

ORDINANCE NO. 114

**AN ORDINANCE AMENDING ORDINANCES NO. 63, 68 AND 109
WHICH ESTABLISHED STANDARDS REGARDING DRIVEWAYS;
TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES**

WHEREAS, the City Council of Goshen has previously adopted Ordinances No. 63, 68 and 109, which established and revised certain standards regarding driveways and now desires to amend those standards and to clarify them; and

WHEREAS, the City Council of Goshen finds that for ease of reference by the public that its driveway ordinance as detailed in Ordinances No. 63, 68, 109 and this Ordinance should be incorporated into the document known as the "City of Goshen Subdivision Regulations."

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

SECTION 1. Subsection c. of Section 2, Specifications, c. Ingress/Egress Driveway Apron, is deleted in its entirety and in its place is inserted:

SECTION 2. SPECIFICATIONS.

c. Ingress/Egress Driveway Apron.

1. If a driveway slopes down from the street, the apron of the driveway which connects it to the street shall be concrete or asphalt for a minimum distance of fifteen (15') feet from the street and shall be constructed so as not to shed water onto the street. If a driveway slopes up from the street, the apron of the driveway which connects it to the street shall be concrete or asphalt for a minimum distance of twenty-five (25') feet from the street and shall be designed so as not to shed water onto the street or permit loose gravel be washed onto the street.

2. If gravel washes onto the street from a driveway, the property owner may be: (i) given a written warning in which owner shall be instructed to remove the gravel on the street and remedy the problem so it does not recur; or (ii) if previously given a warning, given a citation for violation of this ordinance; or (iii) be required to pave more of the driveway apron to eliminate the problem. This subsection shall apply to all driveway aprons, new or existing.

SECTION 3. REPEALER

All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.

SECTION 4. INCORPORATION INTO SUBDIVISION REGULATIONS

The City Attorney and Recorder are directed to include the entire driveway ordinance, as amended, including the above referenced amendments into the current subdivision regulations and incorporate them into the document known as the "City of Goshen Subdivision Regulations" which shall also reflect the effective date of this Ordinance.

SECTION 5. EMERGENCY CLAUSE

Because the current requirements of the driveway ordinance do not sufficiently address the issue of gravel washing from private driveways onto the streets of Goshen and because of the keen public interest as expressed by comments made at meetings of the City Council, these matters are such pressing business that it is viewed 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 this 9th day of September, 2014.




Joe Benson, Mayor

ATTEST:



Sharon Baggett, City Recorder

APPROVED AS TO FORM:



Charles L. Harwell, City Attorney

ROLL CALL VOTE ADOPTING THE ORDINANCE

Names Of Those Voting YEA

Paula Anderson
Andy Bethell
Max Poye
Lanny Samuels

Names Of Those Voting NAY

Absent

Dick Seddon
Brian Buell

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