

File for record on this 22 day of March, 2005
at 2:12 pm, and the same is now duly recorded in
County court record Book 1 on page 72
ESTER BASS, Clerk By: CP D.C.

ORDINANCE NO. 2005-11

**AN ORDINANCE CONFIRMING THE REZONING OF A
TRACT OF LAND IN THE CITY OF CLINTON, ARKANSAS,
FROM RESIDENTIAL TO HIGHWAY COMMERCIAL AND
FOR OTHER PURPOSES.**

WHEREAS, on September 10, 1998, the City Council of the City of Clinton orally voted on, and approved the rezoning of a tract of land from residential to commercial; and

WHEREAS, said tract of land is currently zoned residential but has been, and is being used as commercial property pursuant to the actions of the Clinton City Council on September 10, 1998, and the owner has requested the previously approved rezoning of the tract to Highway Commercial be properly formalized as required by law; and

WHEREAS, no Ordinance was ever filed reflecting the actions of the City Council on September 10, 1998; and

WHEREAS, as a result of the action taken by the City Council on September 10, 1988, the tract should be formally rezoned as Highway Commercial to accurately reflect its true use and the intent of the City Council

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

Section 1:

The following tract of land located in the City of Clinton, Arkansas, is hereby formally rezoned to Highway Commercial to wit:

(3-3-2005) (Bob Galbraith)

Part of the SE1/4 NE1/4 Section 10, Township 11 North, Range 14 West, City of Clinton, Van Buren County, Arkansas, more particularly described as follows:

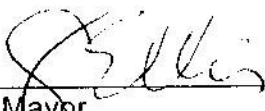
Commencing at a found stone that represents the Northeast Corner of said SE1/4 NE1/4; thence N89°13'05"W a distance of 453.52 feet to a point on the westerly right of way U.S. Highway 65; thence S32°09'39"E along said right of way a distance of 2.83 feet to a concrete monument that represents a 50' offset

left of Centerline Station 100 + 72; thence S29°51'23"E a distance of 55.35 feet to a set iron pin, said point being the point of beginning for the lands herein described; thence S29°51'23" a distance of 212.14 feet to a concrete right of way monument that represents a 60' offset left of Centerline P.T. Station 98+04.30; thence S19°47'14"E a distance of 284.30 feet to a concrete right of way monument that represents a 75' offset left of Centerline Station 95+00; thence S 05°33'01"E a distance of 330.11 feet to a concrete right of way monument that represents a 60' offset left of Centerline Station 91 +40; thence S19°18'15"W a distance of 63.06 feet to a concrete right of way monument that represents a 70.9' offset of Centerline P.C. Station 90+72.9; thence S18°11'53"W a distance of 15.71 feet; thence leaving said right of way, N78°28'02"W a distance of 313.69 feet; thence N11°49'24"E a distance of 15.61 feet; thence with a curve turning to the left with a radius of 568.62' with a chord bearing of N10°01'06"W, with a chord length of 424.94', thence N32°03'36"W a distance of 47.53 feet; thence with a curve turning to the right with a radius of 254.48' with a chord bearing of N15°38'20"W, with a chord length of 143.88', thence N 00°46'55"E a distance of 182.52 feet; thence S 89°13'05" E a distance of 232.33 feet, to the point of beginning" containing 6.000 Acres. more or less. Subject to any Restrictions, Reservations, Roadways or Easements of record or physically in place.

Section 2:

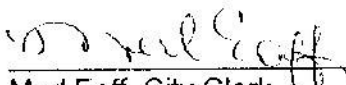
The Planning Commission shall amend the official zoning map to reflect this change in zoning.

PASSED: March 10, 2005



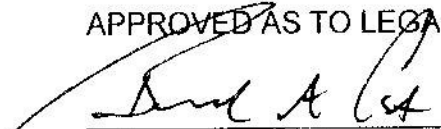
Chip Ellis, Mayor

ATTEST:



Merl Eoff, City Clerk

APPROVED AS TO LEGAL FORM:



Brad A. Cazort, City Attorney