

SHERWOOD CITY COUNCIL

January 26, 2015

7:00 P.M.

1. Prayer
2. Pledge of Allegiance
3. Roll Call
4. Approval of minutes of the regular meeting on December 22, 2014, as transcribed.
5. December 2014 financials
6. Sherwood Police Department Award Presentation
7. Committees and/or Commissions:
 - Advertising & Promotion Commission:** Alderman Brooks, Chairman
 - (a) An ordinance providing for the adoption of an Advertising & Promotion Commission Budget for the City of Sherwood, Arkansas, for the twelve month period beginning January 1, 2015, and ending December 31, 2015; appropriating money for each and every item of expenditure therein provided for; declaring an emergency; and for other purposes (Alderman Brooks) **(Read 1 time December 2014)**
 - Civil Service Commission:** Herb Moore, Chairman
 - Parks & Recreation Committee:** Alderman Harmon, Chairman
 - Personnel Committee:** Chairman
 - Planning Commission:** Lucien Gillham, Chairman
 - Senior Citizen Committee:** Jean Harrison, Chairman
 - Sewer Committee:** Amy Sanders, Chairman
 - Street Committee:** Alderman Lilly, Chairman
8. An ordinance approving the purchase of certain real estate authorizing the mayor to agree to said purchase and appropriating funds for said purchase; and for other purposes (Alderman Keplinger) **(Read one time November 2014) (Tabled December 2014)**
9. A resolution approving the address change for two residential structures on Ridgelea Avenue (Mayor Young) **(Passed one month at December 2014 meeting)**
10. Ordinance No. 1976- Ordinance establishing meeting times, procedures and rules for city council meetings for the City of Sherwood, Arkansas; and for other purposes (Mayor Young)

11. An ordinance adopting the 2010 Arkansas Mechanical Code, as amended, for the City of Sherwood, Arkansas, and for other purposes (Mayor Young)
12. An ordinance adopting for the City of Sherwood, Arkansas, the 2012 Edition of the Arkansas Fire Prevention Code, comprised of Volume 1 – Fire, Volume 2 – Building, and Volume 3 – Residential, as amended; repealing conflicting ordinance (Mayor Young)
13. State of the City
14. Old Business
 - Alderman McMinn-Update Hidden Lake Estate
15. New Business
16. Announcement(s)
 - February Animal Shelter announcements: Free Sweetheart Pet Adoption Special; Free adoption on Tuesday, February 24, 2015, 11:00 a.m. – 4:00 p.m. in honor of World Spay Day and Spay/Neuter Awareness Month (Contact Animal Shelter (501) 834-2287 for more details)
17. Adjourn

ORDINANCE NO. _____

AN ORDINANCE PROVIDING FOR THE ADOPTION OF AN ADVERTISING AND PROMOTION COMMISSION BUDGET FOR THE CITY OF SHERWOOD, ARKANSAS, FOR THE TWELVE MONTH PERIOD BEGINNING JANUARY 1, 2015, AND ENDING DECEMBER 31, 2015; APPROPRIATING MONEY FOR EACH AND EVERY ITEM OF EXPENDITURE THEREIN PROVIDED FOR; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, Section 2 of Act No. 1959 provides that the City Council shall adopt an annual Advertising and Promotion Commission Budget for the operating of the City for the calendar year; and

WHEREAS, it is the opinion of the City Council that the schedules and exhibits of the final information prepared, as well as the expenditures for the calendar year, appear to be accurate as possible for budgetary purposes;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SHERWOOD, ARKANSAS, THAT:

Section 1. This ordinance shall be known as the Advertising and Promotion Commission Budget Ordinance for the City of Sherwood, Arkansas, for the twelve (12) month period beginning January 1, 2015, and ending December 31, 2015, reflecting estimated revenues and expenditures. The revenues therein are estimated to be **\$1,153,000.00** and the expenditures therein are estimated to be **\$1,153,000.00** and are subject to change, and all appropriations are calculated on said available revenues, a summary of which is attached and made a part of this ordinance.

Section 2. The respective amounts of funds for each and every item or class therein proposed for 2015 are hereby approved by the City Council of Sherwood, Arkansas, and are hereby authorized and appropriated for the purposes therein set forth for the calendar year ending December 31, 2015.

