ORDINANCE NO. 95-06

AN ORDINANCE AMENDING ARTICLE 4-1 OF THE LAND DEVELOPMENT CODE OF ATKINS, ARKANSAS FOR THE PURPOSE OF CHANGING AGRICULTURAL ACTIVITIES SUCH AS FARMING, DAIRYING, LIVESTOCK AND POULTRY RAISING, HATCHERIES, OUTDOOR PLANT NURSERIES, TRUCK FARMING, AND HORTICULTURE FROM PERMITTED USES TO USES PERMITTED UPON REVIEW BY THE PLANNING COMMISSION AND FOR OTHER PURPOSES.

WHEREAS, Article 4-1 of the Land Development Code of Atkins, Arkansas presently lists as one of the categories of permitted uses agricultural activities such as farming, dairying, livestock and poultry raising, hatcheries, outdoor plant nurseries, truck farming and horticulture; and,

WHEREAS, the Planning Commission has determined that it would be in the best interest of the City of Atkins and its citizens to require such uses to be permitted only upon review by the Planning Commission; and,

WHEREAS, there is presently pending a petition before the Atkins Planning Commission to rezone an R-1 area in the City to agricultural which would otherwise automatically allow as permitted those uses as described above.

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

SECTION 1. Article 4-1 Agricultural District (A) A. Permitted Uses and B. Uses Permitted Upon Review by the Planning Commission are hereby amended to read as follows:

A. Permitted Uses.

1. Residences related to agricultural activity

2. Public buildings
3. Utility substations
4. Open spaces
5. Television and radio towers
6. Stand for sale of products

B. Uses Permitted Upon Review by the Planning Commission:

1. Cattle feedlot operations
2. Animal sales yard
3. Animal hospitals and storage
4. Riding stables
5. Country clubs
6. Cemeteries and outdoor advertising
7. Mobile Home
8. Building or structure previously located at another location
9. Agricultural activity such as farming, dairying, livestock and poultry raising, hatcheries, outdoor plant nurseries, truck farming and horticultural

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 11th day of JULY 1995.

Don Ezell

DON EZELL, Mayor

Brenda Graves

BRENDA GRAVES, City Clerk