

Bryant Planning Commission Meeting Monday, August 10th, 2020 Boswell Municipal Complex-City Hall Courtroom 6:00 PM

Agenda

CALL TO ORDER

- Chairman to call the meeting to order.
- Secretary calls roll

ANNOUNCEMENTS

APPROVAL OF MINUTES

Planning Commission Meeting Minutes - 7/13/2020, 7/30/2020

Documents:

Planning Commission Meeting Minutes 7-13-2020.docx Special Planning Commission Meeting Minutes 7-30-2020.docx

DRC REPORT

1400 N Reynolds Road

Jim Hastings - Requesting Approval for Variance - **Recommended Approval for Setbacks, No recommendation on Extension of 6 Mo. Variance Period.**

4910 Springhill Road Subdivision

Hope Consulting - Requesting Approval for Subdivision Plat and Half Street Improvement Waiver. - Recommended Approval on Subdivision Plat, Contingent upon Half Street Improvements. No Recommendation on Half-street improvements

5901 Boone Road - Rezoning

Hope Consulting - Requesting Approval for Rezoning - Recommended Approval

Arkansas Heart Hospital - Signage

Requesting Special Sign Permit Approval - Recommended Approval

Chick-Fil-A - Site Plan Changes

Bryan Burger - Requesting Approval for Site Plan Modifications - Approved

Documents:

0259-PLN-02.pdf 0259-PLN-01.pdf

Hurricane Gardens Phase 2 - Final Plat

Michael Bolin and Assoc. - Requesting Final Plat Approval - Recommended Approval

JD Byrider - 22677 I-30 S

Corporate ID Solutions - Requesting Sign Permit Approval - Front "Byrider" Sign Approved.

Documents:

0319-APP-01.pdf

Kensington Place Phase 2

GarNat Engineering - Requesting Approval for Final Plat. - Recommended Approval

Malvern National Bank Plaza - 4430 HWY 5

Ace Signs - Requesting Approval for Sign Variance - No Recommendation

Tri State Water And Air - 3009 Corporate Center Drive

Arkansas Sign and Neon - Requesting Sing Permit Approval - Approved

Documents:

0313-APP-01.pdf

Xi Xi Hair Designs - 3411 Main Street KT&T Signs - Requesting Sign Permit Approval - Approved

Documents:

0311-APP-01.pdf

PUBLIC HEARING

5901 Boone Road - Rezoning Hope Consulting - Requesting Approval for Rezoning

Documents:

0300-APP-01.pdf

OLD BUSINESS

Malvern National Bank Plaza - 4430 HWY 5 Ace Signs - Requesting Approval for Sign Variance

Documents:

0290-PLN-01.pdf 0290-APP-02.pdf

NEW BUSINESS

Arkansas Heart Hospital - Signage Requesting Special Sign Permit Approval

Documents:

0321-PLN-01.pdf 0321-APP-01.pdf

Kensington Place Phase 2

GarNat Engineering - Requesting Approval for Final Plat

Documents:

0207-PLN-01.pdf 0207-APP-01.pdf 0207-PLN-02.pdf 0207-BOA-01.pdf

Hurricane Gardens Phase 2 - Final Plat Michael Bolin and Assoc. - Requesting Final Plat Approval

Documents:

0314-APP-01.pdf 0314-BOA-01.pdf 0314-PLN-01.pdf

4910 Springhill Road Subdivision

Hope Consulting - Requesting Approval for Subdivision Plat and Half Street Improvement Waiver.

Documents:

0317-BOA-01.pdf 0317-APP-01.pdf 0317-PLN-01.pdf

DIRECTOR'S REPORT

Truett Smith - Director of Planning and Community Development

ADJOURNMENT



Bryant Planning Commission Meeting Minutes Monday, July 13th, 2020 6:00 p.m. Boswell Municipal Complex-City Hall Courtroom

CALL TO ORDER

- Chairman Jim Erwin calls the meeting to order.
- Commissioners Present: Mayfield, Brunt, Erwin, Burgess, Penfield, Statton, Poe
- Commissioners Absent: Johnson

APPROVAL OF MINUTES

Motion to approve minutes for Bryant Planning Commission Meeting on June 8th, 2020 made by Commissioner Penfield and Seconded by Commissioner Mayfield. Voice Vote. 7 yeas and 0 nays. Johnson absent.

ANNOUNCEMENTS

Chairman Erwin made announcement for everyone to please silence their phones. Then asked Chairman Penfield to read the DRC Report.

DRC REPORT

TNT Fireworks - 400 Bryant Ave Requesting Approval for Temporary Business Permit **- Approved**

Meramec Specialty Fireworks - 6905 HWY 5 Requesting Approval for Temporary Business Permit - Approved

3707 Springhill Road - Lot Split - Lindsey Estates Hope Consulting - Requesting Recommendation of Approval for Subdivision Plat - **Recommended Approval**

Sam's Hill Estates - Hilldale Road Hope Consulting - Requesting Approval for Subdivision Plat and Pre-Annexation Agreement -Recommended Approval

Marketplace Subdivision - Site Plan Revision GarNat Engineering - Requesting Approval for Site Plan Revisions - Approved, Contingent upon working out details of waterline, pedestrian access, and dumpster. Jimmy's Jerk Chicken - 6221 HWY 5

Jacquez Morrison - Requesting Approval for Temporary Business Permit - Approved, Must Keep Food Truck 50ft from other Venders.

HW Entertainment, Bryant Fireworks - 23950 I-30 Requesting Approval for Temporary Business Permit - Approved

Farmers Bank -3345 HWY 5 Crafton Tull - Requesting Site Plan Approval - Approved

Employment Solutions / Century 21 Sign -113 Broadway Requesting Sign Permit Approval - Approved

Crosspointe Church - 401 Reynolds Road Ace Sign Company - Requesting Sign Permit Approval - **Approved**

Arnold Fireworks

Aime Horn - Requesting Approval of Temporary Business Permits for three locations:
1) 2116 N Reynolds Road - Approved
2) 604 S Reynolds Road - Approved
3) 2625 Springhill Road - Approved

JD Byryder - 22677 I-30 S Dan Bartlett Architect - Requesting Approval of Commercial Plat - Recommended Approval

5901 Boone Road - Rezoning Hope Consulting - Requesting Approval for Rezoning from PUD to R-1.S. **- Recommended Approval**

Malvern National Bank Plaza - 4430 HWY 5 Ace Signs - Requesting Approval for Sign Variance - No Recommendation

PUBLIC HEARING

5901 Boone Road - Rezoning Hope Consulting - Requesting Approval for Rezoning from PUD to R-1.S

Hearing item was postponed to next meeting by Chairman Jim Erwin due to incorrect dates being listed on the mailers.

NEW BUSINESS

Sam's Hill Estates - Hilldale Road Hope Consulting - Requesting Approval for Subdivision Plat and Pre-Annexation Agreement

After Brief discussion Item was put up for a roll call vote by Chairman Jim Erwin. 7 Yays, 0 Nays. Johnson Absent.

3707 Springhill Road - Lindsey Estates

Hope Consulting - Requesting Approval for Subdivision Plat

After Brief discussion Item was put up for a roll call vote by Chairman Jim Erwin. 7 Yays, 0 Nays. Johnson Absent.

Malvern National Bank Plaza - 4430 HWY 5

Ace Signs - Requesting Approval for Sign Variance

After brief discussion Item was tabled by Chairman Jim Erwin due to there not being a representative at the meeting.

JD Byryder - 22677 I-30 S

Dan Bartlett Architect - Requesting Approval of Commercial Plat

After Brief discussion Item was put up for a roll call vote by Chairman Jim Erwin. 7 Yays, 0 Nays. Johnson Absent.

DIRECTOR'S REPORT

Truett Smith - Director of Planning and Community Development

ADJOURNMENT

Motion to adjourn made by Commissioner Erwin, Seconded by Commissioner Burgess. Meeting was adjourned.

Chairman, Jim Erwin

Date

Secretary, Colton Leonard

Date



Special Bryant Planning Commission Meeting Minutes Thursday, July 30th, 2020 6:00 p.m. Online Meeting

CALL TO ORDER

- Chairman Jim Erwin calls the meeting to order.
- Commissioners Present: Mayfield, Brunt, Erwin, Burgess, Penfield, Statton, Poe, Johnson.
- Commissioners Absent: None

ANNOUNCEMENTS

Chairman Erwin made note there were no know announcements.

NEW BUSINESS

Sunset Plaza - Sign Variance - 4909 HWY 5 Hope Consulting - Requesting Approval for Sign Variance

After brief discussion Variance was put up for a vote by Chairman Erwin. Roll Call Vote. 8 Yays, O Nays. None Absent.

ADJOURNMENT

Motion to adjourn made by Commissioner Erwin, Seconded by Commissioner Burgess. Meeting was adjourned.

Chairman, Jim Erwin

Date

Date

Secretary, Colton Leonard

2 DRIVE-THRU STRUCTURE SIDE 1/2" = 1'-0"







3 DRIVE-THRU STRUCTURE FRONT 1/2" = 1'-0"

TO PAVING -0' - 6"

- COLUMN STRUCTURE BOLTED TO CONCRETE PAD RE: MANUFACTURE SHOP DRAWINGS - CONCRETE PAD RE: CIVIL - CONCRETE DRIVE RE: CIVIL

- ROLL UP ZIP DOWN SIDE SCREEN BLACK VINYL WITH CLEAR VINYL WINDOW - BOLLARD

(TYP)

- OVERHEAD CIRCULATION FAN RE: ELECTRICAL - 3X3 COLUMN STRUCTURE

- OVERHEAD LED LIGHT

CHANNEL

- CANOPY PERIMETER

OVERHEAD HEATER ATTACHED
 TO STRUCTURE ABOVE
 RE: ELECTRICAL

C3 <u>T.O. SLAB</u> 0' - 0"

DRIVE-THRU STRUCTURE (4) PERSPECTIVE



A2.5







RADO STONE VENEER (EXISTING) E - STACKED STONE "CASTAWAY" GER ALL VERTICAL JOINTS, CORNER PIECES ARE TO BE USED AT ALL IDE CORNERS. BUTTER ALL CUT EDGES WITH COLOR TO MATCH MORTAR	PT-9	EXTERIOR PAINT MISCELLANEOUS METALS SHERWIN WILLIAMS - SHER-CRYL HIGH PERFORMANCE ACRYLIC #B66-350 COLOR - DARK BRONZE SEMI-GLOSS FINISH
PARAPET WALL COPING AS REQUIRED FOR NEW LOCATIONS DLAST/ EXCEPTIONAL METALS R - MIDNIGHT BRONZE (MATTE)	PT-23B	EXTERIOR PAINT FOR STUCCO SHERWIN WILLIAMS, PRO INDUSTRIAL MULTI-SURFACE ACRYLIC COATING SW6108 / LATTE, MUST BE USED WITH SW LOXON CONDITIONER UNIVERSAL PRI
INUM FASCIA DLAST/ EXCEPTIONAL METALS R - MIDNIGHT BRONZE (MATTE)	AW-21)	AWNING FABRIC SUNBRELLA RE: SIGNAGE PACKAGE FOR SPECS
RIOR PAINT REFUSE ENCLOSURE WIN WILLIAMS, #SW2807 "ROOKWOOD (MEDIUM BROWN)" GLOSS FINISH ON DOOR FRAMES, SATIN FINISH ON WALLS	A-1	ALUMINUM AWNING - COVERED COLOR - BLACK SIZE - VERIFY IN FIELD
SH NOTES:	ST	UCCO NOTES:

₹d BIM 360://AR_02161_Reynol FSR/02161 Reynolds Rd-AR.



By

By

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RADO STONE VENEER (EXISTING) E - STACKED STONE "CASTAWAY" GER ALL VERTICAL JOINTS, CORNER PIECES ARE TO BE USED AT ALL IDE CORNERS. BUTTER ALL CUT EDGES WITH COLOR TO MATCH MORTAR	PT-9	EXTERIOR PAINT MISCELLANEOUS METALS SHERWIN WILLIAMS - SHER-CRYL HIGH PERFORMANCE ACRYLIC #B66-350 COLOR - DARK BRONZE SEMI-GLOSS FINISH
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RIOR PAINT REFUSE ENCLOSURE WIN WILLIAMS, #SW2807 "ROOKWOOD (MEDIUM BROWN)" GLOSS FINISH ON DOOR FRAMES, SATIN FINISH ON WALLS	A-1	ALUMINUM AWNING - COVERED COLOR - BLACK SIZE - VERIFY IN FIELD
SH NOTES:	ST	UCCO NOTES:

₹d BIM 360://AR_02161_Reynol FSR/02161 Reynolds Rd-AR.





2 DRIVE-THRU STRUCTURE SIDE 1/2" = 1'-0"







3 DRIVE-THRU STRUCTURE FRONT 1/2" = 1'-0"

<u>T.O. SLAB</u> 0' - 0"

DRIVE-THRU STRUCTURE

(4) PERSPECTIVE

TO PAVING -0' - 6"

- COLUMN STRUCTURE BOLTED TO CONCRETE PAD RE: MANUFACTURE SHOP DRAWINGS - CONCRETE PAD RE: CIVIL - CONCRETE DRIVE RE: CIVIL

- ROLL UP ZIP DOWN SIDE SCREEN BLACK VINYL WITH CLEAR VINYL WINDOW - BOLLARD

(TYP)

- OVERHEAD CIRCULATION FAN RE: ELECTRICAL - 3X3 COLUMN STRUCTURE

- OVERHEAD LED LIGHT

CHANNEL

- CANOPY PERIMETER

OVERHEAD HEATER ATTACHED
 TO STRUCTURE ABOVE
 RE: ELECTRICAL

C3



City of Bryant, Arkansas Code Enforcement, Permits and Inspections 312 Roya Lane Bryant, Ar 72022 501-943-0943

SIGN PERMIT APPLICATION

Applicants are advised to read the sign ordinance prior to completing and signing this form. The Sign Ordinance is available at <u>www.cityofbryant.com</u>

Site plan showing placement of sign and any existing signs on the property. A rendering of sign showing correct dimensions of all signs are <u>required</u> with application. Additional documentation may be required by Sign Administrator.