Section 3. The appropriation was prepared by reason of the fact that the City of Sherwood adopts an annual Advertising and Promotion Commission Budget beginning January 1, and ending December 31, of each year in order to operate the City Government.

Section 4. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 5. If any part or parts of this ordinance are declared void or unconstitutional for any reason, it shall not affect the remaining parts of this ordinance.

Section 6. Now, therefore, an emergency is hereby declared to exist; and this ordinance, being necessary for the preservation of public peace, health, and safety, shall take effect and be in force immediately upon its passage and approval.

ADOPTED on this ___ day of _____ 2014.

Virginia R. Young, Mayor

ATTEST:

Angela Nicholson, City Clerk

APPROVED AS TO FORM:

Stephen Cobb, City Attorney

ORDINANCE NO. _____

AN ORDINANCE PROVIDING FOR THE ADOPTION OF AN ADVERTISING AND PROMOTION COMMISSION BUDGET FOR THE CITY OF SHERWOOD, ARKANSAS, FOR THE TWELVE MONTH PERIOD BEGINNING JANUARY 1, 2015, AND ENDING DECEMBER 31, 2015; APPROPRIATING MONEY FOR EACH AND EVERY ITEM OF EXPENDITURE THEREIN PROVIDED FOR; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, Section 2 of Act No. 1959 provides that the City Council shall adopt an annual Advertising and Promotion Commission Budget for the operating of the City for the calendar year; and

WHEREAS, it is the opinion of the City Council that the schedules and exhibits of the final information prepared, as well as the expenditures for the calendar year, appear to be accurate as possible for budgetary purposes;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SHERWOOD, ARKANSAS, THAT:

Section 1. This ordinance shall be known as the Advertising and Promotion Commission Budget Ordinance for the City of Sherwood, Arkansas, for the twelve (12) month period beginning January 1, 2015, and ending December 31, 2015, reflecting estimated revenues and expenditures. The revenues therein are estimated to be **\$1,500,000.00** and the expenditures therein are estimated to be **\$1,500,000.00** and are subject to change, and all appropriations are calculated on said available revenues, a summary of which is attached and made a part of this ordinance.

Section 2. The respective amounts of funds for each and every item or class therein proposed for 2015 are hereby approved by the City Council of Sherwood, Arkansas, and are hereby authorized and appropriated for the purposes therein set forth for the calendar year ending December 31, 2015.

Section 3. The appropriation was prepared by reason of the fact that the City of Sherwood adopts an annual Advertising and Promotion Commission Budget beginning January 1, and ending December 31, of each year in order to operate the City Government.

Section 4. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 5. If any part or parts of this ordinance are declared void or unconstitutional for any reason, it shall not affect the remaining parts of this ordinance.

Section 6. Now, therefore, an emergency is hereby declared to exist; and this ordinance, being necessary for the preservation of public peace, health, and safety, shall take effect and be in force immediately upon its passage and approval.

ADOPTED on this ___ day of _____ 2015.

Virginia R. Young, Mayor

ATTEST:

Angela Nicholson, City Clerk

APPROVED AS TO FORM:

Stephen Cobb, City Attorney

Sherwood A P Commission
2015 Budget

Revenue	Source	Amount
200-005	Restaurant/Hotel Tax	\$ 816,000.00
201-005	Interest Earned	\$ 700.00
202-005	Contributions - Trail of Lights	\$ 34,000.00
203-005	Misc. Receipts	\$ 300.00
700-005	Income from Sherwood Fest	\$ 1,500.00
705-005	Income from 4th of July	\$ 500.00
	Reserve Funds	\$ 647,000.00
	Total Revenues	\$ 1,500,000.00

