ORDINANCE NO. 82-3

AN ORDINANCE TO AMEND ZONING ORDINANCE NO. 142 by THE REZONING OF FOUR SITES ON THE SOUTH SIDE OF HIGHWAY 64 WEST FROM RESIDENTIAL TO COMMERCIAL 2; DECLARING AN EMERGENCY AND FOR OTHER PURPOSES.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MULBERRY, ARKANSAS:

SECTION 1. That the Planning Commission of Mulberry, Arkansas finds that the four sites described below have been used for commercial sites for several years, with the exception of two being partially used for residential with one dwelling having been destroyed by fire, and need to be brought into compliance.

SECTION 2. That these four sites be changed from Residential to Commercial 2;

A. The Dairy Dip and its accompanying residence described as fo follows: Part of Block one (1), Hamm's Addition to the Town of Mulberry, Arkansas described as follows: Beginning at the NW Corner of Block One (1), Hamm's Addition to Mulberry, thence South 122 feet; thence East 224.5 feet; thence North 122 feet; thence West 224.5 feet to place of beginning.

B. Mulberry Auto Body Center and adjoining property where apartment house burned, both making up Lot 3 Block 9 Hick's Addition to the City of Mulberry, Arkansas.

C. Steve's Food Mart described as follows: Parts of Lots 6 and 7, Block 4, in Bryant's Addition to the Town of Mulberry, Arkansas, being part of the Southeast Quarter of the Southwest Quarter of Section 26, Township 10 North, Range 29 West, as follows: Beginning 11.0 feet north of and 143.7 feet east of the the Southwest Corner of said Southeast Quarter of the Southwest Quarter, thence north 5 degrees, 27 minutes east, 177.3 feet to the South right of way line of Highway 64, thence south along said South right of way line south 49 degrees, 21 minutes east, 44 feet, thence south 49 degrees, 53 minutes east 105.5 feet, thence south 55 degrees, 42 minutes east, 43.9 feet, thence south 55.4 feet to the North right of way line of a City street, thence along said street right of way north 89 degrees, 52 minutes west, 167.05 feet to the point of beginning, containing 0.42 acres, more or less.

D. Duncan Enterprises at Corner of Highway 64 West and Alma Street Described as follows: Part of the Southwest Quarter (SW¼) of Section 26, Township 10 North of Range 29 West, more particularly described as follows: Commencing at a point 450 feet North and 420 feet West of the Southeast Corner of said Forty, running thence East 213 feet to the point, thence East to the Right of Way of Hihgway No 64, - 144 feet, thence Northwesterly along said Highway Right of Way 123.5 feet, thence in a Southwesterly direction 86.5 feet to a point 41.5 feet North of the point of beginning, thence South 41.5 feet to the point of beginning. same being a part of Bryant Addition to the Town of Mulberry, Crawford County, Arkansas.

SECTION 3. This ordinance being necessary for the immediate preservation of the public peace, health and safety an emergency is hereby declared to exist and this ordinance shall be in full force and effect from and after its passage and approval.

PASSED AND APPROVED ~~FEBRUARY 2~~ APRIL 6, 1982

Arnold D. Feller

ARNOLD D. FELLER, Mayor

MICHAEL R. ROE, Recorder - Treasurer