ORDINANCE NO. 2005-05

AN ORDINANCE AMENDING ATKINS MUNICIPAL CODE, CHAPTER 14.04 REZONING CERTAIN PROPERTY IN THE CITY OF ATKINS, ARKANSAS, AND FOR OTHER PURPOSES

Be it hereby ordained by the City Council of the City of Atkins, Arkansas:

Section I. That the property described as follows:

A part of the North Half of the Northwest Quarter (N ½ NW ¼) of Section 17, Township 7 North, Range 18 West, more particularly described as follows: Commencing at the SW Corner of said N ½ NW ¼; thence North 209.00 feet; thence N 89° 34' 35" E 399.60 feet to the Point of Beginning; thence North 218.00 feet; thence N 89° 34' 35" E 1152.25 feet to a point on the West right-of-way of State Highway No. 105; thence S 0° 16' 35" W, along said right-of-way, 105.00 feet; thence leaving said right-of-way, S 89° 34' 35" W 330.00 feet; thence S 0° 15' 25" E 113.00 feet; thence S 89° 34' 35" W 822.25 feet to the Point of Beginning.
Subject to all easements, reservations, restrictions and rights-of-way of record.

Is hereby rezoned from R1 to C2 by amendment to the Atkins Municipal Code, Chapter 14.04 of the City of Atkins, Arkansas.

Dated this 12th day of April, 2005

Jerry D. Barrett, Mayor

Attest:

Brenda Graves, City Clerk

Before the Atkins Planning Commission
In the matter of the rezoning of
property located in the city of
Atkins, Arkansas

PETITION TO REZONE

Comes the Petitioners, Gordon A. Wood & Judy K. New Wood, and for their petition to rezone state:

1. That the petitioners are the owners of the following described property:

(LEGAL DESCRIPTION)

A part of the North Half of the Northwest Quarter (N ½ NW ¼) of Section 17, Township 7 North, Range 18 West, more particularly described as follows: Commencing at the SW Corner of said N ½ NW ¼; thence North 209.00 feet; thence N 89° 34' 35" E 399.60 feet to the Point of Beginning; thence North 218.00 feet; thence N 89° 34' 35" E 1152.25 feet to a point on the West right-of-way of State Highway No. 105; thence S 0° 16' 35" W, along said right-of-way, 105.00 feet; thence leaving said right-of-way, S 89° 34' 35" W 330.00 feet; thence S 0° 15' 25" E 113.00 feet; thence S 89° 34' 35" W 822.25 feet to the Point of Beginning.
Subject to all easements, reservations, restrictions and rights-of-way of record.

2. That said property is presently zoned R-1, and Petitioners are desirous of rezoning this property to C-2 in order that a medical facility may be located on this property.
3. That the proposed changes will not conflict with surrounding land.

Wherefore, premises considered, Petitioners pray that the ATKINS PLANNING COMMISSION set a Public Hearing on Tuesday, April 5th, 2005, for the purpose of discussing the proposed rezoning and that the rezoning be approved and recommended to the ATKINS CITY COUNCIL by the ATKINS PLANNING COMMISSION.

Gordon A. Wood Judy K. Wood
PETITIONERS

BY: ATKINS PLANNING COMMISSION

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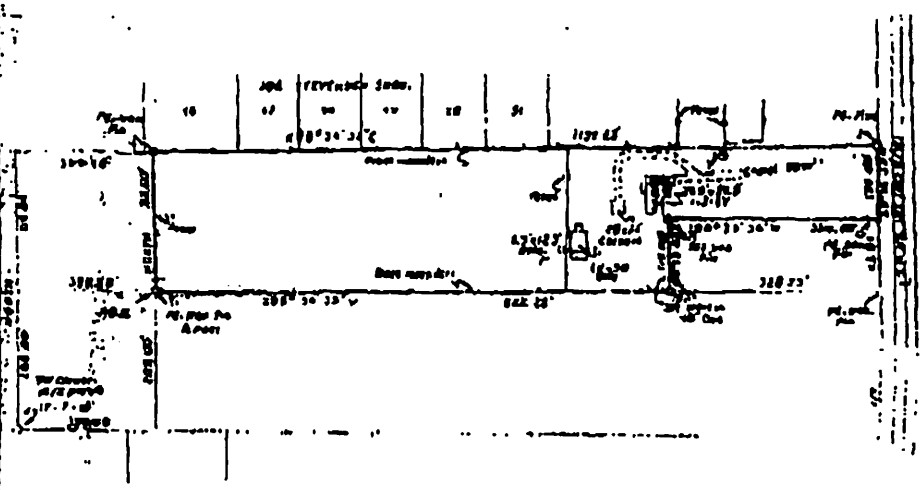

LEGAL DESCRIPTION

A part of the N½ of the NW¼ of Section 17, T-7-N, R-18-W, Atkins, Pope County, Arkansas, more particularly described as follows:

Commencing at the SW Corner of said N½ of the NW¼; thence North 209.00 ft.; thence N 89°34'35" E, 399.60 ft. to the Point of Beginning; thence North, 318.00 ft.; thence N 89°34'35" E, 1152.25 ft. to a point on the West right-of-way of State Highway No. 105; thence S 0°16'35" W, along said right-of-way, 105.00 ft.; thence leaving said right-of-way, S 89°34'35" W, 330.00 ft.; thence S 0°15'25" E, 113.00 ft.; thence S 89°34'35" W, 822.25 ft. to the Point of Beginning. Containing 4.91 acres, more or less. Subject to any right-of-way dedications and easements of record.

NOTE: The described property is not in a designated 100 Year Flood Plain as per FEMA Map No. 050304 000SA, July 6, 1982.

ADDRESS: 1603 North Church Street
Atkins, Arkansas

REGISTERED PROFESSIONAL LAND SURVEYOR
STATE OF ARKANSAS
DONNY L. HALE

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SURVEYOR'S CERTIFICATE		Sherry Crimes
		PROPERTY SURVEY
Basis of Bearings: Assumed		HALE-MARTIN ASSOCIATES, INC. PROFESSIONAL LAND SURVEYORS
Date: 12/16/02	Drawing Information: 500-07N-18W-0-17-440-58-0671	Job No. 1698-01

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