Expenses	Category	Amount
507-005	Parks & Rec. Contribution	\$ 360,000.00
79000-005	Capitol Disbursements	\$ 847,000.00
72500-005	Trail of Lights	\$ 125,000.00
78900-005	Building Maintenance	\$ 45,000.00
70385-005	Parks & Rec. Expense Allowance	\$ 10,000.00
70260-005	4th of July Celebration Expense	\$ 15,000.00
70261-005	Sherwood Fest Expense	\$ 30,000.00
70200-005	Advertising	\$ 15,000.00
501-005	Chamber & Economic Dev.	\$ 50,000.00
503-005	Contingency	\$ 1,500.00
70205-005	Festival of Trees Reception	\$ 500.00
71000-005	Office Supplies	\$ 1,000.00
	Total Expenses	\$ 1,500,000.00

City of Sherwood A & P Commission

2015 Budget Explanation Page

Income.....1,500,000

2% Hotel & Restaurant tax (\$68,000 x 12 months = \$816,000), Enchanted Forest donations (\$34,000), Sherwood Fest (\$1,500), 4th of July (\$500), Misc. Rcpts. (\$300), Int. Earned (\$700) & money from reserves (\$647,000).

Expenses.....1,500,000

Parks & Rec. Contribution..... \$360,000

\$20,000 per month – Bill Harmon Recreation Center & \$10,000 per month – North Hills Park.

Capitol Disbursements.....\$847,000

\$300,000 - phase 1 of a planned splash pad, \$200,000 - new pavilion at Sherwood Forest, \$300,000 holdover from 2014 budget – new grandstand for Field 1 & \$47,000 holdover from 14 budget – maintenance shed for the Greens at North Hills

Trail of Lights.....\$125,000

This money is used to pay for electricity, bulb replacement, the groups to man the trail, the candy canes, the reception & any other expenses associated with the trail. This also includes the displays we purchase through the donations received.

Building Maintenance.....\$45,000

\$5,000 - new PA system at the Greens (upstairs) & \$40,000 - to pave the area around the concession stand at the softball complex.

Parks & Rec. Expenses Allowance.....\$10,000

This money is to be used for expenses associated with the Lady Razorback softball game, Busch Classic & other as needed.

4th of July Celebration.....\$15,000

This is used to pay for the fireworks, food, advertising and other costs associated with this event.

Sherwood Fest.....\$30,000

This is used to pay for advertising, supplies, fireworks, bands & any other expenses associated with this event.

Advertising\$15,000

This is to be used towards large ads.

Chamber Expenses..... \$50,000

\$3,000 - grant for expenses associated with the Sherwood Christmas Parade. \$40,000 - reimbursement basis for Economic Development. \$7,000 - Branding & other Advertising.

Contingency.....\$1,500

This is for any foreseen expenses that could arise throughout the year.

Festival of Trees Reception..... \$500

This is used to purchase food & drinks for the reception held the first week in December at the Greens.

Office Supplies.....\$1,000

This is used for forms, stationary, etc. that are used in conjunction with A & P business.

ORDINANCE NO. _____

AN ORDINANCE APPROVING THE PURCHASE OF CERTAIN REAL ESTATE AUTHORIZING THE MAYOR TO AGREE TO SAID PURCHASE AND APPROPRIATING FUNDS FOR SAID PURCHASE, AND FOR OTHER PURPOSES

WHEREAS, The City of Sherwood is nearing completion of the "Round Top" restoration, and

WHEREAS, The current lot containing the restoration project does not have adequate space for parking of City vehicles,

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

Section 1. The City Council hereby approves the purchase of the property offered for sale by the Richard and Carolyn Smith Trust pursuant to the terms as set forth in Exhibit "A" attached hereto. The Mayor is authorized to enter into a contract for this purchase pursuant to the terms offered in Exhibit "A".

Section 2. The City Council hereby appropriates the sum of \$14,000.00 plus closing expenses from the general fund for the purchase of the subject property.

ADOPTED on this _____ day of _____ **2015.**

Virginia R. Young, Mayor

ATTEST:

Angela Nicholson, City Clerk

APPROVED AS TO FORM:

Stephen Cobb, City Attorney

RESOLUTION NO. _____

A RESOLUTION APPROVING THE ADDRESS CHANGE FOR TWO RESIDENTIAL STRUCTURES ON RIDGELEA AVENUE

Whereas; There are two structures in the 200 block of Ridgelea Avenue that have addresses that are not in accordance with the addressing standards for that subdivision, and

Whereas; There is a concern that this could cause confusion among the traveling public, including emergency service providers;

Now, therefore be it resolved by the City Council of Sherwood, Arkansas

Section 1. Lot 15, Block 3 Witts Addition shall be re-addressed to 203 Ridgelea Avenue.

