

ORDINANCE NO. 2020- 11

AN ORDINANCE TO AMEND COUNCIL COMPENSATION

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 Council Compensation Amendment of 2020.

Section Two: Section 2.12.03 Amended. Section 2.12.03 to the Prairie Grove Municipal Code is hereby amended to read as follows:

2.12.03 Compensation for Council members Each Council member shall be paid at a rate of One Hundred Dollars (\$100.00) for each regular, special or committee meeting they attend.

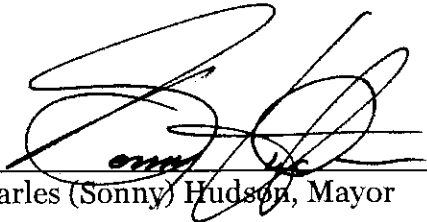
Section Three: Effective Date. This Ordinance shall become effective from and after 60 days of its posting unless an Emergency Clause is affixed hereto.

Section Four: 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or parts thereof in force at the time that this ordinance shall take effect that are in conflict herewith, are hereby repealed.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 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 4 day of May 2020.



Charles (Sonny) Hudson, Mayor

(Attest)



Christine Kelly, City Clerk

ORDINANCE NO. 2020-12

AN ORDINANCE TO AMEND PLANNING COMMISSION

COMPENSATION

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 Planning Commission Compensation Amendment of 2020.

Section Two: Section 13.04.05 Created. A new Section 13.04.05 to the Prairie Grove Municipal Code is hereby created to read as follows:

13.04.05 Compensation of Planning Commission members Each member of the Planning Commission shall be paid at a rate of Fifty Dollars (\$50.00) for each meeting of the Planning Commission they attend. If a City Council member is also a member of the Planning Commission, they shall be paid Fifty Dollars (\$50.00) for attending Planning Commission meetings.

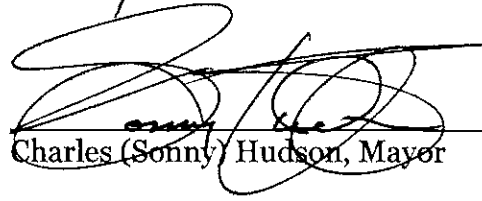
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Approved this 4 day of May 2020.



Charles (Sonny) Hudson, Mayor

(Attest)



Christine Kelly, City Clerk

ORDINANCE NO. 2020-13

AN ORDINANCE TO PROVIDE FOR THE REZONING OF CERTAIN LANDS IN PRAIRIE GROVE, ARKANSAS CURRENTLY OWNED BY SILVA PROPERTIES, 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 Silva 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 Silva Properties, LLC, is hereby changed in zoning classification from A-1 (Agricultural) to B-1 (Commercial):

Tract A

A part of the Southwest Quarter (2W 1/4) of the Northwest Quarter (NW 1/4) of Section 4, Township 15 North, Range 31 West, Washington County, Arkansas, and being more particularly described as follows, commencing at the Southwest corner of said 40-acre tract, said point being an existing cotton spindle; thence S87°56'27"E along the south line of said 40 acre tract 825.00 feet; thence N02°18'43"E 136.14 feet to a set 1/2" iron rebar for the true point of beginning; thence N02°18'43"E 1186.04 feet to an existing iron rebar on the North line of said 40 acre tract; thence S88°00'18"E 495.54 feet to a set aluminum capped 1/2" iron rebar at the Northeast corner of said 40-acre tract; thence S02°18'43"W 937.38 feet along the east line of said 40 acre tract to a set 1/2" iron rebar on the Northwesterly right-of-way line of U.S. Highway No. 62; thence S37°27'56"W 242.04 feet along said right-of-way line to a set 1/2" iron rebar; thence S33°27'56"W 60.84 feet along said right-of-way line to a set 1/2" iron rebar; thence leaving said right-of-way line N87°56'27"W 324.70 feet to the point of beginning, containing 12.99 acres more or less.

