

ORDINANCE NO. 2020-32

FILED

2020 NOV 17 AM 11:09

AN ORDINANCE CALLING A SPECIAL ELECTION IN THE CITY OF PRAIRIE GROVE, ARKANSAS ON THE QUESTIONS OF ISSUING BONDS UNDER AMENDMENT NO. 62 TO THE CONSTITUTION OF THE STATE OF ARKANSAS FOR THE PURPOSE OF FINANCING AND REFINANCING THE COST OF CAPITAL IMPROVEMENTS; LEVYING A THREE-FOURTHS OF ONE PERCENT (0.75%) SALES AND USE TAX FOR THE PURPOSE OF RETIRING SUCH BONDS; AND PRESCRIBING OTHER MATTERS PERTAINING THERETO.

WHEREAS, the City Council of the City of Prairie Grove, Arkansas (the "City") has determined that the City is greatly in need of the following capital improvements:

- (a) new, or improvements to existing, streets and any curb, gutter and drainage improvements and utility adjustments related thereto (the "Street Improvements");
- (b) park facilities and improvements and any furnishings, equipment and lighting improvements related thereto (the "Park Improvements");
- (c) drainage and flood control improvements and any equipment related thereto (the "Drainage Improvements"); and

WHEREAS, pursuant to a special election held September 13, 2011, the City issued and has outstanding its Sales and Use Tax Bonds, Series 2012 (the "2012 Bonds"); and

WHEREAS, the 2012 Bonds financed capital improvements and are secured by and payable from collections of a 0.75% City-wide sales and use tax levied pursuant to Ordinance No. 2011-11 of the City adopted July 18, 2011 (the "2012 Tax"); and

WHEREAS, the City Council has determined that the Street Improvements, the Park Improvements, and the Drainage Improvements (collectively, the "Capital Improvements") can be financed without a tax increase if the 2012 Bonds are refunded; and

WHEREAS, the City Council proposes to finance all or a portion of the costs of the refunding of the 2012 Bonds (the "Refunding") and the Capital Improvements by the issuance of capital improvement bonds (the "Bonds") under the authority of Amendment No. 62 to the Constitution of the State of Arkansas ("Amendment 62") and Title 14, Chapter 164, Subchapter 3 of the Arkansas Code of 1987 Annotated (the "Authorizing Legislation"), allocated as follows:

- (a) \$3,495,000 in maximum principal amount for the Street Improvements;
- (b) \$995,000 in maximum principal amount for the Park Improvements;

(c) \$2,950,000 in maximum principal amount for the Drainage Improvements;  
and

(d) \$1,465,000 in maximum principal amount for the Refunding; and

WHEREAS, the City can pay the principal of and interest on the Bonds from the proceeds of a City-wide 0.75% sales and use tax to be levied under the authority of the Authorizing Legislation that will replace the 2012 Tax; and

WHEREAS, the purpose of this Ordinance is to submit to the electors of the City the questions of issuing the Bonds for the Capital Improvements and for the Refunding under Amendment 62 and the Authorizing Legislation at a special election to be called for that purpose and to levy a sales and use tax at the rate of three-fourths of one percent (0.75%) on the receipts from the sales at retail within the City of all items which are subject to taxation under the Arkansas Gross Receipts Act of 1941, as amended (A.C.A. §§26-52-101, et seq.), and the receipts from storing, using, distributing or consuming within the City tangible personal property under the Arkansas Compensating Tax Act of 1949, as amended (A.C.A. §§26-53-101, et seq.) (collectively, the "2021 Tax" or the "Sales and Use Tax");

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

Section 1. There is hereby called a special election to be held on February 9, 2021, at which election there shall be submitted to the electors of the City the questions of issuing the Bonds under Amendment 62 and the Authorizing Legislation to pay all or a portion of the costs of accomplishing the Refunding and the Capital Improvements in the maximum principal amounts described above, to be payable from collections of the Sales and Use Tax remaining after deduction of the administrative charges of the State of Arkansas and required rebates.

Section 2. In order to provide for the payment of the principal of and interest on the Bonds and all obligations of the City in connection therewith, there is hereby levied the Sales and Use Tax. The levy of the Sales and Use Tax shall not become effective until the special election called in Section 1 above has been held and the issuance of the Bonds for one or more of the purposes is approved by the voters; provided, however, that no Bonds will be issued unless the issuance of the Bonds for the Refunding is approved. The effective date of the 2021 Tax will be the day following the date the 2012 Tax expires. The Sales and Use Tax shall be levied and collected on the gross receipts, gross proceeds or sales price in the maximum amount allowed from time to time by Arkansas law, subject to rebates and limitations as from time to time required by Arkansas statutes for certain single transactions.

