

ORDINANCE NO. 2021-____

CITY OF TONTITOWN, WASHINGTON COUNTY, ARKANSAS

AN ORDINANCE AMENDING SECTION 151: DESIGN STANDARDS FOR LARGE SCALE DEVELOPMENTS OF CHAPTER 152: DEVELOPMENT AND SUBDIVISION REGULATIONS OF THE TONTITOWN MUNICIPAL CODE IN ORDER TO CLARIFY THE SUBDIVISION REGULATIONS WITHIN THE CITY; DECLARING AN EMERGENCY AND FOR OTHER PURPOSEES

WHEREAS, the City Council of Tontitown has subdivision regulations codified in Chapter 152: DEVELOPMENT AND SUBDIVISION REGULATIONS of the Tontitown Municipal Code; and

WHEREAS, following a public hearing with the Planning Commission and a recommendation to approve this amendment, the City Council of the City of Tontitown now finds it to be in the best interest of the citizens of the City of Tontitown to amend these subdivision regulations in order to better clarify the subdivision regulations within the city; and

WHEREAS, having fully reviewed the proposed amendment, the Tontitown City Council has determined that Section 151: DESIGN STANDARDS FOR LARGE SCALE DEVELOPMENTS of Chapter 152: DEVELOPMENT AND SUBDIVISION REGULATIONS, of the Tontitown Municipal Code should be amended as incorporated herein below.

NOW THEREFORE, BE IT ENACTED, by the Tontitown City Council (the “City Council”) of the City of Tontitown, as follows:

Section 1. Section 152.151 DESIGN STANDARDS FOR LARGE SCALE DEVELOPMENTS of the Tontitown Municipal Code is hereby revised as reflected in the attached Exhibit “A”. The remaining provisions of Section 152.151 not specifically reflected to be amended or replaced by this exhibit remain in full force and effect.

Section 2. In the event that any section, paragraph, subdivision, clause, phrase, or other provision or portion of this Ordinance shall be adjudged invalid or unconstitutional, the same shall not affect the validity of this Ordinance as a whole, or any part or provision, other than the part so decided to be invalid or unconstitutional, and the remaining provisions of this Ordinance shall be construed as if such invalid, unenforceable or unconstitutional provision or provisions had never been contained herein provisions of this Ordinance shall be construed as if such invalid, unenforceable or unconstitutional provision or provisions had never been contained herein.

Section 3. Declaration of Emergency. It is hereby found and determined that Section 151: DESIGN STANDARDS FOR LARGE SCALE DEVELOPMENTS of Chapter 152: DEVELOPMENT AND SUBDIVISION REGULATIONS of the Tontitown Municipal Code should be immediately amended in order to better clarify the subdivision regulations within the city. Therefore, an emergency is declared to exist, and this act, being immediately necessary for the preservation and protection of the public peace, health, safety and welfare of the City and its citizens, shall become effective on the date of its passage and approval by the Mayor. If the Ordinance is neither approved nor vetoed by the Mayor, it shall become effective on the expiration of the period of time during which the Mayor may veto this Ordinance. If the Ordinance is vetoed by the Mayor and the veto is overridden by the City Council, it shall become effective on the date the City Council overrides the veto.

PASSED AND APPROVED this ____ day of _____, 2021.

APPROVED:

Paul Colvin, Jr., Mayor

ATTEST:

Rhonda Ardemagni, City Clerk-Treasurer
(SEAL)