

# **Bond Case Briefs**

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## **ZONING & PLANNING - ARKANSAS**

### **MMSC v. Washington County, Arkansas**

**Supreme Court of Arkansas - March 19, 2026 - S.W.3d - 2026 Ark. 56 - 2026 WL 772480**

Landowner appealed quorum court's affirmance of county planning board's denial of its application for a conditional use permit to operate a red-dirt mine in an unincorporated area of county, which was zoned for agricultural and single-family residential use.

After neighbors intervened, the Circuit Court granted neighbors' motion for summary judgment in part, and, following a final hearing, the Court affirmed. Landowner appealed, and the Court of Appeals affirmed. Landowner sought review.

The Supreme Court held that quorum court's denial of landowner's application for a conditional use permit was "quasi-judicial" and thus subject to de novo review; overruling *Bolen v. Washington County Zoning Bd. of Adjustments*, 2011 Ark. App. 319, 384 S.W.3d 33.