Section 3. The questions of issuing the Bonds shall be placed on the ballot for the election in substantially the following form:

The bonds described below that are approved may be combined into a single issue or may be issued in series from time to time. If the bonds for one or more of the purposes are approved and one of such purposes is the Refunding Bonds, there will be levied a new 0.75% sales and use tax, the net collections of which remaining after deduction of the administrative charges of the State of Arkansas and required rebates, will be used solely to retire the bonds and obligations of the City with respect thereto. The tax will replace the City's existing 0.75% sales and use tax levied in 2011 for the sole purpose of retiring bonds. The effective date of the new tax will be the day following the date the existing tax expires. The rate of taxation will be 0.75% even if bonds for more than one purpose are approved. No bonds will be issued for any purpose unless the Refunding Bonds are also approved. The 0.75% sales and use tax will expire after the bonds have been paid or provision is made therefor in accordance with Arkansas statutes.

### REFUNDING BONDS

Bonds of the City of Prairie Grove in the maximum principal amount of \$1,465,000 for the purpose of refunding the City's outstanding Sales and Use Tax Bonds, Series 2012 and, in order to pay the bonds, the levy and pledge of a 0.75% local sales and use tax within the City.

FOR.....

AGAINST.....

### STREET IMPROVEMENT BONDS

Bonds of the City of Prairie Grove in the maximum principal amount of \$3,495,000 for the purpose of financing all or a portion of the costs of new, or improvements to existing, streets and any curb, gutter and drainage improvements and utility adjustments related thereto and, in order to pay the bonds, the levy and pledge of a 0.75% local sales and use tax within the City.

FOR.....

AGAINST.....

### PARK IMPROVEMENT BONDS

Bonds of the City of Prairie Grove in the maximum principal amount of \$995,000 for the purpose of financing all or a portion of the costs of park facilities and improvements and any furnishings, equipment and lighting improvements related thereto and, in order to pay the bonds, the levy and pledge of a 0.75% local sales and use tax within the City.

FOR.....

AGAINST.....

DRAINAGE IMPROVEMENT BONDS

Bonds of the City of Prairie Grove in the maximum principal amount of \$2,950,000 for the purpose of financing all or a portion of the costs of drainage and flood control improvements and any equipment related thereto and, in order to pay the bonds, the levy and pledge of a 0.75% local sales and use tax within the City.

FOR.....

AGAINST.....

Section 4. The election shall be held and conducted and the vote canvassed and the results declared under the law and in the manner now provided for municipal elections unless otherwise provided in the Authorizing Legislation and only qualified voters of the City shall have the right to vote at the election.

Section 5. The results of the election shall be proclaimed by the Mayor, and his Proclamation shall be published one time in a newspaper having a general circulation in the City, which Proclamation shall advise that the results as proclaimed shall be conclusive unless attacked in the courts within thirty days after the date of publication.

Section 6. A copy of this Ordinance shall be (a) filed with the Washington County Clerk at least 60 days prior to the election date and (b) given to the Washington County Board of Election Commissioners so that the necessary election officials and supplies may be provided. A certified copy of this Ordinance shall also be provided to the Commissioner of Revenues of the State of Arkansas as soon as practical.

Section 7. The Mayor and City Clerk, for and on behalf of the City, are hereby authorized and directed to do any and all things necessary to call and hold the special election as herein provided and to perform all acts of whatever nature necessary to carry out the authority conferred by this Ordinance.

Section 8. If any Bonds are approved and issued, the City intends to negotiate with Crews & Associates, Inc., which has assisted the City in preparation of the Bond size and repayment structure, for the sale of such Bonds.

Section 9. When provision has been made for the retirement of the 2012 Bonds as a result of the issuance of the Bonds for the Refunding or otherwise, the 2012 Tax shall be abolished at the proper time so that the 2012 Tax and the 2021 Tax are not in effect at the same time. Collections of the 2012 Tax received after the date the Bonds are issued shall be used, if necessary or appropriate, to provide for the payment of the Bonds.

