

**ORDINANCE NO. WM-150****AN ORDINANCE ACCEPTING THE ANNEXATION OF CERTAIN TERRITORY TO THE CITY OF TEXARKANA, ARKANSAS, APPROVING THE SCHEDULE OF SERVICES TO BE EXTENDED TO SAID AREA; ASSIGNING SUCH TO WARDS AND ZONING DISTRICTS AND FOR OTHER PURPOSES.**

**WHEREAS**, a petition was filed, pursuant to Arkansas Code Annotated Section 14-40-609, for the annexation of certain territory into the City of Texarkana, Arkansas; and

**WHEREAS**, the Miller County Assessor and the Miller County Clerk have (A) Verified the identity of the petitioners; (B) Verified that there are no property owners included in the petition that do not wish to have their property annexed; (C) Verified that the property or properties are contiguous with the City; (D) Verified that no enclaves will be created if the petition is accepted by the City; and presented the petition and their respective verifications to the Miller County Judge; and

**WHEREAS**, the County Judge has (A) reviewed the petition and verifications for completeness and accuracy; (B) determined that no enclaves will be created by the annexation; (C) confirmed that the petition contains a schedule of services; and

(D) issued an order articulating these findings and forwarded the petition and order to the contiguous City of Texarkana, Arkansas for consideration; and

**WHEREAS**, the Planning Commission of the City of Texarkana approved a recommendation of R-1 Rural Residential Zoning District; and

**WHEREAS**, it is the desire of the Board of Directors of the City of Texarkana, Arkansas that said territory be annexed;

**NOW, THEREFORE, BE IT ORDAINED** by the Board of Directors of the City of Texarkana, Arkansas:

**SECTION 1:** That the following described territory, contiguous to the City of Texarkana, Arkansas, be and the same is hereby accepted as part of, and annexed to and made a part of the City of Texarkana, Arkansas:

**A tract of land located in Miller County, Arkansas, covering the South Half of the Southwest Quarter (S1/2 SW1/4) of Section Two (2), Township Sixteen South (16S), Range Twenty-Eight West (28W), containing 80 acres of land, more or less.**

**Excluding, however any portion of Miller County Road 305 (also known as Hargrove Road) or the Right-of-Way thereof which may lay in the above described land; it being the specific intent to exclude any such roadway or Right-of-Way from the lands to be annexed hereby.**

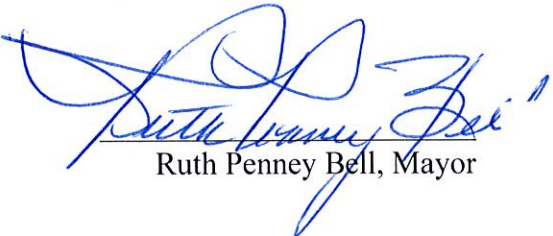
**SECTION 2:** That the territory is currently serviced with electricity and municipal water and the following schedule of services shall be extended to the area by the City of Texarkana, Arkansas within the statutorily required three (3) year period after the date the annexation becomes final, as follows: fire protection and police protection.

**SECTION 3:** That the above described territory shall be annexed to and made part of WARD 1 of the City of Texarkana, and the same shall henceforth be a part of said WARD as fully as existing parts of said WARD.

**SECTION 4:** That the above described territory shall be and is assigned to have a zoning district designation of R-1 Rural Residential Zoning District.

**SECTION 5:** Thirty (30) days after passage and publication or posting of this Ordinance as authorized by law, the annexation shall be final and the property shall be within the corporate limits of the city except as otherwise ordered by the Circuit Court pursuant to a cause of action filed within said thirty (30) day period.

**PASSED AND APPROVED** this 3rd day of October, 2016

  
Ruth Penney Bell, Mayor

**ATTEST:**

  
\_\_\_\_\_  
Heather Soyars, City Clerk

**APPROVED:**

  
\_\_\_\_\_  
George Matteson, City Attorney

NOTARY PUBLIC

STATE OF ARKANSAS )  
COUNTY OF MILLER )  
CITY OF TEXARKANA )

On this, the 5<sup>th</sup> day of October, 2016, before me a notary public, the above signed officers, personally appeared known to me to be the person whose name is subscribed to the within instrument, and acknowledged that they executed the same for the purposes therein contained. In witness hereof, I hereunto set my hand and official notary seal.

Mary L Beck  
Signature

MARY L. BECK  
NOTARY PUBLIC-STATE OF ARKANSAS  
MILLER COUNTY  
My Commission Expires 1-25-2022  
Commission # 12386723



## ARKANSAS SECRETARY OF STATE

MARK MARTIN

February 24, 2017

Ms. Heather Soyars  
Texarkana City Clerk  
P.O. Box 2711  
Texarkana, AR 75504

Re: City of Texarkana Annexation Ordinance M-150

Dear Ms. Soyars,

Please find enclosed, a file-marked copy of Texarkana Annexation Ordinance M-150. This Ordinance was filed with our Office in November of 2016 by the Miller County Clerk. Please retain this copy for your files as proof of filing with the Secretary of State.

