

*City of Conway*

009616

ORDINANCE NO. O-07-43

**AN ORDINANCE AMENDING ORDINANCE O-06-67 WHICH ESTABLISHES THE REQUIREMENTS AND STANDARDS FOR EXCAVATION PLAN APPROVAL; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES**

Whereas, the City wishes to amend Ordinance O-06-67 to clarify the requirement for vertical height of excavation for single family construction.

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

**Section 1:** That Section 1 and Section 3 of the Excavation Plan Approval Requirement as adopted by Ordinance O-06-67 on May 23<sup>rd</sup>, 2006 is hereby amended as follows:

**Section 1: Excavation Plan Approval Required:** That any person engaging in excavation into a hillside or sloped area (ground slope is steeper than 3 feet horizontal to 1 foot vertical) where the maximum vertical height of the excavation exceeds 10 feet for single family construction or non single family construction, an excavation plan must be submitted for approval.

- 1. Excavation below the natural ground surface where the slope is 3 feet horizontal to 1 foot vertical.

**Section 3: Design Standards for excavation:**

- 1. All slope areas (areas greater than 3 feet horizontal to 1 foot vertical).....

**Section 2:** That any ordinances or parts of ordinances in effect at the time of the passage of this ordinance that are in conflict with this ordinance are repealed to the extent of the conflict.

**Section 3:** That this ordinance is necessary for the protection of the public peace, health and safety, and an emergency is hereby declared to exist, and this ordinance shall be in full force and effect from its passage and approval.

Passed this 10<sup>th</sup> day of April, 2007.

Approved:



Mayor Tab Townsell

Attest:



Michael O. Garrett  
City Clerk/Treasurer

Doc#2007- 9520

Date 05/08/2007

08:23:07 AM

Filed & Recorded in

Official Records of

Faulkner County

RHONDA LONG

FAULKNER COUNTY CIRCUIT CLERK

Fees \$11.00

by



D. C.

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