

ORDINANCE NO. 2019-25

AN ORDINANCE TO ADOPT NEW BORING FEES FOR WATER AND SEWER CONNECTIONS

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PRAIRIE GROVE, ARKANSAS, THAT:

Section One: Title. This Ordinance shall be known as the Boring Fee

Amendment of 2019.

Section Two: Section 10.12.01C Amended. Section 10.12.01 C of the Prairie Grove

Municipal Code is amended to read as follows:

C. Tapping Fee The following schedule of fees and charges will be in effect for new service connections to the water and sewer system.

Water Connection Charge

	<u>City</u>	<u>Rural</u>
3/4" taps	\$800	\$1000
1" taps	\$950	\$1150
1-1/2" taps	\$ 1800	\$2000
2" taps	\$ 2500	\$2750
>2" taps will be charged based on prepared cost estimates at time of construction		

Sewer Connection Charge

4" taps	\$600
6" taps	\$1200
8" taps	\$2300
>8"	additional \$1200 for every 2"

Boring Charge

All bores will be based on actual cost at time of construction.

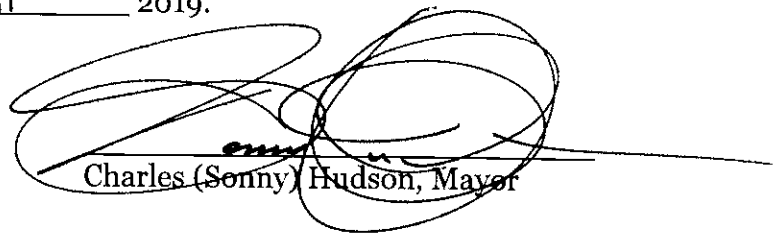
Section Three: Effective Date. This Ordinance shall become effective from and after 60 days of its posting unless an Emergency Clause is affixed.

Section Four: Repealing Clause. Ordinances or parts thereof in force at the time that this ordinance shall take effect that are in conflict herewith, are hereby repealed.

Section Five: Saving Clause. Nothing herein shall be deemed to affect any rights or obligations existing at the time of the passage of this ordinance.

Section Six: Severability Clause. In the event any portion of this ordinance is declared inoperative or invalid as a result of a statute or judicial decision, then only that portion expressly so declared to be inoperative or invalid shall be affected thereby and all other provisions hereof shall remain in full force and effect.

Approved this 19 day of August 2019.


Charles (Sonny) Hudson, Mayor

(Attest)


Christine Kelly, Clerk

ORDINANCE NO. 2019-26

AN ORDINANCE TO AMEND PROVISIONS REGARDING SOLID WASTE RATES.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PRAIRIE GROVE, ARKANSAS, THAT:

Section One: Title. This Ordinance shall be known as the Solid Waste Rate Ordinance of 2019.

Section Two: Section 5.04.08 Amended. The table of residential rates at the beginning of Section 5.04.08 of the Prairie Grove Municipal Code is amended to read as follows:

Residential

Level No. 1 is a residential user whose use does not exceed Fifty-two 15-gallon containers per year	\$8.50/month
Level No. 2 is a residential user whose use does not exceed Fifty-two 32-gallon containers, or One hundred and Four 15-gallon containers per year, or One 32-gallon tipper cart	\$10.00/month
Level No. 3 is a residential user whose use does not exceed Seventy-eight 32-gallon containers or One hundred and Fifty-six 15-gallon containers per year	\$12.75/month
Level No. 4 is a residential user whose use does not exceed One hundred and four 32-gallon containers, or Two hundred and Eight 15-gallon containers per year, or One 64-gallon tipper cart	\$14.25/month
Level No. 5 is a residential user whose use does not exceed One hundred and thirty 32-gallon containers or Two hundred and Sixty 15-gallon containers per year	\$16.75/month
Level No. 6 is a residential user whose use does not exceed One hundred and Fifty-six 32-gallon containers, or Three hundred and Twelve 15-gallon containers per year, or One 96-gallon tipper cart	\$19.50/month

Level No. 7 is a residential user whose use does not exceed
Two hundred and Eight 32-gallon containers, or
Four hundred and Sixteen 15-gallon containers per year, or
Two 64-gallon tipper carts \$25.00/month

Level No. 8 is a residential user whose use does not exceed
Two 96-gallon tipper carts \$30.00/month

Tipping Cart Requirements

Lids must be closed with trash inside. If the lid is raised more than one inch because of excess trash, an additional charge of \$5.00 per bag in excess of the cart capacity shall be charged.

The City will supply and sell approved trash carts at approximate cost to the customer. Only the carts sold and approved by the City for use may be utilized. A customer who purchases an approved cart shall own the cart. Any cart requiring maintenance or that does not function with the City's equipment will not be accepted for use until brought into compliance.

