

ORDINANCE NO. 6345

**AN ORDINANCE AUTHORIZING EMINENT DOMAIN CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF CERTAIN REAL PROPERTY (ID# 55340) LOCATED ALONG WATER STREET OWNED BY JOYCE LAWRENCE; AND FOR OTHER PURPOSES.**

*WHEREAS*, Parcel ID# 55340 located along Water Street is needed for flood control improvements along the Whittington Creek watershed to mitigate flooding of downtown Hot Springs.

*NOW, THEREFORE, BE IT ORDAINED* by the Board of Directors of the City of Hot Springs, Arkansas;


**SECTION 1:** It is hereby determined that Parcel ID# 55340 located along Water Street is required for the flood control improvements planned along the Whittington Creek watershed to mitigate flooding of downtown Hot Springs. Said project being for a public purpose and, therefore, necessary for the benefit of the public generally pursuant to A.C.A. §18-15-309.

**SECTION 2:** The appropriate city officials of the City of Hot Springs, Arkansas, are hereby authorized to exercise the right of eminent domain to obtain by condemnation the following described real property stated in Section 1 hereof:

Lots 23, 24 & 25 in Block 128 of Hot Springs Reservation, parcel I.D. # 55340, located in Section 32, Township 2 South, Range 19 West, Garland County, Arkansas.

**SECTION 3:** The City Attorney is hereby authorized and directed to initiate eminent domain proceedings, and to deposit in the registry of the Garland County Circuit Court the appraised value of the property required, said appraised amount being \$2,500; or such amounts as may be designated by order of the court for the purpose of making the compensation and paying damages when the amount thereof has been assessed by the court, said amount to be ultimately paid to the property owner.

PASSED: September 1, 2020

APPROVED:   
PAT McCABE, MAYOR

ATTEST: Harmony Morrissey  
HARMONY MORRISSEY, CITY CLERK

APPROVED AS TO LEGAL FORM: BWA  
BRIAN W. ALBRIGHT, CITY ATTORNEY

**ACKNOWLEDGMENT**

STATE OF ARKANSAS  
COUNTY OF GARLAND

SUBSCRIBED AND SWORN to before me this 1<sup>st</sup> day of September, 2020.

Leigh Leaverton  
NOTARY PUBLIC

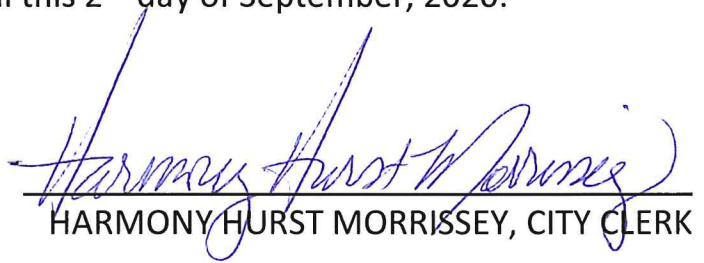
My Commission Expires: 11-04-2029



CERTIFICATE

I, Harmony Morrissey, City Clerk of the City of Hot Springs, Arkansas, do hereby certify that the foregoing is a true and perfect copy of Ordinance No. 6345, approved at the Regular Meeting of the City Board of Directors, held at the regular meeting place of the Board at 7:00 o'clock p.m. on the 1<sup>st</sup> day of September, 2020, and the same is now in full force and effect and on file in the office of the City Clerk.

GIVEN under my hand and seal this 2<sup>nd</sup> day of September, 2020.

  
HARMONY HURST MORRISSEY, CITY CLERK

(SEAL)

