

ORDINANCE NO. 2023 - 40

**AN ORDINANCE AMENDING THE SEARCY COMPREHENSIVE
PLAN AND 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 Comprehensive Plan Map and the Zoning Map be amended with respect to the said lands; and

WHEREAS, the City Council has reviewed and requested a Comprehensive Plan and Zoning change.

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

SECTION 1. The Comprehensive Plan Map for the City of Searcy, Arkansas be and it is hereby amended for the purposes of changing the Land Use Classification from MEDIUM-HIGH DENSITY RESIDENTIAL to LOW INTENSITY COMMERCIAL as to the following described real property at 510 Apple Street being situated in Searcy, White County, Arkansas;

SECTION 2. The Zoning Map for the City of Searcy, Arkansas be and it is hereby amended for the purposes of changing the Zoning Classification from R-1 (MULIT-UNIT RESIDENTIAL) to C-2 (GENERAL COMMERCIAL) as to the following described real

property at 510 Apple Street 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 12TH DAY OF SEPTEMBER, 2023

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

ATTEST:

**/s/ Jerry Morris
City Clerk**

EXHIBIT A (LEGAL DESCRIPTION):

THE WEST 75 FEET OF THE NORTH 120 FEET OF LOT THREE (3), BLOCK SEVEN (7), JONES ADDITION TO THE CITY OF SEARCY, MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO-WIT: BEGINNING AT THE NORTHWEST CORNER OF SAID LOT THREE (3), AND RUN THENCE EAST 75 FEET; THENCE SOUTH 120 FEET; THENCE WEST 75 FEET TO THE WEST LINE OF SAID LOT AND BLOCK, THENCE NORTH 120 FEET TO THE PLACE OF BEGINNING; BEING A PART OF THE NORTHWEST QUARTER (NW $\frac{1}{4}$) OF SECTION TEN (10), TOWNSHIP SEVEN (7) NORTH, RANGE SEVEN (7) WEST