As we discussed, also enclosed are instructions for the CheckMyCity application. This online tool was developed by the Arkansas Geographical Information Office (GIS Office) to assist cities in verifying their municipal boundaries are correct on the official State map and U.S. Census Bureau map.

The decennial census counts collected by the U.S. Census Bureau are the basis of funding models used by both the State and Federal Governments. Incorrect city boundary information may result in an undercount of a city's population during the 2020 Census, adversely affecting the amount of governmental funding received for the next 10 years. Should you find corrections which need to be made, our Office and the GIS Office are available to assist in researching and making the appropriate changes so your municipal boundaries are accurately reflected on the State and U.S. Census maps.

If you have any questions or concerns, please don't hesitate to contact me at 501-682-3401.

Sincerely,

A handwritten signature in blue ink that reads "Cynthia Fisher".

Cynthia Cole Fisher  
Special Projects Manager  
Arkansas Secretary of State  
500 Woodlane St, Suite 256  
Little Rock, AR 72201-1094

Enclosures





# ARKANSAS SECRETARY OF STATE

## MARK MARTIN

November 15, 2016

The Honorable Stephanie Harvin  
Miller County Clerk  
400 Laurel St Suite 105  
Texarkana, AR 71854

Re: City of Texarkana Annexation Ordinance M-150

Dear Ms. Harvin,

This letter acknowledges receipt and filing of the following notice of municipal boundary change by the Office of the Secretary of State:

Filing Type: Annexation by petition pursuant to A.C.A § 14-40-609 (petition by 100% of the land owners)

Effective Date: unknown

County: Miller

City: Texarkana

City Ordinance: M-150

Dated: 10/03/2016

County Court Order: CC-2016-31 Filed: 08/09/2016 Hon. Larry E. Burgess, Miller County Judge

A file marked copy of the ordinance, court order and exhibits submitted to our Office are enclosed. By copy of this letter (and its enclosures), the Secretary of State hereby notifies the appropriate mapping authorities for Arkansas. Please retain these copies as official record of the filing of the municipal boundary change by the Arkansas Secretary of State.

If you have any questions or concerns regarding this pending filing please contact our office at 501-682-3401.

Sincerely,

A handwritten signature in cursive script that reads "Cynthia Fisher".

Cynthia Fisher  
Arkansas Secretary of State Legal Division  
500 Woodlane St, Room 256  
Little Rock, AR 72201  
501-682-3401

cc: Arkansas Geographic Information Systems Office (w/ encl)  
Arkansas Highway and Transportation Department Mapping Department (w/ encl)  
UALR Institution for Economic Advancement (w/encl)  
Tom-Tom (w/encl)  
Ms. Heather Soyars, Texarkana City Clerk





# Arkansas Secretary of State

**Mark Martin** Arkansas Secretary of State, 500 Woodlane Ave, Little Rock, AR 72201-1094

## Municipal Boundary Change Checklist

County: Miller City/Town: Texarkana

City Ordinance/Resolution No: M-150 Date approved: 10/3/2016

County Court Case No: CC 2016-31 Date of Order: August 8, 2016

Type: Annexation to the City of Texarkana, Arkansas A.C.A. 14-40-609

Date Change Effective: \_\_\_\_\_ Emergency clause: Yes No

For Circuit Court Challenge: Date Filed: \_\_\_\_\_ Upheld Overturned Other (attach

explanation) Initiating party:

All Landowners  Majority Landowners  Municipal Governing Body  State  Other \_\_\_\_\_

Supporting Documentation attached (check all that apply):

- File marked copy of City Ordinance/Resolution (not required for A.C.A § 14-40-1801)
- File marked copy of County Court Order (not required for A.C.A. § 14-40-501)
- Proof of Publication for all Legal Notices (Hearing, Election, City Ordinance/Resolution)
- Copy of Arkansas GIS approved printed map and certification letter
- File marked copy of Petition Part or File marked copy of the certified special election results (if applicable) File marked copy of Complaint and final Circuit Court Order (Court Challenge only)

Municipal Contact:

Name: Heather Soyors Title: Texarkana City Clerk

Street Address: P.O. Box 2711

City: Texarkana St: AR Zip code: 75504

City/County Official:

Signature: Stephanie Harwin Title: Miller County Clerk

Date: 11-8-16

Complete one form for each ordinance/resolution and attach it as a cover page to the supporting document set. Submit the documents to

**FILED**

NOV 15 2016

Arkansas Secretary of State

Office of the Arkansas Secretary of State use only

Received by: \_\_\_\_\_

*Cartha Fisher*

**F I L E D**

NOV 15 2016

Arkansas  
Secretary of State

2016R008204

MARY PANKEY  
MILLER COUNTY CIRCUIT CLERK  
TEXARKANA, AR  
RECORDED ON  
10/05/2016 12:38:09 PM  
REC FEE: 30.00  
PAGES: 4



