

**City of Conway, Arkansas
Ordinance No. O-21-34**



**CERTIFICATE OF RECORD
FAULKNER CO, AR FEE \$25.00**

I hereby certify that this instrument was
Filed and Recorded in the Official Records
In Doc Num **L202107271** 3 Pages

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CRYSTAL TAYLOR

FAULKNER COUNTY CIRCUIT CLERK

BY: NICOLE SPILLER, D.C.

ORDINANCE

**AN ORDINANCE PRESCRIBING UNIFORM PENALTIES FOR VIOLATIONS OF THE ELECTRIC CODE
PLUMBING CODE, FIRE PREVENTION CODE, AND MECHANICAL CODE; DECLARING AN EMERGENCY; AND
FOR OTHER PURPOSES.**

WHEREAS, the City of Conway would like to update the penalties that currently exist for violations of City Building and Fire Codes, said Codes having been previously adopted by Ordinance as follows:

National Electric Code	Ordinance O-12-03
Arkansas State Plumbing Code	Ordinance O-08-60
Arkansas Fire Prevention Code	Ordinance O-04-142
Arkansas State Mechanical Code	Ordinance O-94-47

WHEREAS, the penalties established for violations of the aforementioned are as follows:

Electric Code, 11.04.08, Any person violating any of the provisions of this ordinance shall, upon conviction thereof, be deemed guilty of a misdemeanor and shall be fined not less than fifty dollars (\$50.00), nor more than three hundred dollars (\$300.00) for each offense, and each day such violation shall continue and shall constitute a separate offense.

Plumbing Code, no penalties.

Fire Code, 11.12.08 (A), Any person who shall violate any of the provisions of the code hereby adopted or fail to comply therewith, or who shall violate or fail to comply with any order made thereunder, or who shall build in violation of any detailed statement of specifications or plans submitted and approved thereunder, or any certificate or permit issued thereunder, and from which no appeal has been taken, or who shall fail to comply with such an order as affirmed or modified by the City Council of the City of Conway, Arkansas, or by a court of competent jurisdiction, within the time fixed herein, shall severally for each and every such violation and noncompliance respectively, be guilty of a misdemeanor, punishable by a fine of not less than ten dollars (\$10.00), nor more than fifty dollars (\$50.00) or by imprisonment for not less than one (1) day nor more than ten (10) days or by both such fine and imprisonment. The imposition of one (1) penalty for any violation shall not excuse the violation or permit it to continue; and all such persons shall be required to correct or remedy such violations or defects within a reasonable time; and when not otherwise specified, each ten (10) days that prohibited conditions are maintained shall constitute a separate offense.

Mechanical Code, 11.56.04, Violations of the mechanical code shall be considered a violation of this ordinance, and shall be punishable as a misdemeanor offense. Violation of any of the mechanical code adopted as a result of this ordinance or other provisions of this ordinance shall be punishable by a fine up to two hundred fifty dollars (\$250.00). Each day that said violation continues shall be a separate offense and each day subsequent to the first day of the violation shall be punishable by a fine of up to two hundred fifty dollars (\$250.00) per day; and

WHEREAS, the City of Conway would like to establish a fair and uniform system of penalties for violations of the Building and Fire Codes that have previously been adopted.

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

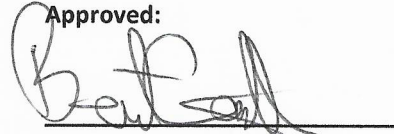
Section 1. Any person violating any portion of the Codes designated in this Ordinance shall be deemed guilty of a misdemeanor and shall be punished, upon conviction, by assessment of a fine of no less than \$100.00 and no more than \$500.00, with the further provision that each day such person, corporation, or entity be in violation of this Ordinance shall be deemed a separate offense.

Section 2. All ordinances in conflict herewith 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 and after its passage and approval.

PASSED this 23rd day of March, 2021.

Approved:

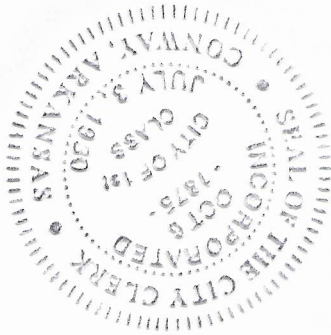


Mayor Bart Castleberry

Attest:



Michael O. Garrett
City Clerk/Treasurer



CERTIFICATE

**STATE OF ARKANSAS
COUNTY OF FAULKNER
CITY OF CONWAY**

I, Michael Garrett, the duly elected, qualified, and acting: Clerk-Treasurer of the City of Conway, Arkansas, do hereby certify that the attached and foregoing is a true and correct copy of an ordinance presented to the City Council of the City of Conway, Arkansas, at a meeting of that body held on the 23rd day of March, 2021 same is duly recorded in the minutes of meeting of said Council.

Witness, my hand, and seal of the City of Conway, Arkansas this 26th day of March, 2021.


CITY CLERK-TREASURER

