

AN ORDINANCE ESTABLISHING A PLANNING AREA BOUNDARY
(Sample)

WHEREAS, the City of _____, has created a planning commission in accordance with state law and has conferred on the commission the powers necessary to carry out a municipal plan; and,

WHEREAS, Arkansas Code Annotated 14-56-413 states that the territorial jurisdiction of the legislative body of the city having a planning commission, for the purpose of that subchapter, shall be exclusive and shall include all land lying within five (5) miles of the corporate limits or, if the corporate limits of two (2) or more municipalities of the first or second class are less than ten (10) miles apart, the limits of their respective territorial jurisdictions shall be a line equidistant between the, or agreed on by the respective municipalities, and,

WHEREAS, the planning commissions desires to designate the area within the city's territorial jurisdiction for which it will prepare plans, ordinances and, to that end, has recommended to the city council that said area, hereinafter referred to as the Planning Area Boundary ("PAB"), consist of all lands lying within the statutory definition of the city's territorial jurisdiction.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF _____ THAT:

1. The Planning Area Boundary of the City of _____ shall consist of all lands within the city's territorial boundary as described herein.
2. That the Planning Commission is directed to file description of the boundaries of the area with the city clerk and with the county recorder.
3. The Planning Commission shall communicate to the County Recorder that, in accordance with A.C.A. § 14-56-417(c), as concerns the area indicated on the planning area map, the county recorder shall not accept any plat for record without the approval of the planning commission of _____, Arkansas.
4. That (Emergency Clause?)

Passed and adopted this _____ day of _____, 20_____.

Mayor

City Clerk