

ORDINANCE NO. 102

AN ORDINANCE ESTABLISHING SEPTIC TANK REQUIREMENTS IN THE TOWN OF TONTITOWN, ARKANSAS; ESTABLISHING A PENALTY THEREFORE AND DECLARING AN EMERGENCY.

WASHINGTON COUNTY
K. HARNESSE

'96 AUG 8 AM 9 05

FILED FOR RECORD

WHEREAS, it is deemed necessary by the Town Council, Town of Tontitown, Arkansas that all septic tank systems situated within the corporate limits of the Town of Tontitown, Arkansas, and its planned growth area, should be regulated; and,

WHEREAS, under the laws of the State of Arkansas, any tracts of land 10 acres or larger are not subject to the Arkansas Health Department regulations pertaining to installation of individual sewage disposal systems; and,

WHEREAS, it is deemed important and necessary by the Town Council of the Town of Tontitown, Arkansas that no exceptions to regulation of such septic tank systems be made to property situated within the corporate limits of the Town of Tontitown, Arkansas, and its planned growth area;

NOW THEREFORE, be it enacted by the Town Council of the Town of Tontitown, Arkansas as follows:

SECTION ONE

That no individual sewage disposal system shall be installed within the corporate limits of the Town of Tontitown, Arkansas, and its planned growth area, unless the said shall conform to the requirements of the Arkansas Department of Health as established in Act 402 of 1977 (Ark. Code Ann. § 14-236-101 et seq.) and a permit obtained from Washington County Health Unit.

SECTION TWO

That all such sewage systems installed within the corporate limits of the Town of Tontitown, Arkansas, and its planned growth area, must be installed by a licensed septic system installer.

SECTION THREE

That the City Building Inspector shall be authorized to require any property owners in violation of this ordinance to take the necessary action to correct the non-complying individual sewage disposal systems within 30 working days of being notified, after which, each day's failure to take corrective action shall be punishable by a fine of not less than \$5.00, nor more than \$15.00, for each day the system is in violation.

SECTION FOUR

That it is hereby established and declared that the health, safety, and welfare of the residents and citizens of the Town of Tontitown, Arkansas are in danger from malfunctioning individual sewage disposal systems within the corporate limits of the Town of Tontitown, and its planned growth area, and, therefore, an emergency is hereby declared to exist, whereby this ordinance shall take effect and be in full force from and after its passage, as provided by law.

IT IS SO ORDAINED.

PASSED AND APPROVED this 6th day of September, 1994.

Freddie P. Zaldo.
Mayor

ATTEST:

Frances Franco
TREASURER/RECORDER