ORDINANCE NO. ______

AN ORDINANCE TO ESTABLISH AND LAY OFF LITTLE ROCK MUNICIPAL PROPERTY OWNERS’ MULTIPURPOSE IMPROVEMENT DISTRICT NO. 2017-324 (KANIS RIDGE ESTATES PROJECT); AND FOR OTHER PURPOSES.

WHEREAS, a petition to form Little Rock Municipal Property Owners’ Multipurpose Improvement District No. 2017-324 was filed with the City Clerk on January 5, 2017, and contained certified signatures of the property owners within the proposed District; and,

WHEREAS, the City Clerk has presented the petitions to the Mayor; and,

WHEREAS, in Little Rock, Ark., Resolution No. 14,502 (February 7, 2017) a public hearing was properly set for February 21, 2017, at 6:00 PM for the Little Rock Board of Directors to consider the petition to form the district; and,

WHEREAS, the Little Rock Board of Directors has determined from an Abstractor’s Certification that the property owners who signed the petition constitute all the owners of the real property located in the proposed District; and,

WHEREAS, the Arkansas Municipal Property Owners’ Improvement District Law provides that if the governing body determines that all the owners of the real property to be located in the District have petitioned for the improvements it shall be the duty of the governing body, by ordinance, to lay off the district as defined in the petition and to appoint the Commissioners named in the Commission; and,

WHEREAS, the petitions to create the District stated that it was the purpose of constructing waterworks, sewers, recreational facilities and systems of gas pipelines, and for grading, paving, curbing, and guttering street, and laying sidewalks, and to provide any facilities within the district that are related to these uses;

NOW, THEREFORE, BE IT ORDINANED BY THE BOARD OF DIRECTORS OF THE CITY OF LITTLE ROCK, ARKANSAS:

Section 1. The real property described in Section 2 of this ordinance is hereby established and laid off as Little Rock Municipal Property Owner’s Multipurpose Improvement District No. 2017-324 for the purpose of constructing waterworks, sewers, recreational facilities and systems of gas pipelines, and for grading, paving, curbing, and guttering street, and laying sidewalks, and to provide any facilities within the District that are related to these uses.
Section 2. This section shall serve as an exhibit to identify the real property to be encompassed within this district which is more formally described as follows: Tract 10, Sach’s Suburban Tracts, being part of Section 6, Township 1 North, Range 13 West, Pulaski County, Arkansas.

Section 3. The name of the Improvement District shall be Little Rock Municipal Property Owners’ Multipurpose Improvement District No. 2017-324.

Section 4. Severability. In the event any title, section, paragraph, item, sentence, clause, phrase or word of this ordinance is declared or adjudged to be invalid or unconstitutional such declaration or adjudication shall not affect the remaining portions of the ordinance which shall remain in full force and effect as if the portion so declared or adjudged invalid or unconstitutional were not originally a part of the ordinance.

Section 5. Repealer. All laws, ordinances, resolutions, and parts of the same that are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

Section 6. Emergency Clause. The City has determined that there is a need for additional infrastructure within the City and further determines that the passage and implementation of this Ordinance will facilitate the construction of such infrastructure to benefit the essential public health, safety and welfare; and emergency is, therefore, declared to exist and this Ordinance shall be in full force and effect from and after its passage and approval, and the execution of a binding and appropriate indemnity agreement.

PASSED: February 21, 2017

ATTEST: 

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Susan Langley, City Clerk        Mark Stodola, Mayor

APPROVED AS TO LEGAL FORM:

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Thomas M. Carpenter, City Attorney