



City of Jonesboro

900 West Monroe
Jonesboro, AR 72401

Meeting Agenda Public Works Council Committee

Tuesday, February 1, 2011

5:30 PM

Huntington Building

1. Call To Order

2. Approval of minutes

MIN-11:003 Minutes for the Public Works Committee meeting on January 4, 2011

Attachments: [Minutes](#)

3. New Business

Ordinances To Be Introduced

ORD-11:011 AN ORDINANCE ESTABLISHING AN ADOPT A STREET PROGRAM AND ADOPTING GUIDELINES AND POLICES FOR PUBLIC PARTICIPATION IN LITTER REMOVAL FROM PUBLIC STREETS IN THE CITY OF JONESBORO

Sponsors: Transportation Management Board

Attachments: [Adopt a Street - Agreement.pdf](#)
[Adopt a Street - Guidelines.pdf](#)
[Adopt a Street - Policy Statement.pdf](#)
[Adopt a Street - Release and Waiver.pdf](#)

ORD-11:012 AN ORDINANCE AMENDING SECTION 112.7 OF THE JONESBORO MUNICIPAL CODE WITH REGARDS TO SUCCESSIVE PERMIT REQUESTS THAT CUMULATIVELY EXCEED THE EXCEPTION CLAUSE WITHIN A SPECIFIED TIME PERIOD

Sponsors: Stormwater Management Board

ORD-11:013 AN ORDINANCE AMENDING SECTION 9.1 OF THE STORMWATER DRAINAGE DESIGN MANUAL WITH REGARDS TO SUCCESSIVE PERMIT REQUESTS THAT CUMULATIVELY CONSTITUTE A SUBSTANTIAL IMPROVEMENT TO A STRUCTURE IN A SPECIAL FLOOD HAZARD AREA

Sponsors: Stormwater Management Board

4. Pending Items

Long-range facilities update

5. Other Business

6. Public Comments

7. Adjournment



Legislation Details (With Text)

File #: MIN-11:003 **Version:** 1 **Name:**
Type: Minutes **Status:** To Be Introduced
File created: 1/5/2011 **In control:** Public Works Council Committee
On agenda: **Final action:**
Title: Minutes for the Public Works Committee meeting on January 4, 2011
Sponsors:
Indexes:
Code sections:
Attachments: [Minutes](#)

Date	Ver.	Action By	Action	Result
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title
Minutes for the Public Works Committee meeting on January 4, 2011



City of Jonesboro

900 West Monroe
Jonesboro, AR 72401

Meeting Minutes - Draft Public Works Council Committee

Tuesday, January 4, 2011

5:30 PM

Huntington Building

1. Call To Order

Mayor Perrin was also in attendance.

Present 6 - Gene Vance; Chris Moore; John Street; Mitch Johnson; Darrel Dover and Charles Coleman

2. Approval of minutes

MIN-10:110 Minutes for the Public Works Committee meeting on December 7, 2010

Attachments: [Minutes](#)

A motion was made by Councilman Gene Vance, seconded by Councilman Chris Moore, that this matter be Passed . The motion PASSED by a unanimous vote

Aye: 5 - Gene Vance; Chris Moore; Mitch Johnson; Darrel Dover and Charles Coleman

MIN-10:118 Minutes for the Special Called Public Works Committee meeting on December 21, 2010

Attachments: [Minutes](#)

A motion was made by Councilman Gene Vance, seconded by Councilman Chris Moore, that this matter be Passed . The motion PASSED by a unanimous vote

Aye: 5 - Gene Vance; Chris Moore; Mitch Johnson; Darrel Dover and Charles Coleman

3. New Business

Election of a Chairman

Councilman Gene Vance motioned, seconded by Councilman Darrel Dover, that John Street be the Chairman of the Public Works Committee. All voted aye.

