ORDINANCE NO. 95-05

AN ORDINANCE REQUIRING ANY APPLICANT WHO HAS REQUESTED THE PLANNING COMMISSION TO REVIEW A REQUEST FOR A SPECIAL USE TO PUBLISH A NOTICE AT THE APPLICANT'S EXPENSE OF THE MEETING WHEREBY SUCH REQUEST SHALL BE CONSIDERED BY THE PLANNING COMMISSION IN A NEWSPAPER OF GENERAL CIRCULATION IN THE CITY OF ATKINS AND FOR OTHER PURPOSES.

WHEREAS, the Atkins Planning Commission has as a matter of practice required all applicants who have requested the Planning Commission review applications for the allowance of special uses in the City of Atkins to publish notice of the meetings of the Planning Commission where those applications will be considered; and,

WHEREAS, there is no actual provision requiring such applicants to publish such notices.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Atkins, Arkansas:

SECTION 1. Article 4-3 Subsection C. Procedure for Review of Special Uses by the Planning Commission is hereby amended in part to read as follows:

Section 1. The present Subsection 3 of Article 4-3 shall be renumbered as Subsection 4.

Section 2. The present Subsection 4 of Article 4-3 shall be renumbered as Subsection 5.

Section 3. A new Subsection 3 of Article 4-3 Section C. shall read as follows:

3. At least fifteen (15) days prior to the Planning Commission meeting at which the request is to be considered, a notice shall be published in a newspaper of general circulation in the City at the applicant's own expense notifying all interested parties of the date, time and place of the Planning Commission meeting at which the request is to be considered and designating and describing the particular location and type of special use for which permission is being requested.

SECTION 2: This ordinance being necessary for the public peace, health and safety of the citizens of Atkins, an emergency is declared and this Ordinance shall become effective immediately upon its passage and approval.

DATED this 13th day of June, 1995.

Don Ezell

DON EZELL, Mayor

Brenda Graves

BRENDA GRAVES, City Clerk