Section Three: Provisions Maintained. All provisions of Section 5.04.08 beginning with **Residential apartments** and beyond are not affected and shall remain in force.

Section Four: Effective Date. This Ordinance shall become effective from and after 30 days of its posting.

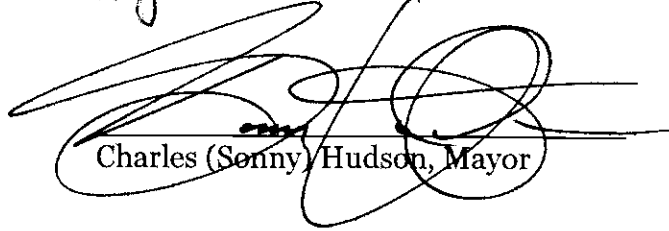
Section Five: Repealing Clause. Ordinances or parts thereof in force at the time that this ordinance shall take effect that are in conflict herewith, are hereby repealed.

Section Six: Saving Clause. Nothing herein shall be deemed to affect any rights or obligations existing at the time of the passage of this ordinance.

Section Seven: Severability Clause. In the event any portion of this declared inoperative or invalid as a result of a statute or judicial decision, then only that portion expressly so declared to be inoperative or invalid shall be


affected thereby and all other provisions hereof shall remain in full force and effect.

Approved this 19 day of August 2019.



Charles (Senny) Hudson, Mayor

(Attest)



Christine Kelly, City Clerk

ORDINANCE NO. 2019-27

AN ORDINANCE TO ADD PROVISIONS REGARDING THE PROVISION OF SEWER SERVICE TO CUSTOMERS OF WASHINGTON WATER AUTHORITY

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PRAIRIE GROVE, ARKANSAS, THAT:

Section One: Title. This Ordinance shall be known as the 2019 WWA Customer Sewer Ordinance.

Section Two: New Subsections Added. From and after the effective date of this Ordinance, a new Subsection P and Subsection Q shall be added to Section 10.12.01 of the Prairie Grove Municipal Code to read as follows:

- P. Sewer Service for Washington Water Authority Customers Water customers of Washington Water Authority ("WWA") who obtain sewer service from the City of Prairie Grove shall pay the same sewer rates as others under this Chapter. WWA will bill the customer and collect the sewer fees and remit same to the City. WWA customers will be billed for sewer use based on their monthly water usage. There shall be no monthly averaging for WWA water customers. All connection fees, tapping fees and all other applicable provisions of this Chapter shall apply to WWA water customers.
- Q. The Water and Sewer Superintendent is authorized to establish a reasonable charge and limitations on septic trucks and others wishing to discharge sewage directly into the Wastewater Treatment Plant. It is unlawful for any person to discharge sewage into the Prairie Grove sewer system other than through a structure's legal connection to the sewer system.

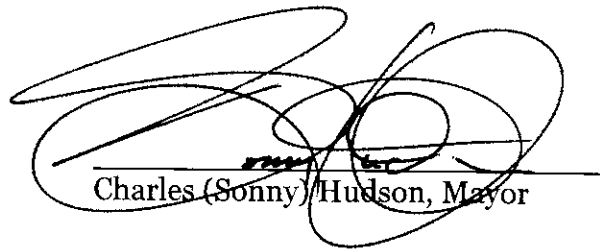
Section Three: Effective Date. This Ordinance shall become effective from and after 60 days of its posting unless an Emergency Clause is affixed.

Section Four: Repealing Clause. Ordinances or parts thereof in force at the time that this ordinance shall take effect that are in conflict herewith, are hereby repealed.

Section Five: Saving Clause. Nothing herein shall be deemed to affect any rights or obligations existing at the time of the passage of this ordinance.

Section Six: Severability Clause. In the event any portion of this ordinance is declared inoperative or invalid as a result of a statute or judicial decision, then only that portion expressly so declared to be inoperative or invalid shall be affected thereby and all other provisions hereof shall remain in full force and effect.

Approved this 19 day of Aug 2019.


Charles (Sonny) Hudson, Mayor

(Attest)


Christine Kelly, Clerk

ORDINANCE NO. 2019-28

AN ORDINANCE TO PROVIDE FOR THE REZONING OF CERTAIN LANDS IN PRAIRIE GROVE, ARKANSAS CURRENTLY OWNED BY SILVA PROPERTIES, LLC., MODIFICATION OF THE ZONING MAP, AND AMENDMENT OF THE ZONING ORDINANCE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PRAIRIE GROVE, ARKANSAS, THAT:

Section One: Title. This Ordinance shall be known as the 2019 Silva Rezoning Ordinance.