Election of subcommittee chairs

Councilman Vance motioned, seconded by Councilman Moore, to assign subcommittee chairs. All voted aye. The subcommittee chairs are as follows:

General property, Building & Parking – Councilman Vance

*Streets & Sidewalks – Councilman Johnson
Planning & MPO – Councilman Street
Sanitation – Councilman Moore
Drainage – Councilman Dover
Landfill – Councilman Coleman*

Ordinances To Be Introduced

ORD-10:099 AN ORDINANCE AMENDING SECTION 9.0 OF THE STORMWATER DRAINAGE DESIGN MANUAL

Sponsors: Stormwater Management Board and Engineering

City Engineer Craig Light explained the current Stormwater ordinance requires buildings in the floodplain be elevated 1 foot above the base flood elevation. He added this ordinance will amend that ordinance and it will also require utility services be elevated at least 1 foot above the base flood elevation. He stated the Stormwater Board recommended that this ordinance be brought to the Public Works Committee and if it is forwarded on to Council, that it be read on 3 separate readings at 3 separate Council meetings so the building community will have time to voice their concerns.

Councilman Dover noted this ordinance will help alleviate the problem of outside air conditioner units from being flooded.

Chairman Street inquired if this ordinance has been presented to the Homebuilders Association. Mr. Light answered the president of the Homebuilders Association is on the Stormwater Management Board. He added Chief Building Inspector Terry Adams has scheduled a meeting with the president and other members of the association next week, but this ordinance has not be presented in whole to their general meeting.

Mr. Light stated this ordinance will allow the City to receive a few extra points on their ISO rating by codifying it, which will help lower the flood insurance ratings within the City. He noted the City is up for accreditation again this year.

Councilman Vance explained in his opinion the City will get better participation from the public if the Council will hold true public comments at the Council meeting instead of at the Public Works Committee meeting.

A motion was made by Councilman Chris Moore, seconded by Councilman Gene Vance, that this matter be Recommended to Council and be read on three separate readings. The motion PASSED by a unanimous vote

Aye: 5 - Gene Vance;Chris Moore;Mitch Johnson;Darrel Dover and Charles Coleman

ORD-10:098 AN ORDINANCE AMENDING THE STORMWATER MANAGEMENT REGULATIONS TO INCLUDE ADDITIONAL DEFINITIONS

Sponsors: Stormwater Management Board and Engineering

Mr. Light explained this ordinance is a clean-up ordinance. He added FEMA has given the City a model ordinance that the City is suppose to adopt. He stated the City has adopted most of the ordinance, but is missing a few definitions and once the City adopts those definitions they will be able to adopt the maps when they are presented to the City.

A motion was made by Councilman Chris Moore, seconded by Councilman Darrel Dover, that this matter be Recommended to Council . The motion

PASSED by a unanimous vote

Aye: 5 - Gene Vance;Chris Moore;Mitch Johnson;Darrel Dover and Charles Coleman

ORD-10:100

AN ORDINANCE TO WAIVE COMPETITIVE BIDDING FOR THE COLLECTION OF LIGHT DETECTION AND RANGING (LiDAR) ELEVATION DATA FOR JONESBORO AND AUTHORIZING AMEC EARTH & ENVIRONMENTAL, INC. TO PROCEED

Sponsors: Engineering

Attachments: [proposed lidar_USDA_inclusive_8X11.pdf](#)

Mayor Perrin stated CWL will be assisting the City with this. He added this ordinance states the amount can go up to \$45,000, but the amount will be less than that.

Discussion was held concerning the coverage area for this project.

Councilman Dover asked if this ordinance is time sensitive. Mr. Light answered the company will begin flying soon, but this ordinance can wait two weeks before going to Council.