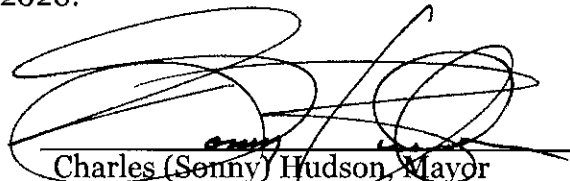
Effective Date. This Ordinance shall become effective from and after 60 days of its posting.

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 4th day of May 2020.



Charles (Senny) Hudson, Mayor

(Attest)



Christine Kelly, Clerk

ORDINANCE NO. 2020-

14

**AN ORDINANCE TO APPROVE THE PRELIMINARY PLAT OF THE
WAKEFIELD PARK SUBDIVISION.**

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 Wakefield Park
Preliminary Plat Approval Ordinance

Section Two: Preliminary Plat Approved. The Preliminary Plat of the Wakefield
Park Subdivision, as submitted by the developer and approved by the Prairie
Grove Planning Commission, is hereby approved and the Mayor and Clerk are
authorized to affix their names and the seal of the City thereto.

Section Three: Installation of Improvements Authorized. The developer is
hereby authorized to begin installation of necessary improvements and prepare a
final plat upon completion

Section Four: Effective Date. This Ordinance shall become effective from and
after 60 days of its passage.

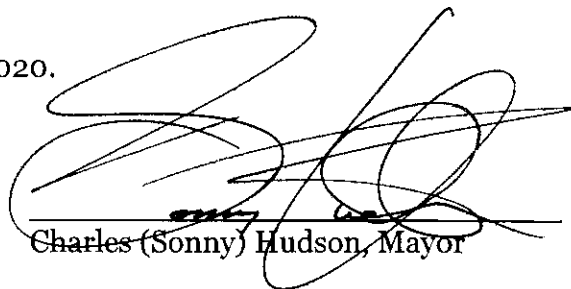
Section Five: Repealing Clause. Ordinances or parts thereof in force at the time
that this ordinance shall take effect that are in conflict herewith, are hereby
repealed.

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

Section Seven: 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

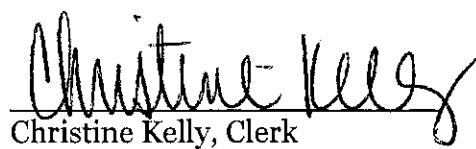
shall be affected thereby and all other provisions hereof shall remain in full force and effect.

Approved this 4th day of May 2020.



Charles (Sonny) Hudson, Mayor

(Attest)



Christine Kelly, Clerk

ORDINANCE NO. 2020-15

AN ORDINANCE TO PROVIDE FOR THE REZONING OF CERTAIN LANDS IN PRAIRIE GROVE, ARKANSAS CURRENTLY OWNED BY THE LINDA K. DIZNEY REVOCABLE TRUST, 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 Dizney 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 the Linda K. Dizney Revocable Trust, is hereby changed in zoning classification from A-1 (Agricultural) to R-1.75 (Residential):

Tract A

The West half (W 1/2) of the Southeast Quarter (SE 1/4) of the Southeast Quarter (SE 1/4) of Section 33, Township 16 North, Range 31 West, containing 20.08 acres more or less

And

A Part of the North half (N 1/2) of the Southeast Quarter (SE 1/4) of the Southeast Quarter (SE 1/4) of Section 33, Township 16 North, Range 31 West, more particularly described as beginning at the Southwest corner of the Northeast Quarter (NE 1/4) of the Southeast Quarter (SE 1/4) and running thence N89°47'01"W 264.95 feet to a right-of-way marker of U.S. Highway No. 62; thence N27°22'27"E along the Easterly right-of-way of U.S. Highway No. 62 346.74 feet; thence S89°40'55"E leaving said right-of-way 399.68 feet to a set pin; thence S0°19'25"W 218.29 feet to a set pin; thence S89°40'55"E 373.26 feet; thence S0°25'09"W 90.41 feet to the South line of the Northeast Quarter (NE 1/4) of the Southeast Quarter (SE 1/4); thence N89°38'46"W along said South line

565.55 feet to the point of beginning, containing 4.16 acres more or less. All in Washington County, Arkansas and containing 24.24 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 4th day of May 2020.



