

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, together with all abutting and traversing public roads and rights of way, 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:

DEED LEGAL DESCRIPTION

PART OF THE W 1/2, NE 1/4 AND PART OF THE E 1/2, NW 1/4, ALL IN SECTION 1, T-1-N, R-11-W, PULASKI COUNTY, ARKANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SW CORNER OF SAID W 1/2, NE 1/4, SECTION 1, THENCE NORTH 89 DEGREES 35 MINUTES 51 SECONDS WEST, 258 FEET, THENCE NORTH 00 DEGREES 49 MINUTES 32 SECONDS EAST, 2,430.56 FEET; THENCE SOUTH 89 DEGREES 10 MINUTES 28 SECONDS EAST, 1,561.74 FEET TO A POINT ON THE EAST LINE OF SAID W 1/2, NE 1/4, SECTION 1; THENCE SOUTH 00 DEGREES 27 MINUTES 27 SECONDS EAST, 2,417.83 FEET ALONG THE EAST LINE OF THE W 1/2, NE 1/4, SECTION 1, TO A POINT ON THE SOUTH LINE OF SAID W 1/2, NE 1/4, SECTION 1; THENCE NORTH 89 DEGREES 38 MINUTES 51 SECONDS WEST, 1,357.95 FEET TO THE POINT OF BEGINNING. SUBJECT TO THE RIGHT-OF-WAY FOR FAULKNER LAKE ROAD.

SURVEY LEGAL DESCRIPTION:

PART OF THE W 1/2, NE 1/4 AND PART OF THE E 1/2, NW 1/4, ALL IN SECTION 1, T-1-N, R-11-W, PULASKI COUNTY, ARKANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A FOUND MONUMENT IN FAULKNER LAKE ROAD, BEING THE CENTER OF SAID SECTION 1, ALSO THE POINT OF BEGINNING, THENCE ALONG THE SOUTH LINE OF SAID E 1/2, NW 1/4, SECTION 1, NORTH 89 DEGREES 38 MINUTES 51 SECONDS WEST FOR A DISTANCE OF 258.00 FEET TO A SET NAIL IN FAULKNER LAKE ROAD; THENCE LEAVING SAID SOUTH LINE, NORTH 00 DEGREES 52 MINUTES 51 SECONDS EAST FOR A DISTANCE OF 2,430.56 FEET TO A 1/2" IRON REBAR WITH METAL T-POST; THENCE SOUTH 89 DEGREES 10 MINUTES 28 SECONDS EAST FOR A DISTANCE OF 1,587.69 FEET TO A IRON PIN AND T-POST; THENCE LEAVING SAID NORTH LINE, SOUTH 00 DEGREES 26 MINUTES 15 SECONDS WEST FOR A DISTANCE OF 2,417.46 6 FEET TO A SET NAIL IN FAULKNER LAKE ROAD, ALSO A POINT ON THE SOUTH LINE OF THE W 1/2, NE 1/4, OF SECTION 1: THENCE ALONG SAID SOUTH LINE, NORTH 89 DEGREES 38 MINUTES 51 SECONDS WEST FOR A DISTANCE OF 1,357.95 FEET TO THE POINT OF BEGINNING, CONTAINING 88.27 ACRES, MORE OR LESS, AND SUBJECT TO A 25 FOOT RIGHT-OF-WAY FROM CENTERLINE OF FAULKNER LAKE ROAD.

AND

PART OF THE N½ OF SECTION 6, TOWNSHIP 1 NORTH, RANGE 10 WEST, AND PART OF THE E½ OF THE NE¼ OF SECTION 1, TOWNSHIP 1 NORTH, RANGE 11 WEST, PULASKI COUNTY, ARKANSAS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THAT PART OF THE N 1/2 OF SECTION 6, LYING NORTH OF FAULKNER LAKE ROAD (COUNTY ROAD) AS IT EXISTED ON JANUARY 1, 1963, TOWNSHIP 1 NORTH, RANGE 10 WEST AND LYING WEST OF STATE HIGHWAY 391; AND ALL OF THAT PART OF THE E 1/2 OF THE NE 1/4, SECTION 1, TOWNSHIP 1 NORTH, RANGE 11 WEST, LYING NORTH OF FAULKNER LAKE ROAD (COUNTY ROAD), AS IT EXISTED ON JANUARY 1, 1963, ALL LOCATED IN PULASKI COUNTY, ARKANSAS;

