

ORDINANCE NO. 2006-04-257

**AN ORDINANCE AMENDING ORDINANCE NO. 60, THE SAME BEING THE
ORDINANCE REGULATING THE SUBDIVISION OF LAND WITHIN THE
CITY OF TONTITOWN, ARKANSAS, AND ITS AREA OF PLANNING
JURISDICTION; DECLARING AN EMERGENCY, AND FOR OTHER
PURPOSES.**

WHEREAS, the City Council of Tontitown, Arkansas deems it necessary from time to time, to adjust certain standards for development, which could be implemented in keeping with the City adopted Subdivision Ordinance for the purpose of promoting the health, safety, and general welfare of the citizens of Tontitown, Arkansas; and

WHEREAS, the Tontitown City Council has prepared an Ordinance amending Ordinance No. 60, the same being the Ordinance Regulating the Subdivision of Land in the City of Tontitown, Arkansas.

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF
TONTITOWN, ARKANSAS, THAT:**

Section 1: Ordinance No. 60 of the City of Tontitown, being an Ordinance providing for regulation of the subdivision of land within the City of Tontitown and for other purposed is amended as hereinafter set forth.

Section 2: Article 1, Section E – Definitions of said Ordinance No. 60 is hereby amended to read as follows:

Subdivision:

- a. The development of land, the division of or transfer of an interest in land, or contract for transfer of interest in land shown as a unit on the last preceding tax roll, in to five (5) or more parcels, lots, tracts, ore areas; or
- b. Any division of or transfer of an interest in, land shown as a unity on the last receding tax roll, involving additional right-of-way or


- c. realignment of an existing street or any proposed street; except Transfer of interest by will or pursuant to court order, mortgages, the granting of easement for the extension and maintenance of public utilities and transfer of interest of five (5) acres or more on an existing road shall not constitute a subdivision and are exempt from this ordinance.
- d. The Planning Director shall have the authority to process lot splits administratively or recommend the lot split to the Planning Commission for consideration.

Section 3: All provisions of said Ordinance No. 60 now hereby amended shall remain in full force and effect.


Section 4: Emergency Clause: It is hereby declared that an emergency exists, in that, an effective plan for the operation and administration of those existing and future planning obligations is needed for the effective development of the City of Tontitown, Arkansas, and this Ordinance, being necessary for the preservation of the health, safety, and welfare of the citizens of Tontitown, Arkansas, shall be effective from and after its passage and approval.

PASSED AND APPROVED this 4th day of April, 2006.

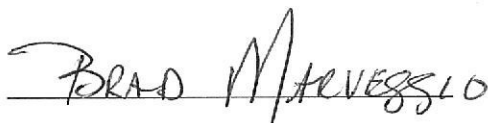
APPROVED:


Mayor

ATTEST:


City Recorder / Treasurer

Sponsored by:



ROLL CALL:

Shall the Ordinance pass:

	YEA	NAY	
Alderman Andrew Penzo	<u>✓</u>	<u> </u>	(Ward 2, Position 2)
Alderman Arthur Penzo	<u>✓</u>	<u> </u>	(Ward 2, Position 1)
Alderman Henry Piazza	<u>✓</u>	<u> </u>	(Ward 1, Position 2)
Alderman Bradley Marveggio	<u>✓</u>	<u> </u>	(Ward 1, Position 1)
Alderman Ken Robertson	<u>✓</u>	<u> </u>	(Ward 3, Position 2)
Alderman Steve Smith	<u>✓</u>	<u> </u>	(Ward 3, Position 1)
Mayor	<u> </u>	<u> </u>	

Yeas: 6 **Nays:** 0 **(total)**

ROLL CALL:

Shall the Emergency Clause pass:

	YEA	NAY	
Alderman Andrew Penzo	<u>✓</u>	<u> </u>	(Ward 2, Position 2)
Alderman Arthur Penzo	<u>✓</u>	<u> </u>	(Ward 2, Position 1)
Alderman Henry Piazza	<u>✓</u>	<u> </u>	(Ward 1, Position 2)
Alderman Bradley Marveggio	<u>✓</u>	<u> </u>	(Ward 1, Position 1)
Alderman Ken Robertson	<u>✓</u>	<u> </u>	(Ward 3, Position 2)
Alderman Steve Smith	<u>✓</u>	<u> </u>	(Ward 3, Position 1)
Mayor	<u> </u>	<u> </u>	

Yeas: 6 Nays: 0 (total)