A motion was made by Councilman Darrel Dover, seconded by Councilman Chris Moore, that this matter be Recommended to Council . The motion PASSED by a unanimous vote

Aye: 5 - Gene Vance;Chris Moore;Mitch Johnson;Darrel Dover and Charles Coleman

*Resolutions To Be Introduced***RES-10:162**

A RESOLUTION EXPRESSING THE WILLINGNESS OF THE CITY OF JONESBORO TO UTILIZE FEDERAL-AID MONIES FOR THE FOLLOWING CITY PROJECT:

Race Street Improvements

Sponsors: Engineering

Mr. Light explained if this resolution is passed it will be forwarded to the Arkansas Highway Department so the \$1,000,000 can be allocated towards this project.

Councilman Moore asked what the time frame is for the street project. Mr. Light answered the City has put some money in this year's budget for minor property acquisition and utility relocations and he hopes to be able to start the project in 2012.

Mr. Light stated the total project cost is estimated to be approximately \$1.7 million with the City's portion being \$700,000. He added the City has \$200,000 budgeted this year for the project, but will need to budget the remainder of the money next year.

Councilman Dover asked if this project will have sidewalks on both sides or on just one side of the street. Mr. Light answered the sidewalks will be placed on just one side of the street.

Councilman Moore questioned if the sidewalks will be placed on the south side or north side of the street. Mr. Light answered he believes the sidewalks will be placed on the north side of the street where the deep ditch and homes are located.

Councilman Moore then asked where the east end of the project will go to. Mr. Light answered the City has done all the surveying work all the way to the 90 at the railroad tracks. He added the original plan was to stop at Turtle Creek, but the City is hoping the funding will allow the City to go to the 90. He noted the City is not planning on going over the railroad tracks.

Mayor Perrin explained he will have a presentation showing what all the Capital Improvements will be for 2011 and the amount of each project at a Council meeting.

A motion was made by Councilman Chris Moore, seconded by Councilman Mitch Johnson, that this matter be Recommended to Council . The motion PASSED by a unanimous vote

Aye: 5 - Gene Vance;Chris Moore;Mitch Johnson;Darrel Dover and Charles Coleman

RES-10:169

A RESOLUTION AUTHORIZING A CONTRACT RENEWAL WITH SCS FIELD SERVICES FOR GAS COLLECTION AND CONTROL SYSTEMS (GCCS) OPERATIONS, MONITORING, AND MAINTENANCE (OM&M) SERVICES

Sponsors: Sanitation

Attachments: [Contract](#)

Mayor Perrin stated the amount for this project was increased by 10% and if this resolution is passed on to Council he would like to negotiate with the company on the amount.

Mayor Perrin asked if Sanitation Director Royce Leonard has the original contract. Mr. Leonard answered yes. Councilman Moore stated he would like for the contract to be attached to the resolution.

Councilman Dover asked if this resolution can wait till the next Council meeting. Mayor Perrin answered yes.

A motion was made by Councilman Darrel Dover, seconded by Councilman Chris Moore, that this matter be Recommended to Council . The motion PASSED by a unanimous vote

Aye: 5 - Gene Vance;Chris Moore;Mitch Johnson;Darrel Dover and Charles Coleman

RES-10:184

RESOLUTION TO SET A PUBLIC HEARING REGARDING THE ABANDONMENT OF 2.0 FEET OF THE RIGHT-OF-WAY ALONG THE WEST SIDE OF VINE STREET BETWEEN HUNTINGTON AVENUE AND MONROE STREET WITHIN THE CITY OF JONESBORO, ARKANSAS AS REQUESTED BY MAYOR HAROLD PERRIN

Sponsors: Planning, Engineering and Mayor's Office

Attachments: [Petition](#)
[PlanningLetter](#)
[Consent Letters](#)
[AbandonmentPlat](#)
[VineStreetAbandonment_ORDINANCE](#)
[VineStreetAbandonment_ORDINANCE - PDF](#)

Councilman Vance explained the building is on the right-of-way, which the City

bought it that way and is selling it that way. He added the buyers want the City to abandon the right-of-way and he is recommending that the City go ahead with this resolution and set a public hearing to abandon the two feet. He added CWL has agreed to abandon the right-of-way if the City will grant them an easement back, which has been agreed to by the buyers.

