

RESOLUTION  
PLAN OF SERVICES  
BERRYHILL ANNEXATION AREA  
STUDY AREA NO. 43

WHEREAS, the Council of the City of Memphis did, on July 1, 1997, adopt a Resolution of Intent to annex an area to the territory to be known as Berryhill, Study Area no. 43; and

WHEREAS, the Memphis and Shelby County Office of Planning and Development has approved the proposed annexation as evidenced by its written report filed with the Council and the Comptroller at this time; and

WHEREAS, a map showing the boundaries of the area proposed to be annexed has also been filed with the Council and the Comptroller as part of the record in this case.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis, Tennessee:

SECTION 1. Pursuant to the provisions of Section 6-51-101, et seq., Tennessee Code Annotated, there is hereby adopted the following PLAN OF SERVICES, which shall be the Plan of Services for the proposed annexation area noted above:

**POLICE**

Patrolling, radio response to calls and other routine police services using present personnel and equipment will be provided on January 1, 1998.

**FIRE SERVICES**

Fire Protection by the present personnel and equipment of the fire suppression force, within the limits of available water and distance from fire stations, will be provided on January 1, 1998.

**EMERGENCY MEDICAL SERVICES**

Emergency medical services will be provided, including ambulance and paramedic service, on January 1, 1998 by the closest available fire station with an ambulance.

**WATER**

1. Water for domestic, commercial and industrial use will be provided at City rates from existing lines on January 1, 1998. Thereafter, water will be provided from new lines as extended in accordance with current policies of the City. The City will purchase any additional lines owned by the Shelby County Board of Public Utilities.

2. Water for fire protection is generally available throughout the area to be annexed. The installation of additional water lines and fire hydrants to meet the standards applicable in the City will be completed by January 1, 1999.

**SANITARY AND STORM SEWERS**

1. Intercepting and trunk sewers will be constructed as warranted by the progress of land development in accordance with existing sewer extension policy.

2. When needed, construction of new collector sewers in the previously developed portions of the annexed area will be completed in accordance with priorities set by the governing body through the Capital Improvement Program. Residences and commercial and industrial properties will then be connected to those sewers in accordance with current policies.

3. Drainage improvements in the previously developed portions of the annexation area will be made with priorities set by the governing body through the Capital Improvement Program and the current City policies regarding emergency repairs.

#### SEWAGE TREATMENT

Wastewater from the existing sewers of the annexed area will continue to be treated by the City treatment plant(s) in accordance with State and Federal regulations on January 1, 1998.

#### REFUSE COLLECTION

Refuse collection service will be provided by the City in the annexed area on January 1, 1998. Curbside pickup, in accordance with City of Memphis standards will be in effect on January 1, 1998.

#### STREETS

1. Emergency maintenance, (repair of hazardous pot holes, measures necessary for traffic flow, etc.) will begin on January 1, 1998.
2. Routine maintenance, on the same basis as in the present City, will begin in the annexed area when funds from the State gasoline tax based on the annexed population are received.
3. Reconstruction and resurfacing of streets, installation of storm drainage facilities, construction of curbs and gutters and other such major improvements as the need thereof is determined by the governing body, will be accomplished through the Capital Improvement Program of the City and the provisions of the Subdivisions Regulations.
4. Traffic signals, traffic signs, street markings and other traffic control devices will be installed as the need thereof is established by appropriate engineering studies and in accordance with appropriate traffic engineering standards.

#### STREET LIGHTING

In those areas of the annexed area that are substantially developed with commercial and residential uses on the effective date of the annexation, street light construction will begin within six months of January 1, 1998 and the entire area will be served by July 1, 2000. In all other such areas that are developed subsequent to January 1, 1998, street lights will be installed in accordance with the policies currently in effect throughout the City.

#### ELECTRICITY

The Memphis Light, Gas and Water Division will provide electrical service throughout the annexed area utilizing the distribution system existing on January 1, 1998 at the same rates applicable throughout the balance of the City, and thereafter from new lines in accordance with current policies of the City.

## GAS SERVICE

The Memphis Light, Gas and Water Division will provide gas service throughout the annexed area utilizing the distribution system existing on January 1, 1998 at the same rates applicable throughout the balance of the City, and thereafter from new lines in accordance with current policies of the City.

## SCHOOLS

1. Students currently served by the County school system may remain in their current schools, as arranged through negotiations with the County.
2. Any school facilities currently operated by the County school system may be acquired for the Memphis school system, subject to negotiations between the Memphis and Shelby County Boards of Education.

## RECREATION

1. A recreation program adapted to the existing facilities will be extended to the annexed area on January 1, 1998.
2. Additional recreational facilities (at the same standards existing in the City), as the need thereof is determined by the governing body, will be provided in the annexed area through the Capital Improvement Program of the City.

## INSPECTION SERVICES

Any inspection services now provided by the City (automobile, building, electrical, plumbing, gas, housing, weights and measures, sanitation, etc.) will begin in the annexed area on January 1, 1998.

## PLANNING AND ZONING

Planning, zoning and subdivision regulations for the unincorporated area of Shelby County as contained in the Joint Ordinance and Resolutions numbers 2524, 3064 and 3352 respectively, and as they may be amended, are also the planning, zoning and subdivision regulations for the City of Memphis. The services provided by the Office of Planning and Development, the Land Use Control Board and the Board of Adjustment will continue to be the same in the annexed area after January 1, 1998. The existing zoning of the annexed area will be maintained until the need for changes is determined by the governing body in accordance with the Zoning Ordinance.

## MISCELLANEOUS

All City of Memphis administrative, health, construction codes, and similar services and regulations will apply to the area on January 1, 1998.