Section 2. Lot 14, Block 3 Witts Addition shall be re-addressed to 205 Ridgelea Avenue.

ADOPTED on this _____ day of **January 2015**.

Virginia R. Young, Mayor

ATTEST:

Angela Nicholson, City Clerk

APPROVED AS TO FORM:

Stephen Cobb, City Attorney

ORDINANCE NO. 1976

AN ORDINANCE ESTABLISHING MEETING TIMES, PROCEDURES AND RULES FOR CITY COUNCIL MEETINGS FOR THE CITY OF SHERWOOD, ARKANSAS AND FOR OTHER PURPOSES

WHEREAS, Pursuant to Ark. Code Sec. 14-43-501 The City Council of Sherwood, Arkansas adopts the following rules and procedures;

Section 1. Regular Meeting City Council meetings shall commence at 7:00 p.m. beginning with the February 2013, meeting and continue to meet at that time henceforth. Regular council meetings shall be the fourth Monday of each month. All City Council meetings, except as otherwise provided, shall be held in the City Council Chambers in City Hall.

Section 2. Agenda Items for the Council Meeting agenda shall be due to the City Clerk no later than noon the Tuesday prior to the meeting. Items can be added after the agenda deadline only upon a Council 2/3's vote to suspend the rules.

Section 3. Voting Procedure City Clerk shall call roll in a random order on all votes of the council.

Section 4. Meeting Chairman (a) The Mayor shall be the presiding officer at all City Council meetings unless he/she is absent at which case a member of the Council be elected to serve as chair for that meeting. The Mayor/ Chair will be the responsible party with respect following the agenda, the recognition of Council members when requested to speak or to regulate and moderate citizen comment during the meeting.

(b) During the City Council meetings the City Council members shall assist in preserving order and decorum and will follow the procedures of the Council.

(c) A City Council member desiring to speak shall address the Mayor or Chairman and upon recognition by the presiding officer shall confine discussion to the question under debate or discussion.

Section 5. Public attendance Citizens and other visitors are welcome to attend all public meetings of the City Council and will be admitted to City Council Chambers or any other room in which the City Council is meeting up to the fire safety capacity of the room. Everyone attending the meeting shall refrain from private conversation while the City Council is in session.

Section 6. Meeting Decorum (a) Citizens and other visitors attending City Council meetings shall observe the same rules of propriety; decorum and good conduct applicable to members of the City Council. Any person making personal, impertinent, profane or slanderous remarks or who becomes boisterous while addressing the City Council or while attending the City Council meeting shall be removed from the room at the request of the Chair and that person shall be barred from further attendance before the City Council during that session of the City Council. If the Mayor or presiding officer fails to act, any member of the City Council may move to require enforcement of the rules and an affirmative vote or majority of City Council shall require the Mayor or Chair to act.

(b) Unauthorized remarks from the audience, stamping of feet, whistles, yells and similar demonstrations shall not be permitted by the Mayor/Chair who will direct the removal of the offenders from the room.

Section 7. Public Comment (a) Public comments concerning specific items for the City Council meetings shall be made at the time that issue has been reached upon the agenda. The City Clerk shall make available a sign in sheet to include name and address of person(s) addressing council. Speakers shall be limited to 5 minutes each in their address to the Council and it shall be the discretion of the Mayor or City Council that if speakers are repeating the same information or otherwise providing redundant information, that public comment on the issue will cease.

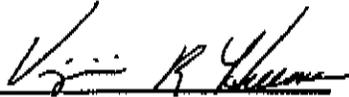
(b) Other public comment regarding items that are not on the agenda shall be made at the conclusion of the meeting after the recognition of the speaker by the Mayor or Chair. Citizens likewise are restricted to 5 minutes in their address to the City Council.

(c) All citizens comments to the City Council shall be comments to the Council by citizens and will not be a discussion between City Council members and the citizens speaking.

