

ORDINANCE NO. 1322

AN ORDINANCE REZONING BLOCKS 19 and 20, R & A SURVEY, AND A PART OF BLOCK 31, A PART OF BLOCK 32 AND A PART OF BLOCK 21, ALL OF THE CLAYTON OR EUREKA IMPROVEMENT COMPANY SURVEY IN THE CITY OF EUREKA SPRINGS, ARKANSAS, FROM H-R, HISTORIC RESIDENTIAL, TO C-3, QUIET USE DISTRICT.

WHEREAS, a Petition was duly filed with the City Council of the City of Eureka Springs, Arkansas, requesting a reclassification of zoning from H-R, Historic Residential District, to C-3, Quiet Use District, of the following described property located in Eureka Springs, Arkansas, to-wit:

All of Blocks 19 and 20, R & A Survey; Lots 1 to 11, Block 31, Clayton or Eureka Improvement Company Survey; a strip of land seventy feet in width in Block 32, Clayton or Eureka Improvement Company Survey extending from Tulip Street to the South line of Lot 18, Block 34, Clayton or Eureka Improvement Company Survey, said 70-foot strip to be measured seventy feet in depth from the curb line of Spring Street and being adjacent to and parallel to the curb line of Spring Street; a strip of land seventy feet in width in Block 21, Clayton or Eureka Improvement Company Survey, said 70-foot strip to be measured seventy feet in depth from the curb line of Spring Street and the edge of Hillside Avenue and being adjacent to and parallel to the curb line of Spring Street and the edge of Hillside Avenue for the entire length of said Block 21.

WHEREAS, a hearing was held before the Planning Commission of the City of Eureka Springs, Arkansas, on September 8, 1988, and said Planning Commission recommended approval of the rezoning of the above described lands.

WHEREAS, a notice that a public hearing would be conducted by the Planning Commission of Eureka Springs, Arkansas, was duly published and at the time set forth therein, all persons present were afforded an opportunity to be heard on the question, and it was ascertained that it would be in the best interest of the City of Eureka Springs for the aforesaid lands to be developed according to the uses established in the C-3, Quiet Use District portion of the Eureka Springs zoning code.

AND WHEREAS, more than 51% of the owners of the area which is the subject of this Ordinance, have requested that the above described property be designated as a C-3, Quiet Use District.

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

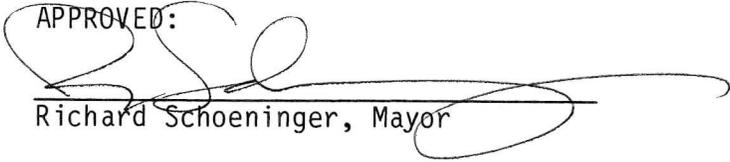
Section 1: The City of Eureka Springs, Arkansas, hereby amends the land use plan of its Zoning Ordinance by withdrawing the former classification of H-R, Historic Residential, and substituting therefor the land use classification of C-3, Quiet Use District, for all of the heretofore described lands.

Section 2: A copy of this Ordinance, duly certified by the City Clerk, shall be recorded in the Deed Records of the Ex-Officio Recorder in and for the Western District, Carroll County, Arkansas.

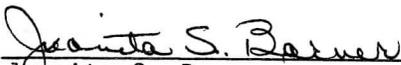
Section 3: This Ordinance shall be in full force and effect from and after its passage, approval and publication.

PASSED AND ORDAINED BY THE CITY COUNCIL OF THE CITY OF EUREKA SPRINGS, ARKANSAS, ON THIS THE 25th DAY OF OCTOBER, 1988.

APPROVED:


Richard Schoeninger, Mayor

ATTEST:



Juanita S. Barner
City Clerk