

ORDINANCE NO. 987

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

WHEREAS, a hearing was held before the Planning Commission of the City of Eureka Springs, Arkansas, on the 21<sup>st</sup> day of ~~July~~<sup>August</sup>, 1975, on a Petition by Earl Umland and Elaine Umland, 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 R-Residential District and A-Agricultural District to C-1 Secondary Commercial District, to-wit:

Part of the Southeast Quarter of the Southeast Quarter, Section 15, Township 20 North, Range 26 West and a part of the Northeast Quarter of the Northeast Quarter, Section 22, all in Township 20 North, Range 26 West described as follows:

From an "X"ed stone which marks the Southwest corner of the SE 1/4 of the SE 1/4 of said Section 15; thence run North 10 rods to the South right-of-way of U. S. Highway 62; thence North 77° 15' East along said Highway right-of-way 18 rods and 14 lengths to an iron pipe as a point of beginning; thence South 14° 30' East 26 rods to a point within 20 feet of the center of the gulch; thence following Easterly and Northeasterly keeping 20 feet above the center of the gulch to the South side of the right-of-way of U. S. Highway 62; thence Westerly along said South side of said Highway 62 to the point of beginning, containing a total area of 2.7 acres, more or less, all in the Western District of Carroll County, Arkansas.

WHEREAS, following said hearing, the Planning Commission of the City of Eureka Springs certified to the City Council of the City of Eureka Springs, Arkansas, its recommendation that an Ordinance be adopted rezoning the above described property as requested.

AND, WHEREAS, that notice of a public hearing setting forth the time, date, place and purposes of said hearing and the 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 the said public hearing before the City Council of the City of Eureka Springs, Arkansas,

AND, WHEREAS, the City Council of the City of Eureka Springs held the public hearing as advertised.

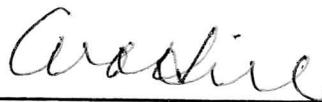
NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EUREKA SPRINGS, ARKANSAS: Section 1. That the above described property which is presently zoned R-Residential District and A-Agricultural District be, and the same hereby is, rezoned to C-1 Secondary Commercial District.

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 18<sup>th</sup> day of October, 1975.

APPROVED:



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William A. Hill  
Mayor  
City of Eureka Springs, Arkansas

ATTEST:

  
June Moncravie, City Clerk

~~EMERGENCY DECLARED. The City Council of Eureka Springs, Arkansas deems the foregoing Ordinance to be essential for the preservation of the health, safety and welfare of the residents of the City of Eureka Springs, Arkansas and declares an emergency to exist. Accordingly, the foregoing Ordinance shall become effective immediately upon its passage, approval and publication, as provided by law.~~

ORDINANCE NO. 987 (Corrected)

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

WHEREAS, a hearing was held before the Planning Commission of the City of Eureka Springs, Arkansas, on the 21st day of August, 1975, on a Petition by Earl Umland and Elaine Umland, 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 R-Residential District and A-Agricultural District to C-1 Secondary Commercial District, to-wit:

Part of the Southeast Quarter of the Southeast Quarter, Section 15, Township 20 North, Range 26 West and a part of the Northeast Quarter of the Northeast Quarter, Section 22, all in Township 20 North, Range 26 West described as follows:

From a "X"ed stone which marks the Southwest corner of the SE 1/4 of the SE 1/4 of said Section 15; thence run North 10 rods to the South right-of-way of U. S. Highway 62; thence North 77° 15' East along said Highway right-of-way 18 rods and 14 lengths to an iron pipe as a point of beginning; thence South 14° 30' East 26 rods to a point within 20 feet of the center of the gulch; thence following Easterly and Northeasterly keeping 20 feet above the center of the gulch to the South side of the right-of-way of U. S. Highway 62; thence Westerly along said South side of said Highway 62 to the point of beginning, containing a total area of 2.7 acres, more or less, all in the Western District of Carroll County, Arkansas.

WHEREAS, following said hearing, the Planning Commission of the City of Eureka Springs certified to the City Council of the City of Eureka Springs, Arkansas, its recommendation that an Ordinance be adopted rezoning the above described property as requested.

AND, WHEREAS, that notice of a public hearing setting forth the time, date, place and purposes of said hearing and the 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 the said public hearing before the City Council of the City of Eureka Springs, Arkansas,

AND, WHEREAS, the City Council of the City of Eureka Springs held the public hearing as advertised.

AND, WHEREAS, the City Council of the City of Eureka Springs, on the 18th day of October, 1975, by a vote of three (3) in favor and two (2) opposed passed Ordinance No. 987 and caused the same to be published in the Eureka Springs Times-Echo.

AND, WHEREAS, the law of the State of Arkansas requires four (4) votes in favor to pass such an ordinance,

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 R-Residential District and A-Agricultural District be, and the same hereby is, rezoned to C-1 Secondary Commercial District.

Section 2: That this ordinance corrects and replaces Ordinance No. 987 passed on the 18th day of October, 1975.

Section 3: 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 4: 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 8<sup>th</sup> day of January, 1977.

APPROVED:

Charles F. Robertson  
Charles F. Robertson, Mayor  
City of Eureka Springs, Arkansas

ATTEST:

June Moncravie  
June Moncravie, City Clerk