



STATE OF ARKANSAS
City of Brookland

Ordinance 2023-17

AN ORDINANCE APPROVING THE ACCEPTANCE AND DEDICATION OF PUBLIC IMPROVEMENT WITHIN PHASE 1 OF HIDDEN CREEK SUBDIVISION AND RELATING THEREOF.

WHERE AS, the developer and owner (s), Blue Cloud Development, LLC and Mark Morris Construction, LLC has requested the City of Brookland, Arkansas accept as City property all the street, sanitary sewer, and water main improvements within phase 1 within Hidden Creek Subdivision; and

WHERE AS, the City has inspected the Public Improvements and has determined they have been constructed in a matter 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 improvement is specifically described as follows: Water Mains, Sanitary Sewer Mains, and Street Improvements (the “public improvement”)

Section 2: All 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: Hidden Creek Drive has met all the city inspection requirements and dedication of Public Improvements having been met, the City of Brookland, Arkansas, dedicates Hidden Creek Drive to Hidden Creek Subdivision, for Public Maintenance.

Section 4: Emergency Clause, Hidden Creek Phase 1 infrastructure has been completed. To ensure water mains, sanitary sewer, and streets have been inspected and meet plan specifications an Irrevocable Letter of Credit as issued by Blue Cloud Development, LLC and Mark Morris Construction, LLC to the City of Brookland, Arkansas. **The City of Brookland Steet and Utility Departments SHALL for one year upon passage of this ordinance request from the developer any maintenance repairs of water mains, sewer mains, and street during the ONE YEAR letter of credit.** By the infrastructure Water Mains, Sewer Mains, and Street of Hidden Creek Phase 1 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 this ordinance take effect immediately and an emergency exists.

Section 5: This Ordinance shall be in full force and affect from and after its passage and approval.

Passed and adopted on this 28th day of August 2023.



Kenneth D. Jones, Mayor

ATTEST:



Julie Thomas, Clerk/Treasurer