Charles (Sonny) Hudson, Mayor

(Attest)



Christine Kelly, Clerk

ORDINANCE NO. 2020-14

AN ORDINANCE TO AMEND THE ZONING ORDINANCE REGARDING R-1.75 LOT SIZE

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 Zoning Amendment Ordinance.

Section Two: Zoning Ordinance Amended. Section 4.4.1 of the Prairie Grove Zoning Ordinance is hereby amended to read as follows:

4.4.1 Minimum lot area (in square feet)

	A-1	R-1	R-1.5	R1.75	R-2	R-3
a. Single-family	40,000	10,000	8,000	6,500	5,000	5,000
b. Two-family dwelling	N/A	N/A	N/A	N/A	6,500	6500
c. Multi-family dwelling	N/A	N/A	N/A	N/A	N/A	1,800/unit

Section Three: Zoning Ordinance Amended. Section 4.4.5 of the Prairie

Grove Zoning Ordinance is hereby amended to read as follows:

4.4.5 Minimum lot width (at front building line in feet)

	A-1	R-1	R-1.5	R1.75	R-2	R-3
a. Single-family dwelling	100	100	80	65	50	50
b. Two-family dwelling	N/A	N/A	N/A	N/A	50	None
c. Multi-family dwelling	N/A	N/A	N/A	N/A	75	75

Additional width for each dwelling unit over three 30

d. Exemption for townhouse construction-where a townhouse is located on two lots with a common lot line parallel to a common wall, the minimum lot width shall be not less than 40 feet per unit in the structure.

Section Four: Effective Date. This Ordinance shall become effective 60 days following its posting, unless an Emergency Clause is attached.

Markup

4.4.1 Minimum lot area (in square feet)

	A-1	R-1	R-1.5	R1.75	R-2	R-3
a. Single-family	40,000	10,000	7,500 8,000	5,000 6,500	5,000	5,000
b. Two-family dwelling	N/A	N/A	N/A	N/A	6,500	6500
c. Multi-family dwelling	N/A	N/A	N/A	N/A	N/A	1,800/unit

4.4.5 Minimum lot width (at front building line in feet).

	A-1	R-1	R-1.5	R1.75	R-2	R-3
a. Single-family dwelling	100	100	80	50 65	50	50
b. Two-family dwelling	N/A	N/A	N/A	N/A	50	None
c. Multi-family dwelling	N/A	N/A	N/A	N/A	75	75

Additional width for each dwelling unit over three

30

d. Exemption for townhouse construction-where a townhouse is located on two lots with a common lot line parallel to a common wall, the minimum lot width shall be not less than 40 feet per unit in the structure.

ORDINANCE NO. 2020-17

AN ORDINANCE TO PROVIDE FOR THE REZONING OF CERTAIN LANDS IN PRAIRIE GROVE, ARKANSAS CURRENTLY OWNED BY DAUGHERTY-STEARMAN CO, 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 2 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 Daugherty-Stearman Co, LLC, is hereby changed in zoning classification from A-1 (Agricultural) to R-1.75 (Residential):

A part of the West half of the Southwest Quarter (SW 1/4) of Section 17, Township 15 North, Range 31 West, being more particularly described as follows: beginning at the Northwest corner of the Southwest Quarter (SW 1/4) of the Southwest Quarter (SW 1/4) of said Section 17, and running thence N0°10'36"W 229.10 feet to a found pin, thence N88°44'E 667.81 feet, thence N0°01'43"E 652.83 feet to the centerline of Parks Street, thence N87°23'12"E along said centerline 200.15 feet, thence N87°23'12"E along said centerline 162.05 feet, thence S03°20'18"E 53.31 feet to the South right of way of parks street, thence S75°45'57"E along said South right-of-way 96.97 feet, thence S01°16'49"# leaving said South right-of-way 1406.81 feet to a set pin, thence S00°00'28"W 745.44 teet to the South line of said Section 17, thence S89°30'23"W along said South line 1157.66 feet to the point of beginning.

