

City of Conway

R 922

ORDINANCE NO. O-02-53

AN ORDINANCE ESTABLISHING STANDARDS FOR PREVENTION OF THE TRACKING OF SEDIMENTS ONTO STREETS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES

WHEREAS; sediment and loose soil material are carried by vehicle tires from construction sites and deposited in public streets results in the creation of a nuisance and potential safety hazard, and;

WHEREAS; it has become necessary to require the implementation of control measures to discourage such activities;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CONWAY, ARKANSAS:

Section 1: That any person engaging in soil disturbing activities within the Conway City Limits shall be required to implement measures to minimize the tracking of sediments and mud onto adjacent streets and roadways by vehicles leaving the site.

Section 2: That the following activities are specifically excluded from the requirements of this Ordinance:

- 1. Emergency street, storm drainage or utility repairs.

Section 3: If a soil disturbing activity creates a violation, the violator shall clean up the material daily or as frequently as needed to avoid a hazard or nuisance. If an activity is found in violation of the provisions of this Ordinance, the City of Conway's appointed representative shall issue a "cease and desist" order for all activities on the site until the appropriate cleanup measures are implemented and provisions are made to prevent additional pollution. The City's approval of construction, building permit approvals, payments, release of payments or bonds and final approvals shall also be withheld or revoked until a violation is corrected and appropriate sediment control measures are in place.

Section 4: That any violation of this ordinance shall be considered an offense punishable by a fine of not less than \$50 nor more than \$500 and each day of violation may be considered a separate offense.

Section 5: That all ordinances in conflict herewith are hereby repealed to the extent of that conflict.

Section 6: That this ordinance is necessary for the protection of the public peace, health and safety, an emergency is hereby declared to exist, and this ordinance shall be in full force and effect from and after its passage and approval.

PASSED this 9th day of April 2002.

APPROVED:

Tab Townsell
Mayor Tab Townsell

ATTEST:

Michael O. Garrett
City Clerk Michael O. Garrett

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