

FILED FOR RECORD
'99 MAR 8 AM 9 29
WASHINGTON CO AR
K. HARNES

ORDINANCE NO. 128

**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, Washington County, Arkansas, gave notice as required by law and set a hearing date of February 16, 1999, for hearing the matter of redistricting the hereinafter described tract of real estate:

PART OF THE EAST HALF OF THE SE1/4 OF SECTION 6, T-17-N, R-30-W, CITY OF TONTITOWN, WASHINGTON COUNTY, ARKANSAS, DESCRIBED AS FOLLOWS:
COMMENCING AT THE SE CORNER OF SAID 80 ACRE TRACT AND RUNNING THENCE WEST 40.44 RODS; THENCE NORTH 1320 FEET TO THE POINT OF BEGINNING; THENCE NORTH 8 RODS; THENCE EAST 4.89 RODS; THENCE NORTH 72 RODS; THENCE EAST 35.55 RODS; THENCE SOUTH 1320 FEET; THENCE WEST 40.44 RODS TO THE POINT OF BEGINNING; LESS AND EXCEPT THE NORTH 300 FEET, CONVEYING FOR REZONING 13.98 ACRES, MORE OR LESS, SUBJECT TO ALL EASEMENTS AND RIGHTS-OF-WAY OF RECORD.

AND WHEREAS, after giving notice as required by law, the Tontitown Planning Commission of the City of Tontitown, Arkansas held a hearing; and after hearing arguments for and against such rezoning; the Tontitown Planning Commission feeling that the area described herein should not be redistricted, disapproved the petition to redistrict said property;

AND WHEREAS, pursuant to the procedures set forth in the Tontitown Zoning Ordinance the petitioner filed a request for appeal to the City Council;

AND WHEREAS, after hearing the petitioners appeal, the City Council voted in favor of granting the rezoning request, and changed the zoning designation on the property described below from Agricultural (A-1) to Commercial (C).

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NOW 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 Agricultural (A-1) to Commercial (C) as follows:

PART OF THE EAST HALF OF THE SE1/4 OF SECTION 6, T-17-N, R-30-W, CITY OF TONTITOWN, WASHINGTON COUNTY, ARKANSAS, DESCRIBED AS FOLLOWS:
COMMENCING AT THE SE CORNER OF SAID 80 ACRE TRACT AND RUNNING THENCE WEST 40.44 RODS; THENCE NORTH 1320 FEET TO THE POINT OF BEGINNING; THENCE NORTH 8 RODS; THENCE EAST 4.89 RODS; THENCE NORTH 72 RODS; THENCE EAST 35.55 RODS; THENCE SOUTH 1320 FEET; THENCE WEST 40.44 RODS TO THE POINT OF BEGINNING; LESS AND EXCEPT THE NORTH 300 FEET, CONVEYING FOR REZONING 13.98 ACRES, MORE OR LESS, SUBJECT TO ALL EASEMENTS AND RIGHTS-OF-WAY OF RECORD.

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 BY the City Council of Tontitown, Arkansas on the

2nd day of March, 1999.



Daniel R. Watson
MAYOR

ATTEST:

Frances Franco
CITY CLERK

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