

ORDINANCE NO. 2023 - 36

**AN ORDINANCE AMENDING THE SEARCY ZONING CODE
WITH RESPECT TO THE ZONING CLASSIFICATION OF A
SPECIFIC LAND AREA WITHIN THE CITY; DELCARING AN
EMERGENCY; AND FOR OTHER PURPOSES.**

WHEREAS, the Planning Commission for the City of Searcy, Arkansas, has pursuant to Article 9-4-3 of the Searcy Zoning Code, conducted a public hearing upon the requested amendment of the Zoning Map heretofore adopted by the City Council for the City of Searcy, Arkansas with respect to the hereinafter described lands; and

WHEREAS, the Planning Commission for the City of Searcy, Arkansas, has, upon conclusion of the said public hearing, made a finding of fact that the amendment of the Zoning with respect to the hereinafter described lands is consistent with the purposes of the Zoning Code and the Plans adopted by the said Planning Commission; and

WHEREAS, upon aforesaid finding of fact, the Planning Commission has recommended to the City Council that the Zoning Map be amended with respect to the said lands; and

WHEREAS, the City Council has reviewed and requested zoning change.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF SEARCY, ARKANSAS;

SECTION 1. The Zoning Map for the City of Searcy, Arkansas be and it is hereby amended for the purposes of changing the Zoning Classification from U-T (URBAN TRANSITIONAL) to C-4 (OPEN DISPLAY COMMERCIAL) as to the following described real property 3007 Quality Drive being situated in Searcy, White County, Arkansas, as described in Exhibit A attached herewith:

EMERGENCY CLAUSE. The regulation and preservation of property uses and values in accordance with a comprehensive plan and the continued utilization of lands within the City of Searcy in accordance therewith being necessary for the preservation of the public peace, health, safety, and welfare, an emergency is hereby declared and this Ordinance shall be in full force and effect from and after its passage.

PASSED AND ADOPTED THIS 8th DAY OF AUGUST, 2023

**/s/ Mat Faulkner
Mayor of Searcy**

ATTEST:

**/s/ Jerry Morris
City Clerk**

EXHIBIT A (LEGAL DESCRIPTION):

SURVEYED:

A part of the NW ¼ of the NW ¼ of Section 26, T-7-N, R-7-W, White County, Arkansas, being more particularly described as follows: Commencing at a calculated point for the Northwest Corner of said Section 26; thence S88°59'56"E along the North line of said Section 26 a distance of 60.00 feet to a found ½" rebar at the intersection of said North line and the East right of way line of South Main Street; thence S00°20'52"W along said right of way line a distance of 584.10 feet to a found 5/8" rebar; thence departing from said right of way line, S88°58'52"E a distance of 738.02 feet to a set ½" rebar (capped PS #1737) for the POINT OF BEGINNING; thence continuing S88°58'52"E a distance of 412.02 feet to a set ½" rebar (capped PS #1737) on the Westerly right of way line of U.S. Highway #67; thence along said right of way line the following 3 courses: (1) S43°49'33"W a distance of 78.90 feet to a calculated point; (2) thence S54°00'33"W a distance of 268.20 feet to a calculated point; (3) thence S74°55'19"W a distance of 145.87 feet to a set ½" rebar (capped PS #1737); thence departing from said right of way line, N00°07'04"E a distance of 259.80 feet to the point of beginning, containing 1.50 Acres, more or less, as shown on survey by PS #1737. Subject to all existing easements for roads or other purposes.