

**ORDINANCE NO. 18-768**

**AN ORDINANCE ACCEPTING A TRACT SPLIT FOR LANDS OWNED BY JOSH KIMBERLY AND AMY KIMBERLY WITHIN THE CITY OF GENTRY AND LOCATED IN PART OF SECTION 4, TOWNSHIP 18 NORTH, RANGE 33 WEST, GENTRY, BENTON COUNTY, ARKANSAS; DECLARING AN EMERGENCY AND FOR OTHER PURPOSES.**

WHEREAS, a proposed Tract Split for certain lands owned by Josh Kimberly and Amy Kimberly, more particularly described on the Tract Split Survey attached hereto and incorporated herein by reference, and situated in part of the E $\frac{1}{2}$  of the W $\frac{1}{2}$  of the NE $\frac{1}{4}$  of the SE $\frac{1}{4}$  of Section 4, Township 18 North, Range 33 West, Gentry, Benton County, Arkansas, has been submitted to the Gentry Planning Commission for consideration, and the Planning Commission has recommended approval of the Tract Split, in accordance with the provisions of the City of Gentry's Municipal Code; and

WHEREAS, said Tract Split into Tract 1 and Tract 2 as shown by their respective legal descriptions is attached hereto as Exhibit "A", and incorporated herein by reference as if set forth word for word; and

NOW THEREFORE, be it ordained by the City Council for the City of Gentry, Arkansas:

Section 1: That the Tract Split for Josh Kimberly and Amy Kimberly into Tract 1 and Tract 2, with the respective legal descriptions as attached hereto as Exhibit "A", and incorporated herein by reference as if set forth word for word is hereby approved and the same should be and is hereby accepted and approved for all purposes.

Section 2: That the Mayor and Director of Finance be and are hereby authorized and directed to evidence the acceptance of said Tract Split by certifying said acceptance on the Tract

Split.

Section 3: Emergency. Certain factors exist to make finalization of this Tract Split urgent, including ongoing improvements to the property. Accordingly, the immediate effectiveness of the provisions of this Ordinance is necessary and proper for the preservation of the peace, health, safety, and welfare of the residents of Gentry, Arkansas; and, therefore, an emergency is declared to exist, and this Ordinance shall be in full force and effect from and after its passage and approval.

PASSED and APPROVED this 8<sup>TH</sup> day of January, 2018.

Attest:

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Kevin Johnston, Mayor

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Tonya Carney, Director of Finance