LESS AND EXCEPT A TRACT OF LAND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE NORTH RIGHT OF WAY LINE OF FAULKNER LAKE ROAD AND BEING 499.76 FEET NORTH OF THE SOUTHEAST CORNER OF THE NE 1/4. SECTION 1, TOWNSHIP 1 NORTH, RANGE 11 WEST; THENCE N 01 ° 10' 36" W, A DISTANCE OF 598.62 FEET; THENCE S 89° 37' 20" E, A DISTANCE OF 561.66 FEET TO THE WEST RIGHT OF WAY LINE OF HIGHWAY 391; THENCE ALONG SAID RIGHT OF WAY S 32° 30' 46" W, A DISTANCE OF 52.67 FEET; THENCE CONTINUING ALONG SAID RIGHT OF WAY S 33° 34' 04" W, A DISTANCE OF 520.04 FEET; THENCE CONTINUING ALONG SAID RIGHT OF WAY S 30° 43' 34" W, A DISTANCE OF 108.54 FEET; THENCE ALONG A CURVE TO THE RIGHT HAVING A 25 FOOT RADIUS AND A CHORD BEARING AND DISTANCE OF S 59° 39' 58" W, A DISTANCE OF 25.25 FEET TO THE NORTH RIGHT OF WAY LINE OF FAULKNER LAKE ROAD; THENCE ALONG SAID RIGHT OF WAY LINE ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 1490 FEET AND A CHORD BEARING AND DISTANCE OF S 88° 39' 15" W, A DISTANCE OF 127.90 FEET; THENCE ALONG SAID RIGHT OF WAY S 81 ° 25' 05" W, A DISTANCE OF 53.57 FEET TO THE POINT OF BEGINNING.

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 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:

ATTEST:



Mayor Terry C. Hartwick

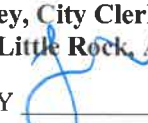
Diane Whitbey, City Clerk

APPROVED AS TO FORM:



Amy Beckman Fields, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/kt

FILED	<u>10:27</u>	A.M.	_____	P.M.
By	<u>Amy Fields</u>			
DATE	<u>6-18-24</u>			
Diane Whitbey, City Clerk and Collector North Little Rock, Arkansas				
RECEIVED BY				



IN THE COUNTY COURT OF PULASKI COUNTY, ARKANSAS

FILED

NOV 27 2023

**TERRI HOLLINGSWORTH
CIRCUIT COUNTY CLERK**

IN THE MATTER OF
ANNEXING CONTIGUOUS LANDS
TO THE CITY OF NORTH LITTLE ROCK, ARKANSAS.

NO. CI-2023-19

2023-313

ORDER

On June 9, 2023, 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 June 13, 2023, the county clerk and county assessor, respectively, 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 William Blake Bailey, a licensed title examiner, 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 Mike Marlar, PLS., 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 THEW $\frac{1}{2}$, NE $\frac{1}{4}$ AND PART OF THEE $\frac{1}{2}$, NW $\frac{1}{4}$, ALL IN SECTION 1, T-1-N,
R-11-W, PULASKI COUNTY, ARKANSAS, BEING MORE PARTICULARLY

DESCRIBED AS FOLLOWS:

BEGINNING AT THE SW CORNER OF SAID W $\frac{1}{2}$, NE $\frac{1}{4}$, SECTION 1, THENCE NORTH 89 DEGREES 35 MINUTES 51 SECONDS WEST, 258 FEET, THENCE NORTH 00 DEGREES 49 MINUTES 32 SECONDS EAST, 2,430.56 FEET; THENCE SOUTH 89 DEGREES 10 MINUTES 28 SECONDS EAST, 1,561.74 FEET TO A POINT ON THE EAST LINE OF SAID W $\frac{1}{2}$, NE $\frac{1}{4}$, SECTION 1; THENCE SOUTH 00 DEGREES 27 MINUTES 27 SECONDS EAST, 2,417.83 FEET ALONG THE EAST LINE OF THE W $\frac{1}{2}$, NE $\frac{1}{4}$, SECTION 1, TO A POINT ON THE SOUTH LINE OF SAID W $\frac{1}{2}$, NE $\frac{1}{4}$, SECTION 1; THENCE NORTH 89 DEGREES 38 MINUTES 51 SECONDS WEST, 1,357.95 FEET TO THE POINT OF BEGINNING, SUBJECT TO THE RIGHT-OF-WAY FOR FAULKNER LAKE ROAD.

SURVEY LEGAL DESCRIPTION:

PART OF THE W $\frac{1}{2}$, NE $\frac{1}{4}$ AND PART OF THE E $\frac{1}{2}$, NW $\frac{1}{4}$, ALL IN SECTION 1, T-1-N R-11-W, PULASKI COUNTY, ARKANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

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LINE, NORTH 89 DEGREES 38 MINUTES 51 SECONDS WEST FOR A DISTANCE OF 1,357.95 FEET TO THE POINT OF BEGINNING, CONTAINING 88.27 ACRES MORE OR LESS, AND SUBJECT TO A 25 FOOT RIGHT-OF-WAY FROM CENTERLINE OF FAULKNER LAKE ROAD.