13 2020 Date:

Permits Office at 501-943-0943 for more information. SIGN CO. OR SIGN OWNER PROPERTY C Name \ Name (Address Address 2202 City, State, Zip Phone " Phone Z Alternate Phone 312 1019 Alternate Phone GENERAL DETAILS SIGN TYPE Name of Business Pole Monument Wall Address/Location of sign 2210 Other (type Sign dimensions (height, length, width) 2D 3/4"x 95% Total sq. ft. 17 Zoning Classification (Aggregate Surface Area (total all signs) 10, 144 Height of sign from lot surface: Bottom Ton

submit

Note: Electrical permits may be Required, Please contact the

READ CAREFULLY BEFORE SIGNING

L. A do hereby certify that all information contained within this application is true and correct. I fully understand that the terms of the Sign Ordinance supersede the Sign Administrator's approval and that all signs must fully comply with all terms of the Sign Ordinance regardless of approval. I further certify that the proposed sign is authorized by the owner of the property and that I an authorized by the property owner to make this application. I understand that no sign may be placed in nuy public right of way. I understand that I must comply with all Building and Electrical Codes and that it is my responsibility to obtain all necessary permits.

7/13/20 Tate Sign Administrator(or Designce) Approval Date ht's Signature

BYRIDER | BRYANT, AR | STOREFRONT SIGNAGE PROPOSAL

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	CORPORATE	CUSTOMER	LOCATION BLYANL AR	DRAWN BY	REVISION	CORPORATE ID SOLUTIONS \$560 N Elsion Ave.	CUSTOMER ACCEPTANCE and associate in the short transmission of the short short statements of the statement of the short statement was and associate in the short transmission of the short statement of the sh
CIS	IDENTIFICATION SOLUTIONS	SITE NUMBER N/A	ACCOUNT REP Ben DeHaurs	DATE 7/13/20	SCALE	Chicayo, K 60630 P. 773-763 9600 F. 777-763-9606 VAVAC Opposite DScale Romacom	портана настрани съдели на селото на се Еслото на селото на с

City of Bryant, Arkansas **Code Enforcement, Permits and Inspections** 312 Roya Lane Bryant, Ar 72022 501-847-6031

SIGN PERMIT APPLICATION

Applicants are advised to read the sign ordinance prior to completing and signing this form. The Sign Ordinance is available at www.cityofbryant.org.

Site plan showing placement of sign and any existing signs on the property. A rendering of sign showing correct dimensions of all signs are required with application. Additional documentation may be required by Sign Administrator.

Date: 07/01/2	2020	Note: Electrical permits may be Required, Please contact the Permits Office at 847-6031 for							
			more information.						
SIGN CO. OR SIGN OWNER		DDODT							
Name	ARKANSAS SIGN & NEON	Name	RTY OWNER TRI-STATE WATER & AIR						
Address	8525 DISTRIBUTION DR	Address	3009 CORPORATE CENTER						
City, State, Zip_	LITTLE ROCK, AR 72209	City, Sta	te, Zip BRYANT AR						
Phone	501-562-3942	Phone	223-9866						
	lora@arkansassign.com	Alternat	e Phone						
GENERAL DE Name of Busine	TAILS TRI-STATE WATER & AIR		SIGN TYPE						
Address/Locatio	3009 CORPORATE CENTER DR		Wall						
Sign dimensions	(height, length, width) 4' X 4'		Other (type) Total sq. ft16						
Zoning Classific	ation Aggregate Sur	face Area	(total all signs)						
Height of sign fr	om lot surface: Bottom GROUND M	40untei	DTop						

READ CAREFULLY BEFORE SIGNING

LORA A RAND

I_LORA A RAND	, do hereby certify that all information contained within this application is true and
correct. I fully understand that the terms of the Sign	Ordinance supersede the Sign Administrator's approval and that all signs must
fully comply with all terms of the Sign Ordinance re	egardless of approval. I further certify that the proposed sign is authorized by the
owner of the property and that I am authorized by th	he property owner to make this application. I understand that no sign may be
placed in any public right of way. I understand that	I must comply with all Building and Electrical Codes and that it is my
responsibility to obtain all necessary permits.	- · · · · · · · · · · · · · · · · · · ·





10' FROM EDGE OF SIGN TO CURB

City of Bryant, Arkansas Code Enforcement, Permits and Inspections 312 Roya Lane Bryant, Ar 72022 501-943-0943

SIGN PERMIT APPLICATION

Applicants are advised to read the sign ordinance prior to completing and signing this form. The Sign Ordinance is available at <u>www.cityofbryant.com</u>

Site plan showing placement of sign and any existing signs on the property. A rendering of sign showing correct dimensions of all signs are <u>required</u> with application. Additional documentation may be required by Sign Administrator.

1	
Date: 00 07 06 2020	Note: Electrical permits may be Required, Please contact the Permits Office at 501-943-0943 for
VTZI	more information.
SIGN CO. OR	
SIGN OWNER Name SIGN OF SIGN OWNER	NameGENTER
Address 3117 UDSHUA STREET BLAG.C	Address 2311 PAHMADD DVIVE
City, State, Zip Little ROCK AR TMOH	City, State, Zip BNY MAT AN 72022
Phone 501568 8457	Phone 501 9160 9521
Alternate Phone	Alternate Phone 501 420 3510
GENERAL DETAILS XI XI HAIV DESIGN	SIGN TYPE Monument
Address/Location of sign 3411 Main Street SU	ife Wall Other (type)
Sign dimensions (height, length, width) $\frac{S'X'F'}{X'F'}$	Other (type) Total sq. ft32
Zoning Classification Aggregate Sur	face Area (total all signs) 37
Height of sign from lot surface: Bottom	Top
correct. I fully understand that the terms of the Sign Ordinance supersede the fully comply with all terms of the Sign Ordinance regardless of approval. I for owner of the property and that I am authorized by the property owner to make placed in any public right of way I understand that I must comply with all B responsibility to obtain all necessary permits.	or the certify that the proposed sign is authorized by the ethic application. I understand that no sign may be





Thursday June 4, 2020

Truett Smith City of Bryant 210 Southwest Third St., Bryant, AR 72022

RE: Rezoning Properties located at 5901 Boone Road Proposed Rezoning from PUD to R-1.S

Dear Mr. Smith,

On behalf of our client, Hope Consulting is formally requesting the City of Bryant begin the review and approval process for the rezoning of the property located 5901 Boone Road. Legal description of this proposed property is attached.

Please feel free to contact me with any questions or concerns or if I can be of any further assistance.

Sincerely, onathan Jonathan Hope

117 South Market St. Benton, Arkansas 72015 501-315-2626 www.hopeconsulting.com



AS-SURVEYED DESCRIPTION:

PART OF THE SOUTH HALF OF THE SOUTHEAST QUARTER (S 1/2 SE 1/4) AND PART OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER (SE 1/4 SW 1/4), ALL IN SECTION 29, TOWNSHIP 01 SOUTH, RANGE 14 WEST, SALINE COUNTY, ARKANSAS; MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A 4" ANGLE IRON, ACCEPTED AS THE SOUTHEAST CORNER OF THE N 1/2 SE 1/4 SW 1/4 OF SECTION 29; THENCE N01°52'05"E, ALONG THE EAST LINE THEREOF, A DISTANCE OF 77.09 FEET TO A 1" PIPE AT A FENCE CORNER; THENCE LEAVING SAID EAST LINE, S78°15'59"W, ALONG A FENCE LINE, A DISTANCE OF 651.02 FEET TO A SET 1/2" REBAR ON THE EAST RIGHT-OF-WAY OF MT. CARMEL ROAD; THENCE N14°29'19"W, ALONG THE EAST RIGHT-OF-WAY OF MT. CARMEL ROAD, A DISTANCE OF 323.22 FEET TO A SET 1/2" REBAR ON THE SOUTH LINE OF A TRACT DESCRIBED IN SALINE COUNTY DEED BOOK 383 AT PAGE 216; THENCE LEAVING SAID EAST RIGHT-OF-WAY, S89°23'11"E, ALONG THE SOUTH LINE OF SAID TRACT, A DISTANCE OF 195.39 FEET TO A SET 1/2" REBAR; THENCE N14°53'33"W, ALONG THE EAST LINE OF SAID TRACT, A DISTANCE OF 210.00 FEET TO A SET 1/2" REBAR AT THE NORTHEAST CORNER OF SAID TRACT; THENCE S89°23'11"E, A DISTANCE OF 584.40 FEET TO A 1/2" REBAR AT THE SOUTHWEST CORNER OF A TRACT DESCRIBED IN SALINE COUNTY INSTRUMENT #2012-006447; THENCE S88°17'24"E, ALONG THE SOUTH LINE OF SAID TRACT, A DISTANCE OF 940.00 FEET TO A SET 1/2" REBAR AT THE SOUTHEAST CORNER OF SAID TRACT; THENCE N01°36'22"E, ALONG THE EAST LINE OF SAID TRACT, A DISTANCE OF 231.30 FEET TO A SET 1/2" REBAR AT THE NORTHEAST CORNER OF SAID TRACT, BEING ON THE NORTH LINE OF THE SW 1/4 SE 1/4 OF SECTION 29 AND 940.00 FEET FROM THE NORTHWEST CORNER THEREOF; THENCE S88°11'40"E, ALONG THE NORTH LINE THEREOF, A DISTANCE OF 381.26 FEET TO A SET 1/2" REBAR AT THE NORTHWEST CORNER OF THE SE 1/4 SE 1/4 OF SECTION 29; THENCE S88°11'40"E, ALONG THE NORTH LINE THEREOF, A DISTANCE OF 1,006.26 FEET TO A SET 1/2" REBAR, BEING 315.00 FEET FROM THE NORTHEAST CORNER OF SAID SE 1/4 SE 1/4 OF SECTION 29; THENCE LEAVING SAID NORTH LINE, S02°58'26"W, A DISTANCE OF 728.61 FEET TO A SET 1/2" REBAR; THENCE S87°01'53"E, A DISTANCE OF 315.00 FEET TO A SET 1/2" REBAR ON THE EAST LINE OF THE SE 1/4 SE 1/4 OF SECTION 29, BEING 735.00 FEET FROM THE NORTHEAST CORNER THEREOF; THENCE S02°58'07"W, ALONG THE EAST LINE THEREOF, A DISTANCE OF 576.50 FEET TO A 1" FLAT IRON, ACCEPTED AS THE SOUTHEAST CORNER OF THE SE 1/4 SE 1/4 OF SECTION 29; THENCE N88°22'28"W, ALONG THE SOUTH LINE THEREOF, A DISTANCE OF 1,314.12 FEET TO A SET 1/2" REBAR AT THE SOUTHWEST CORNER OF THE SE 1/4 SE 1/4 OF SECTION 29; THENCE N02°39'14"E, ALONG THE WEST LINE THEREOF, A DISTANCE OF 657.75 FEET TO A SET 1/2" REBAR AT THE SOUTHEAST CORNER OF THE N 1/2 SW 1/4 SE 1/4 OF SECTION 29; THENCE N89°23'57"W, ALONG THE SOUTH LINE THEREOF, A DISTANCE OF 1,306.74 FEET TO T HE POINT OF BEGINNING; CONTAINING 2,443,901.8 SQUARE FEET, OR 56.104 ACRES, MORE OR LESS.

> 117 South Market St. Benton, Arkansas 72015 501-315-2626 www.hopeconsulting.com









June 3, 2020

RE: Re-zoning Petition

The property located at 5901 Boone Road (legal description below) is being considered for re-zoning from PUD to R-1.S. The property is more particularly described as follows:

PART OF THE SOUTH HALF OF THE SOUTHEAST QUARTER (S 1/2 SE 1/4) AND PART OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER (SE 1/4 SW 1/4), ALL IN SECTION 29, TOWNSHIP 01 SOUTH, RANGE 14 WEST, SALINE COUNTY, ARKANSAS; MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A 4" ANGLE IRON, ACCEPTED AS THE SOUTHEAST CORNER OF THE N 1/2 SE 1/4 SW 1/4 OF SECTION 29; THENCE N01°52'05"E, ALONG THE EAST LINE THEREOF, A DISTANCE OF 77.09 FEET TO A 1" PIPE AT A FENCE CORNER; THENCE LEAVING SAID EAST LINE, S78°15'59"W, ALONG A FENCE LINE, A DISTANCE OF 651.02 FEET TO A SET 1/2" REBAR ON THE EAST RIGHT-OF-WAY OF MT. CARMEL ROAD; THENCE N14°29'19"W, ALONG THE EAST RIGHT-OF-WAY OF MT. CARMEL ROAD, A DISTANCE OF 323.22 FEET TO A SET 1/2" REBAR ON THE SOUTH LINE OF A TRACT DESCRIBED IN SALINE COUNTY DEED BOOK 383 AT PAGE 216; THENCE LEAVING SAID EAST RIGHT-OF-WAY, S89°23'11"E, ALONG THE SOUTH LINE OF SAID TRACT, A DISTANCE OF 195.39 FEET TO A SET 1/2" REBAR; THENCE N14°53'33"W, ALONG THE EAST LINE OF SAID TRACT, A DISTANCE OF 210.00 FEET TO A SET 1/2" REBAR AT THE NORTHEAST CORNER OF SAID TRACT; THENCE S89°23'11"E, A DISTANCE OF 584.40 FEET TO A 1/2" REBAR AT THE SOUTHWEST CORNER OF A TRACT DESCRIBED IN SALINE COUNTY INSTRUMENT #2012-006447; THENCE S88°17'24"E, ALONG THE SOUTH LINE OF SAID TRACT, A DISTANCE OF 940.00 FEET TO A SET 1/2" REBAR AT THE SOUTHEAST CORNER OF SAID TRACT; THENCE N01°36'22"E, ALONG THE EAST LINE OF SAID TRACT, A DISTANCE OF 231.30 FEET TO A SET 1/2" REBAR AT THE NORTHEAST CORNER OF SAID TRACT, BEING ON THE NORTH LINE OF THE SW 1/4 SE 1/4 OF SECTION 29 AND 940.00 FEET FROM THE NORTHWEST CORNER THEREOF; THENCE S88°11'40"E, ALONG THE NORTH LINE THEREOF, A DISTANCE OF 381.26 FEET TO A SET 1/2" REBAR AT THE NORTHWEST CORNER OF THE SE 1/4 SE 1/4 OF SECTION 29; THENCE S88°11'40"E, ALONG THE NORTH LINE THEREOF, A DISTANCE OF 1,006.26 FEET TO A SET 1/2" REBAR, BEING 315.00 FEET FROM THE NORTHEAST CORNER OF SAID SE 1/4 SE 1/4 OF SECTION 29; THENCE LEAVING SAID NORTH LINE, S02°58'26"W, A DISTANCE OF 728.61 FEET TO A SET 1/2" REBAR; THENCE S87°01'53"E, A DISTANCE OF 315.00 FEET TO A SET 1/2" REBAR ON THE EAST LINE OF THE SE 1/4 SE 1/4 OF SECTION 29, BEING 735.00 FEET FROM THE NORTHEAST CORNER

