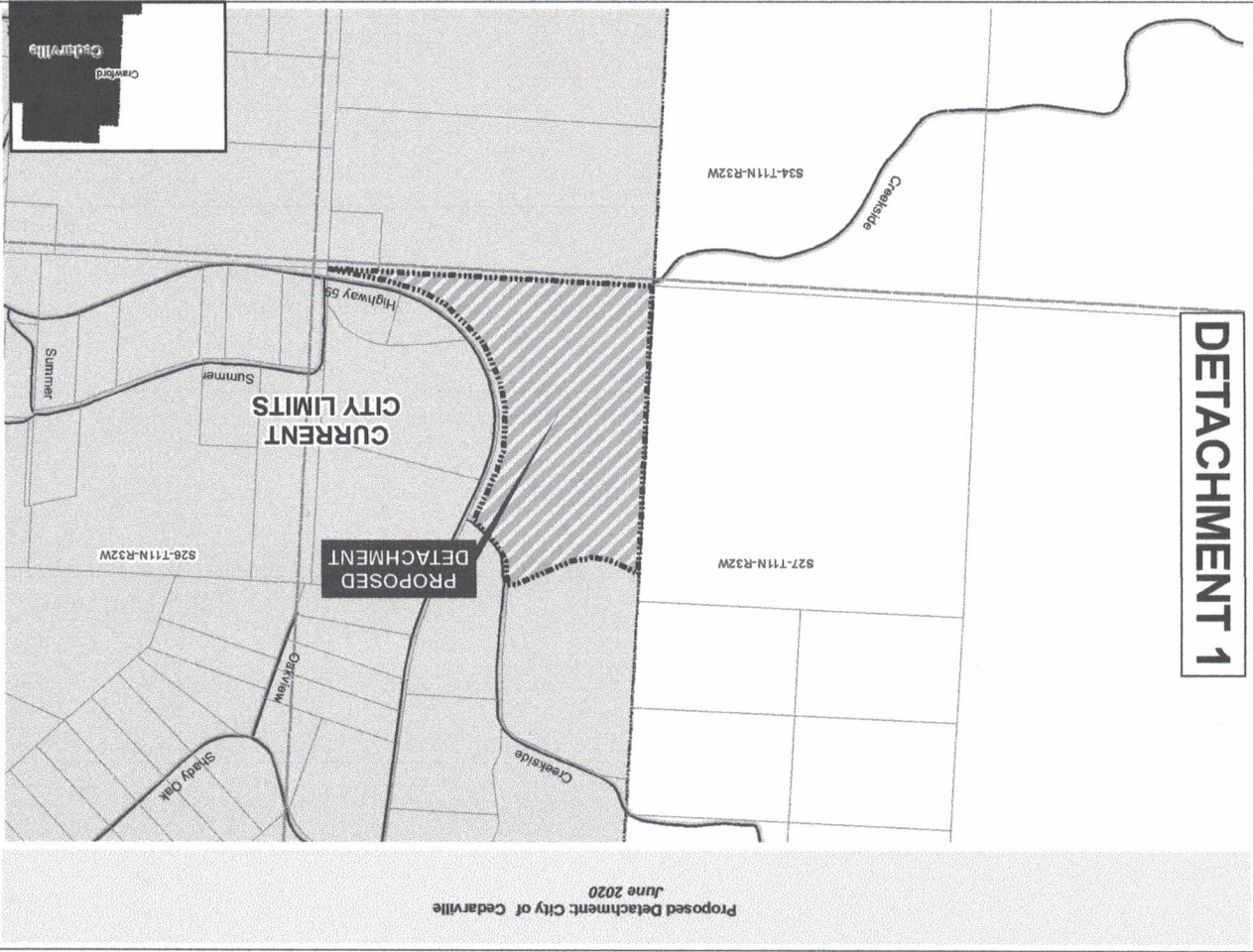
DETACHMENT 2

Detaching from the City of Cedarville the NW $\frac{1}{4}$ of Section 12 Township 10 North, Range 32 West, Crawford County, Arkansas 160 acres more or less;

