

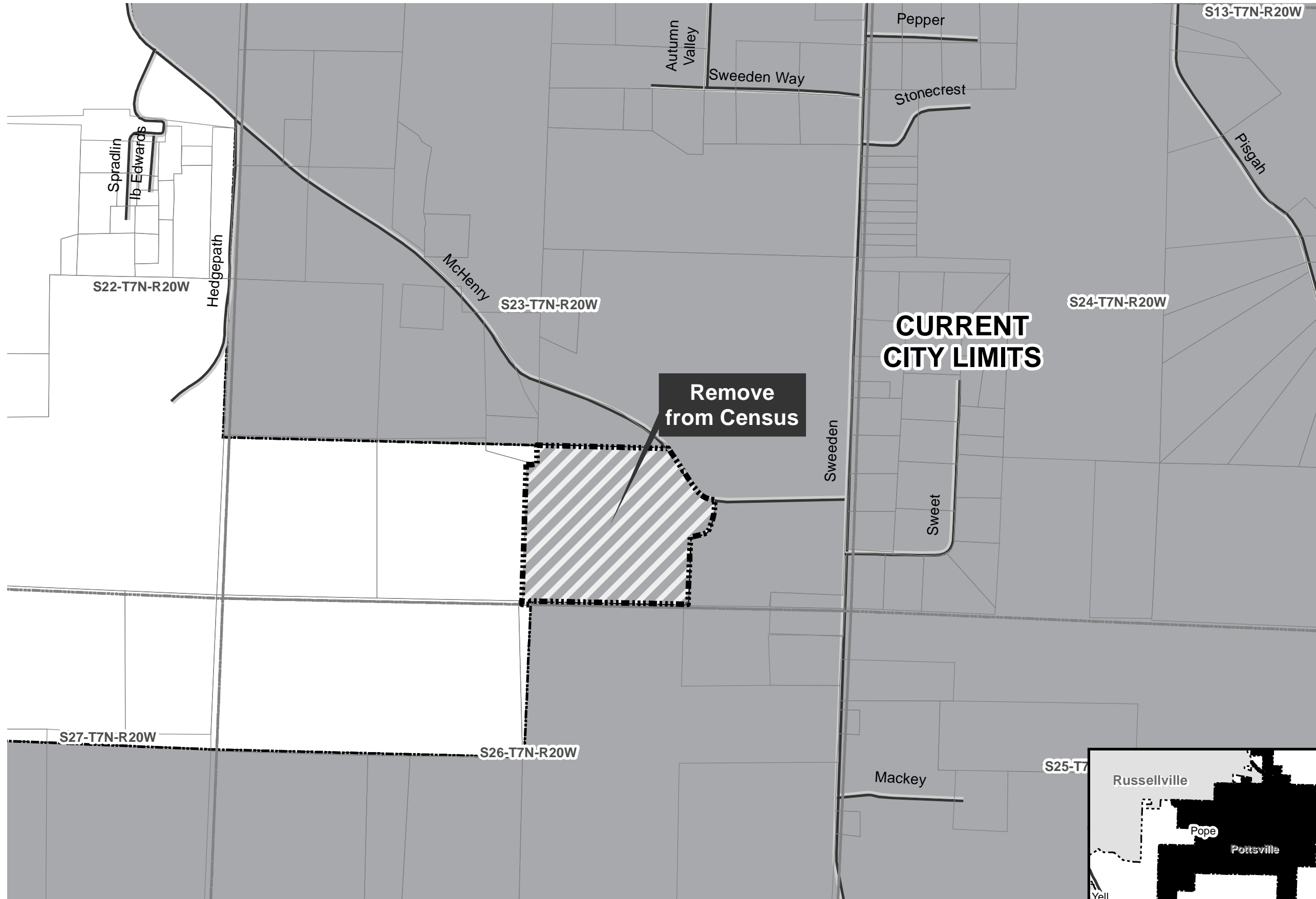
Census Correction Part of Historic Annex Ord 2005-5 City of Pottsville
*for Census only - was already removed from state map

City: Pottsville
Mayor: Jerry Williams

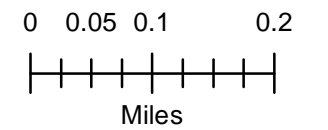
Arkansas Code 14-40-101.

Before an entity undertakes an annexation, consolidation, or detachment proceeding under this chapter, the entity shall coordinate with the Arkansas Geographic Information Systems Office for preparation of legal descriptions and digital mapping for the relevant annexation, consolidation, and detachment areas.

The map contained herein, is evidence, the entity has met requirements of Act 914 of 2015



- Census Correction
- Sections
- Parcels
- Minor Road
- Existing City
- Neighboring City



ORDINANCE NO. 2005-5

2005 35

AN ORDINANCE SUBMITTING TO THE VOTERS OF THE CITY OF POTTSVILLE, ARKANSAS, AND OTHER AFFECTED PERSONS THE QUESTION OF ANNEXATION TO SAID CITY OF POTTSVILLE CERTAIN CONTIGUOUS TERRITORY.