Section Two: Property Rezoned. From and after the effective date hereof, the following described real estate in the City of Prairie Grove, currently owned by Silva Properties, LLC., is hereby changed in zoning classification from M (Manufacturing) to B-2 (Commercial):

Part of the Southeast Quarter (SE ¼) of the Northeast Quarter (NE ¼) of Section 23, Township 15 North, Range 32 West, Washington County, Arkansas, more particularly described as follows: beginning at a point 108 feet North of the Southwest corner of said forty-acre tract; and running thence N84°E 200 feet; thence N02°43'W 535 feet to the centerline of U.S. Highway 62; thence S61°49'W with said centerline 198 feet to the West line of said forty-acre tract; thence South 465 feet to the point of beginning, containing 1.9 acres, more or less. Subject to all other rights-of-way, covenants and restrictions, easements and all other reservations of record.

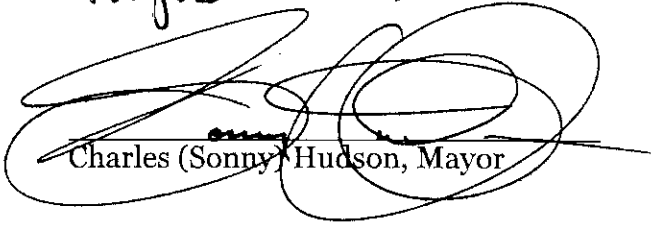
Effective Date. This Ordinance shall become effective from and after 60 days of its posting.

Section Four: Repealing Clause. Ordinances or parts thereof in force at the time this ordinance shall take effect that are in conflict herewith, are hereby repealed.

Section Five: Saving Clause. Nothing herein shall be deemed to affect any rights or obligations existing at the time of the passage of this ordinance.

declared inoperative or invalid as a result of a statute or judicial decision, then only that portion expressly so declared to be inoperative or invalid shall be affected thereby and all other provisions hereof shall remain in full force and effect.

Approved this 19 day of August 2019.


Charles (Sonny) Hudson, Mayor

(Attest)


Christine Kelly, Clerk

ORDINANCE NO. 2019-29

AN ORDINANCE TO PROVIDE FOR THE REZONING OF CERTAIN LANDS IN PRAIRIE GROVE, ARKANSAS CURRENTLY OWNED BY ACADIA MANAGEMENT, INC., MODIFICATION OF THE ZONING MAP, AND AMENDMENT OF THE ZONING ORDINANCE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PRAIRIE GROVE, ARKANSAS, THAT:

Section One: Title. This Ordinance shall be known as the 2019 Farmer's Co-op Rezoning Ordinance.

Section Two: Property Rezoned. From and after the effective date hereof, the following described real estate in the City of Prairie Grove, currently owned by Acadia Management, Inc., is hereby changed in zoning classification from A-1 (Agricultural) to B-1 (Commercial):

A part of the fractional Northeast Quarter (NE 1/4) of the Fractional Northwest Quarter (NW 1/4) of Section 4, Township 15 North, Range 31 West, Washington County, Arkansas being more particularly described as follows: commencing at the Northeast corner of said forty-acre tract and running thence N87°37'27"W 1249.67 feet; thence S36°43'56"W 387.96 feet; thence N87°46'17"W 23.63 feet to an existing right-of-way monument on the West right-of-way of U.S. Highway 62 marking the true point of beginning; and running thence along said right-of-way S36°31'33"W 360.43 feet; thence continuing along said right-of-way S89°38'53"W 25.00 feet to an existing right-of-way monument; thence leaving said right-of-way N86°15'58"W 313.64 feet to an existing fence corner post; thence N81°10'26"W 202.23 feet to an existing fence corner post; thence N02°06'23"E 267.41 feet to an existing rebar; thence S87°46'18"E 743.06 feet to the point of beginning, containing 4.28 acres, more or less. Subject to all easements and rights-of-way of record.

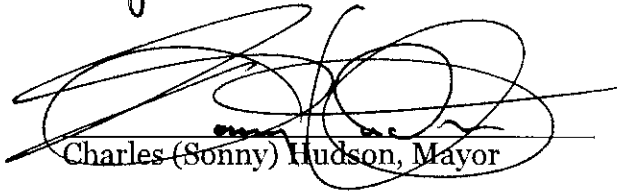
Effective Date. This Ordinance shall become effective from and after 60 days of its posting.

Section Four: Repealing Clause. Ordinances or parts thereof in force at the time this ordinance shall take effect that are in conflict herewith, are hereby repealed.

Section Five: Saving Clause. Nothing herein shall be deemed to affect any rights or obligations existing at the time of the passage of this ordinance.

Section Six: Severability Clause. In the event any portion of this ordinance is declared inoperative or invalid as a result of a statute or judicial decision, then only that portion expressly so declared to be inoperative or invalid shall be affected thereby and all other provisions hereof shall remain in full force and effect.

Approved this 19 day of August 2019.



Charles (Sonny) Hudson, Mayor

(Attest)



Christine Kelly, Clerk