CERTIFICATE

The undersigned, City Clerk of Prairie Grove, Arkansas hereby certifies that the foregoing pages are a true and perfect copy of Ordinance No. 2020-32, passed at a regular session of the City Council of Prairie Grove, Arkansas, held at 6:30 o'clock p.m., on the 16th day of November, 2020, and that the Ordinance is of record in Ordinance Record Book No. 2020, Page 32 now in my possession.

GIVEN under my hand and seal this 16th day of November, 2020.

*Christine Keely*  
\_\_\_\_\_  
City Clerk

(SEAL)



ORDINANCE NO. 2020-33

FILED  
2020 NOV 17 AM 11:10

AN ORDINANCE AMENDING ORDINANCE NO. 2005-19 IN ORDER TO (A) AUTHORIZE THE NET COLLECTIONS OF THE 1% SALES AND USE TAX LEVIED WITHIN THE CITY OF PRAIRIE GROVE, ARKANSAS BY ORDINANCE NO. 2005-19 TO BE USED TO PAY AND SECURE THE REPAYMENT OF BONDS APPROVED BY THE VOTERS AND ISSUED BY THE CITY FROM TIME TO TIME TO FINANCE AND REFINANCE CAPITAL IMPROVEMENTS AND (B) EXTEND THE LEVY OF SUCH 1% SALES AND USE TAX; AND PRESCRIBING OTHER MATTERS RELATING THERETO.

WHEREAS, pursuant to Ordinance No. 2005-19, adopted August 15, 2005 ("Ordinance No. 2005-19"), and an election held October 11, 2005, the City of Prairie Grove, Arkansas (the "City") has levied a City-wide 1% sales and use tax (the "Tax"); and

WHEREAS, the net collections of the Tax are currently used by the City to retire bonds approved by the voters and issued by the City from time to time for the purpose of financing the costs of extensions, betterments and improvements to the sewer facilities of the City's water and sewer system; and

WHEREAS, the City Council has determined that it would be in the best interest of the City to issue bonds (the "Bonds") to refund the City's Sales and Use Tax Refunding Bonds, Series 2014 and finance the following capital improvements: (a) fire apparatus and equipment, (b) betterments and improvements to the City's water system and (c) betterments and improvements to the City's sewer system and to secure the Bonds with a pledge of the collections of the Tax; and

WHEREAS, it is necessary to (a) amend Ordinance No. 2005-19 to change the purposes for which the net collections of the Tax may be used in order for the Bonds to be secured by Tax receipts and (b) to extend the levy of the Tax;

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

Section 1. The title of Ordinance No. 2005-19 is hereby amended to read as follows:

"AN ORDINANCE PROVIDING FOR THE LEVY OF A ONE PERCENT (1%) SALES AND USE TAX WITHIN THE CITY OF PRAIRIE GROVE, ARKANSAS TO PAY AND SECURE THE REPAYMENT OF BONDS APPROVED BY THE VOTERS AND ISSUED BY THE CITY FROM TIME TO TIME TO FINANCE AND REFINANCE ALL OR A PORTION OF THE COSTS OF CAPITAL IMPROVEMENTS; AND PRESCRIBING OTHER MATTERS PERTAINING THERETO. "

Section 5. Section 3 of Ordinance No. 2005-19 is hereby amended to read as follows:

"Section 3. The Sales and Use Tax shall expire on the earlier of (a) December 31, 2051 or (b) the first date on which the Sales and Use Tax can be administratively removed when (i) there are sufficient funds to pay in full any outstanding Capital Improvement Bonds secured by a pledge of collections of the Sales and Use Tax and (ii) the City Council determines that the purposes of the Sales and Use Tax cannot be or cannot continue to be fulfilled because no Capital Improvement Bonds secured by a pledge of collections of the Sales and Use Tax will be issued in the future."

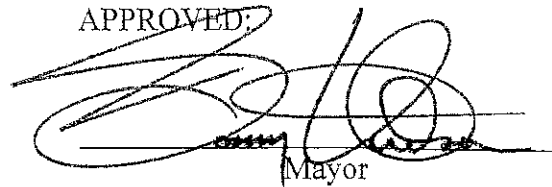
Section 6. The provisions of this Ordinance are hereby declared to be separable, and if any provision shall for any reason be held illegal or invalid, it shall not affect the validity of the remainder of this Ordinance.

Section 7. Ordinance No. 2005-19, as amended hereby, shall remain and be in full force and effect.

