



STATE OF ARKANSAS
City of Brookland

Ordinance 2021-01

AN ORDINANCE APPROVING THE ACCEPTANCE AND DEDICATION OF PUBLIC IMPROVEMENTS WITHIN PHASE 1, 2, AND 3 OF WHISPERING HILLS SUBDIVISION AND RELATING THEREOF.

WHERE AS, the developer and owner (s), Northeast Arkansas Properties, and Investments, Inc has requested the City of Brookland, Arkansas accept as City property all the street, sanitary sewer, and water main improvements within phase 1, 2, and 3 within Whispering Hills Subdivision; and

WHERE AS, the City has inspected the Public Improvements and has determined they have been constructed in a manner consistent with the approved plans for construction and comply with the requirements and standards adopted by the city for such Public Improvements; and

NOW, THEREFORE, BE IT ORDAINED BY THE BROOKLAND CITY COUNCIL ELECTED OFFICIALS OF THE CITY OF BROOKLAND, ARKANSAS as follows:

Section 1: That such improvements are specifically described as follows: Water Mains, Sanitary Sewer Mains, and Street Improvements (the "public Improvement").

Section 2: All of the City's requirements for construction and dedication of Public Improvements having been met for water and sewer, the City of Brookland, Arkansas, dedicates these Public Improvements for public maintenance.

Section 3: Samantha and Gulley Street have met all of the city inspection requirements and dedication of Public Improvements having been met, the City of Brookland, Arkansas, dedicates Samantha and Gulley Street in Whispering Hills Subdivision, for Public Maintenance.

Section 4: Emergency Clause, Whispering Hills Phase One (1), two (2), and three (3) Infrastructure has been completed. To ensure water mains, sanitary sewer, and streets have been inspected and meet plan specifications an Irrevocable Letter of Credit was issued by Northeast Arkansas Properties and Investments, Inc. to the City of Brookland, Arkansas. **The City of Brookland Street and Utility Departments SHALL for one year upon passage of this ordinance request from developer any maintenance repairs of water mains, sewer mains, and streets during the ONE YEAR letter of credit.** By the Infrastructure Water Mains, Sewer Main, and Streets of Whispering Hills Phase One (1), two (2), and three (3) being constructed in compliance with the requirements and standards adopted by the City of Brookland, it is necessary for the health, safety, and welfare of the citizens of Brookland, Arkansas that that this ordinance take effect immediately and an emergency exists.

Section 6: This Ordinance shall be in full force and affect from and after its passage and approval.

Passed and adopted on this 11th day of January ~~2020~~ ²⁰²¹
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Kenneth D. Jones

Kenneth D. Jones, Mayor

ATTEST:

Billy W. Dacus

Billy Dacus, Clerk/Treasurer