AND

A part of the South half of the Southwest Quarter (SW 1/4) of Section 17, Township 15 North, Range 32 West, being more particularly described as follows: beginning at the Southwest corner of said Section 17, thence N89°30'23"E along the South line of said Section 17 1157.66 feet to the point of beginning and running thence N00°00'28"E 601.23 feet to a set iron pin in a

fence, thence N89°35'12"E along said fence 55.58 feet to a set pin, thence S11°28'10"E 612.33 feet to the South line of said section 17, thence S89°30'23"W along said South line 177.43 feet to the point of beginning.

AND

A part of the Southwest Quarter (SW ¼) of Section 17, Township 15 North, Range 31 West, being more particularly described as follows, Beginning at the Southwest corner of said Section 17, thence N89°30'23"E along the South line of said Section 17 1157.66 feet, thence N00°00'28"E 745.44 feet to a found pin, thence N01°15'49"W 358.00 feet to a set pin for the point of beginning, and running thence N01°16'49"W 1048.81 feet to a pin at the South right-of-way of Parks Street, thence S12°25'06"E 575.61 feet to a set pin, thence S19°30'32"E 551.09 feet to a pipe fence post, thence N83°22'21"W 286.30 feet to the point of beginning.

All in Washington County, Arkansas and subject to the Parks Street right-of-way along the North side and the Butler Street right-of-way along the South side and all other easements, rights-of-way and other reservations of record.

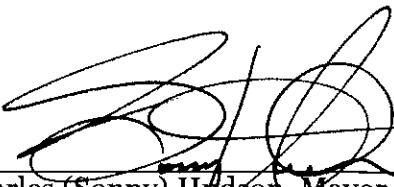
Effective Date. This Ordinance shall become effective from and after 60 days of its posting unless an Emergency Clause is affixed.

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 26th day of May 2020.


Charles (Sonny) Hudson, Mayor

(Attest)


Christine Kelly, Clerk

ORDINANCE NO. 2020-18

**AN ORDINANCE TO WAIVE COMPETITIVE BIDDING FOR THE
PURCHASE OF USED EQUIPMENT**

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

Section One: Competitive Bidding Waived. Pursuant to A.C.A. § 14-58-303(b)(2)(B), the City Council hereby declares that competitive bidding in the purchase of a used mini-excavator and a used sewer flushing machine is neither feasible nor practical in that it is impossible to compare used equipment perfectly. The City has identified equipment that will suit our needs and the equipment is priced competitively given its used nature.

Section Two: Purchase Authorized. The Mayor and Clerk are hereby authorized to purchase from Williams Tractor of Fayetteville, Arkansas for a price not to exceed \$26,000.00, a used Bobcat E32 mini-excavator (s/n B2VV11838). The Mayor and Clerk are further hereby authorized to purchase from Henerd Utility Products of Searcy, Arkansas for a price not to exceed \$99,500.00, a used Neptune NP800 vacuum sewer flushing machine.

Section Three: Effective Date. This Ordinance shall become effective 60 days following its posting, unless an emergency clause is appended.

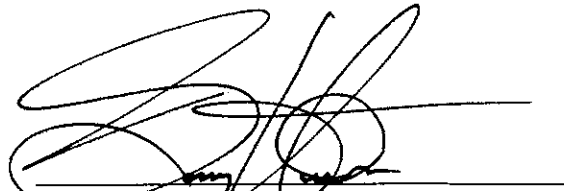
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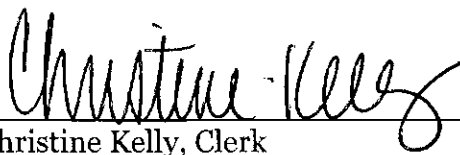
Section Seven: Emergency Clause. The City Council finds that the City needs to move forward with the purchase of this used equipment to replace required equipment that is currently failing, and for these reasons, an emergency exists and this Ordinance shall take effect immediately.

Approved this 26th day of May 2020.



Charles (Sonny) Hudson, Mayor

(Attest)



Christine Kelly, Clerk