He added the right-of-way is located on the west side of the road and on the east side of the building.

Mayor Perrin stated he would like for this resolution to be placed on tonight's Council agenda.

Councilman Moore asked if the other utilities company will be contacted. Councilman Vance stated all the utilities companies are attached to this resolution, but CWL is the only one who asked for an easement.

Mayor Perrin noted City Attorney Phillip Crego completed the lease today. He added once the abandonment is completed the City will be able to close on the property.

A motion was made by Councilman Gene Vance, seconded by Councilman Chris Moore, that this matter be Recommended to Council . The motion PASSED by a unanimous vote

Aye: 5 - Gene Vance;Chris Moore;Mitch Johnson;Darrel Dover and Charles Coleman

RES-10:185

A RESOLUTION TO THE CITY OF JONESBORO, ARKANSAS TO AUTHORIZE THE MAYOR AND CITY CLERK TO GRANT AN EASEMENT FOR UTILITIES TO CITY WATER AND LIGHT PLANT OF JONESBORO, ARKANSAS

Sponsors: Engineering

Attachments: [CWL Easement.pdf](#)

Chairman Street asked if this resolution needs to be placed on tonight's Council agenda. Mayor Perrin answered yes. Councilman Vance stated this resolution does not need to be placed on tonight's Council agenda due to a public hearing needing to be held on the abandonment. He added this resolution can wait till the next Council agenda.

A motion was made by Councilman Chris Moore, seconded by Councilman Mitch Johnson, that this matter be Recommended to Council . The motion PASSED by a unanimous vote

Aye: 5 - Gene Vance;Chris Moore;Mitch Johnson;Darrel Dover and Charles Coleman

4. Pending ItemsLong range facilities update

Councilman Vance stated the company is making progress and the floor is poured for the maintenance shop.

Mr. Light explained he will cover more of the bid dates at the next Council meeting. He added he will submit all the documents to the Purchasing Department for advertising on March 3 and bids will be opened 3 weeks later. He added the warehouse phase will be placed out to bid this spring and it is in the 2011 budget.

Councilman Vance explained the Mayor will meet with him to come up with some plans to take to the Long Range Facilities Committee for the relocation of the services that are in the Huntington Building.

5. Other Business

6. Public Comments

7. Adjournment

A motion was made by Councilman Darrel Dover, seconded by Councilman Chris Moore, that this meeting be Adjourned. The motion CARRIED by a Voice Vote.

Aye: 5 - Gene Vance;Chris Moore;Mitch Johnson;Darrel Dover and Charles Coleman



Legislation Details (With Text)

File #: ORD-11:011 **Version:** 1 **Name:**

Type: Ordinance **Status:** To Be Introduced

File created: 1/18/2011 **In control:** Public Works Council Committee

On agenda: **Final action:**

Title: AN ORDINANCE ESTABLISHING AN ADOPT A STREET PROGRAM AND ADOPTING GUIDELINES AND POLICES FOR PUBLIC PARTICIPATION IN LITTER REMOVAL FROM PUBLIC STREETS IN THE CITY OF JONESBORO

Sponsors: Transportation Management Board

Indexes: Policy - creation/amendment

Code sections:

Attachments: [Adopt a Street - Agreement.pdf](#)
[Adopt a Street - Guidelines.pdf](#)
[Adopt a Street - Policy Statement.pdf](#)
[Adopt a Street - Release and Waiver.pdf](#)

Date	Ver.	Action By	Action	Result
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Title
 AN ORDINANCE ESTABLISHING AN ADOPT A STREET PROGRAM AND ADOPTING GUIDELINES AND POLICES FOR PUBLIC PARTICIPATION IN LITTER REMOVAL FROM PUBLIC STREETS IN THE CITY OF JONESBORO

Body
 WHEREAS, the City of Jonesboro recognizes the need to keep public streets free from litter and debris;