PASSED: November 16, 2020.

ATTEST:

  
City Clerk

APPROVED:  
  
Mayor

(SEAL)



CERTIFICATE

The undersigned, City Clerk of Prairie Grove, Arkansas hereby certifies that the foregoing pages are a true and perfect copy of Ordinance No. 2020-33, passed at a regular session of the City Council of Prairie Grove, Arkansas, held at 6:30 o'clock p.m., on the 16th day of November, 2020, and that the Ordinance is of record in Ordinance Record Book No. 2020, Page 33 now in my possession.

GIVEN under my hand and seal this 16th day of November, 2020.

Christine Kelly  
City Clerk

(SEAL)





ORDINANCE NO. 2020-34

FILED

2020 NOV 17 AM 11: 10

AN ORDINANCE CALLING A SPECIAL ELECTION IN THE CITY OF PRAIRIE GROVE, ARKANSAS ON THE QUESTIONS OF ISSUING BONDS UNDER AMENDMENT NO. 62 TO THE CONSTITUTION OF THE STATE OF ARKANSAS FOR THE PURPOSE OF FINANCING AND REFINANCING ALL OR A PORTION OF THE COSTS OF CAPITAL IMPROVEMENTS; AND PRESCRIBING OTHER MATTERS PERTAINING THERETO.

WHEREAS, the City Council of the City of Prairie Grove, Arkansas (the "City") has determined that it would be in the best interest of the City to refund the City's outstanding Sales and Use Tax Refunding Bonds, Series 2014, which bonds refinanced sewer improvements (the "Refunding"); and

WHEREAS, the City Council has further determined that the City is in need of the following capital improvements:

- (a) fire apparatus and equipment (the "Fire Improvements");
- (b) betterments and improvements to the City's water system (the "Water Improvements"); and
- (c) betterments and improvements to the City's sewer system (the "Sewer Improvements"); and

WHEREAS, the City Council proposes to finance all or a portion of the costs of the Refunding, the Fire Improvements, the Water Improvements and the Sewer Improvements by the issuance of capital improvement bonds (the "Bonds") under the authority of Amendment No. 62 to the Constitution of the State of Arkansas ("Amendment 62") and Title 14, Chapter 164, Subchapter 3 of the Arkansas Code of 1987 Annotated (the "Authorizing Legislation") allocated as follows:

- (a) \$500,000 in maximum principal amount for the Refunding;
- (b) \$995,000 in maximum principal amount for the Fire Improvements;
- (c) \$2,950,000 in maximum principal amount for the Water Improvements; and
- (d) \$6,950,000 in maximum principal amount for the Sewer Improvements; and

WHEREAS, the City Council proposes to retire the Bonds with collections of a 1% sales and use tax levied within the City by Ordinance No. 2005-19, adopted August 15, 2005, as amended from time to time (the "Tax"); and

WHEREAS, the purpose of this Ordinance is to submit to the electors of the City the questions of issuing the Bonds for the Refunding, the Fire Improvements, the Water Improvements and the Sewer Improvements, at a special election to be called for that purpose;

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

Section 1. There is hereby called a special election to be held on February 9, 2021, at which election there shall be submitted to the electors of the City the questions of issuing the Bonds under Amendment 62 and the Authorizing Legislation to finance all or a portion of the costs of accomplishing the Refunding, the Fire Improvements, the Water Improvements and the Sewer Improvements, in the maximum principal amounts described above, to be secured as described above.

Section 2. The questions of issuing the Bonds shall be placed on the ballot for the election in substantially the following form:

#### REFUNDING BONDS

Bonds of the City of Prairie Grove in the maximum principal amount of \$500,000 for the purpose of refunding the City's Sales and Use Tax Refunding Bonds, Series 2014 and, in order to pay the bonds, the pledge of a 1% local sales and use tax levied within the City by Ordinance No. 2005-19, adopted August 15, 2005, as amended from time to time.

FOR.....

AGAINST .....

#### FIRE IMPROVEMENT BONDS

Bonds of the City of Prairie Grove in the maximum principal amount of \$995,000 for the purpose of financing all or a portion of the costs of fire apparatus and equipment and, in order to pay the bonds, the pledge of a 1% local sales and use tax levied within the City by Ordinance No 2005-19, adopted August 15, 2005, as amended from time to time.

FOR.....

AGAINST .....

