O-22 -50

**ORDINANCE NO. _____**

**AN ORDINANCE ACCEPTING THE ANNEXATION OF CERTAIN TERRITORY TO THE CITY OF NORTH LITTLE ROCK, ARKANSAS; APPROVING THE SCHEDULE OF SERVICES TO BE EXTENDED TO SAID AREA; ASSIGNING SAID TERRITORY TO WARD 2; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.**

WHEREAS, a petition was filed with the County Court of Pulaski County, Arkansas, pursuant to Ark. Code Ann. §14-40-609, for the annexation of certain territory into the City of North Little Rock, Arkansas; and

WHEREAS, the Pulaski County Clerk and Pulaski County Assessor have verified the identity of the petitioner; verified that there are no property owners included in the petition that do not wish to have their property annexed; verified that the property is contiguous with the City of North Little Rock; and verified that no enclaves will be created if the petition is accepted by the City of North Little Rock; and

WHEREAS, the County Clerk and County Assessor have presented the petition and their respective verifications to the Pulaski County Judge; and

WHEREAS, the County Judge has reviewed the petition and verifications for completeness and accuracy; determined that no enclaves will be created by the annexation; confirmed that the petition contains a schedule of services; and has found that the territory that is the subject of the Petition for Annexation may be annexed to and made a part of the City of North Little Rock, Pulaski County, Arkansas, as authorized and provided by law; and

WHEREAS, the County Judge has issued an Order articulating his findings and forwarded the Petition and Order to the contiguous City of North Little Rock for consideration (see Order attached hereto as Exhibit A); and

WHEREAS, it is the desire of the North Little Rock City Council that said territory be annexed.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NORTH LITTLE ROCK, ARKANSAS:

SECTION 1: That the following described territory, contiguous to the City of North Little Rock, be and the same is hereby accepted as part of, and annexed to and made a part of the City of North Little Rock, Arkansas:

PART OF THE WEST 1/2 OF THE SOUTHWEST 1/4, SECTION 24, TOWNSHIP 2 NORTH, RANGE 11 WEST, PULASKI COUNTY, ARKANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF LOT 1AR HARRIS INDUSTRIAL PARK; THENCE NORTH 82°50'54" EAST, A DISTANCE OF 469.97 FEET; THENCE NORTH 00°55'00" EAST, A DISTANCE OF 107.54 FEET; THENCE SOUTH 87°45'53" EAST, A DISTANCE OF 392.85 FEET; THENCE SOUTH 00°12'15" WEST, A DISTANCE OF 189.59 FEET TO A POINT ON THE NORTH LINE OF LOT 5A-R HARRIS INDUSTRIAL PARK; THENCE SOUTH 00°25'05" WEST ALONG THE WEST LINE OF LOT 5A-R HARRIS INDUSTRIAL PARK, A DISTANCE OF 67.45 FEET; THENCE SOUTH 82°04'19" WEST ALONG THE NORTH LINE OF 5A-R HARRIS INDUSTRIAL PARK, A DISTANCE OF 306.24 FEET TO THE NORTHWEST CORNER OF 5A-R HARRIS INDSUTRIAL PARK BEING ON THE EAST LINE OF LOT 1 CENTRAL COMMERCE ADDITION; THENCE NORTH 07°22'20" WEST ALONG SAID EAST LINE, A DISTANCE OF 85.00 FEET TO THE NORTHEAST CORNER OF SAID LOT 1; THENCE SOUTH 82°04'23" WEST ALONG THE NORTH LINE OF SAID LOT 1, A DISTANCE OF 533.00 FEET TO A POINT ON THE EAST LINE OF LOT 1AR; THENCE NORTH 07°09'12" WEST ALONG SAID EAST LINE A DISTANCE OF 138.84 FEET TO THE POINT OF BEGINNING CONTAINING 3.910 ACRES, MORE OR LESS, AND INCLUDING ALL ABUTTING OR TRAVERSING PUBLIC ROADS AND RIGHTS OF WAY. (See map attached hereto as Exhibit B)

SECTION 2: That the following schedule of services shall be extended to the area by the City of North Little Rock within the statutorily required three (3) year period after the date of annexation becomes final, as follows:

(1) Police services;
(2) Fire protection services;
(3) Residential solid waste disposal services;
(4) City planning and code enforcement services; and
(5) Street and storm water system maintenance on city streets and drainage easements.

SECTION 3: That the above-described territory shall be annexed to and made a part of Ward 2 of the City of North Little Rock, and the same shall henceforth be a part of said ward as fully as existing parts of said ward.

