

RESOLUTION NO. 2016 - 15

A RESOLUTION MODIFYING THE DECISION OF THE SEARCY
PLANNING COMMISSION CONCERNING LARGE SCALE
DEVELOPMENTS; AND FOR OTHER PURPOSES

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEARCY, TO-WIT:

WHEREAS, the City of Searcy has adopted Subdivision Regulations that require the installation of half-street improvements for certain developments; and

WHEREAS; the said Subdivision Regulations provide that compliance with the requirement of these half street improvements may be waived to the extent determined by the Searcy Planning Commission or the Searcy City Council might deem just and proper, as to relieve difficulty or hardships; and

WHEREAS, William Gregg Orr ("Orr") is the record title owner of certain real property generally described as:

PT S 1/2 NW LYING N & W JANET DR & S OF ONDRA ST
BEING 322.42' X 340.28' X 45' X 76.79' X 344.19' X 814.13' X
123.98'

and as more particularly described in that instrument recorded in the records of White County, Arkansas, in Deed Book 2015, at Page 84 (the "Property"); and

Whereas, Orr applied for a waiver of Chapter 3 Section 6 of the Searcy Subdivision Regulations requiring boundary street improvements on City streets adjacent to the Property; and

Whereas, the Searcy Planning Commission determined that the requirements of the Searcy Subdivision Regulations should apply to the Property and that no waiver of those requirements would be given to Orr; and

Whereas, Orr appealed the decision of the Searcy Planning Commission to not permit a waiver of the subdivision regulations concerning half street improvements;

NOW, THEREFORE, upon the agreement of the City and Orr, it resolved by the City Council of the City of Searcy, Arkansas, to-wit:

Section 1. That the Searcy City Council modifies the determination of the Searcy Planning Commission and specifies that boundary street improvements shall be constructed in the manner reflected on the attached Exhibit A and that the relevant bond shall be posted to the City in an amount to be set forth as provided in Section 3-7-7 of the Searcy Subdivision Regulations in the amount of \$90,000 based on an average \$112.50 per running foot for 800 feet.

PASSED AND ADOPTED this 12th day of July, 2016.

/s/ David Morris
Mayor

ATTEST:

/s/ Jerry Morris
City Clerk

Exhibit A

Modified Curb & Gutter Section for Orr Toyota:

- 1.) A Curb & Gutter System would be placed near the edge of the existing street.
- 2.) The existing street would be overlaid with asphalt, and would ensure longitudinal slope for drainage.
- 3.) The ditch would remain in its current condition, until area wide improvements were deemed plausible.
- 4.) The street curb & gutter system would drain into the open ditch system.
- 5.) Orr Toyota would be elevated high enough to allow for future area wide drainage improvements.

