

ORDINANCE NO. 1485 (AMENDED)

AN ORDINANCE REZONING LOTS 1, 2, 3, 4 AND 5 OF BLOCK 15, BAYS SURVEY MAGNETIC 40 AND PART OF LOT 3 AND ALL OF LOTS 4, 5 AND 6 BLOCK 26, CLAYTON SURVEY TO THE CITY OF EUREKA SPRINGS, FROM R-1, VICTORIAN RESIDENTIAL, TO C-3, QUIET USE DISTRICT.

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

WHEREAS, a petition was duly filed with the City Council of Eureka Springs, Arkansas, on the 26th day of May, 1992, requesting a reclassification of zoning from Victorian Residential, R-1, to Quiet Use District, C-3, of the following described property located in Eureka Springs, Arkansas, to-wit:

Lots 1, 2, 3, 4, 5, Block 15, Bays Survey Magnetic 40 and part of Lot 3, and all of Lots 4, 5 and 6 Block 26, Clayton Survey to the City of Eureka Springs.

WHEREAS, notice that a public hearing would be conducted by the Planning Commission/Board of Zoning Adjustment was duly published, and at the time set forth therein all persons present were afforded an opportunity to be heard on the question. It was ascertained that it would be in the best interests 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 zoning code.

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 R-1, Victorian Residential, and substituting therefor the land use classification of C-3, Quiet Use District, for the heretofore described lands.

Section 2: A copy of this Ordinance, duly certified by the City Recorder, shall be recorded in the deed records of the Circuit Clerk and Ex-

Officio Recorder in and for the Western District, Carroll County, Arkansas.

Section 3: The Provisions of this Ordinance are hereby declared to be severable. In the event that any part of this Ordinance shall be held to be unenforceable or invalid by a court of competent jurisdiction, such holding shall not render the remainder of this Ordinance to be unenforceable or invalid.

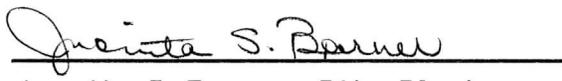
Section 4: All ordinances and parts of ordinances, resolutions and parts of resolutions and minute orders in conflict with this Ordinance are hereby repealed.

PASSED AND ORDAINED BY THE CITY COUNCIL OF THE CITY OF EUREKA SPRINGS, ARKANSAS ON THIS 9th DAY OF JUNE, 1992.

APPROVED:


Randy Wolfinger, Mayor

ATTEST:


Juanita S. Barner, City Clerk

(Seal of the City)