

Resolution No. 2020-\_\_\_\_\_

**A RESOLUTION AUTHORIZING THE CITY OF BRYANT WATER AND SEWER  
WASTEWATER DEPARTMENT TO PROVIDE SERVICES OUTSIDE THE CITY  
LIMITS OF BRYANT**

WHEREAS, Resolution No. 2005-06 restricts the authority of the City of Bryant Water and Wastewater department from providing water and/or sewer services outside the city limits of Bryant; and

WHEREAS, Resolution 2005-06 recognized that for the continued growth of the City, providing of water and/or sewer services outside the city limits should be governed, reviewed and authorized on an as needed basis; and

WHEREAS, The City Council, and the Staff of the City of Bryant, have reviewed the proposal submitted by Havens Development, LLC as titled property owner of Sam's Hill with its request to be provided sewer services outside the city limits of Bryant; and

WHEREAS, The City Council believes is in the best interest of the future potential growth of the City that providing access to city sewer as requested by Havens Development, LLC as titled owner of Sam's Hill is appropriate and beneficial to the residents and future potential residents of the City of Bryant; and

WHEREAS, the City Council of the City of Bryant authorizes the Mayor and City Clerk to execute any and all necessary documents to facilitate and authorize the provision of sewer services, but only upon the completion, execution and agreement of Havens Development, LLC as titled property owner of Sam's Hill to be bound by and governed by the applicable restrictions of Resolution No. 2005-06 and any pre-annexation agreement that may be required pursuant to that Resolution.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF BRYANT,  
ARKANSAS THAT:**

**Section 1. Authorization**

The Mayor and the City Clerk are hereby authorized to execute the necessary documents to allow sewer service to Havens Development, LLC as titled property owner of Sam's Hill, such property being described as:

OVERALL, AS-SURVEYED DESCRIPTION:

Resolution No. 2020-\_\_\_\_\_ A RESOLUTION AUTHORIZING THE CITY OF BRYANT WATER AND SEWER  
WASTEWATER DEPARTMENT TO PROVIDE SERVICES OUTSIDE THE CITY LIMITS OF BRYANT

PART OF THE WEST HALF OF THE SOUTHEAST QUARTER (W 1/2 SE 1/4) OF SECTION 03, TOWNSHIP 01 SOUTH, RANGE 14 WEST, SALINE COUNTY, ARKANSAS; MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A RAIL SPIKE, ACCEPTED AS THE SOUTHEAST CORNER OF THE SW 1/4 SE 1/4 OF SECTION 03; THENCE N88°00'33"W, ALONG THE SOUTH LINE THEREOF, A DISTANCE OF 420.00 FEET TO THE SOUTHEAST CORNER OF A TRACT DESCRIBED IN SALINE COUNTY DEED BOOK 270 AT PAGE 191; THENCE LEAVING SAID SOUTH LINE AND ALONG THE EAST, NORTH, AND WEST LINES OF SAID TRACT DESCRIBED IN BOOK 270 AT PAGE 191 THE FOLLOWING THREE (3) COURSES: N01°37'01"E, A DISTANCE OF 210.00 FEET TO A SET 1/2" REBAR; THENCE N88°00'33"W, A DISTANCE OF 210.00 FEET TO A SET 1/2" REBAR; THENCE S01°37'01"W, A DISTANCE OF 210.00 FEET TO THE SOUTHWEST CORNER OF SAID TRACT, BEING ON THE SOUTH LINE OF THE SW 1/4 SE 1/4 OF SECTION 03; THENCE N88°00'33"W, ALONG THE SOUTH LINE THEREOF, A DISTANCE OF 32.98 FEET TO THE SOUTHWEST CORNER OF THE E 1/2 SW 1/4 SE 1/4 OF SECTION 03; THENCE N01°46'55"E, ALONG THE WEST LINE OF SAID E 1/2 SW 1/4 SE 1/4 AND THE EAST LINE OF PHASES 1 AND 3 OF NORTH HAVEN SUBDIVISION, A DISTANCE OF 1,307.41 FEET TO THE SOUTHEAST CORNER OF THE E 1/2 NW 1/4 SE 1/4 OF SECTION 03; THENCE N01°46'52"E, ALONG THE WEST LINE OF THE E 1/2 NW 1/4 SE 1/4 OF SECTION 03 AND THE EAST LINE OF PHASES 3, 5, AND 6 OF NORTH HAVEN SUBDIVISION, A DISTANCE OF 622.36 FEET TO THE NORTHEAST CORNER OF PHASE 6 OF NORTH HAVEN SUBDIVISION; THENCE LEAVING SAID WEST LINE AND ALONG THE NORTH LINE OF SAID PHASE 6 OF NORTH HAVEN SUBDIVISION THE FOLLOWING NINE (9) COURSES: N86°33'06"W, A DISTANCE OF 22.77 FEET; THENCE N84°59'24"W, A DISTANCE OF 131.54 FEET; THENCE N84°31'04"W, A DISTANCE OF 62.99 FEET; THENCE N85°46'50"W, A DISTANCE OF 67.99 FEET; THENCE N85°41'34"W, A DISTANCE OF 72.05 FEET; THENCE N85°38'26"W, A DISTANCE OF 70.16 FEET; THENCE N86°18'18"W, A DISTANCE OF 81.42 FEET; THENCE N86°24'07"W, A DISTANCE OF 101.38 FEET; THENCE N89°23'01"W, A DISTANCE OF 21.11 FEET TO THE NORTHWEST CORNER OF SAID PHASE 6 OF NORTH HAVEN SUBDIVISION; THENCE N03°27'25"E, A DISTANCE OF 24.22 FEET TO A POINT ON THE NORTH LINE OF THE S 1/2 NW 1/4 SE 1/4 OF SECTION 03, BEING 27.31 FEET EAST OF THE NORTHWEST CORNER THEREOF; THENCE S87°18'51"E, ALONG THE NORTH LINE THEREOF, A DISTANCE OF 1,287.43 FEET TO THE NORTHEAST CORNER OF THE E 1/2 S 1/2 NW 1/4 SE 1/4 OF SECTION 03; THENCE S01°36'20"W, ALONG THE EAST LINE THEREOF, A DISTANCE OF 667.35 FEET TO THE NORTHEAST CORNER OF THE E 1/2 SW 1/4 SE 1/4 OF SECTION 03; THENCE S01°37'01"W, ALONG THE EAST LINE THEREOF, A DISTANCE OF 1,295.59 FEET BACK TO THE POINT OF BEGINNING; CONTAINING 1,273,636.9 SQUARE FEET, OR 29.239 ACRES, MORE OR LESS.

SUBJECT TO THE RIGHT-OF-WAY OF HILLDALE ALONG THE SOUTH LINE THEREOF.

**Section 2. Severability**

Should any title, section, paragraph, item, sentence, clause, or phrase of this resolution be declared or adjudged invalid or unlawful by a court of competent jurisdiction, 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 or unconstitutional was not originally a part of the resolution.

**Section 3. General 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.

PASSED AND APPROVED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2020.

APPROVED:

\_\_\_\_\_  
Allen Scott, Mayor

ATTEST:

\_\_\_\_\_  
Sue Ashcraft, City Clerk