WHEREAS, it appears to the Council of the city of Pottsville, Arkansas, that certain hereinafter described territory contiguous to the said city of Pottsville, Arkansas, is necessary for the orderly growth of 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 above 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 purposes; and,

WHEREAS, the lands are valuable by reason of their adaptability for prospective municipal uses.

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF POTTSVILLE, ARKANSAS:

Section 1. That there has been submitted to the qualified voters of the city of Pottsville, Arkansas, and other affected persons of the following described area, with map which is included with this description:

Part of Sections 29, 30, 31 and 32, Township 7 North, Range 19 West, more particularly described as beginning at the northeast corner of the SW 1/4 SW 1/4 Section 29, then south to the southeast corner of the SW 1/4 SW 1/4 Section 32, then west along the south line of Section 32 and the south line of Section 31 to the southwest corner of the SE 1/4 SE 1/4 Section 31, then north along the west line of the E 1/2 E 1/2 Section 31 to the northwest corner of the NE 1/4 NE 1/4 Section 31, then west along the south line Section 30 to the southwest corner of Section 30, then north to the northwest

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corner of the SW 1/4 SW 1/4 Section 30, then east to the point of beginning.

Also, part of Sections 5, 6, 7, 8, 17 and 18, Township 6 North, Range 19 West, more particularly described as follows: Beginning at the northeast corner of the NW 1/4 NW 1/4 Section 5, then south to the intersection of the center of River Road with the east line of the SW 1/4 SW 1/4 of Section 17, then west along the center of River Road and continuing along the center of Flag Lake Road to the west line of the NE 1/4 SE 1/4 Section 18, then north to the northwest corner NE 1/4 NE 1/4 Section 6, then east to the point of beginning.

Also, part of the SW 1/4 SW 1/4 of Section 7 and part of the NW 1/4 Section 18, all in Township 7 North, Range 20 West, described as being all of the SW 1/4 SW 1/4 of Section 7 north of Highway 64 and south of Interstate 40, and all of the NW 1/4 Section 18 north of Highway 64 and south of Interstate 40.

Also, part of Sections 22, 23, 24, 25, 26, 27, 34 and 35, Township 7 North, Range 20 West, more particularly described as beginning at the northeast corner of the SE 1/4 SE 1/4 Section 25, then south to the southeast corner of Section 25, then west along the south line of Section 25 and Section 26 to the northwest corner of the NE 1/4 Section 35, then south to the southeast corner of the SE 1/4 NW 1/4 Section 35, then west to the southwest corner of the SW 1/4 NW 1/4 of Section 35, then south to the southeast corner of Section 34, then west along the south line of Section 34 to the southwest corner of the SE 1/4 Section 34, then north along the west line of the E 1/2 Section 34 to the north line of Section 34, then continue north along the west line of the E 1/2 Section 27 to the northwest corner of the SW 1/4 NE 1/4 Section 27, then east along the north line of the S 1/2 NE 1/4 Section 27 and the north line of the S 1/2 NW 1/4 Section 26 to the northeast corner of the S 1/2 NW 1/4 Section 26, then north to the southwest corner of the SW 1/4 SE 1/4 Section 23, then east along the south line of Section 23 to the southwest corner of the SE 1/4 SE 1/4 Section 23, then north along the west line of the SE 1/4 SE 1/4 to an existing private road, then northeasterly along the private road to its intersection with a county road, then northwesterly along the county road to the north line of the S 1/2 SE 1/4, then west along the north line of the S 1/2 SE 1/4 Section 23 to the southwest corner of the NW 1/4 SW 1/4 Section 23, then north to the center of McHenry Road, then northwesterly along the center of McHenry Road to a point on the north line of Section 22, then east along the north line of Sections 22 and 23 to the northeast corner of Section 23, then south along the east line of Sections 23 and 26 to the southeast corner of the NE 1/4 SE 1/4 Section 26, then east to the northeast corner of the SE 1/4 SE 1/4 Section 25 and the point of beginning.

Section 2. The question of annexation of the territory described above in Section 1 shall be submitted to the electors qualified to vote on the issue at the Special Election to be held on Sept 13, 2005. The city clerk 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

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shall vote for such annexation, the municipality shall proceed to file a description and a map of the annexed area with the County Clerk of the county wherein the land lies 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:

| <u>SERVICE</u> | <u>DATE</u> |
|-------------------|----------------|
| Police Protection | Immediately |
| Fire Protection | Immediately |
| Water Service | Immediately |
| Sewer Service | To be Provided |

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. 2005-5

_____ AGAINST annexation of the territory described in Ordinance No. 2005-5

Section 6. This Ordinance shall replace in full Ordinance No. 2005-4 previously passed and approved.

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APPROVED:

Jay Duvall
MAYOR

ATTEST:

Carliss Teeter
CLERK OR RECORDER

Certificate

I, Carliss Teeter, clerk or recorder of the city of Pottsville, hereby certify that this Ordinance was duly passed and approved by [a two thirds or unanimous] vote of the total number of the governing body of the city of Pottsville, on July 7, 2005.

Carliss Teeter
Clerk or Recorder
City of Pottsville

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