

ORDINANCE NO. 2019 - 19

**AN ORDINANCE AMENDING THE SEARCY ZONING
CODE WITH RESPECT TO THE ZONING
CLASSIFICATION OF A SPECIFIC LAND AREA WITHIN
THE CITY; DECLARING 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 the 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 the 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 purposes of changing the Zoning Classification from I-2 (Industrial) to C-4 (Community Commercial) as to the following described real property at 604 South Oak properties being situated in Searcy, White County, Arkansas, as described in Exhibit A attached herewith:

SECTION 2. 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 11th DAY OF JUNE, 2019.

**/s/ Kyle Osborne
Mayor of Searcy**

ATTEST:

**/s/ Jerry Morris
City Clerk**

EXHIBIT A (Legal Description)

Part of the NE $\frac{1}{4}$, SE $\frac{1}{4}$, Section 10, Township 7 North, Range 7 West and Part of the NW $\frac{1}{4}$, SW $\frac{1}{4}$, Section 11 Township 7 North, Range 7 West, described as commencing at the Southeast corner of the NE $\frac{1}{4}$, SE $\frac{1}{4}$, Section 10 and run thence North a distance of 286.02 feet, thence East 87.66 feet to the Point of Beginning, thence N 11° 38' 54" E a distance of 152.00 feet, thence N 77° 09' 19" W a distance of 116.02 feet, thence N 00° 39' 00" E a distance of 50.85 feet, thence N 83° 35' 38" W a distance of 129.17 feet, thence N 86° 27' 53" W a distance of 114.79 feet, thence N 88° 02' 05" W a distance of 41.19 feet, thence N 88° 32' 11" W 324.97 a distance of 324.97 feet to a point on the South Oak Street Right of Way, thence along said right of way S 00° 39' 59" W a distance of 50.01 feet, thence along said right of way S 00° 01' 12" E a distance of 71.47 feet, to a point on State Highway 36 right of way, thence along said right of way S 16° 48' 43" E a distance of 77.55 feet, thence along said right of way S 56° 37' 23" E a distance of 200.00 feet to a point, thence along said right of way S 54° 57' 45" E a distance of 259.72 feet, thence departing said right of way N 84° 04' 32" E a distance of 87.90 feet, thence N 81° 00' 18" W a distance of 28.51 feet, thence N 80° 56' 12" E a distance of 137.06 feet, thence N 14° 49' 49" E a distance of 141.36 feet, thence N 03° 29' 21" E a distance of 35.34 feet to the Point of Beginning, containing 5.51 acres more or less.

AND

Part of the NE ¼, SE ¼, Section 10, Township 7 North, Range 7 West, described as commencing at the Southeast corner of the NE ¼, SE ¼, and run thence North a distance of 158.32 feet, thence West 603.46 feet to the Point of Beginning, thence S 58° 53' 11" E along the right of way of State Highway 36 a distance of 224.74 feet to a point, thence departing said right of Way S 02° 35' 39" E a distance of 31.76 feet to a point, thence N 89° 06' 24" W a distance of 193.02 feet to a point on the South Oak Street right of way, thence along said right of way N 00° 20' 09" W a distance of 144.85 feet to the Point of Beginning, containing 0.39 acres more or less.