

ORDINANCE NO: 5137

AN ORDINANCE TO EXTEND THE BOUNDARIES OF THE CITY LIMITS OF THE CITY OF MEMPHIS BY VIRTUE OF THE PROVISIONS OF CHAPTER 113 OF THE PUBLIC ACTS OF THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE FOR 1955, AS AMENDED, BY ANNEXING RALEIGH NORTH ANNEXATION AREA AND ASSIGNING SAID AREA TO A COUNCIL DISTRICT.

WHEREAS, the City of Memphis on its own initiative is authorized to annex territory if it appears that the prosperity of the City of Memphis and of the territory affected will be materially retarded, and the safety and welfare of the inhabitants and property thereof endangered if said territory is not annexed to the City of Memphis; and

WHEREAS, pursuant to the requirements of Tenn. Code Ann. Section 6-51-102, as amended, and pursuant to the requirements of Chapter 1101 of the Public Acts of 1998 of the General Assembly of the State of Tennessee, as amended, the area is within the boundaries of the City of Memphis Growth Area, and it appears that the prosperity of the City of Memphis and of the hereinafter described territory will be materially retarded and the safety and welfare of the inhabitants and prosperity thereof endangered if such territory is not annexed to the City of Memphis; that, therefore, it is in the best interest, safety and welfare of the inhabitants and property of said territory as well as the municipality as a whole to annex the following described property to the boundaries of the City of Memphis, and an appropriate annexation ordinance should be enacted.

SECTION 1. NOW, THEREFORE BE IT ORDAINED, by the Council of the City of Memphis, that the Council does find that the proposed annexation reflects the planned and orderly growth and development of the City of Memphis, taking into consideration the characteristics of the City of Memphis and those of the area proposed for annexation and is reasonable for the overall well being of the City of Memphis and the proposed area to be annexed; that it appears that the prosperity of the City of Memphis and the affected territory will be materially retarded and the safety and welfare of the inhabitants and property thereof endangered if such area is not annexed into the City of Memphis; that, therefore, it is to the best interest, safety and welfare of the inhabitants and property of said territory as well as the municipality as a whole to annex the hereinafter described property on Exhibit "A" attached hereto and made a part hereof by reference (the "Annexed Area"), to the boundaries of the City of Memphis.

SECTION 2. BE IT FURTHER ORDAINED, That all of the people and territory within the Annexed Area shall be annexed to and become a part of the City of Memphis on the effective date as required by law, and that the City of Memphis will provide services thereto in accordance with the Plan of Services commencing thirty (30) days after final approval of this ordinance.

SECTION 3. BE IT FURTHER ORDAINED, That upon annexation of the herein above described area, the said area shall be assigned to and become a part of the Council Districts 1 and 9 until said Council District boundaries are further amended. A map describing said Council District boundaries is on file in the Office of the Comptroller of the City of Memphis.

SECTION 4. BE IT FURTHER ORDAINED, That this Ordinance take effect from and after the date it shall have been passed by the Council, signed by the Chairman of the Council, certified and delivered to the Office of the Mayor in writing by the Comptroller, and become effective as otherwise provided by law.

Chairman of Council

Attest:

Valerie C. Snipes
City Comptroller

THE FOREGOING ORDINANCE
5137 PASSED
1st Reading 9-20-05
2nd Reading 10-11-05
3rd Reading 10-25-05
Approved [Signature]
Chairman of Council

Date Signed: 11-1-05
Approved: [Signature]
Mayor, City of Memphis

Date Signed: 11-10-2005

I hereby certify that the foregoing is a true copy, and said document was adopted by the Council of the City of Memphis as above indicated and approved by the Mayor.