**ORDINANCE NO. W-150**

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**F I L E D**

NOV 15 2016

Arkansas  
Secretary of State

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**WHEREAS**, it is the desire of the Board of Directors of the City of Texarkana, Arkansas that said territory be annexed;

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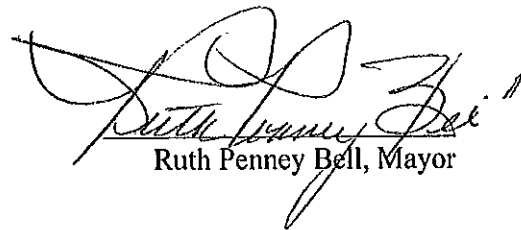
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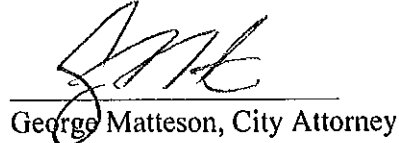
**PASSED AND APPROVED** this 3rd day of October, 2016

  
Ruth Penney Bell, Mayor

**ATTEST:**

  
Heather Soyars, City Clerk

**APPROVED:**

  
George Matteson, City Attorney

**NOTARY PUBLIC**

STATE OF ARKANSAS )  
COUNTY OF MILLER )  
CITY OF TEXARKANA )

On this, the 5<sup>th</sup> day of October, 2016, before me a notary public, the above signed officers, personally appeared known to me to be the person whose name is subscribed to the within instrument, and acknowledged that they executed the same for the purposes therein contained. In witness hereof, I hereunto set my hand and official notary seal.

Mary L Beck  
Signature

MARY L. BECK  
NOTARY PUBLIC-STATE OF ARKANSAS  
MILLER COUNTY  
My Commission Expires 1-25-2022  
Commission # 12386723

IN THE COUNTY COURT OF MILLER COUNTY, ARKANSAS

IN THE MATTER OF ANNEXING TO THE  
CITY OF TEXARKANA, ARKANSAS CERTAIN  
TERRITORY CONTIGUOUS TO SAID  
CITY OF TEXARKANA, ARKANSAS

CC NO. 2016-31


ORDER CONCERNING ANNEXATION

On this regular day of a regular term of the County Court of Miller County, Arkansas, there is presented to the Court by Robert Lee Torrans and DeMita DeAnne Torrans the petition of real estate owners desiring the annexation of territory to the City of Texarkana, Arkansas, more particularly described therein. The Court has received the verifications of the county assessor and county clerk required by Arkansas Code Annotated Section 14-40-609. This Court being fully advised of the facts and the law, does hereby find as follows:

1. The Court finds that the petition and verifications are complete and accurate.
2. The Court further finds that no enclaves will be created by the annexation.
3. The Court finds that the petition contains a schedule of services.

THEREFORE, the Court hereby ORDERS that the petition and this Order be delivered to the City of Texarkana, Arkansas.

SIGNED this 8<sup>th</sup> day of August 2016.

  
\_\_\_\_\_  
Judge Larry E. Burgess, Miller County Judge

FILED

NOV 15 2016

Arkansas  
Secretary of State

FILED

AUG 09 2016

MILLER COUNTY CLERK  
\_\_\_\_\_  
D.C.



**ARKANSAS  
GIS OFFICE**

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July 18, 2016

Mrs. Tiffany N. Godwin  
Capshaw Green, PLLC  
2801 Richmond Road #46  
Texarkana, TX 75503

RE: City of Texarkana Annexation Coordination Requirement

Mrs. Godwin,

Thank you for coordinating with our office as you seek to annex property into the City of Texarkana, AR tract being described as the South half of the Southwest Quarter of Section 2, Township Sixteen South, Range Twenty-Eight West. This letter represents confirmation that you have properly coordinated with our office (Arkansas GIS Office) as specified in § 14-40-101 (Act 914 of 2015) of the 90<sup>th</sup> General Assembly.

Our office will wait completion of any additional steps necessary for the proposed boundary change, which normally comes from the Arkansas Secretary of State Elections Division after any appropriate filing by your County Clerk.

Thank you,

Richie Pierce, Sr. GIS Analyst  
/rp

Attachments:  
GIS Office Map of Proposed Annexation  
Secretary of State Municipal Change Checklist

**FILED**  
NOV 15 2016  
Arkansas  
Secretary of State

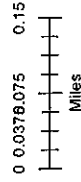
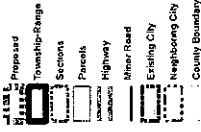
City: Texarkana  
Mayor: Ruth Penney Bell

Proposed Annex: City of Texarkana  
July 2016



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 914 of 2015



ARKANSAS  
GIS OFFICE

TexasArkana-20160718

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NOV 15 2016  
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