ORDINANCE NO. _____

AN ORDINANCE TO REPEAL ORDINANCE NO. 20,112 (JUNE 2, 2009) TITLED BLUE WAVE EXPRESS CARWASH SHORT-FORM PD-C AND REVOKING A PLANNED ZONING DISTRICT; AND FOR OTHER PURPOSES.

WHEREAS, Ordinance No. 20,112 was passed on June 2, 2009, establishing a planned zoning district titled Blue Wave Express Carwash Short-Form PD-C (Z-8446-A), located at 801 East 6th Street; and

WHEREAS, the carwash approved for Blue Wave Express Carwash Short-Form PD-C (Z-8446-A), located at 801 East 6th Street, is no longer a viable project and the owner of the subject property has requested the repeal of the PZD, Planned Zoning Development, ordinance and restoration of the zoning classification as previously existed.

WHEREAS, the Little Rock Planning Commission reviewed the request for revocation for Blue Wave Express Carwash Short-Form PD-C (Z-8446-A) at their May 15, 2014, public hearing and voted 9 ayes, 0 nays and 2 absent to forward the revocation request to the Little Rock Board of Directors for final action.

NOW, THEREFORE BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE CITY OF LITTLE ROCK, ARKANSAS.

SECTION 1. That Ordinance No. 20,112 is hereby repealed, removing from the Official Zoning Map the classification PD-C, Planned Development - Commercial.

SECTION 2. That the underlying UU, Urban Use, zoning classification is restored to the property described as: Recorded Legal Description:

Part of Lots 1, 2 and all of 3 in the Fractional Block 17 of Rectortown Addition, to the City of Little Rock, in Pulaski County, Arkansas, and being shown in Deed Record Book 13, Page 539, records of Pulaski County, Arkansas, more particularly described as follows: Commencing at the northwest corner of said Fractional Block 17, said point being at the southeast intersection of Rector Street and East Sixth Street; thence south 88 degrees 35 minutes east along the north line of said Fractional Block 17 for a distance of 45.30 feet to a point on the easterly right-of-way line of the proposed Little

Rock Expressway, which is the point of beginning; thence continuing south 88 degrees 35 minutes east along said north line 104.70 feet to the northeast corner of Lot 3; thence south along the east line of said Lot 3 a distance of 60 feet to the southeast corner of Lot 3; thence north 88 degrees 35 minutes west along the south line of the proposed Little Rock Expressway; thence north 12 degrees 34 minutes west along said right-of-way line 61.82 feet to the point of beginning

AND

All of Lot 4 and part of Lot 5, in Fractional Block 4 of Woodruff's Addition to the City of Little Rock, in Pulaski County, Arkansas, and being shown on Deed Record Book AB, Page 210, records of Pulaski County, Arkansas, more particularly described as follows: Commencing at the southwest corner of said Block 4, which corner is the northeast corner of the intersection of east Seventh Street and Rector Street; thence run south 88 degrees 46 minutes east along the north line of East Seventh Street 77.73 feet to the east right-of-way line of the proposed Little Rock Expressway, which is the point of beginning; thence continue south 88 degrees 46 minutes east 72.71 feet to the east line of Lot 4; thence north along the east line of said Lot 4 for 75.26 feet to the northeast corner of said Lot 4; thence north 88 degrees 35 minutes west along the north line of Fractional Block 4 for 89.92 feet to the east right-of-way line of the proposed Little Rock Expressway; thence south 12 degrees 34 minutes east along said right-of-way line 77.80 feet to the point of beginning.

SECTION 3. That the map referred to in Chapter 36 of the Code of Ordinances of the City of Little Rock, Arkansas, and designated district map be and is hereby amended to the extent and in the respects necessary to affect and designate the change provided for in Sections 1 and 2 hereof.

SECTION 4. Severability. In the event any title, section, paragraph, item, sentence, clause, phrase, or word of this ordinance is declared or adjudged to be invalid or unconstitutional, such declaration or adjudication shall not affect the remaining portions of the ordinance which shall remain in full force and effect as if the portion so declared or adjudged invalid or unconstitutional was not originally a part of the ordinance.

SECTION 5. Repealer. All laws, ordinances, resolutions, or parts of the same that are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

ADOPTED: June 17, 2014

ATTEST: **APPROVED:**

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Susan Langley, City Clerk **Mark Stodola, Mayor**

APPROVED AS TO LEGAL FORM:

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Thomas M. Carpenter, City Attorney

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