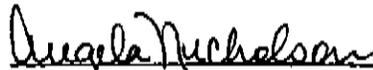
Section 8. Revocation of Prior Ordinances All previous Ordinances found to be in conflict with this Ordinance are hereby repealed to the extent of the conflict. Any portion of this Ordinance found to be void or invalid shall not affect the remaining portions.

Section 9. Emergency It having been determined that this Ordinance is necessary for the proper organization of City government, an emergency is hereby declared. This Ordinance shall be in immediate effect from and after its passage.

ADOPTED on this 28th day of January 2013.


Virginia R. Hillman, Mayor

ATTEST:


Angela Nicholson, City Clerk

APPROVED AS TO FORM:


Stephen Cobb, City Attorney

ORDINANCE NO. _____

AN ORDINANCE ADOPTING THE 2010 ARKANSAS MECHANICAL CODE, AS AMENDED, FOR THE CITY OF SHERWOOD, ARKANSAS, AND FOR OTHER PURPOSES.

WHEREAS, the City Council has determined that it is in the best interest of the citizens of Sherwood, Arkansas, for the city to adopt a Code of Regulations governing the installation of heating and air conditioning systems.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SHERWOOD, ARKANSAS, THAT:

SECTION 1: That there is hereby adopted by the City of Sherwood the *2010 ARKANSAS MECHANICAL CODE*, save and except such portions as amended in Section 2 below. These rules and regulations are adopted in an attempt to ensure safe mechanical installations including alterations, repairs, replacements, equipment, appliances, fixtures, fittings and appurtenances thereto, so as to safeguard life, health, and the public welfare.

SECTION 2: Permit fees for this code are hereby amended and regulated by the City of Sherwood Ordinance 1600 instead of the Schedule of Permit Fees, (Appendix B), found in this code.

SECTION 3: Three (3) copies of this code have been and are now on file in the office of the Clerk and/or Building Official of the City of Sherwood, Arkansas, and the same are hereby adopted and incorporated, as amended, as if set out at length herein. From the date on which this ordinance shall take effect, the provisions of the aforementioned code shall be controlling the construction of all buildings and other structures within the corporate city limits of the City of Sherwood, Arkansas, except as regulated by other ordinances of the City of Sherwood Municipal Code.

SECTION 4: Penalty – Arkansas state law (Arkansas Code Annotated sec.15-55-102) empowers municipal corporations to adopt ordinances to provide for the safety, health, comfort, and convenience of inhabitants of the city. Violations of the mechanical code shall be considered a violation of this ordinance, and shall be punishable as a misdemeanor offense. Violation of any of the mechanical code adopted as a result of this Ordinance or other provisions of this Ordinance shall be punishable by a fine up to \$250.00. Each day that said violation continues shall be a separate offense and each day subsequent to the first day of the violation shall be punishable by a fine of up to \$250.00 per day.

SECTION 5: All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict. The provisions of this ordinance are hereby declared to be severable, and if any provisions shall for any reason be illegal or invalid, such holding shall not affect the validity of the remainder of this ordinance.

SECTION 6: This ordinance being necessary for the development of the City of Sherwood, and the protection of the public health, safety, and welfare of the citizens of Sherwood, Arkansas, this ordinance shall be in full force 30 days after the adoption thereof.

ADOPTED on this ____ day of **January 2015**.

Virginia R. Young, Mayor

ATTEST:

Angela Nicholson, City Clerk

APPROVED AS TO FORM:

Stephen Cobb, City Attorney

ORDINANCE NO. _____

AN ORDINANCE ADOPTING FOR THE CITY OF SHERWOOD, ARKANSAS, THE 2012 EDITION OF THE ARKANSAS FIRE PREVENTION CODE, COMPRISED OF VOLUME 1 - FIRE, VOLUME 2 - BUILDING, & VOLUME 3 - RESIDENTIAL, AS AMENDED, REPEALING CONFLICTING ORDINANCES.

