

ORDINANCE 2010-10-362

AN ORDINANCE REZONING CERTAIN PROPERTY ALONG West Henri De Tonti Blvd., FROM Zoning of R-3 , Residential TO C-2, Commercial

WHEREAS, after due notice as required by law, the Tontitown Planning Commission has heard all those who wish to be heard regarding a property owner rezoning application for certain property along West Henri De Tonti Blvd., from R-3, Residential to C-2, Commercial; and

WHEREAS, the planning commission has recommended City Council approval of the application as submitted; and

WHEREAS, it is the desire of the City Council that said property be rezoned to C-2 as recommended by the planning commission.

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

SECTION 1. That the following described property be, and the same is hereby rezoned from its current classification of R-3, Residential to C-2, Commercial, to wit:

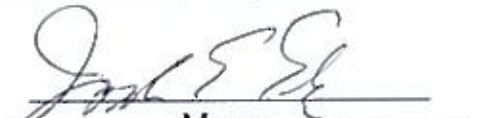
BOUNDARY DESCRIPTION BASED UPON THE SURVEY:

Commencing at a the southeast corner of the E1/2 of the SW1/4, of the Fractional NW1/4, of Section 2, Township 17 North, Range 31 West, Washington County, Arkansas, thence N04°22'41"E, a distance of 34.86 feet to a 1/2" rebar on the north right-of-way of Arkansas State Highway 412 as the POINT OF BEGINNING; thence S85°47'39"W, a distance of 2.14 feet along and with said right-of-way; thence continuing along said right-of-way N87°19'17"W, a distance of 100.18 feet to a 5/8" rebar; thence continue along said right-of-way N51°33'03"W, a distance of 12.04 feet to a 5/8" rebar; thence leaving said right-of-way N02°06'07"E, a distance of 711.09 feet to a 5/8" rebar; thence S87°28'27"E, a distance of 140.54 feet to a 5/8" rebar; thence S04°22'41"W, a distance of 718.52 feet to the POINT OF BEGINNING containing 2.08 acres, more or less, in the E1/2 SW1/4 NW1/4.

SECTION 2. That the Zoning Official shall cause the Official Zoning Map of the City of Tontitown to be amended to reflect this change within thirty (30) days of the date of this ordinance.

PASSED AND APPROVED THIS 5<sup>th</sup> DAY OF October, 2010.

  
Recorder-Treasurer

  
Mayor

### ROLL CALL

SHALL THE ORDINANCE PASS:

	Yea	Nay
Alderman David Bolinger	___	___ (Ward 1, Position 1)
Alderman Henry Piazza	___	___ (Ward 1, Position 2)
Alderman Arthur Penzo	___	___ (Ward 2, Position 1)
Alderman Bobby Pianalto	___	___ (Ward 2, Position 2)
Alderman Julie Bowling	___	___ (Ward 3, Position 1)
Alderman Ken Robertson	___	___ (Ward 3, Position 2)
Mayor Joseph Edgmon	___	___
TOTALS:	___	___

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### ROLL CALL

SHALL THE ORDINANCE BECOME EFFECTIVE IMMEDIATELY:

	Yea	Nay
Alderman David Bolinger	<u>✓</u>	___ (Ward 1, Position 1)
Alderman Henry Piazza	<u>✓</u>	___ (Ward 1, Position 2)
Alderman Arthur Penzo	<u>✓</u>	___ (Ward 2, Position 1)
Alderman Bobby Pianalto	<u>✓</u>	___ (Ward 2, Position 2)
Alderman Julie Bowling	<u>✓</u>	___ (Ward 3, Position 1)
Alderman Ken Robertson <i>Absent</i>	___	___ (Ward 3, Position 2)
Mayor Joseph Edgmon	___	___
TOTALS:	<u>5</u>	<u>0</u>