#### WATER IMPROVEMENT BONDS

Bonds of the City of Prairie Grove in the maximum principal amount of \$2,950,000 for the purpose of financing all or a portion of the costs of betterments and improvements to the City's water system and, in order to pay the bonds, the pledge

of a 1% local sales and use tax levied within the City by Ordinance No. 2005-19, adopted August 15, 2005, as amended from time to time.

FOR.....   
AGAINST .....

SEWER IMPROVEMENT BONDS

Bonds of the City of Prairie Grove in the maximum principal amount of \$6,950,000 for the purpose of financing all or a portion of the costs of betterments and improvements to the City's sewer system and, in order to pay the bonds, the pledge of a 1% local sales and use tax levied within the City by Ordinance No. 2005-19, adopted August 15, 2005, as amended from time to time.

FOR.....   
AGAINST .....

Section 3. The election shall be held and conducted and the vote canvassed and the results declared under the law and in the manner now provided for municipal elections unless otherwise provided in the Authorizing Legislation and only qualified voters of the City shall have the right to vote at the election.

Section 4. The results of the election shall be proclaimed by the Mayor, and the Proclamation shall be published one time in a newspaper having a general circulation in the City, which Proclamation shall advise that the results as proclaimed shall be conclusive unless attacked in the courts within thirty days after the date of publication.

Section 5. A copy of this Ordinance shall be (a) filed with the Washington County Clerk at least 60 days prior to the election date and (b) given to the Washington County Board of Election Commissioners so that the necessary election officials and supplies may be provided. A certified copy of this Ordinance shall also be provided to the Commissioner of Revenues of the State of Arkansas as soon as practical.

Section 6. The Mayor and City Clerk, for and on behalf of the City, are hereby authorized and directed to do any and all things necessary to call and hold the special election as herein provided and to perform all acts of whatever nature necessary to carry out the authority conferred by this Ordinance.

Section 7. If any Bonds are approved and issued, the City intends to negotiate with Crews & Associates, Inc., which has assisted the City in preparation of the Bond size and repayment structure, for the sale of the Bonds.

Section 8. All ordinances and parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

PASSED: November 16, 2020.

ATTEST:

Christine Kelly  
City Clerk

APPROVED.

[Signature]  
Mayor

(SEAL)



CERTIFICATE

The undersigned, City Clerk of Prairie Grove, Arkansas hereby certifies that the foregoing pages are a true and perfect copy of Ordinance No. 2020-34 passed at a regular session of the City Council of Prairie Grove, Arkansas, held at 6:30 o'clock p.m., on the 16th day of November, 2020, and that the Ordinance is of record in Ordinance Record Book No. 2020, Page 34 now in my possession.

GIVEN under my hand and seal this 16th day of November, 2020.

(SEAL)



Christine Kelly  
City Clerk

ORDINANCE NO. 2020-35

**AN ORDINANCE TO AMEND WATER AND SEWER RATES**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PRAIRIE**

**GROVE, ARKANSAS, THAT:**

Section One: Title. This Ordinance shall be known as the 2020 Water and Sewer Rate Ordinance.

Section Two: Table of Water Rates Amended. From and after February 1, 2021, Section 10.12.01 A of the Prairie Grove Municipal Code, the table of water rates, shall be amended to read as follows:

A. Water

City Rates

Effective 1/1/21	
Minimum rate/up to 1000 gallons	\$11.14
Everything over 1,000 gallons	\$ 6.91 per 1000 gallons
Effective 1/1/22	
Minimum rate/up to 1000 gallons	\$11.21
Everything over 1,000 gallons	\$ 6.98 per 1000 gallons
Effective 1/1/23	
Minimum rate/up to 1000 gallons	\$11.33
Everything over 1,000 gallons	\$ 7.10 per 1000 gallons
Effective 1/1/24	
Minimum rate/up to 1000 gallons	\$11.48
Everything over 1,000 gallons	\$ 7.35 per 1000 gallons

Rural and NW Rural Rate

Effective 1/1/21	
Minimum rate/up to 1000 gallons	\$30.07
Everything over 1,000 gallons	\$ 6.91 per 1000 gallons
Effective 1/1/22	
Minimum rate/up to 1000 gallons	\$30.14
Everything over 1,000 gallons	\$ 6.98 per 1000 gallons
Effective 1/1/23	
Minimum rate/up to 1000 gallons	\$30.26
Everything over 1,000 gallons	\$ 7.10 per 1000 gallons
Effective 1/1/24	
Minimum rate/up to 1000 gallons	\$30.41
Everything over 1,000 gallons	\$ 7.35 per 1000 gallons

A BWRPWA fee of \$1.50 per metered customer shall remain in effect for the purpose of paying for BWRPWA future capital improvements and expansion.