WHEREAS, citizens, business organizations, and citizen groups are encouraged to assist the City of Jonesboro in removing litter and debris from public streets;

WHEREAS, an Adopt a Street Program would benefit both the City of Jonesboro and the participating volunteers;

WHEREAS, the Transportation Management Board recommends to establish an Adopt a Street Program in the City of Jonesboro and adopt the guidelines and polices (attached) for public participation in the program.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF JONESBORO, ARKANSAS THAT:

SECTION 1: The City of Jonesboro Adopt a Street Program is hereby established and guidelines and policies for the Adopt a Street Program are adopted as attached.

SECTION 2: All ordinances or part of ordinances in conflict herewith are repealed to the extent of the conflict.

SECTION 3: The provisions of this ordinance are hereby declared to be severable. In the event any portion or portions may be declared unconstitutional does not render the remaining provisions invalid. Further, all ordinances and parts of ordinances in conflict herewith are hereby repealed to the extent of said conflict.

**CITY OF JONESBORO
ADOPT-A-STREET PROGRAM
AGREEMENT**

WHEREAS, the City of Jonesboro and _____ recognize the need and desirability of litter-free roadways; and

WHEREAS, the _____ is aware of the hazardous nature of the work which is to be performed and agrees to conduct its litter control activities in accordance with the City's guidelines for the program.

NOW THEREFORE, the City of Jonesboro recognizes _____ as the adopting organization for:

Road _____
From _____ to _____
Description _____

FURTHERMORE, _____ accepts the responsibility of picking up litter on this section of roadway at least *four times annually* and agrees to promote a litter-free environment in the community for a _____ year period beginning _____ and ending _____.

Adopting Organization

Contact/Safety Representative

Mayor Date

Mailing Address

City Clerk Date

City State Zip Code

Phone Number

CITY OF JONESBORO
GUIDELINES FOR CONDUCTING ADOPT A STREET PROGRAM

_____, an organization/individual(s) requesting to adopt a section of Roadway for litter control, agrees to comply with the following guidelines governing the Adopt A Street Program:

- No litter pickup will be performed unless the adopting organization has turned in a Release and Waiver Agreement signed by each volunteer or their parent/guardian, if applicable, who will be participating in the pickup.
- All litter pickup activities will be restricted to the areas of the right of way outside the pavement and shoulder areas.
- No litter pickup will be accomplished in the median area of multi-lane or freeway type roadways.
- No person under the age of 11 years will be permitted to pick up litter within the street right of way. All persons between the ages of 11 and 18 must be accompanied by at least one adult per 5 persons under age 18.
- Each organization shall designate a Contact/Safety Representative who will arrange to meet with the Street Superintendent prior to the first scheduled litter pickup and at least annually thereafter.
- A safety meeting will be conducted immediately prior to each scheduled litter pickup. The City will assist the adopting organization in planning the meeting. In this meeting, the workers should be apprised of the hazardous nature of the work which they will be performing.
- No litter pickup will be performed unless the adopting organization has displayed the appropriate advance warning signs. (City will furnish the appropriate signs.)
- All persons engaged in litter pickup on the right of way will wear an appropriate safety vest. (City will furnish the appropriate safety vest.)
- The group shall obtain required vests and bags from the Street Department between the hours of 1 to 4 at least 2 days prior to pickup event.
- All persons engaged in letter pickup will wear gloves. (Adopting organization or volunteer will furnish gloves)
- Vests and unused bags furnished by the Street Department shall be returned to the Department within one week following a cleanup.
- Place all bagged litter along the edge of the shoulder. (City will pick up and dispose of bagged litter.)
- Support activities which will influence and encourage the public to improve roadside appearance.
- Promote the activities of the organization through media attention.