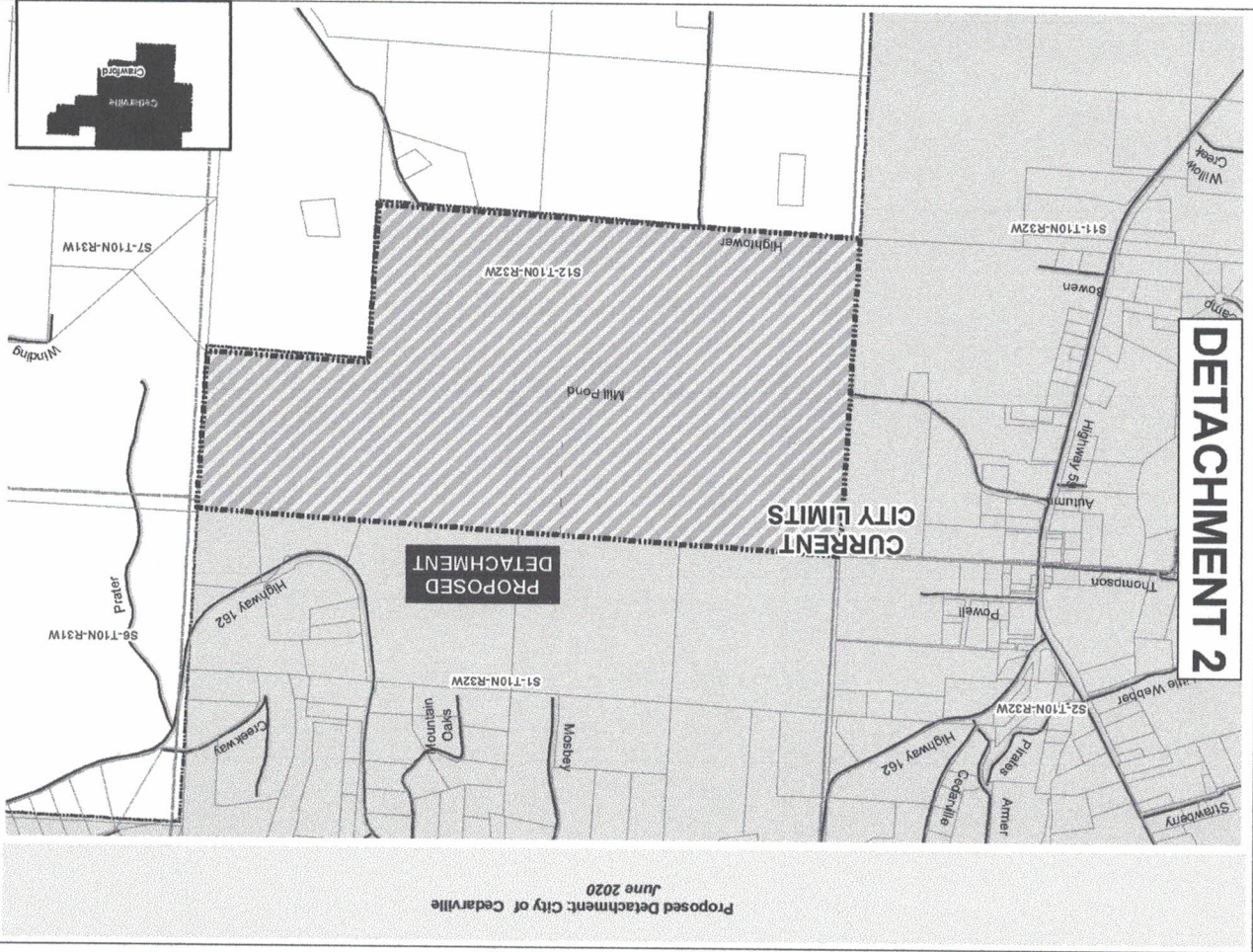
The N $\frac{1}{2}$ of the NE $\frac{1}{4}$ of Section 12, Township 10 North, Range 32 West, Crawford County, Arkansas 80 acres more or less; and

The SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 12, Township 10 North, Range 32 West, Crawford County, Arkansas 40 acres more or less.

DETACHMENT 1



DETACHMENT 2

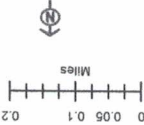


Proposed Detachment: City of Cedarville
June 2020

City: Cedarville
Mayor: Mark Isenhower

Arkansas Code 14-40-101.
Before an entity undertakes an annexation, consolidation, or detachment proceeding under this chapter, the entity shall coordinate with the Arkansas Geographic Information Systems Office for preparation of legal descriptions and digital mapping for the relevant annexation, consolidation, and detachment areas.
The map contained herein, in evidence, the entity has met requirements of Act 914 of 2015.

Proposed Detachment
Sections
Parcels
Highway
Minor Road
Existing City



AR KANSAS
GIS OFFICE

H:\City_Arkansas\GIS\Map\2020\0628