> 117 South Market St. Benton, Arkansas 72015 www.hopeconsulting.com (P) 501-315-2626 (F) 501-315-0024



THEREOF; THENCE S02°58'07"W, ALONG THE EAST LINE THEREOF, A DISTANCE OF 576.50 FEET TO A 1" FLAT IRON, ACCEPTED AS THE SOUTHEAST CORNER OF THE SE 1/4 SE 1/4 OF SECTION 29; THENCE N88°22'28"W, ALONG THE SOUTH LINE THEREOF, A DISTANCE OF 1,314.12 FEET TO A SET 1/2" REBAR AT THE SOUTHWEST CORNER OF THE SE 1/4 SE 1/4 OF SECTION 29; THENCE N02°39'14"E, ALONG THE WEST LINE THEREOF, A DISTANCE OF 657.75 FEET TO A SET 1/2" REBAR AT THE SOUTHEAST CORNER OF THE N 1/2 SW 1/4 SE 1/4 OF SECTION 29; THENCE N89°23'57"W, ALONG THE SOUTH LINE THEREOF, A DISTANCE OF 1,306.74 FEET TO T HE POINT OF BEGINNING; CONTAINING 2,443,901.8 SQUARE FEET, OR 56.104 ACRES, MORE OR LESS.

A petition has been filed with the City of Bryant Planning Commission to re-zone the property. As a part of this process a public hearing will be held July 9th, 2020 at 6:00 p.m. in the Boswell Community Center, 210 Southwest 3rd Street, Bryant, Arkansas 72022. Attendance is not required. Public comments will be accepted at that time regarding this re-zoning. Since you own property within 300 feet of the tract in consideration, you have been sent this letter via certified mail as required by city ordinance. Should you have any questions regarding this matter you may contact the City of Bryant at 847-5559 ext. #505 and ask for Truett Smith or by calling me at 501-860-0467

Thank you for your consideration in this matter.

Sincerely,

onathan Hope

117 South Market St. Benton, Arkansas 72015 www.hopeconsulting.com (P) 501-315-2626 (F) 501-315-0024

85312/20

City of Bryant, Arkansas Code Enforcement, Permits and Inspections 312 Roya Lane Bryant, Ar 72022 501-847-6031

SIGN PERMIT APPLICATION

Applicants are advised to read the sign ordinance prior to completing and signing this form. The Sign Ordinance is available at www.cityofbryant.org.

Site plan showing placement of sign and any existing signs on the property. A rendering of sign showing correct dimensions of all signs are required with application. Additional documentation may be required by Sign Administrator.

Date: <u>5/15/2025</u>	Note: Electrical permits may be Required, Please contact the Permits Office at 847-6031 for more information.
SIGN CO. OR	
Name acc Sign Company	PROPERTY OWNER Name MMB
Address 11935 I 30	Address 4430 Hury 5
City, State, Zip Little Rock AL 72209	City, State, Zip Breyart, AR 72022
Phone 501-562-0800	Phone
Alternate Phone 501-492-8252	Alternate Phone
GENERAL DETAILS Name of Business Majuren National Pla	SIGN TYPE
Address/Location of sign 4430 Hwy5	Wall
Sign dimensions (height, length, width) 105 w X-240 7	Other (type) Total sq. ft. 81.62 Sgft
	Lotal sq. tt. 81.67 Soft
Zoning Classification Aggregate Sur	face Area (total all signs)
Height of sign from lot surface: Bottom 128"	Top 240"
READ CAREFULLY BEFORE SIGNING	
11 0.1	ther certify that the proposed sign is authorized by the

* Reisi NO ant's Signat

57/157202 Date Sign Administrator(or Designee) Approval

Date





Newman Rental Company

FROM: Dale A Newman

P O Box 605 Monticello, AR 71657 870-723-4674 dale@newmanmgmt.com

TO: City of Bryant

Planning Department 210 SW 3rd Street Bryant, AR 72022

DATE: June 1, 2020

ATTN: Planning Department

REF: MNB Plaza, 4430 Hwy 5, Bryant, AR

This is a Letter of Request for Variance for the above property. I have had to relocate my sign due to the widening of Highway 5 in Bryant. Its previous location was at the front of the property near the road. Moving the sign straight back (South) of its present location is not an option due to the City's main water line; guidelines, and a fiber cable are both running parallel with the Highway also. So, it left me with the only option of moving it to the east side of my entrance behind the fiber cable, next to a main drainage ditch. This location's elevation is considerably lower than its previous location up next to the road. The new highway elevation will be higher than the existing highway. Both of these factors have caused me to add height to the pole to get the sign up to eye elevation when traveling the highway. We have not added to the physical size of the sign, only updated the logo's and colors for the bank and the other tenants. If I had any other option, I would be glad to pursue it. The Highway Department paid me to relocate the sign (straight back), not knowing the consequences; and, now this hardship has caused me to spend considerably more money to make this work.

Since I have no other options, I am asking your committee to please consider a variance in permitting this sign to be placed in this location. Ace Signs Company has updated the sign and is presently waiting to install it. I appreciate your assistance in this matter. Please call if you have questions.

Sincerely,

Dale Newman, Owner Newman Rental Company

cc: David Schoemaker, Ace Signs Company



- Emergency & Aubulance Signs
- × ON CAMPUS DIRECTIONALS (NO Perwit)



HC Parking (No Pennit)



		11' - 7"	1'-	10"	11' - 7"		1	11' - 7"	1'	10"	11' - 7"		¢	11' - 7"	1'-	10"	11' - 7"			11' - 7"	11-	10"	11' - 7"	
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								19' - 2"																
								11' - 6"							0		\bigcirc		\bigcirc					
NOTED A	\CM-2																							<u> </u>






4" METAL FASCIA CAP				
ACM-2 FASCIA, ROOF & SOFFIT PANELS				
		<u>EMERGEN</u>		
ACM-2 WALL PANELS				
O ARE TO BE ACM-1 UNLESS NOTED AC		ACM-2 FASC ROOF, SOFF WALL PANE	SIA, FIT & LS	

SIGN PERMIT APPLICATION

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Site plan showing placement of sign and any existing signs on the property. A rendering of sign showing correct dimensions of all signs are required with application. Additional documentation may be required by Sign Administrator.

Date: <u>July 23, 2020</u>	Note: Electrical permits may be Required, Please contact the Permits Office at 501-943-0943 for more information.
SIGN CO. OR SIGN OWNER Name DFI Architectural Signs	Name Ar Kansas Heart Hospital
Address 219 W. 7# St.	Address 1701 Shachleford Rd.
City, State, Zip North Little Rock, Are 1214	City, State, Zip Li He Rock, AR 72211
Phone 501-372-8881	Phone
Alternate Phone 501-352-1796	Alternate Phone
GENERAL DETAILS Name of Business Arkansas Heart Hospit	
Address/Location of sign HWY 58 Active Was Sign dimensions (height, length, width) 48×83×19"	()Ther (Type)
Zoning Classification Aggregate St	
Height of sign from lot surface: Bottom <u>12</u> "	Top (00 "
READ CAREFULLY BEFORE SIGNING	
I <u>Charles</u> <u>A</u> <u>Hhens</u> , do hereby certify that correct. I fully understand that the terms of the Sign Ordinance supersede th fully comply with all terms of the Sign Ordinance regardless of approval I owner of the property and that I am authorized by the property owner to ma placed in any public right of way <u>I understand that</u> I must comply with all I responsibility to obtain all precessary permits.	the origin real matter is approval and that an signs must further certify that the proposed sign is authorized by the ake this application. I understand that no sign may be

Date Sign Administrator(or Designee) Approval Applicant's Signature

1

P1

SIGN PERMIT APPLICATION

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	SIGN CO. OR SIGN OWNER Name DFI Architectural Signs	Name Ar Kansas Heart Hospital
	Address 219 W. 7th St.	Address 1701 Shachleford Rd.
	City, State, Zip North Little Rock, Are 7214	City, State, Zip Little Rock, AR 72211
	Phone 501-372-8881	Phone
	Alternate Phone 501-352-1796	Alternate Phone
	GENERAL DETAILS Name of Business Arkansas Heart Hospita	
	Address/Location of sign HWY 58 Active Way	-Bryat Wall
A2	Sign dimensions (height, length, width) 48×108×19	Contraction (type)
	Zoning Classification Aggregate Sur	face Area (total all signs)
	Height of sign from lot surface: Bottom 12"	Top Leo"
	READ CAREFULLY BEFORE SIGNING	
	I. <u>Churles</u> A Hhens, do hereby certify that all correct. I fully understand that the terms of the Sign Ordinance supersede the fully comply with all terms of the Sign Ordinance regardless of approval. I fur owner of the property and that I am authorized by the property owner to make placed in any public right of way tunderstand that I must comply with all Bu responsibility to obtain all recessary permits	Sign Administrator's approval and that all signs must other certify that the proposed sign is authorized by the this application. I understand that no sign may be
(Applicant's Signature 1 23 20 Sign	Administrator(or Designee) Approval Date

Sign Administrator(or Designee) Approval

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SIGN CO. OR SIGN OWNER	DDODEDTV OWNED
Name DFI Architectural Signs	Name AV Kansas Heart Hospital
Address 219 W. 7# St.	Address 1701 Shachleford Rd.
City, State, Zip North Little Rock, Are 7214	City, State, Zip Little Rock, AR 72211
Phone 501-372-8881	Phone
Alternate Phone 501-352-1796	Alternate Phone
GENERAL DETAILS Name of Business Arbansas Heart Hospita	SIGN TYPE Monument
Address/Location of sign HWY 58 Active Way	-Bryut Wall
Sign dimensions (height, length, width) 180" + 72" + 3	Other (type) Total sq. ft. <u>40</u>
Zoning Classification Aggregate Sur	face Area (total all signs)
Height of sign from lot surface: Bottom 36"	Top 216"
READ CAREFULLY BEFORE SIGNING	
Charles billhene	

I Charles A then is a polyaction is true and correct. I fully understand that the terms of the Sign Ordinance supersede the Sign Administrator's approval and that all signs must fully comply with all terms of the Sign Ordinance regardless of approval I further certify that the proposed sign is authorized by the owner of the property and that I am authorized by the property owner to make this application. I understand that no sign may be placed in any public right of way tunderstand that I must comply with all Building and Electrical Codes and that it is my responsibility to obtain all necessary permuts.

B

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SIGN CO. OR SIGN OWNER	PROPERTY OWNER
Name DFI Architectural Signs	Name Ar Kansas Heart Hospital
Address 219 W. 7# St.	Address 1701 Shachleford Rd.
City, State, Zip North Little, Rock, Are 7214	City, State, Zip Little Rock, AR 72211
Phone 501-372-8881	Phone
Alternate Phone 50 - 352-1796	Alternate Phone
GENERAL DETAILS Name of Business Arransas Heart Hospita	
Address/Location of sign HWY 57 Active Way	-Bryat Wall
Sign dimensions (height, length, width) 180" 172" x 3	Other (type) Total sq. ft. 9 0
Zoning Classification Aggregate Sur	face Area (total all signs)
Height of sign from lot surface: Bottom _30"	Тор 26"
READ CAREFULLY BEFORE SIGNING	
Charles Lithene	

 I. Charles
 A thread in the information contained within this application is true and correct. I fully understand that the terms of the Sign Ordinance supersede the Sign Administrator's approval and that all signs must fully comply with all terms of the Sign Ordinance regardless of approval. I further certify that the proposed sign is authorized by the owner of the property and that I am authorized by the property owner to make this application. I understand that no sign may be placed in any public right of way tunderstand that. I must comply with all Building and Electrical Codes and that it is my responsibility to obtain all necessary permits.

