

CITY OF DIAMOND CITY RESOLUTION NO. 08-2026

A RESOLUTION OF THE CITY COUNCIL OF DIAMOND CITY, ARKANSAS, AUTHORIZING THE RELOCATION OF THE SWEITZER SIGN TO CITY-OWNED PROPERTY, RECOGNIZING GOOD-FAITH RELIANCE UPON PRIOR CITY ACTION, ESTABLISHING CONDITIONS FOR ITS CONTINUED DISPLAY, AND DECLARING A PUBLIC PURPOSE.

WHEREAS, the City of Diamond City is a city of the second class organized under the laws of the State of Arkansas and possesses the authority to acquire, control, manage, and regulate municipal property for lawful municipal purposes; and

WHEREAS, the City Council has general authority over municipal affairs and the management of municipal property pursuant to Arkansas Constitution Amendment 7 and Arkansas Code Annotated §§ 14-42-307, 14-43-601, and 14-54-101; and

WHEREAS, a sign commonly known as the "Sweitzer Sign" was previously installed within the City in reliance upon actions and approvals granted by City officials; and

WHEREAS, subsequent review determined that the sign did not fully conform to the size and location requirements applicable to residential properties under existing City regulations; and

WHEREAS, the City Council finds no evidence that the property owner intentionally violated any City ordinance and further finds that the owner relied in good faith upon prior City actions; and

WHEREAS, the owner has voluntarily agreed to cooperate with the City in relocating the sign from its current location; and

WHEREAS, the City Council finds that relocation of the sign to a designated City-owned location near the entrance to Diamond City is an equitable resolution of a unique circumstance resulting from prior administrative error; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF DIAMOND CITY, ARKANSAS:

SECTION 1. FINDINGS INCORPORATED.

The foregoing findings are hereby adopted and incorporated as if fully set forth herein.

SECTION 2. AUTHORIZATION OF RELOCATION.

The City Council hereby authorizes the relocation of the Sweitzer Sign from its present location to a

City-approved location on municipal property near the entrance to Diamond City.

SECTION 3. SPECIAL ONE-TIME AUTHORIZATION.

The authorization granted by this Resolution is a one-time accommodation intended solely to resolve a unique situation arising from prior City action and the owner's good-faith reliance thereon.

SECTION 4. CONDITIONS.

1. The sign shall not be enlarged beyond its current dimensions.
2. The sign shall be maintained in a safe and attractive condition.
3. The sign owner shall be responsible for maintenance and repair.
4. The sign shall not interfere with traffic visibility, public safety, utilities, or future public improvements.
5. The City reserves the right to require relocation or removal of the sign if necessary for municipal purposes.

SECTION 5. NO PROPERTY INTEREST CREATED.

Nothing contained herein shall be construed as granting a leasehold, easement, permanent license, or property interest in City-owned property.

SECTION 6. FUTURE SIGN POLICY.

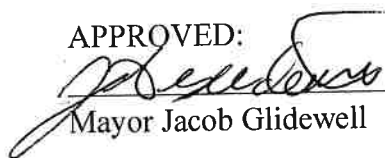
The City Council may develop future sign regulations applicable to business signage and entrance corridor improvements.

SECTION 7. EFFECTIVE DATE.

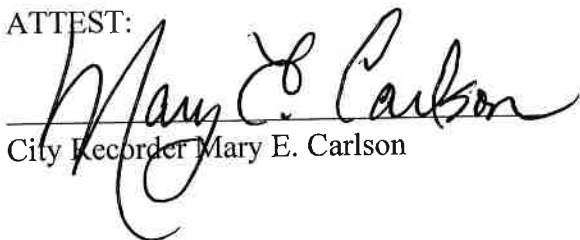
This Resolution shall become effective immediately upon adoption.

PASSED this 23RD day of June, 2026.
CITY OF DIAMOND CITY, ARKANSAS

APPROVED:


Mayor Jacob Glidewell

ATTEST:


City Recorder Mary E. Carlson