

**INTERLOCAL AGREEMENT  
BETWEEN  
SALINE COUNTY, ARKANSAS  
AND  
CITY OF BRYANT, ARKANSAS.**

This Interlocal Agreement, executed between Saline County, Arkansas ("County") and the City of Bryant, Arkansas ("City") is entered into on this 28<sup>th</sup> day of July, 2008, pursuant to the provisions of the Interlocal Cooperation Act (the "Act") (Ark. Code Ann. §§ 25-20-101 thru 25-20-108).

Whereas, the City of Bryant, Arkansas and Saline County, Arkansas are political subdivisions of the State of Arkansas; and,

Whereas, it is necessary for the County, through the Saline County Planning Board, to review and approve new and existing residential subdivision developments located within unincorporated areas of Saline County, Arkansas; and

Whereas, it is necessary for the City, through the Bryant Planning Commission, to review and approve new and existing residential subdivision developments located within the city and the extra-territorial jurisdiction of the Bryant Planning Area Boundary of the City of Bryant; and

Whereas, the parties hereto desire to enter into an Agreement which delineates the County and City's respective authority and obligations concerning planning matters in the City's extraterritorial jurisdiction.

Now Therefore, the parties hereby agree as follows:

1. The City will retain the authority to control the subdivision of land within its adopted and recorded planning area boundary in accordance with and under the relevant Arkansas statutory provisions, including but not limited to Ark. Code Ann. §§ 14-56-401 through 14-56-408 and §§ 14-56-410 through 14-56-425.

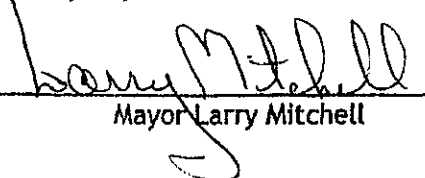
2. The City shall have subdivision jurisdiction, including final approval for recordation of final plats with the Saline County Recorder for proposed subdivisions lying within the City's extra-territorial jurisdiction.
3. All proposed subdivision plats located within the extra-territorial jurisdiction of the Bryant Planning Area Boundary of the City shall be first submitted to the City Planning Department.
4. After review by City Department Staff for compliance with all municipal codes, a copy of all applicable plats submitted to the city shall be transmitted to the Saline County Planning Board for review and comment.
5. Upon receipt of plat and a check made payable to Saline County for all applicable fees due, the Saline County Planning Board shall have sixty (60) days to forward to the city any suggested changes to the plat unless further time is granted in writing by the City. Developers are required to be in attendance for the review, and all comments will be sent to the Bryant Planning Commission.
6. The Planning Manager for the City shall include any comments from the Saline County Planning Board to the Bryant Planning Commission for consideration when it reviews and approves the plat.
7. Developments that are within the city's extra-territorial jurisdiction of the Bryant Planning Area Boundary shall obtain approval of the subdivision's name from the Saline County Tax Assessor and names of the streets or roads within the development shall be approved by the Saline County Office of Emergency Management.
8. If the residential development is to have private streets or roads within the development, the developer must establish an improvement district with provisions for the maintenance and repair of said streets or roads by said district.

9. In the event of differences in the developmental requirements for street design standards of the respective parties, those requirements most stringent shall be applied.
10. Saline County shall have the authority to inspect and otherwise ensure the quality of street construction for all subdivisions approved in the extra-territorial areas of the Bryant Planning Area Boundary unless the County waives this authority in writing in which case the City of Bryant shall assume authority.
11. Upon satisfactory completion of installation, the County shall provide written documentation to the City's Planning Coordinator that the roadway has been installed and is compliant with both County and City regulations.
12. The City requires the developer to furnish an infrastructure construction bond within 10 days after approval of the Preliminary Plat to ensure completion of improvements before Final Plat approval.
13. Upon completion of the installation of the roadway and as a condition of approval of the Final Plat the developer shall provide a one year Maintenance Bond, or other acceptable instrument assigned and approved by the County, made payable to the County and City, with a copy of same to both entities.
14. Upon completion of the installation of non-road improvements (i.e. water and/or sewer infrastructure) and as a condition of approval of the Final Plat the developer shall provide a one year Maintenance Bond, or other instrument assigned and approved by the City, made payable to the City.
15. By mutual agreement, proof of annexation request, and written confirmation of the Saline County Judge, the provisions of this agreement may be waived for plats involving extra-territorial lands that are contiguous to the city limits of Bryant at the time of plat submittal.

16. Plans for storm water drainage lying within the City's extraterritorial jurisdiction, along with construction and implementation of said plans, must be reviewed and approved by the Director of the City's Department of Community Development and Public Works.
17. Each party shall be entitled to charge its respective customary fees for review of the plat and inspection of the development.
18. This Agreement shall be administered by the Mayor of the City of Bryant and the Saline County Judge, or their respective duly designated representatives.
19. This Agreement shall continue until terminated by either party hereto.
20. Termination of the Agreement shall be effected by thirty-days' written notice to the Mayor of the City of Bryant and the Saline County Judge.
21. Any costs associated with executing the functions specified herein shall be borne by the party who is responsible, as identified herein, for executing said function.

City of Bryant, Arkansas

By:

  
Mayor Larry Mitchell

Saline County, Arkansas

By:

  
Saline County Judge Lanny Fite