WHEREAS, the City Council has determined that it is in the best interest of the citizens of Sherwood, Arkansas, for the city to adopt the 2012 editions of the Arkansas Fire Prevention Code, Volumes 1, 2, & 3, as amended, regulating and governing, in the City of Sherwood:

- a) the safeguarding of life and property from fire and explosion hazards arising from the storage, handling, and use of hazardous substances, materials and devices, and from conditions hazardous to life or property in the occupancy of buildings and premises;
- b) the construction, alteration, movement, enlargement, replacement, repair, equipment, use and occupancy, location, maintenance, removal, and demolition of every building or structure or any appurtenances connected or attached to such buildings or structures;
- c) the proper inspection activities relating to the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, use, or maintenance of one- and two-family dwellings and townhouses, and other buildings, structures, and premises; providing for the issuance of permits and collections of fees therefore;
- d) the minimum requirements to safeguard the public health, safety and general welfare, the structural strength, means of egress facilities, stability, sanitation, adequate light and ventilation, energy conservation, workmanship, and safety to life and property from fire and other hazards attributed to the built environment;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SHERWOOD, ARKANSAS:

SECTION 1: That there is hereby adopted by the City of Sherwood, the 2012 edition of the Arkansas Fire Prevention Code, Volumes 1, 2, & 3, save and except such portions as amended, in Sections 2-4 below. These rules and regulations are adopted, regulating and governing:

- a) the safeguarding of life and property from fire and explosion hazards arising from the storage, handling, and use of hazardous substances, materials and devices, and from conditions hazardous to life or property in the occupancy of buildings and premises;
- b) the construction, alteration, movement, enlargement, replacement, repair, equipment, use and occupancy, location, maintenance, removal, and demolition of every building or structure or any appurtenances connected or attached to such buildings or structures;
- c) the proper inspection activities relating to the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, use, or maintenance of one- and two-family dwellings and townhouses, and other buildings, structures, and premises; providing for the issuance of permits and collections of fees therefore;

d) and, the minimum requirements to safeguard the public health, safety and general welfare, the structural strength, means of egress facilities, stability, sanitation, adequate light and ventilation, energy conservation, workmanship, and safety to life and property from fire and other hazards attributed to the built environment.

SECTION 2: The following sections of *Volume 1 - Fire*, are hereby amended:

Section 108: Replace with:

Section 108: Appeals. In order to hear and decide appeals of orders, decisions or determinations made by the building official relative to the application and interpretation of this code, appeals must be submitted in writing stating the specific items, orders, decisions, or determinations in dispute. Appeals will be formally submitted to the Arkansas State Fire Marshall or his assigns to obtain a ruling.

SECTION 3: The following sections of *Volume 2 - Building*, are hereby amended:

Section 105.2: Omit: Items 1 & 2. Permit is required for storage buildings and fences.

Section 112: Replace with:

Section 112: Appeals. In order to hear and decide appeals of orders, decisions or determinations made by the building official relative to the application and interpretation of this code, appeals must be submitted in writing stating the specific items, orders, decisions, or determinations in dispute.
Appeals will be formally submitted to the Arkansas State Fire Marshall or his assigns to obtain a ruling.

Section 1612.3: Insert: (The City of Sherwood), (August 16, 1995)

Section 3412.2: Insert: (March 27, 1967)

SECTION 4: The following sections of *Volume 3 - Residential*, are hereby amended:

Section R105.2: Omit: Items 1 & 2. Permit is required for storage buildings and fences.

Section R105.5: Replace with:

R105.5 Expiration. Any residential building permit that is issued by the City of Sherwood shall become invalid after 12 months from the date of issuance. Every permit issued shall become invalid unless the work authorized by such permit is commenced within 180 days after its issuance, or if the work authorized by such permit is suspended or abandoned for a period of 180 days after the time the work is commenced. One 90 day extension may be granted at no cost if request is made in writing to the Permit & Planning Department for good cause. After a ninety day extension is expired, a replacement permit good for an additional 90 days for completion may be obtained by paying 50% of the original building permit costs, if request is made in writing to the Permit & Planning Department for good cause.

Section R112: Replace with:

Section R112: Appeals. In order to hear and decide appeals of orders, decisions or determinations made by the building official relative to the application and interpretation of this code, appeals must be submitted in writing stating the specific items, orders, decisions, or determinations in dispute.