It is further understood by _____ that the City will:

- Erect an identification sign on each end of the adopted highway section to recognize the adopting organization's activities and efforts.
- Furnish a set of appropriate advance warning signs (to be set up and maintained in place during litter pickup activities by the adopting organization).
- Furnish appropriate safety vests for all persons involved in litter pickup for the adopting organization.
- Furnish all litter bags needed by the adopting organization.
- Collect and dispose of all litter which is picked up and bagged by the adopting organization.
- Assist the adopting organization with litter pickup, promotional and media activities, to the extent practical. A two-week notice should be given to the Street Department.
- Issue the adopting organization a "Certificate of Recognition" upon completion of each year's successful participation in the Adopt A Street Program.
- Meet with Contact/Safety Representatives prior to first scheduled pickup and at least one time annually thereafter.
- As long as four pickup events are conducted per year, the agreement will remain in effect with no annual renewal agreement necessary. If less than four are completed, the group will be asked whether or not it wishes to continue participating in the program.

Adopting Organization

Authorized Signature

Title

Date

CITY OF JONESBORO
ADOPT A STREET PROGRAM
POLICY STATEMENT

PROGRAM PURPOSE - The Adopt A Street Program provides for public involvement in controlling litter along selected sections of City Streets.

Businesses, individuals, and other groups are permitted to adopt a section of Roadway for the purpose of litter control and to receive City recognition for their participation in the program.

PROGRAM GUIDELINES - The following guidelines will apply to any organization's or individual's participation in the Adopt A Street Program:

The section of a City Street to be adopted will generally be from one to three miles in length, but can be of any length subject to City approval. Eligible sections will be selected by the adopting group, in cooperation with the Street Superintendent or his designated representative.

Litter pick up will be done at least four times a year. The recommended adoption period will be for one year, renewable at the request of the organization.

The City reserves the right to deny adoption or renewal requests by any group, individual or business based on any one of the following criteria:

- A. Safety of the participants, passing motorists or City employees
- B. Effectiveness of the litter control by the participants
- C. Harm to the public image of the Adopt A Street program or City of Jonesboro

The program is not intended as a means of providing a public forum for groups, individuals, or businesses to use in promoting name recognition or political causes. Therefore, the City reserves the right to deny adoption of more than one section of highway to any group, individual or business.

Consideration will be given to traffic volumes, types and speed and to the geometrics of the street in selecting appropriate program sites. Those sections determined unsafe or inappropriate by the Street Superintendent will not be eligible for adoption.

The Street Superintendent will coordinate the litter cleanup activities with adopting organization and monitor the organization's activities relative to safety.

The City will furnish the adopting organization with safety vests, advance warning signs and litter bags.

The City will dispose of the bagged litter.

The City will erect an appropriate sized sign along the adopted roadway section to provide public recognition to the adopting organization for their participation in the program. The sign will have a maximum of 34 spaces available for the name of the adopting organization, limited to two lines with 17 characters per line. Spaces and dashes are considered characters. Political or business slogans and logos are prohibited, as well as names of candidates for political office. Phone numbers and addresses of adopting groups or businesses are also prohibited.

After each pickup, participants must file reports detailing the number of people involved, number of bags collected, and number of hours spent. Pickup report forms will be furnished by City. This record-keeping function is crucial to track the program's success and provide statistics to interested groups and the media.

Participants will be encouraged to schedule at least one of their required four pickups to coincide with the Great American Trash-Off in the spring, or the Great Arkansas Clean-Up the first weekend after Labor Day. Participants will be notified in advance of these events.

News media coverage will be encouraged to promote the Adopt A Street Program and to recognize participating organizations.

Upon successful completion of participation in the program, the adopting organization will be presented a certificate of recognition on their anniversary date by the City.

For an applicant to qualify for admission into the Adopt A Street Program the said applicant must adhere to the restrictions of all State or Federal non-discrimination laws. Specifically, the said applicant must not discriminate on the basis of race, religion, color or national origin. Such discrimination disqualifies the said applicant from admission into the Adopt A Street Program.

