

ORDINANCE NO. 970

AN ORDINANCE AMENDING ZONING ORDINANCE NO. 915 AND ZONING MAP OF EUREKA SPRINGS, ARKANSAS, ADOPTED JANUARY 15, 1970, TO REZONE CERTAIN PROPERTY FROM HC-1, HISTORIC COMMERCIAL DISTRICT, TO C-1, SECONDARY COMMERCIAL DISTRICT.

WHEREAS, a public hearing was held before the Planning Commission of the City of Eureka Springs, Arkansas, on June 27, 1974, on a Petition by Robert A. Etherington and Dorothy Etherington, husband and wife, requesting that said Planning Commission recommend to the City Council of the City of Eureka Springs, Arkansas, that the City Council enact an ordinance amending zoning Ordinance No. 915 and the Zoning Map made a part thereof, by rezoning the following described property presently zoned HC-1, Historic Commercial District, to C-1, Secondary Commercial District, to-wit:

A part of Lot 3, Block 23 of Freeman's Addition to the City of Eureka Springs, Arkansas, that portion of Midway Avenue abutting and adjoining said Lot 3, Block 23, and the North curb line of the pavement of Midway Avenue of said Freeman's Addition, also the East twenty feet (20') of Alamo Street abutting and adjoining said Lot 3, Block 23 of said Freeman's Addition; more particularly described as follows:

Beginning at the Northeast Corner of said Lot 3, Block 23; run thence South 89.5 feet; thence South $44^{\circ} 52' W$ 14.9 feet; thence North $89^{\circ} 43' E$ 7.6 feet to said North curb line; thence Southwesterly along a curve to the right 62.8 feet along said North curb line, said curve having a radius of 61.0 feet; thence South $87^{\circ} 19' W$ 46.3 feet along said North curb line; thence North 33.7 feet; thence S $89^{\circ} 43' W$ 20.0 feet; thence North 100.0 feet; thence North $89^{\circ} 43' E$ 120.0 feet to the point of beginning.

WHEREAS, notice of said public hearing setting forth the time, date, place and purposes of said 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

WHEREAS, following said public hearing, said Planning Commission certified to the City Council of the City of Eureka Springs, Arkansas, its recommendation that an ordinance be adopted rezoning the above described property presently zoned HC-1, Historic Commercial District, to C-1, Secondary Commercial District.

NOW, THEREFORE, be it ordained by the City Council of the City of Eureka Springs, Arkansas:

SECTION 1: That the above described property which is presently zoned HC-1, Historic Commercial District, be and the same hereby is, rezoned to C-1, Secondary Commercial District.

SECTION 2: That 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 of Carroll County, Arkansas.

SECTION 3: That all ordinances or parts of ordinances in conflict herewith are hereby repealed and this ordinance shall be in full force and effect from and after its passage, approval and publication.

PASSED AND ORDAINED this 3rd day of October, 1974.

APPROVED:


Fred Naff, Mayor

ATTEST:


Truie Walsh, City Clerk