 Applicant's Signature
 12312

 Applicant's Signature
 Sign Administrator(or Designee) Approval

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SIGN CO. OK SIGN OWNER Name DFI Architectural Signs	Name Av Kansas Heart Hospital
Address 219 W. 7# St.	Address 1701 Shach cford Rd.
City, State, Zip North Little Rock, Are 1214	City, State, Zip Little Rock, AR 72211
Phone 501-372-8881	Phone
Alternate Phone 501 - 352 - 1796	Alternate Phone
GENERAL DETAILS Name of Business Arkansas Heart Hospitz	SIGN TYPE Pole Monument
Address/Location of sign HWY 57 Active Way	-Bryat Wall
Sign dimensions (height, length, width) 252 1/208 × 2	Uner (Ivne)
Zoning Classification Aggregate Sur	rface Area (total all signs)
Height of sign from lot surface: Bottom 2009	Top 288 *
READ CAREFULLY BEFORE SIGNING	
I. Charles A Hhens, do hereby certify that a	Il information contained within this application is true and

Applicant's Signature discussion of the signature of the

D

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	SIGN OWNER Name DFI Architectural Signs	Name Ar Kansas Heart Hospital
	Address 219 W. 7th St.	Address 1701 Shach cford Rd.
	City, State, Zip North Little Rock, Are 1214	City, State, Zip Little, Rack, AR 72211
	Phone 501-372-8881	Phone
	Alternate Phone 501-352-1796	Alternate Phone
	GENERAL DETAILS Name of Business Arkansas Heart Hospita	SIGN TYPE Pole Monument
	Address/Location of sign HWY 58 Active Way	-Bryat & Wall X Other (type) CANDPY MOUNTED
	Sign dimensions (height, length, width) 24" 1201" x 3	"
Emerognut	Zoning Classification Aggregate Sur	face Area (total all signs)
Emeropia () Azol	Height of sign from lot surface: Bottom 15	Top_ [7]
PL	READ CAREFULLY BEFORE SIGNING	
	I. Churles A then S correct. I fully understand that the terms of the Sign Ordinance supersede the fully comply with all terms of the Sign Ordinance regardless of approval. I fu owner of the property and that I am authorized by the property owner to make placed in any public right of tway Lunderstand that I must comply with all Bu responsibility to obtain all accessary permits.	Sign Administrator's approval and that all signs must rther certify that the proposed sign is authorized by the e this application. I understand that no sign may be

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City, State, Zip North Little Rock, Are 7214	City, State, Zip Little Rock, AR 72211
Phone 501-372-8881	Phone
Alternate Phone 501-352-1796	Alternate Phone
GENERAL DETAILS Name of Business Arkansas Heart Hospita	SIGN TYPE Pole Monument
Address/Location of sign HWY 57 Active Way	-Bryout X Wall
Sign dimensions (height, length, width) 12×105"	Other (type) Total sq. ft. 8.15
Zoning Classification Aggregate Sur	face Area (total all signs)
Height of sign from lot surface: Bottom	Top O'

READ CAREFULLY BEFORE SIGNING

I. Charles A thems, do hereby certify that all information contained within this application is true and correct. I fully understand that the terms of the Sign Ordinance supersede the Sign Administrator's approval and that all signs must fully comply with all terms of the Sign Ordinance regardless of approval I further certify that the proposed sign is authorized by the owner of the property and that I am authorized by the property owner to make this application. I understand that no sign may be placed in any public right of way Lundorstand that I must comply with all Building and Electrical Codes and that it is my responsibility to obtain all necessary permits. 1 23 20 Date

Applicant's Signature

Ambulance

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City, State, Zip North Little Rock, Are 7214	City, State, Zip Little Rock, AR 72211
Phone 501-372-8881	Phone
Alternate Phone 50 - 352-1796	Alternate Phone
GENERAL DETAILS Name of Business Arransas Heart Hospita	
Address/Location of sign HWY 57 Active Way	
Sign dimensions (height, length, width) 14'-11 * 16'-7",	Total sq. fl. 240
Zoning Classification Aggregate Sur	face Area (total all signs)
Height of sign from lot surface: Bottom	Top 25'
READ CAREFULLY BEFORE SIGNING	

I. Charles A theory, do hereby certify that all information contained within this application is true and correct. I fully understand that the terms of the Sign Ordinance supersede the Sign Administrator's approval and that all signs must fully comply with all terms of the Sign Ordinance regardless of approval. I further certify that the proposed sign is authorized by the owner of the property and that I am authorized by the property owner to make this application. I understand that no sign may be placed in any public right of way tunderstand that I must comply with all Building and Electrical Codes and that it is my responsibility to obtain all processary permits.

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SIGN CO. OR	DD ODDDTV OWNDD
Name DFI Architectural Signs	Name Av Kansas Heart Hospital
Address 219 W. 7th St.	Address 1701 Shackleford Rd.
City, State, Zip North Little Rock, Are 1214	City, State, Zip Li He Rack, AR 72211
Phone 501-372-8881	Phone
Alternate Phone 501-352-1796	Alternate Phone
GENERAL DETAILS Name of Business Arransas Heart Hospita	
Address/Location of sign HWY 58 Active Way	-Bryget X Wall
Sign dimensions (height, length, width) 11.5" +12'-9"L	Other (type) Total sq. ft. ١٩١٥
Zoning Classification Aggregate Sur	face Area (total all signs)
Height of sign from lot surface: Bottom US	Top 761

READ CAREFULLY BEFORE SIGNING

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City, State, Zip North Little Rock, the 1214	City, State, Zip Li He Rock, AR 72211
Phone 501-372-8881	Phone
Alternate Phone 501-352-1796	Alternate Phone
GENERAL DETAILS Name of Business Arransas Heart Hospita	SIGN TYPE Pole Monument
Address/Location of sign HWY 58 Active Way	-Bryat Xwall
Sign dimensions (height, length, width) 12-5" X 3'-113	Y'LY' Total sq. ft. (75
Zoning Classification Aggregate Sur	face Area (total all signs)
Height of sign from lot surface: Bottom <u>521</u>	Top 104.5

READ CAREFULLY BEFORE SIGNING

I. Charles A Hhens, do hereby certify that all information contained within this application is true and correct. I fully understand that the terms of the sign Ordinance supersede the Sign Administrator's approval and that all signs must fully comply with all terms of the Sign Ordinance regardless of approval. I further certify that the proposed sign is authorized by the owner of the property and that I am authorized by the property owner to make this application. I understand that no sign may be placed in any public right of way Lundorstand that I must comply with all Building and Electrical Codes and that it is my responsibility to obtain all necessary permits. 7 23 20 Date

Applicant's Signature

HORIT

Sign Administrator(or Designee) Approval



LETTER OF TRANSMITTAL

TO: Clark Contractors LLC

DATE: June 26, 2020 RE: Arkansas Heart Hospital-Encore JOB NO.: 17-076 ATTN: Mr. Jacob Earls

COPIES	DATE	NO.	DESCRIPTION
1 Emailed	05/20/20	101400-5	Revised Exterior Signage SD

THESE ARE TRANSMITTED:

[]For Approval	[]As Requested	[] Re	wiewed for General Compliance	[]Resubm	it	_copies for approval
[]For Your Use	[]For Review and Comment	[XX]	Reviewed With Noted Comment	[]Submit		copies for distribution
[[]For Your Information			[] Re	vise and Resubmit Noted Comments []]	Return	cor	rected prints

REMARKS:

COPY TO: Job File

ban White BY÷

JoAnn White, CIT Contract Administrator

400 W. CAPITOL AVE, SUITE 1800 | LITTLE ROCK, AR 72201-4806 | 501.376.6681 | WDDARCHITECTS.COM



Submittal #10 14 00-5.0 10 14 00 - SIGNAGE Pkg

Project: 1273 - Arkansas Heart Hospital | Encore (17-076) Hwy 5 & Active Way Bryant, Arkansas 72022

Clark Contractors 15825 Cantrell Rd Little Rock, Arkansas 72223-4826 Phone: (501)-868-3133 Fax: (501) 868-3104

Exterior Signage Shop Drawings

REVISION:	0	SUBMITTAL MANAGER:	Jeremy George (Clark Contractors - AR)
STATUS:	Open	DATE CREATED:	06/19/2020
ISSUE DATE:	06/19/2020	SPEC SECTION:	10 14 00 - SIGNAGE Pkg
RESPONSIBLE CONTRACTOR:	DFI Architectural Signs, Inc	RECEIVED FROM:	Sabrina Huddleston
RECEIVED DATE:		SUBMIT BY:	
FINAL DUE DATE:	07/3/2020	LOCATION:	
SUB JOB:		COST CODE:	
		TYPE:	Shop Drawing
APPROVERS:	Nicholas Schmidt (Clark Contractors - AR), JoAnn V	Vhite (Wittenberg, Delony &	a Davidson, Inc.)
BALL IN COURT: JoAnn White (Witte	nberg, Delony & Davidson, Inc.)		
DISTRIBUTION: Melanie Blacklock	(Clark Contractors - AR)		
DESCRIPTION:	Ill ovterior signage to be used		

Shop Drawings for all exterior signage to be used.

SUBMITTAL WORKFLOW

NAME	SENT DATE	DUE DATE	RETURNED DATE	RESPONSE	ATTACHMENTS	COMMENTS
Sabrina Huddleston		06/19/2020	06/19/2020	Submitted		Sent to Clark via email.
Nicholas Schmidt	06/19/2020	06/19/2020	06/19/2020	Reviewed	<u>10 14 00 Revised Exterior Signage</u> Shop Drawings - For Approval.pdf	JoAnn, Attached is the exterior shop drawings for the building. We are trying to place the concrete bases for these roughly middle of July so we will need quick review in order to get the anchor bolt templates done and ready which DFI informed me would take 3-4 weeks. Please review and advise on how we are to proceed. Thanks, Nicholas
JoAnn White	06/19/2020	07/03/2020		Pending		



SUBMITTAL COMMENT SHEET

Project: 1273: Arkansas Heart Ho SUBMITTAL Spec: 10 14 00 Title: Exterior Signage Shop Drawing		CONFRACTORS APPROVED CONFRACTORS APPROVED AS NOTED REJECTED REVISE & RESUBMIT THIS SUBMITTAL HAS BEEN REVIEWED FOR COMPLIANCE WITH THE CONTRACT DOCUMENTS. APPROVAL DOES NOT RELIEVE THE SUBCONTRACTOR/SUPPLIER OF THE RESPONSIBILITY FOR CONFORMANCE TO THE QUALITY STANDARDS AS SET FORTH IN THE CONTRACT DOCUMENTS. NOR DOES IT RELIEVE THE RESPONSIBILITY FOR FIELD VERIFICATION OF ALL CONDITIONS RELATING TO THIS CONTRACT. OK'D BY: NS DATE: 6-19-20					
(<u> </u>						
\succ	Wittenberg Delony & Davidson, Inc.	Wittenberg Delony & Davidson, Inc.					
	SUBMITTAL #	\$UBMITTAL #					
	REVIEWED						
\geq	REVIEWED & NOTED	REVIEWED & NOTED					
\succ							
	THIS SUBMITTAL HAS BEEN REVIEWED BY WITTENBERG, DELONY & DAVIDSON, INC. FOR DESIGN INTENT ONLY. CONTRACTOR IS RESPONSIBLE FOR VERIFICATION OF DIMENSIONAL REQUIREMENTS. COMPLIANCE WITH ALL CONTRACT DOCUMENTS, QUANTITIES & COORDINATION OF ALL AFFECTED TRADES. BY: Jay Clark DATE: 6/23/20 Revised dimensions on 1-A & 1-B signs	THIS SUBMITTAL HAS BEEN REVIEWED BY WITTENBERG, DELONY & DAVIDSON, INC. FOR DESIGN INTENT ONLY. CONTRACTOR IS RESPONSIBLE FOR VERIFICATION OF DIMENSIONAL REQUIREMENTS. COMPLIANCE WITH ALL CONTRACT DOCUMENTS, QUANTITIES & COORDINATION OF ALL AFFECTED TRADES.					

SIGN A-1





AHH Encore

Exterior Cabinet Sign

SCALE: 3/8" = 1'-0"





AHH Encore

Exterior Cabinet Sign

SCALE: 3/8" = 1'-0"

SIGN B



D/F SIDE VIEW



AHH Encore

Exterior Cabinet Sign

SCALE: 3/8" = 1'-0"

SIGN C



<u>S/F SIDE VIEW</u>



AHH Encore

Exterior Cabinet Sign

SIGN D







AHH Encore

Exterior Cabinet Sign





77 R
DESIGN FABRICATION INSTALLATION
ARCHITECTURAL SIGNS
AHH Encore
Exterior HC parking signs
Material
Aluminum Tube I/8" Aluminum Panel
Size I" × 4" × 60" tube
Background Color TBD
Сору Color White
Typestyle Arial
Mounting Method 18" of posts buried in ground

<u>Notes</u>

Scale: 1"=1'

219 W. 7th North Little Rock, AR 72114 Phone: 501.372.8881 Fax: 372.8882

sabrina@dfisigns.com





AHH Encore

Exterior Letters A7.02 Detail 3



Material Fabricated Aluminum, Acrylic Internally Lit Letters

Size as detailed

Background Color NS

Сору Color RED

Typestyle Arial

Mounting Method Bottom mounted to raceway Raceway mounts to GC provided steel tube

<u>Notes</u> Electrical will need to be provided

Scale: 1/4"=1'

219 W. 7th North Little Rock, AR 72114 Phone: 501.372.8881 Fax: 372.8882

sabrina@dfisigns.com

GC will need to provide electrical to the canopy, locate with DFI

Fabricated panel with push thru copy. Internally lit

Perforated Red Vinyl AMBULANCE ONLY -0 -8'-9"

GC Will need to provids blocking in this area GC will need to provide electrical to the sign, locate with DF *location TBD - not shown on plansl



AHH Encore

Exterior Cabinet Sign



Size as detailed

Internally Lit Box

Material

Background Color TBD - Please provide

Fabricated Aluminum, Acrylic

Copy Color RED, perforated vinyl

Typestyle Arial

Mounting Method Cabinet mounts directly to building

<u>Notes</u>

Location Not Detailed on plans but sign requested per email 10.7.2019 from Steve Moss

Scale: 1/2"=1'

219 W. 7th North Little Rock, AR 72114 Phone: 501.372.8881 Fax: 372.8882

sabrina@dfisigns.com

South











Entry Detail

Approved 5/27









North Detail

Approved 5/27







blue represents light



RE: Re: FW: AHH Encore, Bryant - SIGNAGE st

Chad Young <Chad@wddarchitects.com> to Truett, Doug, Aaron, Sabrina, Mike, Stephen, Jay, Greg, Allen, me 💌

Truett,

Thanks for the email. Please let this email serve as our request for a special sign permit.

