

City of Cotter, Arkansas
Ordinance No: 2022-08

An Ordinance Abandoning an Alley in the City of Cotter, Arkansas:

WHEREAS, a petition was duly filed with the City Council of the City of Cotter asking the City Council to vacate and abandon all that portion of an alley.

WHEREAS, after due notice as required by law, the council has, at the time and place mentioned in the notice, heard all persons desiring to be heard on the question and has ascertained that the alley or the portion thereof, hereinafter described, has heretofore been dedicated to the public use as an alley herein described; has not been actually used by the public generally for a period of at least five (5) years subsequent to the filing of the plat; that all the owners of the property abutting upon the portion of the alley to be vacated have filed with the council their written consent to the abandonment; and that public interest and welfare will not be adversely affected by the abandonment of the alley.

Now, therefore, be it ordained by the City Council of the City of Cotter, Arkansas:

Section 1, The City of Cotter, Arkansas, releases, vacates, and abandons all its rights, together with the rights of the public generally, in and to the alley designated as follows:

The Alley lying from Northeast to Southwest below lots 60, 61, and 90 at 183 Melba Ave which lays between said lots (60, 61, 90) and Parcel SW1/4, FRL. SEC. 31 T19N, R14W in Baxter County, AR as described in attached survey dated 10-30-2017. See Survey Plat.

Section 2. A copy of the ordinance duly certified by the city clerk or town recorder shall be filed in the office of the recorder of the county and recorded in the deed records of the county.

EMERGENCY CLAUSE. The City Council has found and determined a need to close and abandon an alleyway lying Northeast to Southwest below lots 60, 61, and 90 at 183 Melba Ave which lays between said lots (60, 61, 90) and Parcel SW1/4, FRL. SEC. 31 T19N, R14W. Therefore, an emergency is hereby declared to exist, and this ordinance shall become effective immediately upon its passage and approval.

THIS ORDINANCE ADOPTED THIS 13th DAY OF October, 2022

APPROVED: _____

McGeorge Caradine

McGeorge Caradine, Mayor

ATTEST: _____

Andrea Kray

Andrea Kray, Recorder/Treasurer

ORIGINAL

COTTER CITY COUNCIL PUBLIC HEARING

October 13, 2022- 6:00 p.m. Cotter City
Hall Council Chamber

AGENDA

The Cotter City Council will be holding a Public Hearing to address the closing of an alley way located below lots 60, 61, and 90 at 183 Melba Ave in Cotter, Arkansas. The Public Hearing will be held at 115 McLean Ave at 6:00 p.m. in the Cotter Council Chambers.

City Council of Cotter, Arkansas

RESOLUTION 2022-17

A RESOLUTION AUTHORIZING A PUBLIC HEARING ON VACATING A CITY ALLEY

WHEREAS, it is necessary for the City of Cotter, Arkansas, to hold a public hearing for the vacation of a city alley:

NOW, THEREFORE, BE IT RESOLVED:

That the City Council of the City of Cotter, Arkansas, shall hold a public hearing on the 13th day of Oct at 6:00p.m. in the Council Chambers, Cotter City Hall, Cotter, Arkansas, for the purpose of vacating a city alley described as follows:

The Alley lying from Northeast to Southwest below lots 60, 61, and 90 at 183 Melba Ave which lays between said lots (60, 61, 90) and Parcel SW1/4, FRL. SEC. 31 T19N, R14W in Baxter County, AR as described in attached survey dated 10-30-2017.

