

ORDINANCE 94-3

AN ORDINANCE ACCEPTING THE RECOMMENDATION OF THE POTTSVILLE PLANNING COMMISSION RESPECTING THE ESTABLISHMENT OF A LAND USE PLAN, ESTABLISHING A BOARD OF ADJUSTMENT, AND RELATED MATTERS ESTABLISHING SAID PLAN, AND FOR OTHER PURPOSES

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

SECTION 1. A resolution adopted by the Pottsville Planning Commission on the 17 day of June, 1994 entitled: A resolution Approving and Adopting a Land Use Plan, and Recommending Said Plan to the City Council to the City of Pottsville, Arkansas, "is hereby accepted on the recommendation of said commission respecting the matters herein set forth."

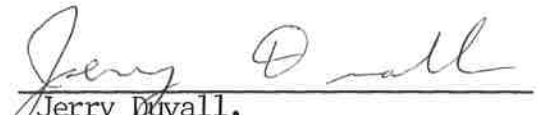
SECTION 2. There is hereby established a plan to be known as the "Land Use Plan of the Pottsville Planning Area", which plan is shown on a map bearing said title and further identified as "Map A", also consisting of documentation identified as the "Land Subdivision and Development Code" and "Zoning Ordinance" and Bearing the following certificates duly signed:

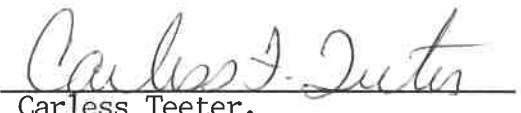
"This Plan was approved and adopted by the Pottsville Planning Commission at a meeting held on the 17 day of June, 1994."


Chairman


Secretary

"This Plan was approved and adopted by the City Council of the City of the City of Pottsville, Arkansas at a meeting held on the 17 day of June, 1994."


Jerry Duvall,
Mayor


Carless Teeter,
Recorder/Treasurer

Together with such other maps, documents, ordinances, and/or orders as may from time to time be prepared and adopted, all pursuant to Act 186 of 1957 of the General Assembly of the State of Arkansas.

SECTION 3. For the purpose of this plan, the planning area is divided into various use areas designated in the document known as "Zoning Ordinance, Pottsville Ordinance NA, Article III".

SECTION 4. This plan shall be duly considered prior to action on any matter or related thereto which comes before the Pottsville Planning Commission, this Council, or any other departments, agencies, boards, or commissions of this city.

II.

BOARD OF ADJUSTMENT:

A Board of Adjustment is hereby created which shall be comprised and be the Planning Commission shall sit as the Board of Adjustment. The Board of Adjustment shall have all functions, duties, and responsibilities as identified in Arkansas Code Annotated 14-56-401 et seq. specifically but not limited to A.C.A 14-56-416 (b)(1) et seq.

SECTION 5. If any section, clause, paragraph, provision, or portion of this plan shall be held invalid or unconstitutional, such holding by a court of competent jurisdiction shall not affect any other section, clause, paragraph, provision, or portion thereof.

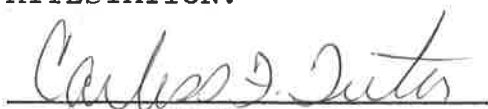
SECTION 6. An emergency is hereby declared to exist in this ordinance and the plan established herein shall be in full force and effect from and after its passage, approval, and filing.

APPROVED:


Jerry Duvall,
Mayor

PASSED: 8-26-94

ATTESTATION:


Carless Teeter,
Recorder, Treasurer