

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 86th General Assembly
3 Regular Session, 2007

A Bill

HOUSE BILL 1450

4
5 By: Representatives Medley, Glidewell
6 By: Senator Altes

For An Act To Be Entitled

10 AN ACT TO MODIFY ANNEXATION LAW CONCERNING
11 ISLANDS IN SITUATIONS IN WHICH PROPERTY LIES ON A
12 STATE BOUNDARY LINE; AND FOR OTHER PURPOSES.

Subtitle

15 TO MODIFY ANNEXATION LAW CONCERNING
16 ISLANDS IN SITUATIONS IN WHICH PROPERTY
17 LIES ON A STATE BOUNDARY LINE.

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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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22 SECTION 1. Arkansas Code § 14-40-501 is amended to read as follows:
23 14-40-501. Authority - Exceptions.

24 (a)(1)(A)(i) Whenever the incorporated limits of a municipality have
25 completely surrounded an unincorporated area, the governing body of the
26 municipality may propose an ordinance calling for the annexation of the land
27 surrounded by the municipality.

28 (ii) Subdivision (a)(1)(A)(i) of this section shall
29 include situations in which the incorporated limits of a municipality
30 completely have surrounded an unincorporated area on only three (3) sides
31 because the fourth side is a boundary line with another state.

32 (B) If the incorporated limits of two (2) or more
33 municipalities have completely surrounded an unincorporated area, the
34 governing body of the municipality with the greater distance of city limits
35 adjoining the unincorporated area's perimeter may propose an ordinance
36 calling for the annexation of the land surrounded by the municipalities,



1 unless it is agreed by the adjoining municipalities that another of the
2 adjoining municipalities should propose an ordinance calling for the
3 annexation.

4 (2) The ordinance will provide a legal description of the land
5 to be annexed and describe generally the services to be extended to the area
6 to be annexed.

7 (b)(1) The unincorporated area to be annexed shall comply with the
8 standards for lands qualifying for annexation which are set forth in § 14-40-
9 302.

10 (2) Privately owned lakes exceeding six (6) acres of water
11 surface which are used exclusively for recreational purposes and lands
12 adjacent to them not exceeding twenty (20) acres in size which are used
13 exclusively for recreational purposes in relation to the lake shall not
14 qualify for annexation under the provisions of this subchapter.

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