

ORDINANCE NO. 1360

AN ORDINANCE REZONING A PART OF NW QUARTER OF NW QUARTER OF SECTION 16, AND PART OF SW QUARTER OF SW QUARTER OF SECTION 9, TOWNSHIP 20 NORTH, RANGE 26 WEST, CARROLL COUNTY, ARKANSAS FROM C-2, CONTEMPORARY COMMERCIAL, TO R-2, CONTEMPORARY RESIDENTIAL.

WHEREAS, a Petition was duly filed with the City Council of the City of Eureka Springs, Arkansas requesting a reclassification of zoning from C-2, Contemporary Commercial, to R-2, Contemporary Residential, of the area located beyond a perimeter of 400 feet from the center line of U. S. Highway 62 within the following described property located in Eureka Springs, Arkansas, to wit:

A part of the Northwest Quarter (NW 1/4) of the Northwest Quarter (NW 1/4) of Section 16, and part of the Southwest Quarter (SW 1/4) of the Southwest Quarter (SW 1/4) of Section 9, all in Township 20 North, Range 26 West, Carroll County, Arkansas, beginning at the Northwest corner of Section 16, thence North 01 degrees 51' 38" East 465.40 feet; thence South 65 degrees 23' East 142.28 feet; thence South 19 degrees 59' 20" East 76.57 feet; thence South 50 degrees 03' 20" East 78.57 feet; thence South 70 degrees 30' East 198.81 feet; thence South 79 degrees 15' 20" East 102.45 feet; thence North 57 degrees 58' East 140.79 feet; thence North 70 degrees 34' 20" East 99.85 feet; thence North 76 degrees 27' 40" East 144.66 feet; thence North 64 degrees 01' East 75.58 feet; thence South 00 degrees 35' East 99.72 feet; thence South 02 degrees 02' West 46.48 feet; thence South 04 degrees 03' West 61.23 feet; thence South 02 degrees 09' West 53.72 feet; thence South 02 degrees 47' East 53.75 feet; thence South 16 degrees 21' East 79.87 feet; thence South 40 degrees 35' East 64.69 feet; thence South 44 degrees 12' East 57.71 feet; thence South 05 degrees 20' 21" West 231.92 feet; thence South 21 degrees 32' 38" West 148.39 feet; thence South 01 degrees 31' West 132.53 feet; thence South 12 degrees 03' West 68.61 feet; thence South 06 degrees 31' East 211.26 feet, thence South 14 degrees 21' 20" East 146.78 feet; thence South 22 degrees 55' 20" East 139.43 feet; thence South 28 degrees 48' East 184.74 feet; thence West 1153.55 feet; thence North 1320.00 feet to the point of beginning, containing 37 acres more or less.

WHEREAS, a public hearing was held before the Planning Commission of the City of Eureka Springs, Arkansas on July 13, 1989, and said Planning Commission recommended approval of the rezoning of the above described lands.

WHEREAS, notice of said public hearing setting forth the time, date, place and purposes of said public hearing and location of the property was published in the Eureka Springs Times-Echo, a newspaper of general circulation in the City, more than fifteen days prior to said public hearing, 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 R-2, Contemporary Residential, portion of the Eureka Spring zoning code.

AND WHEREAS, more than 51 percent of the owners of the area which is the subject of this Ordinance, have requested that the above described property be designated as R-2, Contemporary Residential.

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

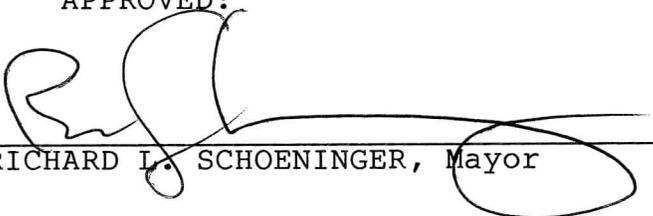
Section One: The City of Eureka Springs, Arkansas, hereby amends the land use plan of its Zoning Ordinance by withdrawing the former classification of C-2, Contemporary Commercial, and substituting the land use classification of R-2, Contemporary Residential, for all the area beyond 400 feet from the center line of U. S. Highway 62 of the heretofore described lands.

Section Two: A copy of this Ordinance, duly certified by the City Recorder, shall be recorded in the deed records of the Ex-Officio Recorder for the Western District, Carroll County, Arkansas.

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 8th DAY OF August, 1989.

APPROVED:

  
RICHARD L. SCHOENINGER, Mayor

ATTEST:

  
Anita S. Barner  
City Clerk/Treasurer

Seal