RESOLUTION NO. _____

A RESOLUTION TO AUTHORIZE THE LITTLE ROCK WASTEWATER UTILITY AND THE LITTLE ROCK WATER RECLAMATION COMMISSION TO INITIATE A STUDY TO PROVIDE FOR SERVICES TO RESIDENTS LOCATED WITHIN THE EXTRATERRITORIAL JURISDICTION OF THE CITY OF LITTLE ROCK, ARKANSAS, BUT LOCATED OUTSIDE THE CORPORATE LIMITS OF THE CITY; AND FOR OTHER PURPOSES.

WHEREAS, the City of Little Rock is authorized by Arkansas Law, specifically Ark. Code Ann. § 14-56-413 to exercise extraterritorial jurisdiction for municipal planning purposes outside of the corporate limits of the City; and,

WHEREAS, Little Rock Wastewater Utility is permitted to enter into pre-annexation agreements for the providing of service for territory anticipated to be annexed into the corporate limits of the City; and,

WHEREAS, the City Board of Directors has determined that it is in the best interests of the City and its inhabitants to study and determine the feasibility and advantages to the City of entering into such an agreement for property located in its extraterritorial jurisdiction; and,

WHEREAS, any such study would require execution of a pre-annexation agreement, and would require that the Little Rock Wastewater Utility determine that the sewer basin being pumped into has the capacity to properly handle any such additional usage, and further than an appropriately formed Municipal Improvements District will be formed to maintain the lines until any such property is properly annexed into the City of Little Rock, Arkansas, and further that the involved developer or owner of the property would be required to pay the cost to extend the sewer to the extraterritorial jurisdiction site;

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

Section 1. The Little Rock Water Reclamation Commission and the Little Rock Wastewater Utility be and hereby is authorized to study the economic feasibility and determine the municipal advantage of providing wastewater services to areas located in the extraterritorial jurisdiction of the City of Little Rock, Arkansas, and to report to the Little Rock Board of Directors in a prompt manner the results of its study.

Section 2. Severability. In the event any title, section, paragraph, item, sentence, clause, phrase, or word of this resolution is declared or adjudged to be invalid or unconstitutional, such declaration or adjudication shall not affect the remaining portions of the resolution 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 resolution.

**Section 3. Repealer.** All laws, ordinances, resolutions, or parts of the same, that are inconsistent with the provisions of this resolution, are hereby repealed to the extent of such inconsistency.

ADOPTED: March 7, 2017

ATTEST:                     APPROVED:

____________________________________   ____________________________________
Susan Langley, City Clerk        Mark Stodola, Mayor

APPROVED AS TO LEGAL FORM:

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Thomas M. Carpenter, City Attorney

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