THIS RESOLUTION ADOPTED THIS 22nd DAY OF September, 2022

APPROVED:

McGeorge Caradine
McGeorge Caradine, Mayor

ATTEST:

Andrea Kray
Andrea Kray, Recorder/Treasurer

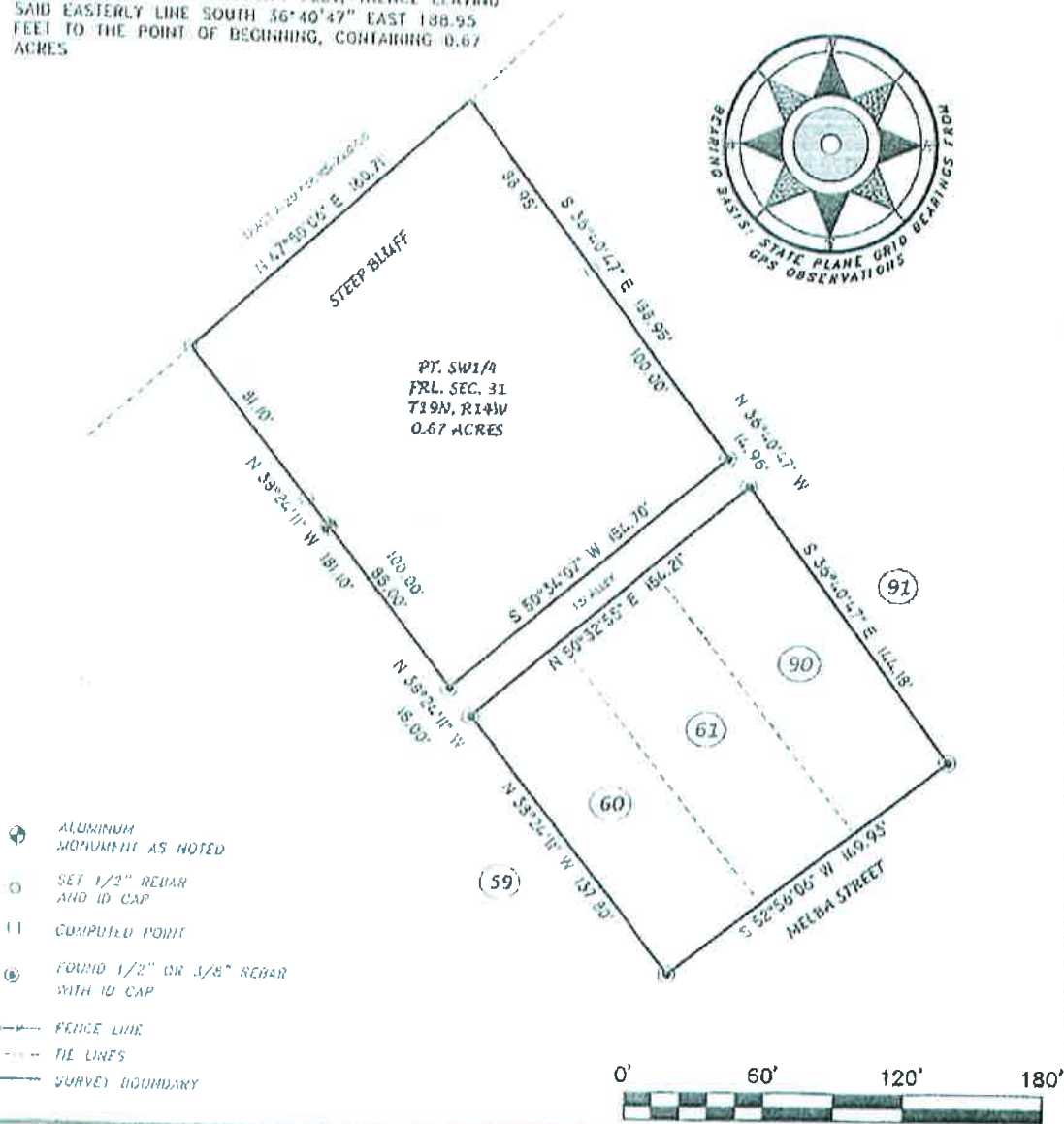
ORIGINAL

SURVEY DESCRIPTION:

PART OF THE SOUTHWEST-QUARTER OF FRACTIONAL SECTION 31, TOWNSHIP 19 NORTH, RANGE 14 WEST, LEFT BANK OF THE WHITE RIVER, BAXTER COUNTY, ARKANSAS, DESCRIBED AS FOLLOWS:

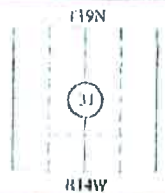
COMMENCING AT THE NORTHEAST CORNER OF LOT 90 COTTER HEIGHTS, MARKED BY A 3/8" REBAR WITH ID CAP; THENCE NORTH 36°40'47" WEST 14.96 FEET TO A 3/8" REBAR WITH ID CAP AND THE POINT OF BEGINNING; THENCE SOUTH 50°34'07" WEST 154.70 FEET TO A 3/8" REBAR WITH ID CAP; THENCE NORTH 38°24'11" WEST 181.10 FEET TO THE EASTERLY LINE OF TRACT A-29; THENCE ALONG SAID EASTERLY LINE NORTH 47°50'06" EAST 160.71 FEET; THENCE LEAVING SAID EASTERLY LINE SOUTH 36°40'47" EAST 188.95 FEET TO THE POINT OF BEGINNING, CONTAINING 0.67 ACRES

SURVEY OF:
LOTS 60, 61 & 90
COTTER HEIGHTS
& PT. SW1/4, FRL. SEC. 31
T19N, R14W
BAXTER COUNTY, AR.



- ALUMINUM MONUMENT AS NOTED
- SET 1/2" REBAR AND ID CAP
- () COMPUTED POINT
- ⊙ FOUND 1/2" OR 3/8" REBAR WITH ID CAP
- FENCE LINE
- - - TIE LINES
- SURVEY BOUNDARY

CERTIFICATION:
I, CHRYSTINE JANKOWSKI, CERTIFY THAT THIS PLAT IS A REPRESENTATION OF A SURVEY PERFORMED BY ME AND MONUMENTS FOUND OR SET AS SHOWN TO THE BEST OF MY KNOWLEDGE AND ABILITY.



REFERENCES:
RS 225-00 & RS-242-00

JANKOWSKI SURVEYING
CHRYSTINE J. JANKOWSKI
870-453-4043
149 QUIET MTN. LANE
FLIPPIN, ARKANSAS 72634



CLIENT: **BOB & LINDA ZDORA**

LOTS 60, 61 & 90, COTTER HEIGHTS, & PT. FRL. SEC. 31, T19N, R14W, BAXTER COUNTY, AR.

DATE: 10/30/2017 SCALE: 1" = 60' PROJECT NO.: 04417

STATE SURVEYORS PLAT CODE:
500-19N-14W-0-31-300-03-1525

The Baxter Bulletin

16 W. 6th Street
Mountain Home, AR 72653
(870) 508-8012

City of Cotter
P.O. Box 9
Cotter, AR 72626

AFFIDAVIT OF PUBLICATION

State of Arkansas, County of Baxter, ss:

I, Teresese M. Porter being duly sworn according to law, state that I represent the publisher of the Baxter Bulletin, a daily newspaper in said county, and that I am duly authorized to and do make this affidavit for the dates of publication herein after stated, and that said newspaper has a bona fide circulation in said county at said dates, and has been published in said county for a period of more than one month next before the date of the first publication of the advertisement hereto annexed, and that the said advertisement was published in said newspaper on the following dates:

From 09/28/2022 to 10/05/2022 both inclusive.

1st insertion, Vol. 121, No. 216, 09/28/2022
2nd insertion, Vol. 121, No. 221, 10/05/2022
3rd insertion, Vol. , No. ,
4th insertion, Vol. , No. ,

Account # 8004632
Ad # 142207

Teresese M. Porter

Subscribed to and sworn to before me this 10/05/2022

[Signature]
Notary

My commission expires 8/10/28

Filed and Recorded

(Publication Fee, \$27.00)

PUBLIC HEARING NOTICE

The Cotter City Council will be holding a public hearing at a special City Council Meeting on October 13, 2022, to address the closing of an alley way behind 183 Melba Ave.

The Public Hearing will be held at 115 McLean Ave, Cotter at 6:00 pm in the Cotter Council Chambers.

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DETYET L. LOONEY
Notary Public-State of Arkansas
Baxter County
My Commission Expires 08-10-2028
Commission # 12704797