As you know, the Arkansas Heart Hospital Encore is a unique project in bot It is located next to Interstate 30 highway, the patients traveling to this mer Both signage of the AHH name and the emergency department require pat Signage that is appropriately scaled with building size and the distances aw which is also easily readable from the highway.

The surface area of the hospital is a very large facade and we were very sel

Also, if I might add - many city planning commissions have a highway overla

Please let me know if I can answer any specific questions.

Best,





Projects/2016 Projects/16044 Kensington Place Subdivision Lee Pengelly/Drawings/DWG/Phase 2/KENSINGTON PLACE PHASE 2 R8 FINAL PLAT 1910C



GarNat Engineering, LLC

P.O. Box 116 (72018) 2909 Military Road Benton, Arkansas 72015 PH: (501) 408-4650 FX: (888) 900-3068 garnatengineering@gmail.com

October 4, 2019

Mr. Truett Smith Bryant Planning Coordinator/Planning Commission Secretary 210 SW 3rd Street Bryant, AR 72022

Re: Final Plat – Kensington Place Subdivision, Phase 2

Dear Mr. Smith:

Please allow this letter and the following list of enclosures to serve as my application for approval of the referenced final plat. It is my desire that this matter be included on the agenda for your October 2019 City of Bryant Planning Commission meeting. The developer for the project is Thomas D.B. Collins, Ltd, 39 Walnut Valley, Little Rock, Arkansas, 72211, <u>owencreek@comcast.net</u>, (501) 680-0970.

List of Enclosures

- 8 copies of the final plat
- Bryant Subdivision Checklist
- Review fees of \$62.00
- Certification letter signed by developer and professional engineer

If you have questions or need any additional information, please do not hesitate to contact me.

Sincerely,

GarNat Engineering, LLC

Vernon J. Williame

Vernon J. Williams, P.E., President

KENSINGTON PLACE SUBDIVISION - PHASE 2 CITY OF BRYANT, SALINE COUNTY, ARKANSAS



REVISED AS CONSTRUCTED JULY 29, 2020	DRAWING				
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DRAWING INDEX:

VAL PLAT

ERALL WATER PLAN

ERALL SANITARY SEWER PLAN

REET & DRAINAGE PLAN

REET PROFILES





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 NOTES: 1. BURIED UTILITIES ARE LOCATED AT THE SITE. CONTACT ARKANSAS ONE CALL & WHERE APPROPRIATE THE UTILITY COMPANIES PRIOR TO DIGGING. 2. ALL UNRESTRAINED WATER LINE FITTINGS SHALL BE INSTALLED WITH A CONCRETE THRUST BLOCK FOR JOINT RESTRAINT. 3. WORK ON EXISTING ROADS SHALL INCLUDE WARNING SIGNS & BARRICADES IN ACCORDANCE WITH THE REQUIREMENTS OF THE STATE, COUNTY, OR CITY HAVING JURISDICTION. OTHER SIGNS & DEVICES, SUCH AS PLATING, SHALL BE PLACED AS REQUIRED TO ADEQUATELY PROTECT THE PUBLIC. 4. ALL SEWER LINE CONSTRUCTION SHALL COMPLY WITH CITY OF BRYANT STANDARD SPECIFICATIONS & DETAILS. 	1	DATE REVISION	9-14-2017 REVISIONS PER COMMENTS FROM BRYANT				
6. MAINTAIN 10 FEET OF HORIZONTAL SEPARATION BETWEEN WATER & SEWER LINES.	2		Designing our client's success	GarNat Engineering, LLC	P.O. Box 116 (72018) Ph (501) 408-4650		Delitoli, AK / 2013 galilateligueting@glilali.coll
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BILL OF ASSURANCE KENSINGTON PLACE SUBDIVISION PHASE 2 AND PHASE 3

PART A. PREAMBLE

WHEREAS, THOMAS D.B. COLLINS, LTD. is the Owner, by virtue of Instrument 2016-017259 and 2017-023009, of the following land situated in Saline County, Arkansas, to wit:

PART OF TRACT 2A LOCATED IN THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER (NW/4 SE/4) OF SECTION 7, TOWNSHIP 1 SOUTH, RANGE 14 WEST, DEED BOOK 2017 PAGE 024362 OF THE SALINE COUNTY, ARKANSAS CIRCUIT CLERK'S RECORDS MORE PRECISELY DESCRIBED AS FOLLOWS: COMMENCING AT A FOUND 5/8" REBAR AT THE SOUTHEAST CORNER OF SAID NW/4 SE/4 OF SECTION 7; THENCE N87°12'45"W, ALONG THE SOUTH LINE OF SAID NW/4 SE/4, A DISTANCE OF 925.95 FEET TO A SET 1/2" REBAR WITH CAP #1573 FOR THE POINT OF BEGINNING; THENCE N87°12'45"W, CONTINUING ALONG SAID SOUTH LINE, A DISTANCE OF 391.80 FEET TO A FOUND 1/2" REBAR WITH CAP AT THE SOUTHWEST CORNER OF THE SAID NW/4 SE/4 OF SECTION 7; THENCE N2°03'22"E, ALONG THE WEST LINE OF SAID NW/4 SE/4, A DISTANCE OF 653.35 FEET TO A SET 1/2" REBAR WITH CAP #1573; THENCE S87°57'40"E, LEAVING SAID WEST LINE, 737.45 FEET TO A FOUND 1/2" REBAR WITH CAP AT THE NORTHWEST CORNER OF LOT 14 OF KENSINGTON PLACE PHASE 1; THENCE S2°02'20"W, ALONG THE WEST LINE OF KENSINGTON PLACE PHASE 1 AND PHASE 2. A DISTANCE OF 363.35 FEET TO A SET 1/2" REBAR WITH CAP #1573; THENCE N87°57'42"W, CONTINUING ALONG SAID KENSINGTON PLACE PHASE 2 BOUNDARY, 327.50 FEET TO A SET 1/2" REBAR WITH CAP #1573 LOCATED AT THE NORTHWEST CORNER OF LOT 69 OF KENSINGTON PLACE PHASE 2; THENCE S2°02'21"W, ALONG WEST LINE OF SAID LOT 69, A DISTANCE OF 120.00 FEET TO A SET 1/2" REBAR LOCATED ON THE NORTH RIGHT OF WAY OF MERIDIAN DRIVE AT THE SOUTHWEST CORNER OF SAID LOT 69; THENCE N87°57'40"W, ALONG SAID NORTH RIGHT OF WAY, A DISTANCE OF 18.38 FEET TO A POINT; THENCE S2°02'20"W, LEAVING SAID RIGHT OF WAY, A DISTANCE OF 175.12 FEET TO THE POINT OF BEGINNING AND CONTAINING 8.83 ACRES, OR 384,781 SQUARE FEET, MORE OR LESS.

ALL OF TRACT 2B LOCATED IN THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER (NW/4 SE/4) OF SECTION 7, TOWNSHIP 1 SOUTH, RANGE 14 WEST, DEED BOOK 2018 PAGE 003206 OF THE SALINE COUNTY, ARKANSAS CIRCUIT CLERK'S RECORDS MORE PRECISELY DESCRIBED AS FOLLOWS: BEGINNING AT A FOUND RAILROAD SPIKE AT THE NORTHWEST CORNER OF SAID NW/4 SE/4 OF SECTION 7; THENCE S87°57'40"E A DISTANCE OF 699.75 FEET TO A FOUND 1/2" REBAR WITH CAP; THENCE, LEAVING SAID NORTH LINE OF SAID NW/4 SE/4, S2°02'20"W A DISTANCE OF 290.00 FEET TO A FOUND 1/2" REBAR WITH CAP; THENCE S87°57'40"E A DISTANCE OF 37.50 FEET TO A FOUND 1/2" REBAR WITH CAP; THENCE S2°02'20"W A DISTANCE OF 360.00 FEET TO A FOUND 1/2" REBAR WITH CAP;

THENCE N87°57'40"W A DISTANCE OF 737.45 FEET TO A FOUND 1/2" REBAR WITH CAP; THENCE N2°03'22"E A DISTANCE OF 650.00 FEET TO THE POINT OF BEGINNING. CONTAINING 10.75 ACRES, OR 468,404 SQUARE FEET, MORE OR LESS.

WHEREAS, Owner has caused said land to be surveyed and a plat thereof made, dividing said land into lots as shown on said plat and showing the dimensions of each lot and the width of the streets as known as KENSINGTON PLACE SUBDIVISION, PHASE 2 AND PHASE 3, Saline County, Arkansas.

WHEREAS, the Saline County Real Estate Assessor and Office of Emergency Services have approved said Subdivision and road names.

NOW THEREFORE, Thomas D.B. Collins, Ltd., in consideration of the purposes herein stated, does hereby designate said land and make part hereof to be known as KENSINGTON

PLACE SUBDIVISION, PHASE 2 AND PHASE 3, to the City of Bryant, Saline County, Arkansas, and that hereafter any conveyance by the Owners of said land by lot number shall forever be held to be good and legal description and the streets shown on said plat in said Subdivision are hereby and will become a public road to be accepted by Saline County for maintenance. The property owners of KENSINGTON PLACE SUBDIVISION are subject to and are joined as members of the KENSINGTON PLACE Property Owner's Association for the purpose of maintaining and ownership of common areas and appurtenants belonging thereto. The use of the land in said Subdivision being subject to the following Protective and Restrictive Covenants:

PART B. AREA OF APPLICATION

B-1 FULLY PROTECTED RESIDENTIAL AREA. The residential area covenants in Part C in their entirety shall apply to the entire Subdivision.

PART C: RESIDENTIAL AREA COVENANTS:

C-1 LAND USE AND BUILDING TYPE. No lot shall be used except for residential purposes. Not business of any nature or kind shall at any time be conducted in any building located on any of the lots. No building shall be erected, altered, placed or allowed to remain on any lot other than one detached, single-family dwelling not to exceed two stories in height, excluding basement area. No lot can be subdivided for any purpose without the prior approval from the Saline County Planning Board and the consent of 51 % of the voting members of the Property owners associations.

C-2 ARCHITECTURAL CONTROL. No dwelling or structure shall be erected, placed or altered on any lot until the construction plans and specifications and a plan showing the location of the structure, including landscaping, have been approved by the architectural control committee as to quality of workmanship and materials, harmony of external design with existing structures, and as to location with respect to topography and finish grade elevation, and intended objectives of the Architectural Control Committee to achieve a subdivision that accomplishes the desired architectural design in the structure and subdivision ascetics. No fence or wall shall be erected, placed or altered on any lot nearer than the setbacks as shown on the Plat. The term structure is defined to include any and all types of fences, antennas, decks, basketball goals, swimming pools and television satellite dishes, which in no event shall be placed in front of dwellings. Each property owner requesting approval shall submit to the Architectural Control Committee at least two weeks prior to the time approval is needed, a complete set of house plans and completed material and specifications list. Approval shall be a provided in Part D.

C-3 DWELLING COST, QUALITY AND SIZE. No dwelling shall be permitted on any lot unless the dwelling has at least 1,800 square feet, it being the intention and purpose of the covenants to assure that all dwellings shall be of a quality of workmanship and materials substantially the same or better than that for the minimum permitted dwelling size. Each dwelling shall have a minimum of a two car garage. No open carports are allowed. No manufactured houses are allowed, site built homes only.

C-4 BUILDING LOCATION. No building shall be located on any lot, nearer to the side street line, than the minimum building set back lines as shown on the recorded plat. For the purposes of this covenant, eaves and steps shall not be considered as part of the building. No lot shall be subdivided and no more than one dwelling shall be permitted on any one lot.

C-5 BUILDING REQUIREMENTS. All buildings shall have roof pitch of no less than 6/12. A 2 car enclosed garage, No chain link fences shall be allowed, and all fences shall be of a wood type approved by the Architectural control committee.

C-6 EASEMENTS. Easements for installation and maintenance of utilities and drainage facilities, and construction, repair and maintenance of adequate walls, roofs and eaves are reserved as shown on recorded plat.

C-7 NUISANCES. No noxious or offensive trade or activities shall be carried on, nor shall anything be done thereon which may be or become a nuisance to the neighborhood.

C-8 TEMPORARY STRUCTURES. No structure of a temporary character, basement, tent, shack, garage, barn or other out building shall be used on any tract at any time as a residence either temporarily or permanently; except that the developer may have a temporary construction and/or sales office.

C-9 OUTBUILDINGS. One outbuilding for storage shall be permitted, if approved by the Architectural Control Committee and shall conform to the same architectural design and construction of the dwelling. Above ground swimming pools are prohibited.

C-10 SIGNS. No sign of any kind shall be displayed to the public view on any lot, except, one professional sign of not more than one square foot; one sign of not more than five square feet advertising the property for sale or rent or any signs used by a builder to advertise the property during the construction and sales period.

C-11 OWNER RESPONSIBILITY. Any property owner shall insure that any contractor performing services for the property owner shall comply with the provisions of this Bill of Assurance.

C-12 CONTRACTOR RESPONSIBILITY. No contractor shall damage in any way the utilities or streets in any manner.

C-13 OIL AND MINING OPERATIONS. No oil drilling, oil development operations, oil refining, quarrying or mining operations of any kind shall be permitted upon or in any lot, nor shall oil wells, tanks, tunnels, mineral excavations or shafts be permitted upon or in any lot. No derrick or structures designated for us in boring for oil or natural gas shall be erected, maintained or permitted upon any lot.

