

ORDINANCE NO. 1023

AN ORDINANCE AUTHORIZING THE ISSUANCE OF
A CONDITIONAL USE PERMIT FOR A TEA ROOM IN
VARIANCE WITH ORDINANCE NO. 915.

WITNESSETH:

WHEREAS, Russell Clay and Katie Clay have requested a Conditional Use permit be issued for the purpose of operating a tea room at 44 Prospect Avenue, more particularly described as follows:

Lots 1 and 2, inclusive, Block 44, as surveyed and platted by the Eureka Springs Improvement Company in the City of Eureka Springs, Arkansas, except a strip four (4) feet wide off the West side of Lot 2; and

WHEREAS, a public hearing was held before the Planning Commission on August 11, 1977; and

WHEREAS, the Planning Commission denied the request because Ordinance No. 915 does not authorize the issuance of a Conditional Use permit at said location for the purpose requested; and

WHEREAS, by reason of topographical and site hardships, and because the requested location is immediately adjacent to and adjoining an existing Commercial Use; and

WHEREAS, the City Council has further determined that the proposed use will not detract from the character of the neighborhood; and

WHEREAS, a 15-day Notice for a Public Hearing was published in the Times-Echo, a newspaper of general circulation in Carroll County, Arkansas;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EUREKA SPRINGS, ARKANSAS:

That a Conditional Use permit shall be issued to Russell Clay and Katie Clay for the purpose of allowing a tea room to be operated at 44 Prospect Street, in the City of Eureka Springs, Arkansas.

PASSED AND APPROVED, this 10th day of September, 1977.

CITY OF EUREKA SPRINGS

BY: Charles F. Robertson
Charles F. Robertson, Mayor

ATTEST:

Jane I. Moneranie
City Clerk