

ORDINANCE 2094

AN ORDINANCE TO REZONE PROPERTY FROM R-2, CONTEMPORARY RESIDENTIAL, TO MOBILE HOME PARK (MHP)

WHEREAS, the City Council of the City of Eureka Springs, Arkansas, has determined that it is in the best interest of the City to rezone the following described property from R-2, Contemporary Residential, to Mobile Home Park (MHP): A part of the West half of the Northwest Quarter of Section 23, Township 20 North, Range 26 West, Carroll County Arkansas, more particularly described as follows: Commencing at a found iron pin at the Southeast corner of the W 1/4 of the NW 1/4 of said Section 23, Thence with East line of said W 1/4 of the NW 1/4 N 00° 29' 43" E 1129.22 feet to the point of beginning, Thence leaving said East Line N 78° 28' 43" E 1144.45 feet to a found iron pin on the Easterly side of Shelton Subdivision, Thence with said Easterly side of Shelton Subdivision N 29° 11' 00" E 422.50 feet to a found iron pin, Thence N 09° 37' 00" E 328.00 feet to a found iron pin, Thence N 23° 21' 00" E 316.70 feet to a found iron pin, Thence N 00° 28' 00" W 269.00 feet to the South R/W of U.S. Hwy. 62, Thence leaving said Easterly side of Shelton Subdivision and following said South R/W of U.S. Hwy. 62 S 75° 40' 00" E. 85.00 feet to a found iron pin, Thence leaving said South R/W of U.S. Hwy 62 S 00° 39' 00" W. 347.75 feet, Thence S 88° 58' 57" E 668.45 feet to a found iron pin, Thence S 00° 29' 43" W 1100.00 feet to the point of beginning and containing 22.48 acres.

NOW, THEREFORE, BE IT HEREBY ORDAINED:

Section 1. That the zoning on the property described above, owned by Hollace Eifling and Bonnie Steeland, and south of U.S. Highway 62 at an address known as 31 Valley View Park, Eureka Springs, Arkansas, should be changed from R-2, Contemporary Residential, to Mobile Home Park (MHP).

Section 2. Conflicts: All ordinances or resolutions, and parts thereof, in conflict herewith are hereby repealed to the extent of such conflict.

Section 3. Severability: In the event any one or more of the provisions contained in this ordinance shall for any reason be held by a court of law to be invalid, illegal or unenforceable in any respect, such invalidity, illegality or unenforceability shall not affect the remaining provisions of this ordinance, and this ordinance shall be construed as if such invalid, illegal or unenforceable provision or provisions had never been contained herein.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF EUREKA SPRINGS, ARKANSAS, THIS 9th DAY OF FEBRUARY, 2009

APPROVED:

ATTEST: Mayor Dani D. Joy

City Clerk-Treasurer Mary Jean Sell