Section Three:      Table of Sewer Rates Amended. From and after February 1, 2021, Section 10.12.01 B of the Prairie Grove Municipal Code, the table of sewer rates, shall be amended to read as follows:

B.      Sewer

Effective 1/1/21	
Minimum rate/up to 1000 gallons	\$18.71
Everything over 1,000 gallons	\$ 6.37 per 1000 gallons
Effective 1/1/22	
Minimum rate/up to 1000 gallons	\$18.82
Everything over 1,000 gallons	\$ 6.48 per 1000 gallons
Effective 1/1/23	
Minimum rate/up to 1000 gallons	\$18.94
Everything over 1,000 gallons	\$ 6.60 per 1000 gallons
Effective 1/1/24	
Minimum rate/up to 1000 gallons	\$19.07
Everything over 1,000 gallons	\$ 6.73 per 1000 gallons

Section Four: Public Hearing. Pursuant to A.C.A. §14-235-233(d)(1)(A) all adjustments are being made pro rata across all classes of service, as there is only one class of service. Therefore, no public hearing is required.

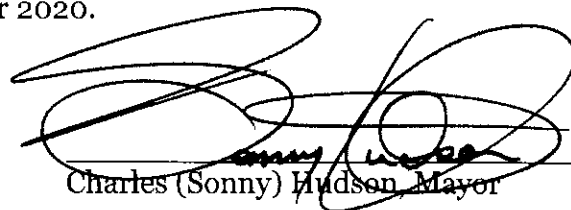
Section Five: Effective Date. This Ordinance shall become effective from and after February 1, 2021.

Section Six: Repealing Clause. Ordinances or parts thereof in force at the time that this ordinance shall take effect that are in conflict herewith, are hereby repealed.

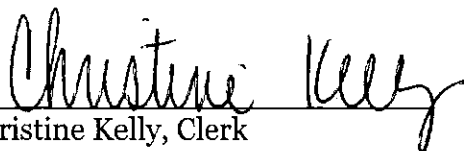
Section Seven: Saving Clause. Nothing herein shall be deemed to affect any rights or obligations existing at the time of the passage of this ordinance.

Section Eight: Severability Clause. In the event any portion of this ordinance is declared inoperative or invalid as a result of a statute or judicial decision, then only that portion expressly so declared to be inoperative or invalid shall be affected thereby and all other provisions hereof shall remain in full force and effect.

Approved this 16th day of November 2020.

  
Charles (Sonny) Hudson, Mayor

(Attest)

  
Christine Kelly, Clerk



ORDINANCE NO. 2020-316

**AN ORDINANCE TO PROVIDE FOR THE REZONING OF CERTAIN LANDS IN PRAIRIE GROVE, ARKANSAS CURRENTLY OWNED BY DAUGHERTY STEARMAN, LLC, MODIFICATION OF THE ZONING MAP, AND AMENDMENT OF THE ZONING ORDINANCE.**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PRAIRIE GROVE, ARKANSAS, THAT:

Section One: Title. This Ordinance shall be known as the 2020 Daugherty Stearman Rezoning Ordinance 3.

Section Two: Property Rezoned. From and after the effective date hereof, the following described real estate in the City of Prairie Grove, currently owned by Daugherty Stearman, LLC, is hereby changed in zoning classification from A-1 (Agricultural) and B-1 (Business) to R-1.75 (Residential):

Part of the Northwest Quarter (NW 1/4) of the Northwest Quarter (NW 1/4) and a part of the Northeast Quarter (NE 1/4) of the Northwest Quarter (NW 1/4) of Section 20, Township 15 North, Range 31 West, Washington County, Arkansas being more particularly described as follows: beginning at a point which is S87°24'44"E 660.83 feet from the Northwest corner of said Section 20 and running thence S87°24'44"E 1300.89 feet, thence S02°25'54"W 779.59 feet to the centerline of a branch, thence along said branch centerline the following 8 courses: S51°19'58"W 129.87 feet, S49°17'27"W 224.99 feet, S56°57'04"W 178.82 feet, S48°23'36"W 126.49 feet, S57°07'17"W 108.35 feet, S60°40'59"W 27.96 feet, S30°21'40"W 19.77 feet, thence leaving said branch centerline S11°22'38"W 16.20 feet to a set iron, thence N87°19'00"W 667.95 feet, thence N01°58'42"E 1321.98 feet to the point of beginning, containing 35.43 acres, more or less.

