

**ORDINANCE NO. 99-12**

**AN ORDINANCE SUBMITTING TO THE VOTERS OF THE CITY OF ARKADELPHIA, ARKANSAS, AND OTHER AFFECTED PERSONS, THE QUESTION OF ANNEXATION TO SAID CITY OF ARKADELPHIA, ARKANSAS CERTAIN CONTIGUOUS TERRITORY AND DECLARING AN EMERGENCY**

**WHEREAS**, it appears to the Board of Directors of the City of Arkadelphia, Arkansas, that certain hereinafter described territory contiguous to the said City of Arkadelphia is necessary for the orderly growth of the said City; and

**WHEREAS**, the lands are platted and held for sale or use as municipal lots or whether platted or not, the lands are held to be sold as suburban property; and

**WHEREAS**, the lands furnish the abode for a densely settled community or represent the actual growth of the municipality beyond its legal boundary; and

**WHEREAS**, the lands are needed for proper municipal planning purposes, and

**THEREFORE, BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE CITY OF ARKADELPHIA, ARKANSAS:**

**SECTION 1.** That there shall be submitted to the qualified electors of the City of Arkadelphia, Arkansas, and of the following described area:

All of Section 14, Township 7 South, Range 20 West.

The Southeast  $\frac{1}{4}$  and the Southeast  $\frac{1}{4}$  Northeast  $\frac{1}{4}$  Section 15, Township 7 South, Range 20 West.

The North  $\frac{1}{2}$  Northeast  $\frac{1}{4}$  of Section 22, Township 7 South, Range 20 West.

The North  $\frac{1}{2}$  Northwest  $\frac{1}{4}$  Section 23, Township 7 South, Range 20 West.

The Northeast  $\frac{1}{4}$  Section 23, Township 7 South, Range 20 West.

All that part of the West  $\frac{1}{2}$  Northwest  $\frac{1}{4}$  Section 24, Township 7 South, Range 20 West except that portion thereof presently in the City of Arkadelphia, Arkansas.

A part of the Southwest  $\frac{1}{4}$  of Section 7, Township 7 South, Range 19 West described as follows: The point of beginning located at the Southwest  $\frac{1}{4}$  corner of section 7, Township 7 South, Range 19 West and running east along the South

section line boundary of Section 7 until it meets the West R.O.W. of Interstate 30, thence in a northeasterly direction along said West R.O.W. of Interstate 30 to point of intersection of the North side of Country Club R.O.W. and the West R.O.W. of Interstate 30, thence West along the Northern R.O.W. boundary of said Country Club Road to the intersection of the Western Boundary of Section 7, Township 7 South, Range 19 West, and thence running along the section boundary South to the original point of beginning.

The Southeast ¼ Southeast ¼ of Section 12, Township 7 South, Range 20 West .

the question of the annexation of the above described territory to the City of Arkadelphia, Arkansas.

**SECTION 2.** The question of annexation of the territory described above in Section 1 shall be submitted to the electors qualified to vote on this issue at a Special Election to be held on November 2, 1999. The City Clerk and Recorder shall immediately notify the County Election Commission by forwarding a certified copy of this ordinance.

**SECTION 3.** If at such election a majority of the qualified electors voting in such election shall vote for such annexation, the municipality shall proceed to file a description and a map of the annexed area with the Clark County Clerk and with the Secretary of State. The annexation shall be included within the corporate limits of the annexing city thirty (30) days following the filing of the description and map with the County Clerk, or in the event an action is filed with the Circuit Court, on the date the judgment of said Court becomes final. If a majority of the qualified electors voting on the issue at the election vote against the annexation, the annexation ordinance shall be null and void.

**SECTION 4.** If the annexation is approved and becomes final, the following services shall be extended to the area within three (3) years.

SERVICE	DATE
Fire Protection	Immediately
Police Protection	Immediately
Water Service	Water services presently exist in the area and will be extended in accordance with City policies and generally by the developer.

Sewer Service

Sewer services will be extended in the area in accordance with existing City policies and generally by the developer..

Sanitation Service

Immediately

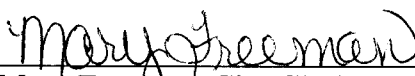
**SECTION 5.** The ballots used at said election on the question of annexation shall be marked as follows:

- FOR annexation of the territory described in Ordinance No. 99-12.
- AGAINST annexation of the territory described in Ordinance No. 99-12.

**SECTION 6.** Emergency Clause. The next regular decennial (10-year) Federal census will be taken on April 1, 2000. All municipal boundary changes concerning the census must be made final by December 31, 1999. Participation in various Federal and State programs is based upon population and therefore it is imperative that the boundaries of the City of Arkadelphia, Arkansas be determined prior to December 31, 1999. Taking into consideration the statutory time requirements for annexation by election, the Board of Directors hereby determines that it is necessary to pass this annexation by election ordinance with an emergency clause, all for the purpose of preserving the health, safety, and welfare of the citizens of Arkadelphia, Arkansas.

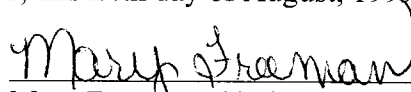
  
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CHARLES HOLLINGSHEAD, Mayor

ATTEST:

  
\_\_\_\_\_  
Mary Freeman, City Clerk

**CERTIFICATE**

I, Mary Freeman, Clerk and Recorder of the City of Arkadelphia, Arkansas, hereby certify that this ordinance was duly passed and approved by a two-thirds vote of the total number of the governing body of the City of Arkadelphia, Arkansas, this 24th day of August, 1999.

  
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Mary Freeman, Clerk and Recorder  
City of Arkadelphia, Arkansas