



**City of Conway, Arkansas
Ordinance No. O-22-77**



**CERTIFICATE OF RECORD
FAULKNER CO, AR FEE \$25.00**

I hereby certify that this instrument was
Filed and Recorded in the Official Records

In Doc Num **L202214679** 3 Pages

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CRYSTAL TAYLOR

FAULKNER COUNTY CIRCUIT CLERK

BY: SHAWN MIX, D.C.

ORDINANCE

AN ORDINANCE AMENDING ORDINANCE O-99-95 AND ESTABLISHING AMENDED PROCEDURES TO BE FOLLOWED PRIOR TO ANNEXATION OF PROPERTY TO THE CITY OF CONWAY, AND FOR OTHER PURPOSES:

Whereas, the City of Conway has, and continues to experience growth due to the annexation of property, and

Whereas, this growth places strains on the City resources to maintain and upgrade streets and drainage due to substandard development processes that burden Conway taxpayers, and

Whereas, Ordinance O-99-95 largely solved these problems but has unnecessarily limited annexations in certain cases.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CONWAY, ARKANSAS THAT ORDINANCE O-99-95 SHALL BE AMENDED AS FOLLOWS:

Section 1: That no property shall be annexed to the City of Conway before it has been established in the annexing ordinance, directly or by reference, which portions of which existing streets within that property shall be accepted by the City as public streets for maintenance and which streets shall be recognized as public streets for the sole purpose of allowing the issuance of building permits.

Section 2: That no streets that are not specifically noted in the annexing ordinance or by reference as being accepted as a public street for maintenance or as a public street for the sole purpose of allowing issuance of building permits shall be maintained by the City, nor accepted as a public street until the City of Conway shall accept them as such by the passage of an appropriate ordinance.

Section 3: That, by means of voluntary annexation, no street within an area to be annexed shall be accepted as a public street for maintenance if created as a result of an illegal subdivision. Such determination shall be established in the annexation ordinance.


Section 4: That, by means of voluntary annexation, no property shall be annexed to the City of Conway if part of an illegal subdivision created after July 1, 1986. This shall be determined by evidentiary support of copies of deeds showing the property in its current configuration since July 1, 1986, by documentation showing the property arrived in its current configuration when not under the jurisdictional area of the Conway Subdivision Ordinance, or deed records showing the property and parent tract are both in excess of five (5) acres. Exceptions may be granted for parcels/lots or portions thereof where it can be determined by the Planning and Development Director or City Engineer and indicated in the annexation ordinance, that annexation would not result in subversion of the Conway Subdivision Ordinance or be necessary to address an immediate and urgent threat to the public health and welfare of the City of Conway.

Section 5: That for any petition for voluntary annexation, the Planning and Development Director or his/her designee shall, in writing and prior to the petition being heard by the Conway City Council, identify any barriers to development that may exist for the property under consideration.

Section 6: All ordinances in conflict herewith are repealed to the extent of the conflict.

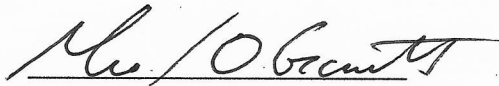
PASSED this 26th day July, 2022.

Approved:



Mayor Bart Castleberry

Attest:



Michael O. Garrett
City Clerk/Treasurer



CERTIFICATE

**STATE OF ARKANSAS
COUNTY OF FAULKNER
CITY OF CONWAY**

I, Michael Garrett, the duly elected, qualified, and acting: Clerk-Treasurer of the City of Conway, Arkansas, do hereby certify that the attached and foregoing is a true and correct copy of an ordinance presented to the City Council of the City of Conway, Arkansas, at a meeting of that body held on the 26th day of July, 2022 same is duly recorded in the minutes of meeting of said Council.

Witness, my hand, and seal of the City of Conway, Arkansas this 28th day of July, 2022.



CITY CLERK-TREASURER

