



**City of Conway, Arkansas**  
**Ordinance No. O-22-78**



**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 **L202214680** 3 Pages

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CRYSTAL TAYLOR

FAULKNER COUNTY CIRCUIT CLERK

BY: SHAWN MIX, D.C.

**ORDINANCE**

**AN ORDINANCE AMENDING THE CONWAY ZONING CODE ESTABLISHING STANDARDS FOR TREE PLANTING FOR ALL NEW CONSTRUCTION OF SINGLE-FAMILY AND TWO-FAMILY/DUPLEX DWELLINGS:**

**Whereas**, it is desirable to establish standards for the regulation of tree planting and include these regulations in the Conway Zoning Code; and

**Whereas**, The Conway Planning Commission has prepared amendments to the Conway Zoning Code, gave proper notice in accordance with Arkansas Code Annotated § 14-56-422, held a duly authorized public hearing on July 18<sup>th</sup>, 2022, and adopted the prepared amendments; and

**Whereas**, a committee consisting of city staff, members of the Conway Tree Board, and other stakeholder groups were formed to study the issue of tree preservation and develop recommendations; and

**Whereas**, this committee met and discussed adding this requirement in addition to others.

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

**Section 1.** The Conway Zoning Code be amended as follows:

*Section 601.30 TREE PLANTING FOR SINGLE-FAMILY AND TWO-FAMILY/DUPLEX DWELLINGS*

The planting of at least one (1) tree with a minimum 1.5" diameter at breast height shall be required for all new construction of single-family and two-family/duplex dwellings where no tree(s) exist on the parcel or lot. The tree shall be planted before the final Certificate of Occupancy for any single-family or two-family/duplex dwelling is issued. It shall be the responsibility of the Building Permits and Inspections Department to verify tree planting requirements are met prior to the release of a Certificate of Occupancy for any new single-family or two-family/duplex construction.

**Section 2.** The Planning and Development Department is hereby directed to develop a list of active homebuilders in the city and provide notice of this ordinance change, including educational resources for proper tree planting.

**Section 3.** That any ordinances in conflict herewith are hereby repealed to the extent of the conflict.

**Section 4.** Given that it will take time for information to be disseminated to the public and homebuilders and time for homebuilders to adapt to the new requirement, this amendment shall not be effective until March 1<sup>st</sup>, 2023.

**PASSED** this 26<sup>th</sup> day of July 2022.

**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 26<sup>th</sup> day of July, 2022 same is duly recorded in the minutes of meeting of said Council.

Witness, my hand, and seal of the City of Conway, Arkansas this 28<sup>th</sup> day of July, 2022.

  
**CITY CLERK-TREASURER**

