

FILED FOR RECORD
'97 JAN 31 AM 10 23
WASHINGTON CO AR
K. HARNESS

ORDINANCE NO. 112

**AN ORDINANCE ENTITLED "AN ORDINANCE AMENDING
ORDINANCE NO. 92, THE SAME BEING THE ZONING ORDINANCE
OF THE CITY OF TONTITOWN, ARKANSAS, AND THE PLAT
PERTAINING THERETO, AND FOR OTHER PURPOSES."**

WHEREAS, the Tontitown Planning Commission of the City of Tontitown, Arkansas, Washington County, gave the notice required by law and set a hearing date of October 20, 1991, for hearing the matter of redistricting the hereinafter described tract of real estate:

A part of the SW1/4 of Section 2, Township 17 North, Range 31 West; beginning at the Northwest corner of the said SW1/4; thence East 40 rods; thence South 35 rods; thence West 40 rods to the West line of the SW1/4; thence North 35 rods to the point of beginning. Subject to the Right of Way of Arkansas Highway 68, now known as U.S. Highway 412 along the entire North side of the said tract.

AND WHEREAS, after notice as required by law, the Tontitown Planning Commission of the City of Tontitown, Arkansas, held a public hearing and after hearing arguments for and against such rezoning, the Tontitown Planning Commission feeling that the area described herein should be redistricted and changed, from Commercial to Residential in that the purposes of the Zoning Ordinance would more properly be carried out by such redistricting, and that unless granted, citizens of Tontitown will suffer irreparable harm and damage, and will be substantially deprived of the use of their property.

AND WHEREAS, it is believed that an Ordinance was presented to the City Council of the City of Tontitown to accept said rezoning, but the Ordinance was lost or mislaid and has not been recorded and it is in order for the City Council of the City of Tontitown to accept said rezoning retroactive to November 5, 1991.

97006186

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL of the City of Tontitown, Arkansas:

SECTION 1: Ordinance No.92, the Amendments thereto, and the Zoning Plat pertaining thereto of the City of Tontitown, Arkansas, are hereby amended by rezoning the hereinafter described tract from Commercial to Residential as follows:

A part of the SW1/4 of Section 2, Township 17 North, Range 31 West; beginning at the Northwest corner of the said SW1/4; thence East 40 rods; thence South 35 rods; thence West 40 rods to the West line of the SW1/4; thence North 35 rods to the point of beginning. Subject to the Right of Way of Arkansas Highway 68, now known as U.S. Highway 412 along the entire North side of the said tract.

SECTION 2: EMERGENCY CLAUSE: The City council determines that an emergency exists and this Ordinance, being necessary for the preservation of the health, safety, and welfare of the citizens of Tontitown, Arkansas, shall be in effect from and after its approval, passage, publication and the recording of a certified copy thereof with the Recorder of Washington County, Arkansas.

PASSED AND APPROVED this 3rd day of September, 1996.

Freddie R. Faldo
MAYOR

ATTEST:

Dorcas Greco
CITY CLERK

97006187