C-14 LIVESTOCK AND POULTRY. No animals, livestock or poultry of any kind may be raised, bred or kept on any tract, except that dogs or cats may be kept, on any lot provided that they are not kept, bred or maintained for any commercial purpose and provided that facilities for

maintenance of same are approved by the Architectural Control Committee and that the keeping of same does not constitute a nuisance.

C-15 GARBAGE AND REFUSE DISPOSAL. No lot or easement shall be used or maintained as a dumping ground for rubbish. Trash, garbage and other waste shall not be kept except in sanitary containers. There shall be no burning of trash, rubbish, leaves or yard waste.

C-16 SIGHT DISTANCE AT INTERSECTIONS. No fence, wall, hedge or shrub planting which obstructs sight lines at elevations between 2 and 6 feet above the roadways shall be placed or permitted to remain on any lot comer which the triangular area formed by the street property lines and the line connecting them at points 15 feet from the intersection of street right of way lines, or in the case of a rounded property comer, from the intersection of the street property line extended. The \cdot same sight line limitations shall apply on any lot within 10 feet from the intersection of the street property line with the edge of a driveway pavement. No tree shall be permitted to remain within such distances or such intersections unless the foliage line is maintained at sufficient height to prevent obstruction of such sight lines.

C-17 LOT, YARD AND HOME MAINTENANCE. All property owners, after acquisition of any lot, shall keep all grounds and yards mowed, trimmed and clean. All houses shall be painted and stained. No deviation from the original plans shall be permitted without approval of the Architectural Control Committee.

C-18 COMMENCEMENT OF CONSTRUCTION. A property owner must start construction of an approved dwelling within_ a period of one (1) year from date of purchase. The developer reserves the option to repurchase any lot for the amount of the original purchase price if construction is not commenced within such period of time. This option shall be exercised in writing within a period of thirty (30) days after the one (1) year period.

C-19 COMPLETION OF CONSTRUCTION. Any dwelling must be completed in its entirety within a period of one year from date such construction is commenced.

C-20 MOTOR VEHICLE PARKING. Abandoned or unused motor vehicles shall not be parked or permitted to remain on any lot or within the dedicated street. Boats, recreational vehicles and trailers cannot be parked at the front or side of any dwelling or in the dedicated street and must be parked in back of the dwelling. Owners or permanent residents are prohibited from parking in the street. There shall be no non-functioning vehicles kept on the lot or in view of the public. There shall be no repair work done outside of the garage.

C-21 MINIMUM FLOOR LEVEL ELEVATIONS. The Architectural Control Committee reserves the right to prescribe the minimum floor elevations for lots. All homes shall have a minimum floor elevation of one foot above the back of the curb unless waived in writing by the Architectural Control Committee.

C-22 SEWER SERVICE. No Septic systems shall be allowed on individual lots.

PART D. ARCHITECTURAL CONTROL COMMITTEE:

D-1 MEMBERSHIP. The Architectural Control Committee shall be composed of Jody Petty, Kelsey Kehrees and Mark Kehrees. A majority of the committee may designate a representative to act for it. In the event of death or resignation of any member of the committee, the remaining members shall have full authority to designate a successor. Neither the members of the committee nor its designated representative shall be entitled to any compensation for thence services performed pursuant to this covenant.

D-2 PROCEDURE. The committee's approval or disapproval as required in these covenants shall be in writing and in the form hereto attached marked Exhibit "A" which, when executed, should be retained by the owner/builder as proof of the Committee's approval. In the event the committee or its designated representative fails to approve or disapprove within 30 days after plans and specification have been submitted to it or in the event no suit to enjoin the construction or compliance with these covenants has been commenced within 180 days after the completion thereof will not be required and the related covenants shall be deemed to have been fully complied with. The Committee will with Buyer's will with Buyer's permission and at the expense of the Buyer refer Buyer's plan to an architect for revisions and changes to comply with the Bill of Assurance.

PART E. PROPERTY OWNERS ASSOCIATION

E-1 OWNERS EASEMENTS OF ENJOYMENT. Every owner shall have a right and easement of enjoyment in and to the common area which shall be appurtenant to and shall pass with the title to every tract. Subject to the following provision:

(a) The right of the Association to charge reasonable fees for maintenance of the

common area;

E-2 MEMBERSHIP AND VOTING RIGHTS

SECTION 1: Every owner of a tract which is subject of assessment shall be a memberof the Association. Membership shall be appurtenant to and may not be separated from ownership of any tract which is subject to assessment.

SECTION 2: The Association shall have two classes of voting membership:

Class A: Class A members shall be all owners, with the exception of the Declarant, and shall be entitled to one vote for each tract owned, which may be voted at such time as all tracts are sold by the Declarant. When more than one person holds an interest in any tract, all such persons shall be members. The vote for such tract shall be exercised as they determine, but in no event shall more than one vote be cast with respect to any Tract.

Class B: The Class B member(s) shall be the Declarant and shall be entitled to ten votes per tract owned. The Class B membership shall cease on the happening of the following events.

(a) when all tracts are sold by declarant.

E-3 COVENANT FOR MAINTENANCE ASSESSMENTS

SECTION 1: Creation of the Lien and Personal Obligation of Assessments: The Declarant, for each tract owned within the properties, hereby covenants, and each owner of any tract by acceptance of a deed therefore, whether or not it shall be so expressed in such deed, is deemed to covenant and agree to pay to the Association annual assessment or charges, such assessments to be established and collected as hereinafter provided. The annual assessments, together with interest, costs and reasonable attorneys' fees, shall be a charge on the land and shall be a continuing lien upon the property against which each such assessment is made. Each such assessment, together with interest, costs, and reasonable attorneys' foes, shall also be the personal obligation of the person who is the owner of such property at the time when the assessment fell due. The personal obligation for delinquent assessments shall not pass to his successors in title unless expressly assumed by them.

SECTION 2: Purpose of Assessment: The assessments levied by the Association shall be used as follows:

(a) For the maintenance and upkeep of all common areas

(b) For any other purposes deemed in the best interest of the property owners by the Association

SECTION 3: Annual Assessment: Commencing on the date of filing of this Bill of Assurance, the property owners association will assume total responsibility for operation and maintenance of amenities and common areas and assess each property owner and annual assessment of \$100.00, which shall commence as to all Lots on the first day of January following the date of recordation of this instrument and then effective per annually thereafter. The fees may be adjusted after January 1 of the year immediately following the conveyance of the Lot to an Owner. The sole intent and purpose of these fees are for operation, maintenance, and improvements of the green space, street lights and other amenities in a manner determined by the association membership.

SECTION 4: Notice and Quorum for Any Action Authorized Under Section 3: Written Notice of any meeting called for the purpose of taking any action authorized under Section 3 shall be sent to all members not less than 10 days in advance of the meeting. At the first such meeting called, the presence of member or proxies entitled to cast 60% of all votes shall constitute a quorum. If the required quorum is not present, another meeting may be called subject to the same notice requirement, and the required quorum at the preceding meeting shall be onehalf (1/2) of the required quorum at the preceding meeting. No such subsequent meeting shall be held more than 60 days following the preceding meeting. Each tract as conveyed by Declarant shall have one vote.

SECTION 5: Uniform Rate of Assessment: Both annual and special assessments must be fixed at a uniform rate and may be collect on a semi-annual or annual basis.

SECTION 6: Date of Commencement of Annual Assessments: Due Dates: The annual assessments provided for herein shall commence as to all Lots on the first day of January following the date of recordation of this instrument. The Board of Directors shall fix the amount of the annual assessment against each Lot at least thirty (30) day in advance of each annual assessment period. Written notice of the annual assessment shall be sent to every Owner subject thereto. The due date shall be established by the Board of Directors. The Association shall, upon demand, and for a reasonable charge, furnish a certificate signed by an officer of the Association setting forth whether the assessments on a specified Lot have been paid. A properly executed certificate of the Association as to the status of assessments on a Lot is binding upon the Association as of the date of its issuance.

SECTION 7: Effect of Nonpayment of Assessments: Remedies of the Association: Any assessment not paid within thirty (30) days after the due date shall bear interest from the due date at the rate of ten percent per annum. The Association may bring an action at law against the owner personally obligated to pay the same, or foreclose the lien against the property. No owner may waive or otherwise escape liability for the assessments provided for herein by non-use of the common area or abandonment of the property.

SECTION 8: Subordination of the Lien to Mortgages: The lien of the assessments provided for herein shall be subordinate to the lien of any first mortgage. Sale or transfer of any tract shall not affect the assessment lien. However, the sale or transfer of any tract pursuant to mortgage foreclosure or any proceeding in lieu thereof, shall extinguish the lien of such assessments as to payments which became due prior to such sale or transfer. No sale or transfer shall relieve such tract from liability for any assessments thereafter becoming due or from the lien thereon.

SECTION 9: Special Assessments for Capital Improvements: In addition to the annual assessments authorized above, the members may levy, in any assessment year, a special assessment applicable to that year only for the purpose of defraying, in whole or in part, the cost of any construction, reconstruction, repair or replacement of a capital improvement upon the common areas, provided that such assessment shall have the assent of two-thirds (2/3) of the votes of the members who are voting in person or by proxy at a meeting duly called for this purpose.

PART F. GENERAL PROVISIONS:

F-1 TERM. These covenants are to run with the land and shall be binding on all parties and all persons claiming under them for a period of twenty-five years from the date these covenants are recorded after which time, said covenants shall be automatically extended for successive period of ten years, subject to the express provision that these covenants may be amended at any time after the date of execution hereby by an instrument signed by the members of the Architectural Control Committee and the owner or owners of a majority of the lots herein platted

are recorded after which time, said covenants shall be automatically extended for successive period of ten years, subject to the express provision that these covenants may be amended at any time after the date of execution hereby by an instrument signed by the members of the Architectural Control Committee and the owner or owners of a majority of the lots herein platted.

F-2 ENFORCEMENT. Enforcement shall be by proceedings at law or in equity against any person or persons violating or attempting to violate any covenant either to restrain violations or to recover damages.

F-3 SEVERABILITY Invalidation of any one of these covenants by judgment or court order shall in no way affect any of the other provisions which shall remain in full force and effect.

IN WITNESS WHEREOF, the name of Owner is hereby affixed by its Members this _____ day of _____, 2020.

THOMAS D.B.COLLINS, LTD

BY: _____

Phillip Pengelly

ACKNOWLEDGEMENT

STATE OF ARKANSAS))ss COUNTY OF SALINE)

On this day appeared before me, a Notary Public, Phillip Pengelly, known to me to be the President of THOMAS D.B. COLLINS, LTD. and acknowledged that he was authorized to execute the foregoing on its behalf and that they had executed same for the consideration and purpose therein mentions and set forth.

Witness my hand and seal this _____ day of _____, 2020.

Notary Public

My Commission Expires:

WITNESS our hands the ____ day of ____, 2020.

Joel B. Green

Jennifer Green

Acknowledgment

State of Arkansas

County of Saline

Be it remembered, that on this day before me, the undersigned duly commissioned Notary Public, within and for this County aforesaid, came Joel B. Green and Jennifer Green, to me well known (or satisfactorily proven to be) who stated and acknowledged that they had so signed, executed and delivered said foregoing instrument of writing, and stated that they, had executed the same for the consideration and purposes therein mentioned and set forth.

Witness my hand and seal as such Notary Public on this the _____ day of _____, 2020.

Notary Public My Commission expires:

WITNESS our hands the ____ day of ____, 2020.

Southern General Contractors, LLC

BY:

Jody R. Petty, Member

Acknowledgment

State of Arkansas

County of Saline

On this _____ day of _____, 2020, before me, the undersigned officer, personally appeared Jody R. Petty, who acknowledged himself to be the Member of Southern General Contractors, LLC, a limited liability company, and that he, being authorized so to do, executed the foregoing instrument for the consideration and purposes therein contained, by signing the name of the Southern General Contractors, LLC, as Member.

In witness whereof, I hereunto set my hand and official seal.

Notary Public My Commission expires:

MICHAEL BOLIN & ASSOCIATES, INC.

Consulting Engineers P.O. Box 605 Benton, AR 72018-0605

July 17, 2020

Mr. Truett Smith Planning & Development Commission City of Bryant 210 Southwest 3rd Street Bryant, AR 72022

> Re: Job No. 178-ABC Hurricane Gardens-Phase 2 Bryant, Arkansas

Dear Mr. Smith:

We are enclosing our check in the amount of \$42.00 for the Final Plat Fee for the above project. All other required documents have been forwarded by e-mail.

We would appreciate this being placed on the agenda for the next Planning Commission meeting.

Please contact our office if you have any questions or comments.

Very truly yours,

MICHAEL BOLIN & ASSOCIATES, INC.

Villac Pol:

Michael Bolin, P.E. President

MB:lo Enclosure

BILL OF ASSURANCE

HURRICANE GARDENS – PHASE 2

PART A. PREAMBLE

WHEREAS, The Maples Development Company, LLC is the Owner, by virtue of Instrument No. 2013, 91658, of the following land situated in Saline County, Arkansas, to wit:

That portion of the Southeast 1/4 of the Southeast 1/4, Section 17, Township 1 South, Range 14 West, Saline County, Arkansas, described as follows: Commencing at the Southeast corner of said SE 1/4 SE 1/4, thence N 01° 53' 25" W, along the East line thereof a distance of 672.08 feet; thence N 88° 57' 00" W, a distance of 1341.90 feet to the East line of Hurricane Lake Estates, Phase 3, an addition to the City of Benton, Saline County, Arkansas; thence N 01° 31' 28" E, along said East line a distance of 380.01 feet to the Point of Beginning; thence S 71° 48' 34" E, a distance of 109.01 feet; thence along a curve to the right having a radius of 50.00 feet and a curve length of 72.05 feet and a chord bearing and distance N 50° 02' 35" E, 65.98 feet; thence S 88° 57' 15" E, a distance of 1190.51 feet to the East line of said SE 1/4 of SE 1/4; thence N 01° 53' 25" E along said East line, a distance of 103.75 feet; thence N 88° 57' 15" W, a distance of 1345.06 feet to the said East line of Hurricane Lake Estates, Phase 3; thence S 01° 31' 28" W along said East line a distance of 114.90 feet to the Point of Beginning. Containing 3.28 acres, more or less. Subject to any easements that may exist.

