CITY OF ATKINS, ARKANSAS

ORDINANCE NO. 2023-04

AN ORDINANCE REZONING REAL PROPERTY LOCATED AT 1503 AVE 3 SOUTH EAST, FROM RESIDENTIAL (R-1) TO RESIDENTIAL (R-2).

WHEREAS, an application for rezoning was filed with the City of Atkins requesting the City of Atkins rezone real property located at 1503 Avenue 3 South East, within the city limits of Atkins, Arkansas described therein and herein from Residential (R-1) to Residential (R-2); and

WHEREAS, after due notice as required by law, the Atkins Planning Commission, at the time and place mentioned in the notice, held a public hearing, heard all persons desiring to be heard on the question of the proposed rezone, and ascertained that the rezoning requested should be approved and has recommended approval to the Atkins City Council; and

WHEREAS, the Atkins City Council has determined that the proposed rezoning is in the public interest and will enhance public welfare, and that the requested rezoning of the land by the Planning Commission should be adopted.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ATKINS, ARKANSAS:

SECTION 1: The City of Atkins hereby changes zone classification from Residential (R-1) to Residential (R-2) for the certain real property located at 1503 Avenue 3 South East, within the city limits of Atkins, Arkansas as described in the legal description attached hereto as Exhibit "A".

SECTION 2: That all ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict, and if any portion of this ordinance shall be found to be invalid or illegal for any reason, the remaining portions of this ordinance shall remain in full effect.

SECTION 3: The official zoning map of the City of Atkins, Arkansas is hereby amended to reflect the zoning change provided in Section 1 hereof.

SECTION 4: **EMERGENCY CLAUSE**: Minimum standards for housing are vital to the health, safety and welfare of the citizens of the City of Atkins and therefore this ordinance shall be in full force and effect upon passage.

DATED AND PASSED this 11 day of July, 2023.

ROWDY R. SWEET, MAYOR

ATTEST:

ANGELA SINGLETON, CITY CLERK

CITY OF ATKINS SEAL POPE COUNTY ARKANSAS

FILED
Angela Singleton, City Clerk
City of Atkins
Date: 7-11-23

EXHIBIT "A"

A part of the NW ¼ of the SE ¼ of Section 29, Township 7 North, Range 18 West, more particularly, described as beginning at the Southwest corner of said NW ¼ of the SE ¼ and run West 599 feet; thence North 150 feet; thence West 218 feet to the East right of way line of Arkansas Highway No. 105; thence run South with said East right of way line 150 feet to a point due West of point of beginning; thence East 218 feet, more or less, to point of beginning, in Pope County Arkansas.

Mark Martin
501-280-9535

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, Mark A. & Patricia E. Martin, and for their petition to rezone state:

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

(LEGAL DESCRIPTION)

1503 AVE 3 SE. ATKINS, AR 72823 Part of the NW 1/4 of the SE 1/4 of Section 29, Township 7 North, Range 18 West, More particularly described as Beginning at the southwest Corner of said NW 1/4 of the SE 1/4 and run West 599 feet; thence North 150 feet; thence West 218 Feet to the East right of way line of Arkansas Highway No. 105; thence run Southwith said East right of way line 150 feet to a point due west of point of beginning; thence East 218 feet, more or less, to point of beginning, in Pope County Arkansas

2. That said property is presently zoned R1, and Petitioners are desirous of rezoning this property to R2 in order that a Home Business 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 6/6/2023, 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.

Mark A Martin
Patricia E Martin
PETITIONERS

BY: ATKINS PLANNING COMMISSION

Mark Martin

Class Liner Ad #70675289 Summary:

Slug Line: Petition to Rezone Statement
Size: 2.00 x 2.21

Publication Cost	$51.06
Adjustments	$0.00
Net Cost	$51.06
Prepaid Amount	$0.00
Amount Due	$51.06

Order Detail:

Publication	Start	Stop	Insertions	Cost	Adjustments	Total
120RCD1 Russellville Courier	5/17/23	5/17/23	1	49.06	0.00	49.06
120RCI1 RC Website	5/17/23	5/17/23	1	2.00	0.00	2.00

Petition to Rezone Statement: Date: 5/16/23

Petitioners Mark A and Patricia E Martin owners of property located at 1503 Ave 3 SE Atkins Arkansas 72823; part of the NW1/4 of the SE1/4 of Section 29, Township 7 North, Range 18 West, more particularly, described as beginning at the Southwest corner of said NW1/4 of the SE1/4 and run West 599 feet; thence North 150 feet; thence West 218 feet to the East right of way line of Arkansas Highway No. 105 thence run South with said East right of way line 150 feet to a point due West of point of beginning; thence East 218 feet, more or less, to point of beginning, in Pope County Arkansas, wish to have stated property rezone from R1 to R2 for the purpose of a Home Business, consisting of Automotive Performance Design Equipment and Automotive Computer Programming.

The Petitioners request consideration of this request at the next Atkins Planning Commission meeting on Tuesday June 6, 2023, and if approved recommend a Public Hearing with the Atkins City Council meeting Tuesday June 13, 2023.
This legal published in The Courier on May 17, 2023.