

**ORDINANCE NO. 2103**

**AN ORDINANCE TO REZONE PROPERTY FROM R-1, VICTORIAN RESIDENTIAL, TO C-2 CONTEMPORARY COMMERCIAL**

**WHEREAS**, the City Council of the City of Eureka Springs, Arkansas, has determined that it is in the best interest of the City to rezone the following described property from r-1, Victorian Residential, to C-2, Contemporary Commercial:

All Block 117, Riley & Armstrong Survey to the City of Eureka Springs,

LESS AND EXCEPT: A part of the NW ¼, SW ¼, Section 15, Township 20 North, Range 26 West, Carroll County, Arkansas, being also a part of Block 117 of the Riley and Armstrong Survey of the City of Eureka Springs, being more particularly described as follow: Commencing at the SE corner of said NW ¼ SW ¼; thence N 89°01'48" W 591.55 feet; thence N 00°00'00" E 229.94 feet for point of beginning; thence N 64°35'16" W 136.82 feet; thence S 19°01'50" E 15.00 feet; thence N 84°16'49" W 148.03 feet; thence S 05°27'49" E 20 feet; thence S 81°31'23"E 266.98 feet to the point of beginning, containing 0.132 acre more or less. AND Lots 1-14 inclusive, Block 114 Riley & Armstrong Survey to the City of Eureka Springs. AND The entire length of Curve Street abutting lots 1-11 inclusive of Block 114 on the South and Lots 1-A and 2 of Block 117 on the North in accordance with the Riley & Armstrong Survey of the City of Eureka Springs, Arkansas, all in the City of Eureka Springs, Carroll County, Arkansas.

**NOW, THEREFORE, BE IT HEREBY ORDAINED:**

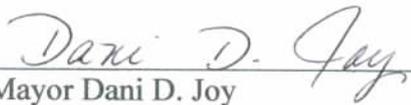
**Section 1.** That the zoning on the property described above, owned by James P. Bullock and Margie F. Bullock, husband and wife, and located generally West and South of Armstrong Street, East of Main Street and North (or Behind) of the presently developed hotel property known as the Best Western Eureka Inn at 101. E. Van Buren, Eureka Springs, Arkansas, should be changed from R-1, Victorian Residential, to C-2 Contemporary Commercial.

**Section 2.** All ordinances or resolutions, and parts thereof, in conflict herewith are hereby repealed to the extent of such conflict.

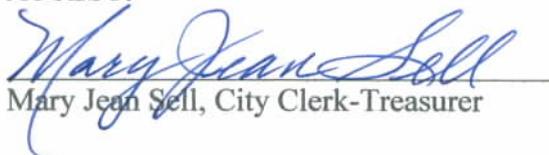
**Section 3.** In the event any one or more of the provisions contained in this ordinance shall for any reason be held by a court of law to be invalid, illegal or unenforceable in any respect, such invalidity, illegality or unenforceability shall not affect the remaining provisions of this ordinance, and this ordinance shall be construed as if such invalid, illegal or unenforceable provision or provisions had never been contained herein.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF EUREKA SPRINGS, ARKANSAS, THIS 22<sup>nd</sup> DAY OF JUNE, 2009

APPROVED:

  
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Mayor Dani D. Joy

ATTEST:

  
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Mary Jean Sell, City Clerk-Treasurer