Valerie C. Snipes
Comptroller

Proposed Annexation Area for the City of Memphis

Railroads



City of Memphis Boundary



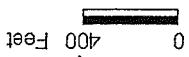
Approximate Proposed Annexation Area



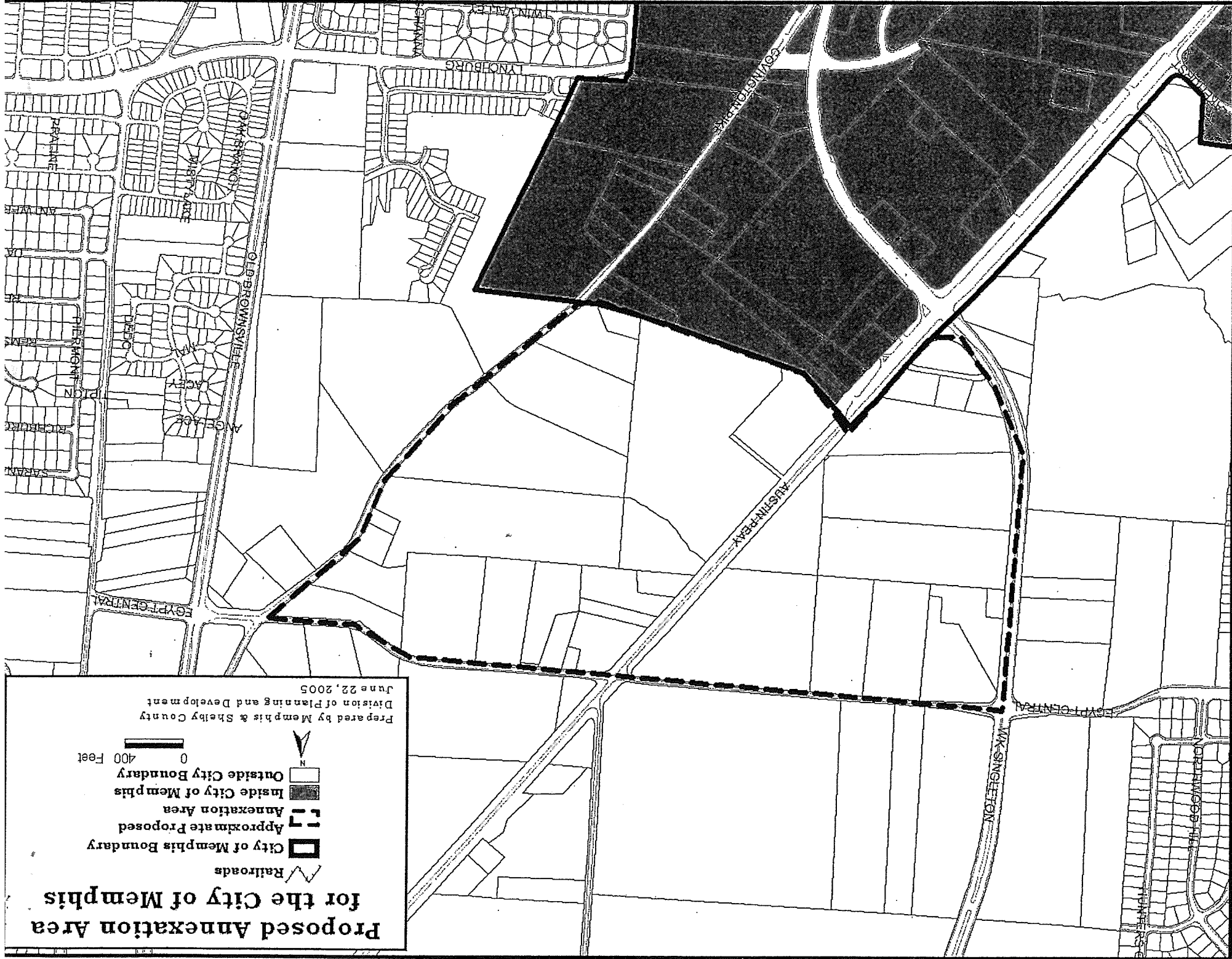
Inside City of Memphis



Outside City Boundary



Prepared by Memphis & Shelby County
Division of Planning and Development
June 22, 2005



RESOLUTION OF INTENT TO ANNEX

RALEIGH NORTH ANNEXATION STUDY

WHEREAS, Tenn. Code Ann. Section 6-51-102, as amended, and Chapter 1101 of the Public Acts of 1998 of the General Assembly of the State of Tennessee, as amended, provides for the annexation of territory to a municipality by ordinance based on the initiative of the municipality itself after notice of public hearing relative to said annexation; and

WHEREAS, the City of Memphis on its own initiative or when petitioned by property owners of the affected territory may annex the hereinafter described territory if it appears that the prosperity of the City of Memphis and of the hereinafter described territory will be materially retarded and the safety and welfare of the inhabitants and property thereof endangered if such territory is not annexed to the City of Memphis; and

WHEREAS, the area is within the boundaries of the City of Memphis Growth Area, and it appears that the prosperity of the City of Memphis and of the hereinafter described territory will be materially retarded and the safety and welfare of the inhabitants and prosperity thereof endangered if such territory is not annexed to the City of Memphis.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis, that the City of Memphis administration conduct a study to determine if it is in the best interest, safety and welfare of the inhabitants and property of said territory as well as the municipality as a whole to annex the following described property to the boundaries of the City of Memphis, prepare a proposed plan of services for the hereinafter described property that is reasonable with respect to the scope of services to be provided and the timing of the said services and to prepare an appropriate annexation ordinance to be enacted; and

BE IT FURTHER RESOLVED by the Council of the City of Memphis, that a proper notice be given by the City Comptroller for a public hearing by the Council of the City of Memphis to determine if it is possible for the City of Memphis to annex, the following described territory to its boundaries and for the purpose of determining the services to be delivered and the timing of said services for the hereinafter described property under the terms and conditions set forth in Tenn. Code Ann. Section 6-51-102, as amended, and pursuant to the requirements of Chapter 1101 of the Public Acts of 1998 of the General Assembly of the State of Tennessee, as amended,

The territory proposed to be annexed is described as follows and shown on the attached map:
Beginning at the City limits at the intersection of the west right-of-way line of Singleton Parkway to the north right-of-way line of Egypt-Central Road to the east right-of-way line of Covington Pike and back its intersection with the City limits.

I hereby certify that the foregoing is a true copy and document was adopted, approved by the Council of the City of Memphis in regular session on

Date JUL 19 2005

Valerie C. Snypis
Deputy Comptroller - Council Records

OPD
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