SECTION 4: That thirty (30) days after passage and publication or posting of this Ordinance as authorized by law, the annexation shall be final and the property shall be within the corporate limits of the City of North Little Rock, Arkansas, except as otherwise ordered by the Circuit Court pursuant to a cause of action filed within said thirty (30) day period.

SECTION 5: That within forty-five (45) days of the effective date of this ordinance, the City Clerk shall provide written notice, along with complete documentation to the County Clerk of each county in which the territory is affected.

SECTION 6: That all ordinances or parts of ordinance in conflict herewith are hereby repealed to the extent of the conflict.

SECTION 7: That the provisions of this Ordinance are hereby declared to be severable and if any section, phrase or provision shall be declared or held invalid, such invalidity shall not affect the remainder of the sections, phrases or provisions.

SECTION 8: It is hereby found and determined that the annexation of the territory described herein is immediately necessary in order to insure the proper and orderly growth and development of this land and of the City of North Little Rock, Arkansas, and being necessary for the immediate preservation of the public health, safety and welfare, THEREFORE, an emergency is hereby declared to exist and this Ordinance shall be in full force and effect from and after its passage and approval.

PASSED:

APPROVED:

Mayor Terry C. Hartwick

SPONSOR:

Terry C. Hartwick

Mayor Terry C. Hartwick by AF

ATTEST:

Diane Whitbey, City Clerk

APPROVED AS TO FORM:

Amy Beckman Fields, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/kt

FILED 11:00 A.M. _____ P.M.
By Amy Fields
DATE 10-7-22
**Diane Whitbey, City Clerk and Collector**
**North Little Rock, Arkansas**
RECEIVED BY Suzanne Stages

FILED

MAY 24 2022

TERRI HOLLINGSWORTH
CIRCUIT COUNTY CLERK

EXHIBIT

tabbies

A

**IN THE COUNTY COURT OF PULASKI COUNTY, ARKANSAS**

IN THE MATTER OF THE ANNEXATION OF CERTAIN TERRITORY LOCATED WITHIN PULASKI COUNTY TO THE CITY OF NORTH LITLE ROCK, IN PULASKI COUNTY, ARKANSAS

NO. CI-2022-010

2022-118

**ORDER**

On April 15, 2022, Petitioner filed its Petition for Annexation pursuant to Arkansas Code Annotated § 14-40-609, which provides a process for annexation of property by a petition of 100% of the owners of the subject property. On April 15, 2022 and May 13, 2022, the county clerk and county assessor, respectively, timely filed verifications recognizing that the petitioner's identity is verified by notarized signature to the Petition; that the Petitioners have attested that the Petitioner owns one hundred percent (100%) of the property for which annexation is sought; and that Petitioner attached the letter of Lenders Title Company, a qualified title company, to its Petition, finding ownership in Petitioner and no ownership or interest in any person or entity other than Petitioner; and Petitioner attached the letter of Phillip Lewis, P.E., indicating that the property is contiguous to and adjoins an already established boundary of the City of North Little Rock and finding that the proposed annexation will not create an enclave if accepted by the City of North Little Rock. This Court, having reviewed the Petition, Attachments and Verifications, is satisfied that all are complete and accurate; and confirms that the Petition contains a schedule of services; and hereby issues this Order.

As such:

IT IS THEREFORE, CONSIDERED, ORDERED AND ADJUDGED by the Court that the following described area, all lying wholly within Pulaski County, Arkansas, to wit:

**LEGAL DESCRIPTION:**

Part of the W 1/2 of the SW 1/4, Section 24, Township 2 North, Range 11 West, Pulaski County, Arkansas, being more particularly described as follows, Beginning at the Northeast corner of Lot 1AR Harris Industrial Park; thence North 82°50'54" East, a distance of 469.97 feet; thence North 00°55'00" East, a distance of 107.54 feet; thence South 87°45'53" East, a distance of 392.85

feet; thence South 00°12'15" West, a distance of 189.59 feet to a point on the North line of Lot 5A-R Harris Industrial Park; thence South 00°25'05" West along the West line of Lot 5A-R Harris Industrial Park, a distance of 67.45 feet; thence South 82°04'19" West along the North line of 5A-R Harris Industrial Park, a distance of 306.24 feet to the Northwest corner of 5A-R Harris Industrial Park being on the East line of Lot 1 Central Commerce Addition; thence North 07°22'20" West along said East line, a distance of 85.00 feet to the Northeast corner of said Lot 1; thence South 82°04'23" West along the North line of said Lot 1, a distance of 533.00 feet to a point on the East line of Lot 1AR; thence North 07°09'12" West along said East line, a distance of 138.84 feet to the Point of Beginning containing 3.910 ACRES, more or less, and including all abutting or traversing public roads and rights of ways.

is the subject of this Petition for Annexation and the same may hereby be annexed to and made a part of the City of North Little Rock, Pulaski County, Arkansas, as authorized and provided by law.

