

## Resolution 2023 - 67

### **A RESOLUTION APPROVING AMOUNTS OF LIENS TO BE CERTIFIED TO THE WHITE COUNTY TAX COLLECTOR AGAINST CERTAIN PROPERTIES IN THE CITY OF SEARCY, ARKANSAS, AS A RESULT OF GRASS CUTTING EXPENSES AND ABATEMENT OF OTHER NUISANCES; AND FOR OTHER PURPOSES.**

WHEREAS, in accordance with Ark. Code Ann. § 14-54-901, and Chapter 9 of the Searcy Code of Ordinances, the City of Searcy has corrected conditions existing on certain lots or other real property within the City of Searcy and is entitled to compensation pursuant to Ark. Code Ann. § 14-54-901 and Section 9-2-4-5 of the Searcy Code of Ordinances; and

WHEREAS, state law also provides for a lien against the subject properties, with the amount of the lien to be determined by the City Council at a hearing held after notice to the owner(s) thereof by certified mail or publication (see Exhibit "A" attached hereto), with said amount (plus ten percent collection penalty) to be thereafter certified to the White County Tax Collector; and

WHEREAS, a hearing for the purpose of determining such liens has been set for 5:00 p.m. on the 14<sup>th</sup> day of November 2023, in order to allow for service of the attached notice of this hearing upon the listed property owner(s), by certified mail or publication as might have been necessary.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEARCY, ARKANSAS:

SECTION 1: That after notice to property owner(s), a public hearing was held at 5:00p.m. on the 14<sup>th</sup> day of November, 2023, for the purpose of determining the amount of liens, if any, to be filed against certain real property as the result of grass cutting and abatement of other nuisances by the City of Searcy.

SECTION 2: That after said public hearing, the amounts listed in Exhibit "A" are hereby certified and are to be forwarded to the White County Tax Collector pursuant to Ark. Code Ann. § 14-54-903 and Section 9-2-4-5 of the Searcy Code of Ordinances.

SECTION 3: That this Resolution shall be in full force and effect from and after its passage and approval, until the lien has been satisfied.

PASSED AND ADOPTED on this 14<sup>th</sup> day of November, 2023.

/s/ Mat Faulkner

Mayor of Searcy

ATTEST:

/s/ Jerry Morris

City Clerk

# Public Hearing

## Exhibit A

Notice is hereby given that lien amounts upon the following described lands will be considered by the Searcy City Council at their meeting on November 14, 2023 at 5:00 pm, at 401 W Arch Ave. (Searcy City Hall) in Searcy, AR 72143. The owner(s) or lien holders have the right to contest the lien amount before the City Council at the public hearing.

Parcel: 016-00750-000  
Address: 45 Indian Trail  
Owner: Beau Bickel  
Legal: Lot 147 of Cloverdale Addition to the City of Searcy, White County, Arkansas.  
Lien: \$428.08

Parcel: 016-10529-003  
Address: 316 S. Benton  
Owner: VEREIT Real Estate, L.P.  
Legal: The land referred to herein below is situated in the County of White, State of Arkansas, and is described as follows: A part of the SE ¼ NE ¼ and a part of the NE ¼ SE ¼ of Section 11, Township 7 North, Range 7 West, White County, Arkansas, more particularly described as follows: Commencing at the Southeast Corner of said SE ¼ NE ¼ of said Section 11; thence S 00°53'27" E, 144.42 feet to the North right of way line of Park Avenue; thence N 79°09'34" W along the North right of way line of said Park Avenue 30.64 feet to the West right of way line of Benton Street for the POINT OF BEGINNING; thence continuing N 79°09'34" W along said North right of way line of said Park Avenue 416.27 feet to the center of Gin Creek; thence N 17°44'19" W along the center line 73.14 feet; thence N 26°18'46" W along said center line 53.23 feet; thence N 89°51'25" E 346.67 feet; thence S 58°33'47" E 52.11 feet; thence N 63°42'48" E 61.94 feet; thence N 89°51'25" E 5 feet to the West right of way line of Benton Street; thence S 00°53'27" E along West right of way line of Benton Street 196.80 feet back to the point of beginning.  
Lien: \$510.58

Parcel: 016-11507-000  
Address: 2000 S Main St.  
Owner: VEREIT Real Estate, L.P.  
Legal: The land referred to herein below is situated in the County of White, State of Arkansas, and is described as follows: A part of the NW ¼ of Section 23, Township 7 North, Range 7 West, White County, Arkansas, more particularly described as follows: Commencing at the Section Corner of Sections 14, 15, 22 and 23, T-7-N, R-7-W; thence N 90°00'00" E 60.0 feet to the East right of way of Hwy. #67-167-C; thence S 0°33'47" E along said East right of way 40.0 feet to the South right of way of State Hwy. #367 for the POINT OF BEGINNING; thence continuing S 0°33'47" E along the East right of way of said Hwy. #67-167-C, 295.16 feet; thence N 90°00'00" E 295.16 feet; thence N 0°33'47" W 295.16 feet to the South right of way of State Hwy. #367; thence S 90°00'00" W along said South right of way 295.16 feet to the point of beginning.  
Lien: \$510.58

Parcel: 016-01172-000  
Address: 107 Maryella St.  
Owner: Mauricio Rodriguez & Juana S Rodriguez  
Legal: Lot Ten (10) of Country Club Addition to Searcy, White County, Arkansas  
Lien: \$428.08

Parcel: 016-10459-000

Address: 600 S. Oak St.

Owner: Avatar Investments, LLC

Legal: A part of the Northeast Quarter of the Southeast Quarter (NE ¼ SE ¼ ), Section Ten (10), Township Seven (7) North, Range Seven (7) West, more particularly described as follows, Commencing at a found Railroad spike for the Northeast Corner of said NE ¼ SE ¼ ; thence North 88° 37' 22" West along the North line of Said NE ¼ SE ¼ a distance of 623.61 feet; thence South 00° 02' 29" East a distance of 9.40 feet to the center line intersection of Oak Street and South Line Street (now East Woodruff Street) and the commencing point of Deed Book 2006, Page 4640; thence continuing South 00° 02' 59" East along the center line of said Oak Street a distance of 541.83 feet (Deed 783 Links); thence departing from said center line North 89° 54' 30" East a distance of 24.86 feet to a set ½" rebar for the Point of Beginning; thence continuing North 89° 54' 30" East a distance of 166.40 feet to a found ½ " rebar, thence South 00° 03' 25" East a distance of 139.36 feet to a found ½ ", thence South 86° 18' 36" West a distance of 166.64 feet to a found 2" pipe; thence North 00° 05' 30" West a Distance of 149.82 feet to the point of beginning, containing 0.55 acres, more or less, and being subject to existing easements for roads and other purposes.

Lien: \$526.67