AND

The West Half (W 1/2) of the Northwest Quarter (NW 1/4) of the Northwest Quarter (NW 1/4) of Section 20, Township 15 North, Range 31 West, Washington County, Arkansas, LESS AND EXCEPT a part of the Northwest Quarter (NW 1/4)

of the Northwest Quarter (NW 1/4) of Section 20, Township 15 North, Range 31 West, Washington County, Arkansas, being more particularly described as follows: beginning at the Northwest corner of said 40-acre tract, said point being in the centerline of County Road No. 22 and running thence S89°57'27"E 301.11 feet along said County Road centerline; thence departing said centerline and running S02°20'49"W 375.00 feet; thence N89°51'56"W 284.89 feet to the West line of said 40-acre tract; thence North 359.59 feet along said West line to the point of beginning, and containing 2.47 acres, more or less.


Effective Date. This Ordinance shall become effective from and after 60 days of its posting.

Section Four: Repealing Clause. Ordinances or parts thereof in force at the time this ordinance shall take effect that are in conflict herewith, are hereby repealed.

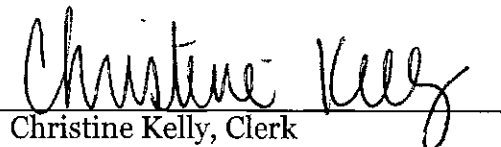
Section Five: Saving Clause. Nothing herein shall be deemed to affect any rights or obligations existing at the time of the passage of this ordinance.

Section Six: Severability Clause. In the event any portion of this ordinance is declared inoperative or invalid as a result of a statute or judicial decision, then only that portion expressly so declared to be inoperative or invalid shall be affected thereby and all other provisions hereof shall remain in full force and effect.

Approved this 16th day of November 2020.

  
Charles (Sonny) Hudson, Mayor

(Attest)

  
Christine Kelly, Clerk

ORDINANCE NO. 2020-37

**AN ORDINANCE TO PROVIDE FOR THE REZONING OF CERTAIN  
LANDS IN PRAIRIE GROVE, ARKANSAS CURRENTLY OWNED BY  
WESTSIDE, INC., MODIFICATION OF THE ZONING MAP, AND  
AMENDMENT OF THE ZONING ORDINANCE.**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PRAIRIE  
GROVE, ARKANSAS, THAT:

Section One: Title. This Ordinance shall be known as the 2020 Westside, Inc.  
Rezoning Ordinance.

Section Two: Property Rezoned. From and after the effective date hereof,  
the following described real estate in the City of Prairie Grove, currently  
owned by Westside, Inc., is hereby changed in zoning classification from B-1  
(Business) to R-2 (Residential):

Lots 148 and 149 of the Prairie Meadows Subdivision, Phase 2 as shown on the  
plat on file in the Office of the Circuit Clerk and Ex-Officio Recorder of  
Washington County, Arkansas.

Effective Date. This Ordinance shall become effective from and after 60 days of  
its posting.

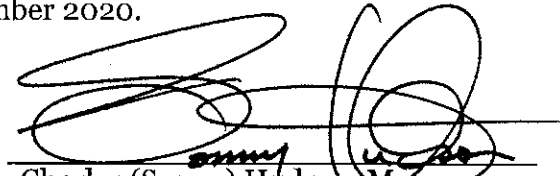
Section Four: Repealing Clause. Ordinances or parts thereof in force at the time  
this ordinance shall take effect that are in conflict herewith, are hereby  
repealed.

Section Five: Saving Clause. Nothing herein shall be deemed to affect any rights  
or obligations existing at the time of the passage of this ordinance.

Section Six: Severability Clause. In the event any portion of this ordinance is

declared inoperative or invalid as a result of a statute or judicial decision, then only that portion expressly so declared to be inoperative or invalid shall be affected thereby and all other provisions hereof shall remain in full force and effect.

Approved this 16th day of November 2020.



Charles (Sonny) Hudson, Mayor

(Attest)



Christine Kelly, Clerk