WHEREAS, Owner has caused said land to be surveyed and a plat thereof made, dividing said land into lots as shown on said plat and showing the dimensions of each lot and the width of the streets as known as HURRICANE GARDENS, to Saline County, Arkansas.

WHEREAS, the Saline County Real Estate Assessor and Office of Emergency Services have approved said Subdivision and road names.

NOW THEREFORE, The Maples Development Company, LLC in consideration of the purposes herein stated, does hereby designate said land and make part hereof to be known as HURRICANE GARDENS, to Saline County, Arkansas, and that hereafter any conveyance by the Owners of said land by lot number shall forever be held to be good and legal description. The property owners will establish Hurricane Gardens Property Owner's Association for the purpose of administering and enforcing the covenants and restrictions set forth in this Bill of Assurance and maintaining and preserving the common areas, roadways and amenities in Hurricane Gardens. The use of the land in said Subdivision being subject to the following Protective and Restrictive Covenants:

PART B. AREA OF APPLICATION

B-1 FULLY PROTECTED RESIDENTIAL AREA. The residential area covenants in Part C in their entirety shall apply to the entire Subdivision.

PART C: RESIDENTIAL AREA COVENANTS:

C-1 LAND USE AND BUILDING TYPE. No lot shall be used except for residential purposes. No business of any nature or kind shall at any time be conducted in any building located on any of the lots. No building shall be erected, altered, placed or admitted to remain on any lot other than one detached, single-family dwelling not to exceed two stories in height, excluding basement area. No lot can be subdivided for any purpose without the prior approval from the City of Bryant Planning Board.

C-2 ARCHITECTURAL CONTROL. No dwelling or structure shall be erected, placed or altered on any lot until the construction plans and specifications and a plan showing the location of the structure, including landscaping, have been approved by the architectural control committee as to quality of workmanship and materials, harmony of external design with existing structures, and as to location with respect to topography and finish grade elevation, and intended objectives of the Architectural Control committee to achieve a subdivision that accomplishes the desired architectural design in the structure and subdivision ascetics. No fence or wall shall be erected, placed or altered on any lot nearer than the building set back line shows on the Plat. The term structure is defined to include any and all types of fences, antennas, decks, basketball goals, swimming pools and television satellite dishes, which in no event shall be placed in front of dwellings. Each property owner requesting approval shall submit to the Architectural Control Committee at least two weeks prior to the time approval is needed, a complete set of house plans and completed material and specifications list. Approval shall be a provided in Part D.

C-3. DWELLING COST, QUALITY AND SIZE. No dwelling shall be permitted on any lot unless the dwelling has at least 1,600 square feet and a cost of more than \$60.00 per square foot of heated space, based upon cost levels prevalent on the date these covenants are recorded, it being the intention and purpose of the covenants to assure that all dwellings hall be of a quality of workmanship and materials substantially the same or better than that for the minimum permitted dwelling size. The ground floor area of the main structure, exclusive of one-story dwellings, shall not be less than 1,100 square feet, exclusive of basements, porches, garages, patio, and overhangs, for a dwelling of more than one story. The second floor area will provide a total floor area equal to or greater than 1,600 square feet, exclusive of basements, porches, garages, patio and overhangs. Any one story dwelling will have a minimum of 1,600 square feet, exclusive of basements, porches, garages, patio and overhangs. No open carports are allowed.

C-4. BUILDING LOCATION. No building shall be located on any lot, nearer to the side street line, than the minimum building set back lines as shown on the recorded plat. No building shall be located nearer than 5 feet to an interior lot line or nearer than 10 feet to the rear lot line or as shown on the recorded Plat. For the purposes of this covenant, eaves and steps shall not be considered as part of the building. No lot shall be subdivided and no more than one dwelling shall be permitted on any one lot.

C-5. EASEMENTS. Easements for installation and maintenance of utilities and drainage facilities, and construction, repair and maintenance of adequate walls, roofs and eaves are reserved as shown on recorded plat.

C-6. NUISANCES. No noxious or offensive trade or activities shall be carried on, nor shall anything be done thereon which may be or become a nuisance to the neighborhood.

C-7. TEMPORARY STRUCTURES. No structure of a temporary character, basement, tent, shack, garage, barn or other out building shall be used on any tract at any time as a residence either temporarily or permanently; except that the developer may have a temporary construction and/or sales office.

C-8. OUT BUILDINGS. One outbuilding for storage shall be permitted, if approved by the Architectural Control Committee and shall conform to the same architectural design and construction of the dwelling. Above ground swimming pools are prohibited.

C-9. SIGNS. No sign of any kind shall be displayed to the public view on any lot, except, one professional sign of not more than one square foot; one sign of not more then five square feet advertising the property for sale or rent or signs used by a builder to advertise the property during the construction and sales period. Developer to have informational sign at entrance during sales and promotion period.

C-10. OWNER RESPONSIBILITY. Any property owner shall insure that any contractor performing services for the property owner shall comply with the provisions of this Bill of Assurance.

C-11. CONTRACTOR RESPONSIBILITY. No contractor shall damage in any way the utilities or streets in any manner.

C-12. OIL AND MINING OPERATIONS. No oil drilling, oil development operations, oil refining, quarrying or mining operations of any kind shall be permitted upon or in any lot, nor shall oil wells, tanks, tunnels, mineral excavations or shafts be permitted upon or in any lot. No derrick or structures designated for us in boring for oil or natural gas shall be erected, maintained or permitted upon any lot.

C-13. LIVESTOCK AND POULTRY. No animals, livestock or poultry of any kind may be raised, bred or kept on any tract, excepts that dogs or cats any be kept, on any lot provided that they are not kept, bred, or maintained for any commercial purpose and provided that facilities for maintenance of same are approved by the Architectural Control Committee and that the keeping of same does not constitute a nuisance.

C-14. GARBAGE AND REFUSE DISPOSAL. No lot or easement shall be used or maintained as a dumping ground for rubbish. Trash, garbage and other waste shall not be kept except in sanitary containers. All incinerators or other equipment for the storage or disposal of such materials shall be kept in a clean and sanitary condition, and not be permitted at any time at a location which is visible from the front of the lot.

C-15. SIGHT DISTANCE AT INTERSECTIONS. No fence, wall, hedge or shrub planting which obstructs sight lines at elevations between 2 and 6 feet above the roadways shall be placed or permitted to remain on any lot corner which the triangular area formed by the street property

lines and the line connecting them at points 15 feet from the intersection of street right of way lines, or in the case of a rounded property corner, from the intersection of the street property line extended. The same sight line limitations shall apply on any lot within 10 feet from the intersection of the street property line with the edge of a driveway pavement. No tree shall be permitted to remain within such distances or such intersections unless the foliage line is maintained at sufficient height to prevent obstruction of such sight lines.

C-16. BUILDERS. All building must be performed by competent builders licensed by the State of Arkansas. Lot owners shall submit the name and qualifications of the builder selected to construct a dwelling, who must be approved and a statement stating such approval included with Exhibit "B' attached hereto. The Architectural Control Committee reserves the right to submit for approval the name of any contractor selected by a property owner to an architect of the choosing of the Architectural Control Committee.

C-17. LOT, YARD AND HOME MAINTENANCE. All property owners, after acquisition of any lot, shall keep all grounds and yards mowed, trimmed and clean. All houses shall be painted and stained. No deviation from the original plans shall be permitted without approval of the Architectural Control Committee.

C-18. COMMENCEMENT OF CONSTRUCTION. A property owner must start construction of an approved dwelling within a period of one (1) year from date of purchase. The developer reserves the option to repurchase any lot for the amount of the original purchase price if construction is not commenced within such period of time. This option shall be exercised in writing within a period of thirty (30) days after the one (1) year period.

C-19. COMPLETION OF CONSTRUCTION. Any dwelling must be completed in its entirety within a period of one year from date such construction is commenced.

C-20. MOTOR VEHICLE PARKING. Abandoned or unused motor vehicles shall not be parked or permitted to remain on any lot or within the dedicated street. Boats, recreational vehicles and trailers cannot be parked at front or side of any dwelling or in the dedicated street and must be parked in back of the dwelling. Owners or permanent residents are prohibited from parking in the street.

C-21. MINIMUM FLOOR LEVEL ELEVATIONS. The Architectural Control Committee reserves the right to prescribe the minimum floor elevations for lots.

PART D. ARCHITECTURAL CONTROL COMMITTEE:

D-1 MEMBERSHIP. The Architectural Control Committee shall be composed of David Chapman and Dennis Milligan. A majority of the committee may designate a representative to act for it. In the event of death or resignation of any member of the committee, the remaining members shall have full authority to designate a successor. Neither the members of the committee nor its designated representative shall be entitled to any compensation for these services performed pursuant to this covenant.

D-2. PROCEDURE. The committee's approval or disapproval as required in these covenants shall be in writing and in the form hereto attached marked Exhibit "A" which, when executed, must be recorded. In the event the committee or its designated representative fails to approve or disapprove within 30 days after plans and specification have been submitted to it or in the event no suit to enjoin the construction or compliance with these covenants has been commenced within 180 days after the completion thereof will not be required and the related covenants shall be deemed to have been fully complied with. The Committee will with Buyer's permission and at the expense of the Buyer refer Buyer's plan to an architect for revisions and changes to comply with the Bill of Assurance.

PART E. PROPERTY OWNERS ASSOCIATION

E-1 OWNERS EASEMENTS OF ENJOYMENT. Every owner shall have a right and easement of enjoyment in common area which shall be appurtenant to and shall pass with the title to every tract. Subject to the following provisions:

(a) The right of the Association to charge reasonable fees for maintenance of the common area and streets;

(b) The right of the Association to dedicate or transfer all or any part of the common area to any public agency, authority or utility for such purposes and subject to such conditions as may be agreed to by the members. No such dedication or transfer shall be effective unless an instrument agreeing to such dedication or transfer signed by 2/3 of each class of members has been recorded and through the approval of the public agency.

E-2. MEMBERSHIP AND VOTING RIGHTS

SECTION 1: Every owner of a tract which is subject of assessment shall be a member of the Association. Membership shall be appurtenant to and may not be separated from ownership of any tract which is subject to assessment.

SECTION 2: The Association shall have two classes of voting membership:

Class A: Class A members shall be all owners, with the exception of the Declarant, and shall be entitled to one vote for each tract owned, which may be voted at such time as all tracts are sold by the Declarant. When more than one person holds an interest in any tract, all such persons shall be members. The vote for such tract shall be exercised as they determine, but in no event shall more than one vote be cast with respect to any Tract.

Class B: The Class B member(s) shall be the Declarant and shall be entitled to ten votes per tract owned. The Class B membership shall cease on the happening of either of the following events, whichever occurs earlier.

- (a) when all tracts are sold by declarant, or
- (b) on December 31, 2024

E-3. COVENANT FOR MAINTENANCE ASSESSMENTS

SECTION 1: Creation of the Lien and Personal Obligation of Assessments: The Declarant, for each tract owned within the properties, hereby covenants, and each owner of any tract by acceptance of a deed therefore, whether or not it shall be so expressed in such deed, is deemed to covenant and agree to pay to the Association annual assessment or charges, such assessments to be established and collected as hereinafter provided. The annual assessments, together with interest, costs and reasonable attorney's fees, shall be a charge on the land and shall be a continuing lien upon the property against which each such assessment is made. Each such assessment, together with interest, costs, and reasonable attorneys fees, shall also be the personal obligation of the personal obligation for delinquent assessments shall not pass to his successors in title unless expressly assumed by them.

SECTION 2: Purpose of Assessment: The assessments levied by the Association shall be used as follows:

- (a) For the maintenance and upkeep of all common areas.
- (b) For the maintenance and upkeep of all streets and drainage facilities, including the stormwater detention basin.
- (c) For any purposes deemed in the best interest of the property owners by the Association.

SECTION 3: Annual Assessment: Commencing on ______, the property owners association will assume total responsibility for maintenance of the streets, common areas and the amenities, and assess each property owner and assessment of \$_____ per lot effective ______, and annually thereafter. The fees may be adjusted after ______. The sole intent and purpose of these fees are for operation, maintenance, improvements and other amenities in a manner determined by the association membership.

SECTION 4: Notice and Quorum for Any Action Authorized under Section 3: Written Notice of any meeting called for the purpose of taking any action authorized under Section 3 shall be sent to all members not less than 30 days or more than 60 days in advance of the meeting. At the first such meeting called, the presence of member or proxies entitled to cast 60% of all votes of each class of membership shall constitute a quorum. If the required quorum is not present, another meeting may be called subject to the same notice requirement, and the required quorum at the preceding meeting shall be one-half (1/2) of the required quorum at the preceding meeting. No such subsequent meeting shall be held more than 60 days following the preceding meeting. Only the owners subject to assessment for a particular road shall have the right to vote on the assessment. Each tract as conveyed by Declarant shall have one vote.

SECTION 5: Uniform Rate of Assessment: Both annual and special assessments must be fixed at a uniform rate and may be collect on a semi-annual or annual basis.

SECTION 6: Date of Commencement of Annual Assessments: Due Dates: The annual assessments provided for herein shall commence as to all tract sold by Declarant on the first day of _______. The members shall fix the amount of the annual assessment against each tract at lease thirty (30) days in advance of each annual assessment period. Written notice of the annual assessment shall be sent to every owner subject thereto. The due dates shall be established by the Board of Directors. The Association shall, upon demand, and for a reasonable charge, furnish a certificate signed by an officer of the Association setting forth whether the assessments on a specified tract have been paid. A properly executed certificate of the Association as to the status of assessments is binding upon the Association as of the date of its issuance.