An application for admission into the Adopt A Street Program shall contain the following:

The complete name and complete mailing address of the applying group;

The current charter or current articles of incorporation of the applying group or organization;

The name and complete mailing address of the president, chairperson or authorized representative of the applying group or organization;

The name and complete mailing address of all members of the applying

group or organization who will actually participate in the collecting of trash in the Adopt A Street Program.

Release and Waiver Agreement

PLEASE READ CAREFULLY

TO: THE CITY OF JONESBORO, ARKANSAS, ITS OFFICERS, EMPLOYEES, OFFICIALS, AGENTS, AND VOLUNTEERS, ("THE RELEASEES")

By signing this document the undersigned waives certain rights, including the right to sue.

ASSUMPTION OF RISK

I am aware that engaging in an Adopt-A-Street activity may involve certain risks, dangers and hazards, including but not limited to picking up dangerous debris and collision with passing traffic. I agree to a safety vest and gloves while participating to minimize any such risks and I freely accept, and fully understand and assume all risks and dangers and the possibility of personal injury, death, property damage or loss resulting therefrom, including, NEGLIGENCE, BREACH OF CONTRACT, AND BREACH OF ANY STATUTORY OR OTHER DUTY OF CARE on the part of the RELEASEES.

RELEASE OF LIABILITY, WAIVER OF CLAIMS AND INDEMNITY AGREEMENT

By participating in the Adopt-A-Street program I hereby agree as follows:

1. TO WAIVE ANY AND ALL CLAIMS that I have or may have in the future against the RELEASEES.
2. TO RELEASE THE RELEASEES from any and all liability for any loss, damage, injury or expense that I may suffer or that my next of kin may suffer as a result of participating in the Adopt-A-Street program due to any cause whatsoever, including negligence on the part of the Releasees and including NEGLIGENCE, BREACH OF CONTRACT, AND BREACH OF ANY STATUTORY OR OTHER DUTY OF CARE on the part of the Releasees.
3. TO HOLD HARMLESS AND INDEMNIFY THE RELEASEES from any and all liability for any property damage or personal injury to any third party, resulting from my participation in the program.
4. This Release shall be effective and binding upon my heirs, next of kin, executors, administrators and assigns, in the event of my death. I have read this Release prior to signing it and I understand its effect. I am aware that by signing this Release I am waiving certain legal rights which I or my heirs, next of kin, executors, administrators and assigns may otherwise have had against RELEASEES.



Legislation Details (With Text)

File #: ORD-11:012 **Version:** 1 **Name:**

Type: Ordinance **Status:** To Be Introduced

File created: 1/19/2011 **In control:** Public Works Council Committee

On agenda: **Final action:**

Title: AN ORDINANCE AMENDING SECTION 112.7 OF THE JONESBORO MUNICIPAL CODE WITH REGARDS TO SUCCESSIVE PERMIT REQUESTS THAT CUMULATIVELY EXCEED THE EXCEPTION CLAUSE WITHIN A SPECIFIED TIME PERIOD

Sponsors: Stormwater Management Board

Indexes: Technical Code amendment

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
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Title
AN ORDINANCE AMENDING SECTION 112.7 OF THE JONESBORO MUNICIPAL CODE WITH REGARDS TO SUCCESSIVE PERMIT REQUESTS THAT CUMULATIVELY EXCEED THE EXCEPTION CLAUSE WITHIN A SPECIFIED TIME PERIOD

Body
WHEREAS, the City Council adopted Stormwater Management Regulations on December 18, 2008 (ORD-08:099);

WHEREAS, the Stormwater Management Regulations have been codified under Section 112 of the Jonesboro Municipal Code;

WHEREAS, it has been found that there is an oversight in Section 112.7 of the Jonesboro Municipal Code with regard to successive permit requests that cumulatively exceed the exception clause for commercial and industrial sites;

