

ORDINANCE NO. 81

**AN ORDINANCE TO ADOPT VARIOUS STANDARD
CODES RELATING TO INSPECTION ACTIVITIES OF
THE CITY OF GOSHEN, WASHINGTON COUNTY,
ARKANSAS AND ENFORCEMENT OF BUILDING
PROVISIONS AS PROVIDED IN SAID
CODES; TO CREATE A FINE OR PENALTY
RELATED THERETO; TO REPEAL ORDINANCE NO. 23 ;
AND TO DECLARE AN EMERGENCY AND FOR OTHER PURPOSES**

WHEREAS, the City Council of Goshen, by Ordinance No. 23, did adopt, by reference, various standard codes; and

WHEREAS, pursuant to A.C.A. 14-55-207, public notice was given of the City's intent to adopt **2007 Arkansas Fire Prevention Code**, effective Aug. 1, 2008; **2006 Arkansas State Plumbing Code**, effective June 1, 2008; **2006 Arkansas State Gas and Fuel Code**, effective June 1, 2008; **2003 Arkansas State Mechanical Code**; **2008 National Electric Code**, effective June 1, 2008; **2004 Arkansas Energy Code**; and **2006 International Residential Code, Appendix G: Swimming Pools**; as technical codes by reference as permitted by Ark. Code Ann. 14-55-207(b), and advised that three (3) copies of each document were on file and available for public review and examination in the Office of the City Recorder; and

WHEREAS, after due notice as required by law, the City Council now desires to adopt newer versions of said codes by reference and also repeal Ordinance No. 23.

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

SECTION 1: The following Codes are hereby adopted by reference, save and except the

portions thereof as are hereinafter designated, modified or amended. All provisions of all codes and appendices listed including title, scope, and administration, shall be in full force and effect as though they were copied herein fully word for word.

2007 Arkansas Fire Prevention Code
Effective Aug. 1, 2008

2006 Arkansas State Plumbing Code
Effective June 1, 2008

2006 Arkansas State Gas and Fuel Code
Effective June 1, 2008

2003 Arkansas State Mechanical Code

2008 National Electric Code
effective June 1, 2008

2004 Arkansas Energy Code

2006 International Residential Code, Appendix G: Swimming Pools

SECTION 2: The City of Goshen adopts the following amendment to the 2008 National Electric Code: "All construction within the City of Goshen shall have two eight foot ground rods installed a minimum of six feet apart, and bonded together with any other available means of grounding."

SECTION 3: When reference is made within said Codes to the duties of the Building Inspector, those duties are assigned to the Building Official for the City of Goshen, Washington County, Arkansas, who shall be deemed to be the responsible official insofar as enforcing the provisions of said Codes are concerned.

SECTION 4: PENALTY. Any owner of property subject to this ordinance, on whose

property, construction or improvements occur in violation of this ordinance shall be considered in violation of this ordinance. Any builder or contractor constructing a building or structure or making improvements not in compliance with this ordinance shall be considered in violation of this ordinance. Any person who violates this ordinance shall be subject to a fine or penalty up to \$250 for each violation. For purposes of this ordinance, each day of activity proscribed as unlawful under this ordinance shall be considered a separate violation for which the party violating the ordinance shall be subject. Any violation may form the basis of a citation to be issued by the City Marshall or may be referred to the City Attorney who shall apply to the appropriate court for relief, seeking either penalties or injunctive relief as permitted by law.

SECTION 5: This ordinance shall take effect and be in force from and after its passage, the public welfare requiring it.

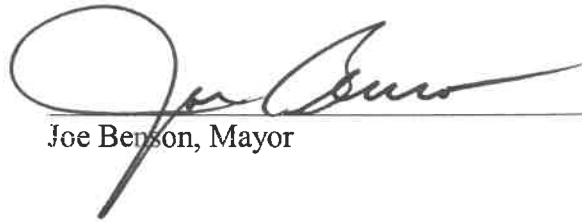
SECTION 6: The provisions of this ordinance are hereby declared to be severable, and if any provisions shall for any reason be illegal or invalid, such holding shall not effect the validity of the remainder of this ordinance.

SECTION 7: All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict. Specifically, Ordinance No. 23, in its entirety, is hereby repealed.

SECTION 8: EMERGENCY CLAUSE: The current building codes are quite out of date and need to be replaced with the most current versions. Thus it is the view of the City Council that an immediate solution is necessary thereby creating an emergency. It is hereby declared that based on the conditions set forth herein, an emergency exists and this Ordinance,

being necessary for the immediate protection of the health, safety, and welfare of the citizens of Goshen, Arkansas, shall be in effect immediately upon its passage, approval, and publication.

PASSED AND APPROVED BY the City Council of Goshen, Arkansas on the 14th day of October, 2008.



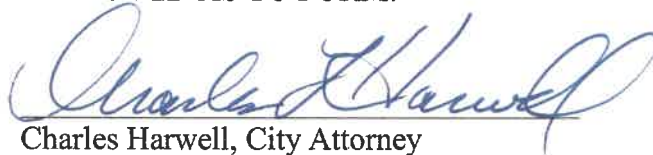
Joe Benson, Mayor

ATTEST:



Cheryl Whillock, City Recorder

APPROVED AS TO FORM:



Charles Harwell, City Attorney

ROLL CALL

Names Of Those Voting YEA

Names Of Those Voting NAY

Paula Anderson
Andy Bethell
Dr. Brian Buell
Max Poye
J.J. Lockhart
Jamie Boyd

Absent

ROLL CALL VOTE ADOPTING THE EMERGENCY CLAUSE

Names Of Those Voting YEA

Names Of Those Voting NAY

Paula Anderson
Andy Bethell
Dr. Brian Buell
Max Poye
J.J. Lockhart
Jamie Boyd

Absent