SECTION 7: Effect of Nonpayment of Assessments: Remedies of the Association: Any assessment not paid within (30) days after the due date shall bear interest from the due date at the rate of ten percent per annum. The Association may bring an action at law against the owner personally obligated to pay the same, or foreclose the lien against the property. No owner may waive or otherwise escape liability for the assessments provided for herein by non-use of the common area or abandonment of the property.

SECTION 8: Subordination of the Lien to Mortgages: The lien of the assessments provided for herein shall be subordinate to the lien of any first mortgage. Sale or transfer of any tract shall not affect the assessment lien. However, the sale or transfer of any tract pursuant to mortgage foreclosure or any proceeding in lieu thereof shall extinguish the lien of such assessments as to payments which became due prior to such sale or transfer. No sale or transfer shall relieve such tract from liability for any assessments thereafter becoming due or from the lien thereon.

SECTION 9: Special Assessments for Capital Improvements: In addition to the annual assessments authorized above, the members may levy, in any assessment year, a special assessment applicable to that year only for the purpose of defraying, in whole or in part, the cost of any construction, reconstruction, repair or replacement of a capital improvement upon the streets and drainage facilities, provided that such assessment shall have the assent of two-thirds (2/3) of the votes of each class of member who are voting in person or by proxy at a meeting duly called for this purpose only those members accessed by a particular street may vote on matters pertaining to such street.

PART F. GENERAL PROVISIONS:

F-1. TERM. These covenants are to run with the land and shall be binding on all parties and all persons claiming under them for a period of twenty-five years from the date these covenants are recorded after which time, said covenants shall be automatically extended for successive period of ten years, subject to the express provision that these covenants may be amended at any time after the date of execution hereby by an instrument signed by the members of the Architectural Control Committee and the owner or owners of a majority of the lots herein platted.

F-2. ENFORCEMENT. Enforcement shall be by proceedings at law or in equity against any person or persons violating or attempting to violate any covenant either to restrain violations or to recover damages.

F-3. SEVERABILITY. Invalidation of any one of these covenants by judgment or court order shall in no way affect any of the other provisions which shall remain in full force and effect.

IN WITNESS WHEREOF, the name of Owner is hereby affixed by its members this ______ day of ________, 2017.

THE MAPLES DEVELOPMENT CO., LLC

BY: ____

David Chapman, Member

ACKNOWLEDGEMENT

STATE OF ARKANSAS)
)ss
COUNTY OF SALINE)

On this day appeared before me, a Notary Public, David Chapman, known to me as a member of The Maples Development Co., LLC and acknowledged that he was authorized to execute the foregoing on its behalf and that they had executed same for the consideration and purpose therein mentioned and set forth.

WITNESS my hand and seal this _____ day of _____, 2017.

Notary Public

My commission expires:



BILL OF ASSURANCE Nuckols Estates

PART A. PREAMBLE

WHEREAS, Stephen & Shannon Nuckols is the Owner, by virtue of Instrument #2019-024925, of the following land situated in Saline County, Arkansas, to wit:

<mark>ADD LEGAL</mark>

WHEREAS, Owner has caused said land to be surveyed and a plat thereof made, dividing said land into lots as shown on said plat and showing the dimensions of each lot as known as Nuckols Estates, City of Bryant, Saline County, Arkansas.

NOW THEREFORE, Stephen & Shannon Nuckols in consideration of the purposes herein stated, does hereby designate said land and make part hereof to be known as Nuckols Estates, City of Bryant, Saline County, Arkansas, and that hereafter any conveyance by the Owners of said land by lot number shall forever be held to be good and legal description. The use of the land in said Subdivision being subject to the following Protective and Restrictive Covenants:

PART B. AREA OF APPLICATION

B-1 FULLY PROTECTED RESIDENTIAL AREA. The residential area covenants in Part C in their entirety shall apply to the entire Subdivision.

PART C: RESIDENTIAL AREA COVENANTS:

C-1 LAND USE AND BUILDING TYPE.

Lot 2 shall only be used for residential purposes.

No dwelling shall be effected, altered or placed or permitted to remain on any lot other than:

- One detached single-family dwelling not to exceed two and one-half stories in height excluding basement area.
- Either an attached or detached private garage for not less than two standard sized passenger motor vehicles
- Residential type storage facilities which are constructed onsite:
- Fencing

- Barn type facilities for housing and supplying horses
- One-guesthouse or servants quarters which may be erected as an accessory structure on a lot and which may not be constructed prior to the primary residence
- One carport type facility for housing RV's and Boats.

Lot 1 can be used for commercial, residential, or any use approved by the City.

No lot can be subdivided for any purpose without the prior approval from the Bryant Planning Commission.

C-2 ARCHITECTURAL CONTROL. No dwelling or structure shall be erected, placed or altered on any lot until the construction plans and specifications and a plan showing the location of the structure, including landscaping, have been approved by the architectural control committee as to quality of workmanship and materials, harmony of external design with existing structures, and as to location with respect to topography and finish grade elevation, and intended objectives of the Architectural Control Committee to achieve a subdivision that accomplishes the desired architectural design in the structure and subdivision ascetics. No fence or wall shall be erected, placed or altered on any lot nearer than the setbacks as shown on the Plat. The term structure is defined to include any and all types of fences, antennas, decks, Permanent basketball goals, swimming pools and television satellite dishes, which in no event shall be placed in front of dwellings. Each property owner requesting approval shall submit to the Architectural Control Committee at least two weeks prior to the time approval is needed, a complete set of house plans and completed material and specifications list. Approval shall be a provided in Part D.

C-3. DWELLING COST, QUALITY AND SIZE. No dwelling shall be permitted on Lot 2 unless the dwelling has at least 2500 square feet, it being the intention and purpose of the covenants to assure that all dwellings shall be of a quality of workmanship and materials substantially the same or better than that for the minimum permitted dwelling size. Any dwelling will have a minimum of 2,500 square feet, exclusive of basements, porches, garages, patio and overhangs. Each dwelling shall have a minimum of a two car garage. Brick or Rock foundation. At least 50% of the street facing façade must be Brick or Stone or Concrete Board type Siding. Vinyl siding is allowed so long as other requirements are satisfied. No manufactured houses are allowed, site built homes only.

C-4. BUILDING LOCATION. No building shall be located on any lot, nearer to the side street line, than the minimum building set back lines as shown on the recorded plat. For the purposes of this covenant, eaves and steps shall not be considered as part of the building. No lot shall be subdivided and no more than one dwelling shall be permitted on any one lot.

C-5 BUILDING REQUIRMENTS. All buildings shall meet the requirements of C-3. All fences shall be approved by the Architectural control committee.

C-6 SIDEWALKS. Sidewalk will be required.

C-7. EASEMENTS. Easements for installation and maintenance of utilities and drainage facilities, and construction, repair and maintenance of adequate walls, roofs and eaves are reserved as shown on recorded plat.

C-8. NUISANCES. No noxious or offensive trade or activities shall be carried on, nor shall anything be done thereon which may be or become a nuisance to the neighborhood.

C-9. TEMPORARY STRUCTURES. No structure of a temporary character; tent, shack, pole barn or other out building shall be used on any tract at any time as a residence either temporarily or permanently; except that the developer may have a temporary construction and/or sales office.

C-10 OUT BUILDINGS. Homeowners shall be allowed to construct one outbuilding as provided in section C-1. A primary residence must be constructed prior to any outbuilding., if approved by the Architectural Control Committee and shall conform to the same architectural design and construction of the dwelling. Above ground swimming pools are prohibited.

C-11. SIGNS. No sign of any kind shall be displayed to the public view on Lot 2, except, one professional sign of not more than one square foot; one sign of not more than five square feet advertising the property for sale or rent or any signs used by a builder to advertise the property during the construction and sales period.

C-12. OWNER RESPONSIBILITY. All property owners shall insure that any contractor performing services for the property owner shall comply with the provisions of this Bill of Assurance.

C-13. CONTRACTOR RESPONSIBILITY. No contractor shall damage in any way the utilities or streets in any manor.

C-14. OIL AND MINING OPERATIONS. No oil drilling, oil development operations, oil refining, quarrying or mining operations of any kind shall be permitted upon or in any lot, nor shall oil wells, tanks, tunnels, mineral excavations or shafts be permitted upon or in any lot. No derrick or structures designated for use in boring for oil or natural gas shall be erected, maintained or permitted upon any lot.

C-15. LIVESTOCK AND POULTRY. No animals, livestock of any kind may be raised, bred or kept on any tract, Except One Horse shall be allowed for every one acre owned; that dogs or cats may be kept, on any lot provided that they are not kept, bred or maintained for any commercial purpose and provided that facilities for maintenance of same are approved by the Architectural Control Committee and that the keeping of same does not constitute a nuisance.

C-16. GARBAGE AND REFUSE DISPOSAL. No lot or easement shall be used or maintained as a dumping ground for rubbish. Trash, garbage and other waste shall not be kept except in sanitary containers. There shall be no burning of trash, rubbish, leaves or yard waste.

C-17 SIGHT DISTANCE AT INTERSECTIONS. No fence, wall, hedge or shrub planting which obstructs sight lines at elevations between 2 and 6 feet above the roadways shall be placed

or permitted to remain on any lot corner which the triangular area formed by the street property lines and the line connecting them at points 15 feet from the intersection of street right of way lines, or in the case of a rounded property corner, from the intersection of the street property line extended. The same sight line limitations shall apply on any lot within 10 feet from the intersection of the street property line with the edge of a driveway pavement. No tree shall be permitted to remain within such distances or such intersections unless the foliage line is maintained at sufficient height to prevent obstruction of such sight lines.

C-18. LOT, YARD AND HOME MAINTENANCE. All property owners, after acquisition of any lot, shall keep all grounds and yards mowed, trimmed and clean. All houses shall be painted and stained. No deviation from the original plans shall be permitted without approval of the Architectural Control Committee.

C-19 COMMENCEMENT OF CONSTRUCTION. A property owner must start construction of an approved dwelling within a period of one (1) year from date of purchase. The developer reserves the option to repurchase any lot for the amount of the original purchase price if construction is not commenced within such period of time. This option shall be exercised in writing within a period of thirty (30) days after the one (1) year period.

C-20 COMPLETION OF CONSTRUCTION. Any dwelling must be completed in its entirety within a period of one year from date such construction is commenced.

C-21 MOTOR VEHICLE PARKING. Abandoned or unused motor vehicles shall not be parked or permitted to remain on any lot or within the dedicated street. Boats, recreational vehicles and trailers cannot be parked at the front or side of any dwelling or in the dedicated street and must be parked in back of the dwelling. There shall be no non-functioning vehicles kept on the lot or in view of the public.

PART D. ARCHITECTURAL CONTROL COMMITTEE:

D-1 MEMBERSHIP. The Architectural Control Committee shall be composed of Stephen & Shannon Nuckols. A majority of the committee may designate a representative to act for it. In the event of death or resignation of any member of the committee, the remaining members shall have full authority to designate a successor. Neither the members of the committee nor its designated representative shall be entitled to any compensation for there services performed pursuant to this covenant.

D-2 PROCEDURE. The committee's approval or disapproval as required in these covenants shall be in writing and in the form hereto attached marked Exhibit "A" which, when executed, should be retained by the owner/builder as proof of the Committee's approval. In the event the committee or its designated representative fails to approve or disapprove within 30 days after plans and specification have been submitted to it or in the event no suit to enjoin the construction or compliance with these covenants has been commenced within 180 days after the completion thereof will not be required and the related covenants shall be deemed to have been fully complied with.

PART F. **GENERAL PROVISIONS:**

E-1. TERM. These covenants are to run with the land and shall be binding on all parties and all persons claiming under them for a period of twenty-five years from the date these covenants are recorded after which time, said covenants shall be automatically extended for successive period of ten years, subject to the express provision that these covenants may be amended at any time after the date of execution hereby by an instrument signed by the members of the Architectural Control Committee and the owner or owners of a majority of the lots herein platted.

E-2 ENFORCEMENT. Enforcement shall be by proceedings at law or in equity against any person or persons violating or attempting to violate any covenant either to restrain violations or to recover damages.

E-3 SEVERABILITY Invalidation of any one of these covenants by judgment or court order shall in no way affect any of the other provisions which shall remain in full force and effect.

IN WITNESS WHEREOF, the name of Owner is hereby affixed by its Members this _____ day of , 2020.

Shannon Nuckols

BY:______Shannon Nuckols, MEMBER

ACKNOWLEDGEMENT

STATE OF ARKANSAS)

)ss COUNTY OF SALINE)

On this day appeared before me, a Notary Public, Shannon Nuckols, known to me to be the owner and acknowledged that they were authorized to execute the foregoing on its behalf and that they had executed same for the consideration and purpose therein mentions and set forth.

WITNESS my hand and seal this ____ day of _____, 2020.

My commission expires

Notary Public

 $C:\label{eq:cleonard} Ownloads\NuckolsBOA.doc$



July 16, 2020

Truett Smith City of Bryant 210 Southwest Third St., Bryant, AR 72022

RE: Replat 4910 Springhill Road and Waiver for Half-Street Improvements

Dear Truett:

On behalf of the property owner, Hope Consulting is requesting the review of this replat. The purpose of this replat is to divide this 15-acre parcel into 2 Parcels. It will be an approximately 11-acre parcel retained and a 4-acre parcel sold for the purpose of one single family home.

This replat will have minimal infrastructure improvements needed. Half Street improvements of 500 feet would make this replat not feasible financially if Half Street Improvements are required. Similar requests have been granted previously. We are formally requesting a wavier for Half Street Improvements.

Please feel free to contact me with any questions or concerns or if I can be of any further assistance.

Sincerely,

Jonathan Hope

117 South Market St. Benton, Arkansas 72015 501-315-2626 www.hopeconsulting.com