Appeals will be formally submitted to the Arkansas State Fire Marshall or his assigns to obtain a ruling.

SECTION 5: That, pursuant to Volume 2 - Building, section 108.2, the attached building permit fee schedule is adopted and incorporated into this ordinance word for word as if set forth therein, except for new homes.

Section 5.1: That the building permit fee for new homes will be calculated at the rate of \$0.16 per square foot under roof.

SECTION 6: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 7: Three (3) copies of this code have been and are now on file in the office of the Clerk and/or Building Official of the City of Sherwood, Arkansas, and the same are hereby adopted and incorporated, as amended, as if set out at length herein. From the date on which this ordinance shall take effect, the provisions of the aforementioned code shall be controlling the construction of all buildings and other structures within the corporate city limits of the City of Sherwood, Arkansas.

SECTION 8: The provisions of this ordinance are hereby declared to be severable, and if any provisions shall for any reason be illegal or invalid, such holding shall not affect the validity of the remainder of this ordinance.

SECTION 9: This ordinance being necessary for the development of the City of Sherwood, and the protection of the public health, safety, and welfare of the citizens of Sherwood, Arkansas, this ordinance shall be in full force effective March 1, 2015.

ADOPTED on this ___ day of **January 2015**.

Virginia R. Young, Mayor

ATTEST:

Angela Nicholson, City Clerk

APPROVED AS TO FORM:

Stephen Cobb, City Attorney

ORDINANCE NO. 569

AN ORDINANCE AMENDING ORDINANCE NO. 536; REPEALING ORDINANCE NO. 147; SETTING BUILDING PERMIT FEES: DECLARING AN EMERGENCY AND FOR OTHER PURPOSES.

WHEREAS, the City of Sherwood has adopted the 1979 edition of the Standard Building Code whereby it is necessary to obtain a building permit for the City of Sherwood in order to construct any structure within the City of Sherwood and WHEREAS, it is in the best interest of the City of Sherwood to amend the Ordinance No. 536, repealing and superseding Ordinance No. 147, in order to provide for a method of controlling proper development of the City of Sherwood, Arkansas.

NOW; THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SHERWOOD, ARKANSAS:

SECTION 1: That Ordinance No. 536 is hereby amended as follows:

PERMIT FEE SCHEDULE FOR STRUCTURES IN THE
CITY OF SHERWOOD

(Includes Fences, Retainer Walls, Storm Cellars, Swimming Pools and other structures)

<u>TOTAL VALUATION</u>	<u>FEE</u>
Up to \$500	\$ 3.00
\$500 to \$1,000	\$ 5.00
\$1,000 to \$3,000	\$10.00
\$3,000 to \$50,000	\$10.00 Minimum plus \$2.00 for each additional thousand up to \$100,000. (Maximum - \$100.00)
\$50,000 to \$100,000	\$100.00 Minimum plus \$1.50 for each additional thousand up to \$100,000. (Maximum - \$150.00)
\$100,000 to \$500,000	\$150.00 Minimum plus \$1.00 for each additional thousand up to \$500,000. (Maximum - \$500.00)
\$500,000 up	\$500.00 minimum plus \$.75 for each additional thousand.

CHURCHES - Main Buildings and additions: Permits required. No permit fees. Permits required for other church accessory

structures with permit fees according to Fee Schedules.

PUBLIC SCHOOLS - Structure Permits Required. No permit Fees.

MUNICIPAL STRUCTURES - Permits Required. No permit fees.

SECTION 2: The penalty for violation of this Ordinance shall be not less than \$100.00 and not more than \$500.00 and each day this ordinance is violated shall be a separate offense.

SECTION 3: If any part or parts of this ordinance are declared void or unconstitutional for any reason, it shall not affect the remaining parts of this ordinance.

SECTION 4: An emergency is hereby declared to exist affecting the public health, safety and welfare of the City of Sherwood and; therefore, this ordinance shall take effect and be in full force and effect immediately after its passage.

PASSED AND APPROVED by the City Council this 26th day of September, 1983.

JACK P. EVANS, MAYOR

ATTEST:

AMY SANDERS, CITY CLERK