

ORDINANCE NO. 2016- 02

CITY OF ELM SPRINGS, ARKANSAS

**AN ORDINANCE REINSTATING AND AMENDING ORDINANCE NO. 2012-06
REGARDING SEWER CAPACITY CHARGE IN THE CITY OF ELM SPRINGS, AR**

WHEREAS, on February 21, 2005, the City Council of the City of Elm Springs, Arkansas, adopted Ordinance No. 2005-02 establishing an assessment of a Capacity Charge of \$2,000.00 at the time the Building and/or Sewer Permit is issued; and

WHEREAS, on October 21, 2013, the City Council of the City of Elm Springs, Arkansas, adopted Ordinance No. 2013-10 to eliminate the assessment of a Capacity Fee of \$2,000 at the time the Building and/or Sewer permit is issued; and

WHEREAS, the City Council of Elm Springs, Arkansas has determined that due to increased sewer maintenance, capacity and growth that the assessment fee shall be increased to \$2,500.00 to meet the demand; and

WHEREAS, it is in the best interest of the City of Elm Springs, Arkansas to amend and reinstate Ordinance No. 2012-06 which authorizes the collection of a Capacity Charge to be assessed at the time the Building and/or the Sewer permit is issued

NOW THEREFORE, BE IT ORDAINED, by the City Council of the City of Elm Springs, as follows:

Section 1: That the City of Elm Springs, Arkansas shall reinstate and increase the assessment of a Capacity Fee to \$2,500.00 at the time a Building and/or the Sewer Permit is issued.

Section 2: Emergency Clause: it is declared by the City Council that an emergency exists, it being necessary to immediately address the continued operation and maintenance of the of the sewer system and this ordinance shall be and is effective from the date of its passage.

PASSED AND APPROVED this 21 day of April, 2016.

APPROVED:


Harold Douthit, Mayor

ATTEST:


Glenda Pettus, City Clerk/Recorder

PROOF OF POSTING OF ORDINANCE

STATE OF ARKANSAS

COUNTY OF Washington

We, Harold Daulton and Glenda Pottus, do solemnly swear that as Mayor and City Clerk, respectively, of and for the City of Elm Springs, Washington County, Arkansas that a certified copy of Ordinance No. 2016-03 (the "Amend zoning" Ordinance") was, on the 22 day of April, 2016, duly posted in five (5) separate and distinct places inside the corporate limits of the City in accordance with Ordinance No. 01-10 and that the Ordinance remained posted for thirty (30) days.

DATED this 22 day of April, 2016.

Harold Daulton
Mayor

Glenda Pottus
City Clerk

(SEAL)

SUBSCRIBED AND SWORN to before me, a Notary Public, on this 22nd Day of April, 2016.

Miranda Taylor
Notary Public

My Commission Expires:
May 6, 2023

MIRANDA TAYLOR
BENTON COUNTY
NOTARY PUBLIC - ARKANSAS
My Commission Expires May 06, 2023
Commission No. 12394323