AND

PART OF THEN $\frac{1}{2}$ OF SECTION 6, TOWNSHIP 1 NORTH, RANGE 10 WEST, AND PART OF THEE $\frac{1}{2}$ OF THE NE $\frac{1}{4}$ OF SECTION 1, TOWNSHIP 1 NORTH, RANGE 11 WEST, PULASKI COUNTY, ARKANSAS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

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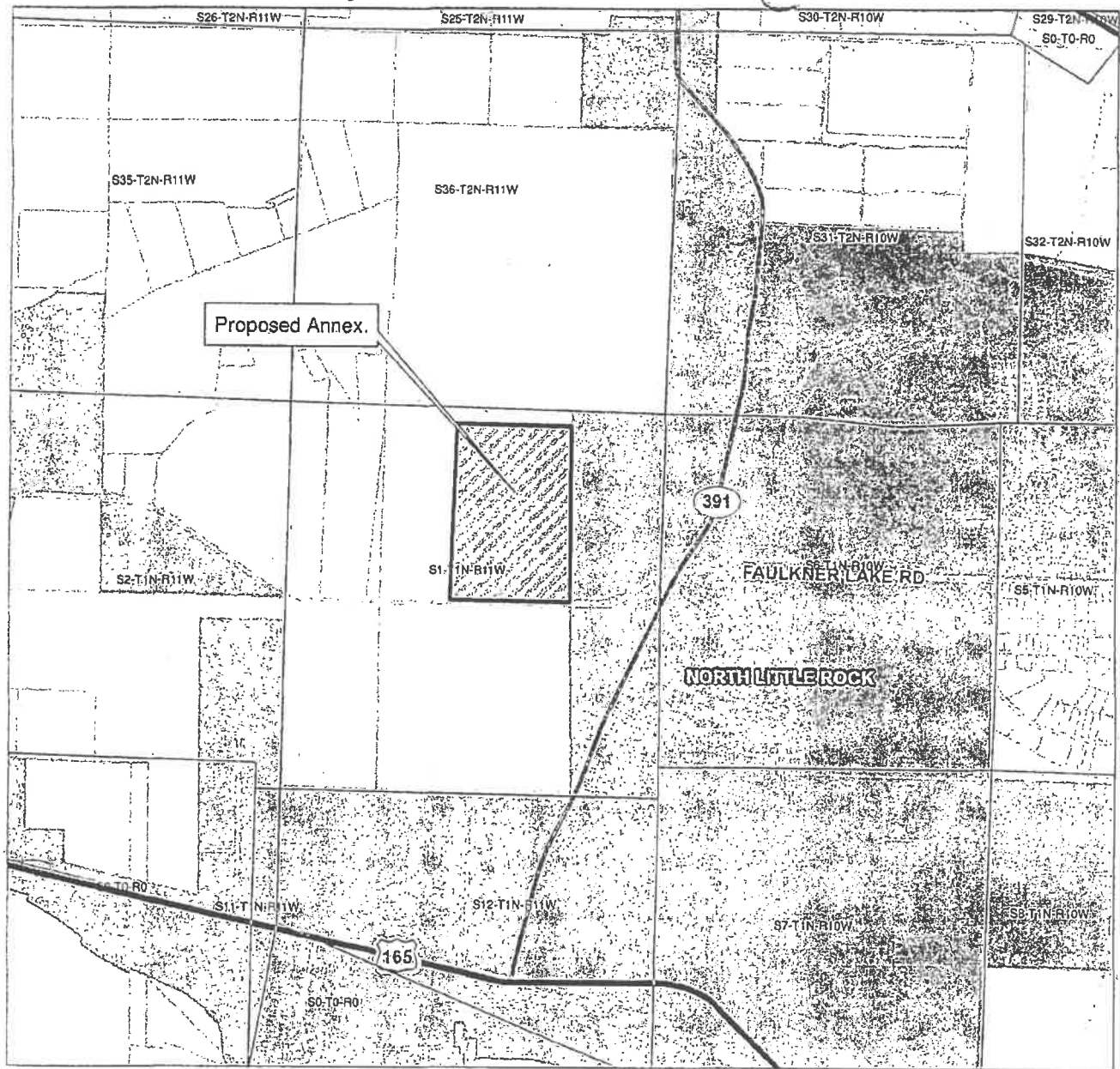
is the subject of this Petition for Annexation and the same may hereby be annexed to and made a part of the City of North Little Rock, Pulaski County, Arkansas, as authorized and provided by law, so long as all abutting and traversing public roads and right of ways are annexed into the City of North Little Rock and maintenance of the same becomes the responsibility of the city.


PULASKI COUNTY JUDGE

Date: 11-27-73

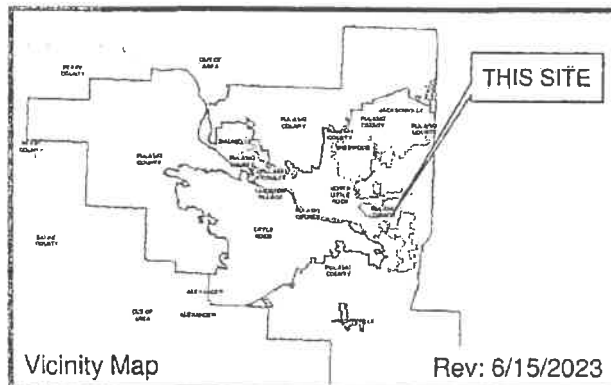
Order approved as to form and provided by:


PULASKI COUNTY ATTORNEY



Annexation Map

Pulaski County Planning



Case: **CI-23-19 American Composting, INC**
88.27 Acres More or Less

