

**ORDINANCE NO. 1-2018**

AN ORDINANCE ALLOWING THE UTILIZATION OF CERTAIN PAPER STREETS AND ALLEYWAYS, EXISTING WITHIN THE BOUNDARIES OF THE TOWN OF GILBERT, AS GREENWAYS.

Whereas the Town of Gilbert has a Number of Platted Streets and Alleyways that are Undeveloped and Otherwise Referred to as Paper Streets;

Whereas the Town Council of the Town of Gilbert has Determined that Cedar Street from HWY 333 to Rock Street, Rock Street from Cedar Street, around the North side of the Fire Station, to Duff, Duff from Cedar Street to Main Street, School Street from Church Street to Frost Street, and Cedar Street from Rock Street to Church Street, could Best be Utilized as Greenways for the Residents of the Town of Gilbert and Others;

Whereas the Town Council of the Town of Gilbert intends to Maintain and Enhance said Greenways with Landscaping as well as to Limit Motorized Vehicular Access to Adjoining Residencies and Emergency Vehicles only, with the exception of Electric Powered Golf Carts;

Therefore, Be it Ordained that the Town Council of the Town of Gilbert adopts Ordinance No. 1-2018 Allowing the Utilization of Certain Paper Streets and Alleyways as Greenways.

**PASSED** and **APPROVED** this the 16<sup>th</sup> day of July 2018.

APPROVED:

By: 

**MITCH MORTVEDT**, Mayor

ATTEST:

By: 

**KELLY ALLEN**, Recorder/Treasurer

**ORDINANCE NO. 2-2018**

AN ORDINANCE ALLOWING FOR THE PLAT OF THE TOWN OF GILBERT TO BE AMENDED REGARDING THE LOCATION OF A CERTAIN ALLEYWAY RUNNING BETWEEN BLOCKS D-E-F-J OF THE JORDAN ADDITION AND THE EAST SIDE OF BLOCK 4 AND THE WEST SIDE OF BLOCKS 3 AND 5 OF OLD TOWN

Whereas, lots were bought and sold according to a plat created by G.W. Davis, county surveyor, in 1920 in regards to the Jordan Addition;

Whereas, said lots were bought and sold in relation to the alleyway's current location, an act of dedication;

Whereas, outbuildings were constructed, fences erected and utilities located in reference to the alleyway;

Whereas, the statute of limitation to question its location has expired;

Whereas, it has existed in its current location for ninety-eight years showing acquiescence by the landowners;

Whereas, a survey performed for the Town of Gilbert by Tyler and Harris Land Surveying clearly shows a "jag" in the placement of said alleyway causing two dead ends;

Whereas, the original plat clearly shows the intent of the dedicators was to be an unimpeded thoroughfare between the Jordan Addition and Old Town at a width of twenty feet;

And whereas, the Town of Gilbert intends to amend the Plat of the Town of Gilbert in relation to said alleyway using the services of Tyler and Harris Land Surveying to re-plat its location;

Therefore, Be it Ordained that the Town Council of the Town of Gilbert adopts Ordinance No. 2-2018.

**PASSED** and **APPROVED** this the 17<sup>th</sup> day of SEPT, 2018.  
**APPROVED:**

By: 

**MITCH MORTVEDT**, Mayor  
**ATTEST:**

By: 

**KELLY ALLEN**, Recorder/Treasurer

**ORDINANCE 3-2018**

**AN ORDINANCE ESTABLISHING ACCEPTED TYPES OF RESIDENCES AND STORAGE FACILITIES WITHIN THE LIMITS OF THE TOWN OF GILBERT**

**WHEREAS**, the Town Council of the Town of Gilbert has determined that in order to protect the present and future value of the landowners property within the town limits of the Town of Gilbert certain requirements establishing accepted types of residences and storage facilities is deemed necessary;

**WHEREAS**, all existing structures and storage facilities within the town limits of the Town of Gilbert shall be “grand-fathered” in;

**WHEREAS, HENCEFORTH**, all new residences within the town limits of the Town of Gilbert shall either (1) be built according to the Southern Building Codes standards; (2) be a modular home built according to the Arkansas State Building Code per ACA 20-25-106 *et. seq.*; or (3) be manufactured home built pursuant to Federal Building Code standards pursuant to 42 U.S.C. 5401, *et. seq.* and installed under the guidelines accepted by the State of Arkansas per ACA 14-54-1604 *et. seq.*;

**WHEREAS**, it is the intent of the Town in enacting this ordinance to fully comply with all of the requirements of ACA 14-54-1604 *et. seq.*;

**WHEREAS**, no mobile homes, which by definition can be moved, shall be allowed to be placed on any lot within the Town of Gilbert after this ordinance becomes effective;

**WHEREAS**, no RV’s, Trailers, Campers, Tents, or any other types of structures not permanently affixed to a proper foundation and connected to a state approved septic system will be allowed except for a period of six months if the landowner is in the process of building a permanent place of residence as previously outlined;

**WHEREAS**, any shipping or other container used for storage during the construction phase of a permanent residence shall be removed from the landowner’s property once building is completed or within twelve months, whichever is shorter. Alternately, said container dressed with a façade deemed appropriate by the Town may be allowed to remain on the landowner’s property.

**AND WHEREAS**, waivers and exemptions to these requirements may be granted by the Town Council upon proper petition and on a case by case basis;

**THEREFORE**, be it ordained that the Town Council of the Town of Gilbert hereby adopts Ordinance 3-2018.

**PASSED and APPROVED** this the 17<sup>th</sup> day of December 2018.

APPROVED:

By:  \_\_\_\_\_

**MITCH MORTVEDT**, Mayor

ATTEST:

By:  \_\_\_\_\_

**KELLY ALLEN**, Recorder/Treasurer