

ORDINANCE NUMBER NO. 153

**AN ORDINANCE SETTING AND ESTABLISHING
MINIMUM PAVEMENT WIDTHS, RIGHTS OF WAY AND STANDARDS
RELATING TO THE CONSTRUCTION AND IMPROVEMENT
OF STREETS WITHIN THE CITY OF TONTITOWN ARKANSAS, AND ITS
AREA OF PLANNING JURISDICTION; AND
FOR THE REPEAL OF CONFLICTING ORDINANCES;
AND FOR OTHER PURPOSES**

WHEREAS, the City Council of the City of Tontitown Arkansas deems it necessary to from time to time, to clarify language, and adjust certain standards for development, which could be implemented in keeping with the City's adopted Subdivision Ordinance; and has determined that it is in the best interests of the City of Tontitown, and its inhabitants that an Ordinance clarifying minimum street widths, rights-of way, and standards relating to the development, construction and improvement of streets within the corporate limits and the planning authority of the City of Tontitown, Arkansas, be adopted.

WHEREAS, the City Council of Tontitown, Arkansas deems it necessary to establish minimum pavement widths, minimum rights-of-way, and standards relating to the development, construction and improvement of streets, to keep pace with growing traffic and parking demands, to provide for the safe movement of vehicles and pedestrians, to limit congestion in the public streets, to insure quality development for it's growing population, and for the purposes of promoting the health, safety, and general welfare of the citizens of Tontitown, Arkansas; and

WHEREAS, the Tontitown City Council has prepared an ordinance which sets minimum pavement widths, minimum rights-of-way, and standards relating to the construction and improvement of streets; and repeals areas of conflict within other City Ordinances.

NOW THEREFORE BE IT ORDAINED by the City Council of Tontitown, Arkansas, in regular session assembled, as follows:

SECTION 1. All streets or roadways shall be constructed or improved at the expense of the developer, in accordance with the minimum requirements as set forth below.

	<u>Street designation</u>	<u>Right of way width</u>	<u>Width of Pavement</u>
1.	Local	Fifty (50) feet	Twenty eight (26) feet
2.	Collector	Sixty (60) feet	Thirty Six (36) feet
3.	Minor Arterial	Seventy (70) feet	Forty Eight (48) feet
4.	Principal Arterial	Ninety (90) feet	Sixty (60) feet

SECTION 2. All streets or roadways shall be constructed with a concrete, 6 inch "Stand-up" type curb and 24 inch gutter pan, minimum, on both sides of said streets or roadways. "Rolled" type curb and gutters are not permitted.

All streets or roadways shall be constructed in accordance with the procedures contained in the latest edition of the AHTD Standard Specifications for Highway Construction and the latest edition of AASHTO Guide for Design of Pavement Structures, at the expense of the developer in new developments.

No less than the following course thickness, when used in combination with any other roadway construction material layers, shall be permitted.

1. Asphalt Concrete Surface - Minimum course thickness, compressed - 2 inches.
2. Asphalt Concrete Binder - Minimum course thickness, compressed - 2 inches.
3. Asphalt Stabilized Base - Minimum course thickness, compressed - 4 inches.
4. Crushed Stone Base, (SB-2)-Minimum course thickness compressed,- 6 inches. May be 4 inches when used in a concrete roadway, with the approval of the City Engineer.
5. Portland Cement Concrete - Minimum compressed course thickness - 6 inches.

All streets and roadways shall have a minimum design period of twenty (20) years. The initial serviceability index factor shall be 4.5. The minimum terminal serviceability index factor shall be 2.5. A formal pavement design shall be submitted to the City prior to approval of street or roadway construction. All streets and roadways shall be striped as necessary, center line and shoulders, at the expense of the developer.

Private lanes serving more than one dwelling, business, or parcel of land shall be subject to the provisions of this ordinance.

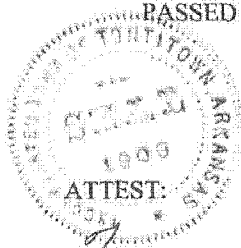
SECTION 3. When an existing right-of-way is greater than the planned right-of-way, the existing right-of-way line shall be used. The City Council or Planning Commission shall have the authority and discretion to grant exceptions to the provisions of this ordinance when topographical or other limiting factors exist.

SECTION 4. If a court of competent jurisdiction shall declare any paragraph, sentence or clause of this ordinance invalid, such determination of invalidity shall not affect the remaining portion of this ordinance.

SECTION 5. All ordinances or parts of ordinances of the City of Tontitown in conflict with this ordinance are hereby rescinded to the extent of the conflict.

SECTION 6. It has been found and is hereby declared by the City Council of the City of Tontitown, Arkansas, in regular session assembled, that this ordinance is immediately required in order to allow for proper street construction in subdivisions, and throughout the City, to lessen congestion in the streets; to secure safety from fire and other dangers; to provide adequate light and air; to prevent the overcrowding of land; to clarify language, and repeal conflicting ordinances, and to insure the orderly development of the community for the general welfare of the citizens; and that the provision of this ordinance is essential to protect the health and welfare of the public; and that the immediate passage of this ordinance is necessary to adequately accomplish these purposes. Therefore, an emergency is hereby declared to exist and this ordinance being necessary for the public welfare shall be in full force and effect from and after its passage, approval, and publication.

PASSED AND APPROVED this 6th day of November 2001.



Frances Franco
RECORDER/TREASURER

Daniel P. Utton
MAYOR

2001147421