



Legislation Details (With Text)

File #: ORD-13:026 **Version:** 1 **Name:** Rezoning by Kagle and Sharon Huff
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File created: 6/18/2013 **In control:** City Council
On agenda: **Final action:** 7/16/2013
Title: AN ORDINANCE AMENDING CHAPTER 117, THE ZONING ORDINANCE TO REZONE FROM R-1 RESIDENTIAL TO PD-M PLANNED MULTIUSE FOR PROPERTY LOCATED AT 4021 SOUTHWEST DRIVE AS REQUESTED BY KAGLE & SHARON HUFF

Sponsors:

Indexes: Rezoning

Code sections:

Attachments: 1. Plat, 2. Staff_Summary_RZ 13-07 Kagle Huff_Council

Date	Ver.	Action By	Action	Result
7/16/2013	1	City Council	Passed	Pass
7/2/2013	1	City Council	Waived Second Reading	Pass

AN ORDINANCE AMENDING CHAPTER 117, THE ZONING ORDINANCE TO REZONE FROM R-1 RESIDENTIAL TO PD-M PLANNED MULTIUSE
WHEREAS, A PART OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (SE1/4 SE1/4) OF SECTION 35, TOWNSHIP 14 NORTH, RANGE 3 EAST, IN CRAIGHEAD COUNTY, ARKANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

FROM THE SOUTHWEST CORNER OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 35, THENCE N00°05'34"W 438.50 FEET ALONG THE WEST LINE OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 35 TO THE POINT OF BEGINNING; CONTINUE THENCE N00°05'34"E 282.60 FEET ALONG THE WEST LINE OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER TO A POINT, THENCE N89°54'26"E 1072.51 FEET TO A POINT ON THE WESTERLY RIGHT OF WAY OF SOUTHWEST DRIVE (US HWY 49S), THENCE S19°51'27"W 300.75 FEET ALONG SAID RIGHT OF WAY TO A POINT, THENCE S89°54'37"W 969.77 FEET TO THE POINT OF BEGINNING, CONTAINING SOME 6.63 ACRES, MORE OR LESS, BEING SUBJECT TO ALL EASEMENTS, RESTRICTIONS, RESERVATIONS AND RIGHTS OF WAY OF RECORD.

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

A request that Chapter 117, known as Zoning Ordinance, be and the same is hereby amended by the change in Zoning District Classification from R-1 Residential to PDM Planned Multiuse, for the following described property:

A PART OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER (SE1/4 SE1/4) OF SECTION 35, TOWNSHIP 14 NORTH, RANGE 3 EAST; and be restricted by the following conditions:

1. That the proposed development shall satisfy all requirements of the City Engineer, satisfying all requirements of the current Stormwater Drainage Design Manual.
2. That a "Final Development Plan" be submitted and reviewed by the MAPC prior to any future development of the proposed site. Final Landscaping and signage plans shall be submitted.
3. The applicant shall submit a copy of the Bill of Assurances for the Planning Department files/records before final occupancy assuring that common areas shall be maintained by the property owner's association or owners/assignees.
4. The maximum allowed units shall not exceed 11- Single family homes and 9- duplex buildings.
5. The following list of uses shall be excluded: sexually explicit businesses, shops that specialize in tobacco and/or liquor sales.
6. The gated entrance to the residential development shall be equipped with a Knox box in conformance with the City of Jonesboro Fire Department and E911 division.
7. The applicants/owners should be restricted and prohibited from adding driveways on to Highway 49 S. Access shall be limited to the proposed City Street.
8. Applicant/owners agree to the dedication of required right of way for Hwy. 49 in satisfaction of the Master Street Plan. A final plat depicting such shall be submitted and recorded.
9. Shared or cross/access agreements should be considered at site plan approval for any abutting commercial to the north of south of the development.

RESOLUTION TO SET A PUBLIC HEARING TO ABANDON A 10 FOOT DRAINAGE EASEMENT AT 4628 KEELY COVE AS REQUESTED BY QUENTIN DUFF AIDMORE PROPERTY GROUP, LLC. WHEREAS, the property owners have filed a petition with the City Clerk of the City of Jonesboro, Arkansas requesting that

DESCRIPTION:

THAT PART OF LOT 8, BLOCK "B" OF CALDWELL ACRES, JONESBORO, ARKANSAS, DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHWEST CORNER OF SAID LOT 8, RUN THENCE N89° 49'41" EAST 10.0 FEET, RUN THENCE NORTH 0°21'32" WEST 15.0 FEET TO THE TRUE POINT OF BEGINNING, RUN THENCE NORTH 0°21'32" WEST 86.0 FEET, RUN THENCE NORTHEASTERLY ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 50.0 FEET A DISTANCE OF 10.5 FEET, RUN THENCE SOUTH 0°21'32" EAST 89.2 FEET, RUN THENCE SOUTH 89°49'41" WEST 10.0 FEET TO THE TRUE POINT OF BEGINNING, CONTAINING 875 SQUARE FEET, MORE OR LESS. CONTAINING IN ALL 875 SQ. FT. OR 0.02 ACRES, MORE OR LESS. SUBJECT TO EASEMENTS, RESTRICTIONS, RESERVATIONS AND RIGHTS-OF-WAY OF RECORD.

Be vacated and abandoned; and

WHEREAS, the Petition has been presented to the City Council of the City of Jonesboro, Arkansas; AND

WHEREAS, Arkansas Code Annotated 14-301-110 requires two weeks public notice before the above

easement can be vacated and abandoned;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Jonesboro, Arkansas that the City Clerk is directed to publish a notice a week for two consecutive weeks advising the public of the request by the property owners to vacate and abandon the 10' drainage easement mentioned above and this matter will be heard before the City Council on August 6, 2013, at 5:25 p.m. in the Council Chambers, 900 West Monroe, Jonesboro, Arkansas.

PASSED AND APPROVED this 16th day of July, 2013.