WHEREAS, the Stormwater Management Board recommends that Section 112.7 be amended so that a Stormwater Management Plan (SWMP) is required for existing commercial and industrial sites where additional structural or site improvements exceed 2,000 square foot in aggregate over the preceding three (3) years.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF JONESBORO, ARKANSAS THAT:

SECTION 1: That Section 112.7 of the Jonesboro Municipal Code be amended to read as follows:

Any person, firm, corporation, business, or legal entity proposing to develop land within the city planning jurisdiction shall prepare and submit a SWMP to the city engineer for review and be issued a compliance letter prior to commencement of construction of the improvements, except for the following:

(1) One new or existing single-family structure;

- (2) One new or existing duplex family structure;
- (3) One existing commercial or industrial structure where additional structural or site improvements are less than 2,000 square feet cumulatively and no other structural or site improvements have been made in the preceding three (3) years that when combined with the current improvements would exceed 2,000 square feet in aggregate.

Section 2: That the provisions of this Ordinance are declared to be severable. In the event any portion or portions may be declared unconstitutional does not render the remaining provisions invalid. Further, all Ordinances and parts of Ordinances in conflict herewith are hereby repealed to the extent of said conflict.

Section 3: That the Mayor and the City Clerk are hereby authorized by the City Council for the City of Jonesboro to adopt the above referenced amendment to the Jonesboro Municipal Code.



Legislation Details (With Text)

File #: ORD-11:013 **Version:** 1 **Name:**

Type: Ordinance **Status:** To Be Introduced

File created: 1/19/2011 **In control:** Public Works Council Committee

On agenda: **Final action:**

Title: AN ORDINANCE AMENDING SECTION 9.1 OF THE STORMWATER DRAINAGE DESIGN MANUAL WITH REGARDS TO SUCCESSIVE PERMIT REQUESTS THAT CUMULATIVELY CONSTITUTE A SUBSTANTIAL IMPROVEMENT TO A STRUCTURE IN A SPECIAL FLOOD HAZARD AREA

Sponsors: Stormwater Management Board

Indexes: Technical Code amendment

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
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Title
 AN ORDINANCE AMENDING SECTION 9.1 OF THE STORMWATER DRAINAGE DESIGN MANUAL WITH REGARDS TO SUCCESSIVE PERMIT REQUESTS THAT CUMULATIVELY CONSTITUTE A SUBSTANTIAL IMPROVEMENT TO A STRUCTURE IN A SPECIAL FLOOD HAZARD AREA

Body
 WHEREAS, the City Council adopted certain technical code entitled the Stormwater Drainage Design Manual on December 18, 2008 (ORD-08:099);

WHEREAS, it has been found that there is an oversight in Section 9.1 of the Stormwater Drainage Design Manual with regard to successive permit requests that cumulatively constitute a substantial improvement to a structure in a Special Flood Hazard Area;

WHEREAS, the Stormwater Management Board recommends that Section 9.1 be amended so that the cost of any reconstruction, remodeling, addition or improvement to a structure in a Special Flood Hazard Area in the preceding three (3) years be considered as part of the current improvement costs in the substantial improvement determination.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF JONESBORO, ARKANSAS THAT:

SECTION 1: That Section 9.1 of the Stormwater Drainage Design Manual be amended to include the following:

(21) The cost of any reconstruction, remodeling, addition or improvement to a structure in a Special Flood Hazard Area in the preceding three (3) years shall be considered as part of the current improvement costs in the substantial improvement determination, unless the specific improvements are otherwise excluded by definition.

Section 2: That the provisions of this Ordinance are declared to be severable. In the event any portion or portions may be declared unconstitutional does not render the remaining provisions invalid. Further, all

Ordinances and parts of Ordinances in conflict herewith are hereby repealed to the extent of said conflict.

Section 3: That the Mayor and the City Clerk are hereby authorized by the City Council for the City of Jonesboro to adopt the above referenced amendment to the Stormwater Drainage Design Manual.