PULASKI COUNTY JUDGE

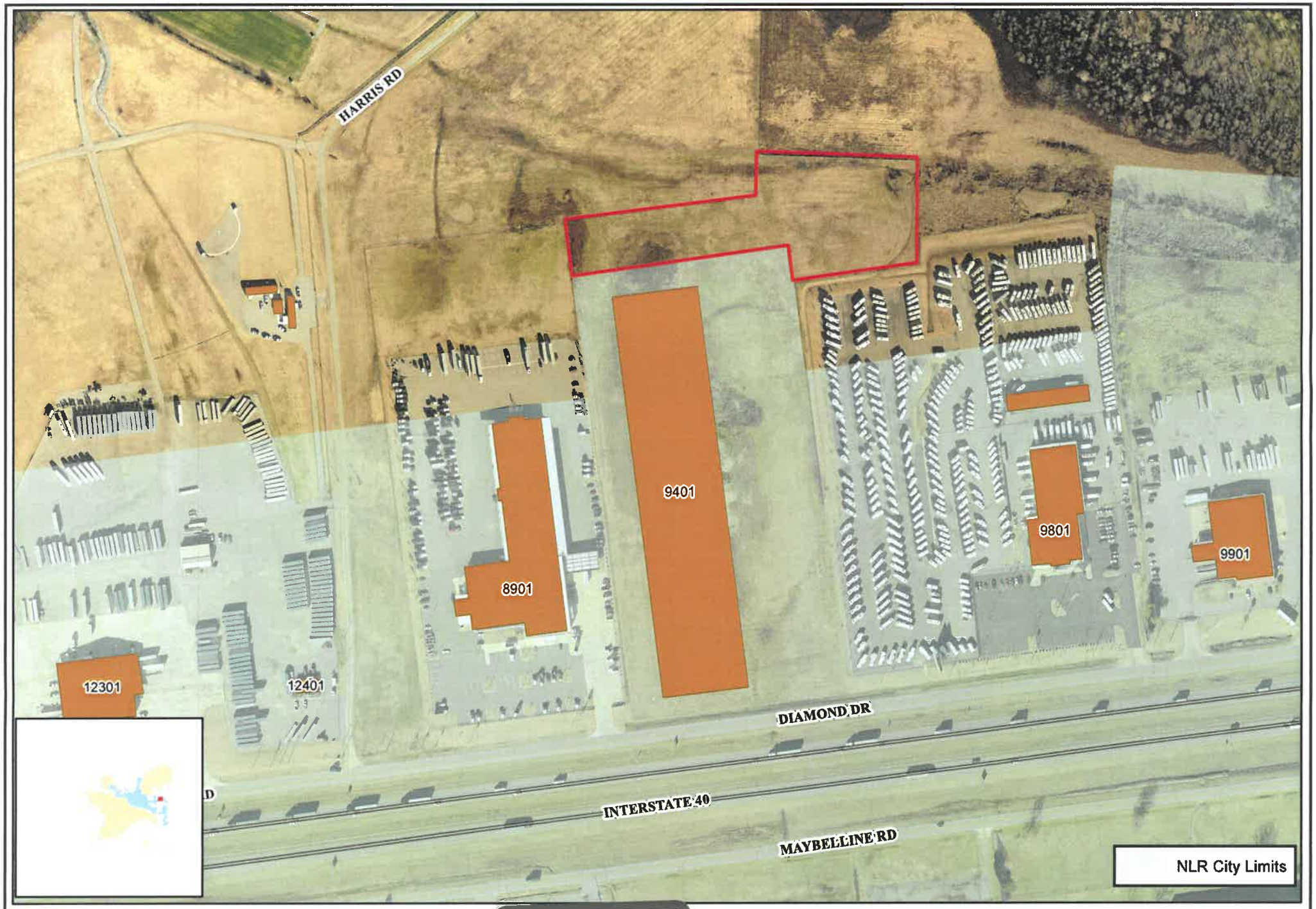


EXHIBIT B

Date: 6/6/2022

0 150 300 600 Feet

This map is not survey accurate.

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