

ORDINANCE 2020 - 21

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF SEARCY, ARKANSAS; TO INCLUDE SECTION 31-4 RELATING TO FENCE PERMITS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES

The City Council of the City of Searcy, Arkansas, meeting in regular session, makes the following findings of fact and enacts the following provisions:

WHEREAS, the Searcy City Council recognizes the need to provide for modifications, from time to time, for rates to be assessed for improvements and the construction thereof and for the permitting regimes contained within the Searcy Code of Ordinances; and

WHEREAS, the Searcy City Council finds that, in light of the need to provide for the public peace, health, safety and welfare of its citizens, an emergency exists requiring the immediate enforcement of this Ordinance.

NOW, THEREFORE, the Searcy City Council adopts the following amendment to the Code of Ordinances:

Section 1. Section 31-4-2 of the Code of Ordinances of the City of Searcy, Arkansas, is hereby amended to read as follows:

“**Sec. 31-4-2. Fence Permit.** Prior to the erection of any fence adjacent or ancillary to any structure, the person, firm or entity erecting or building said fence shall pay the following permit fee:

- A. Residential: \$15.00
- B. Non-residential: \$15.00 permit fee, plus \$2.50 per \$1,000.00 of the estimated cost of the project

Any person, firm or entity applying for such a permit shall deliver to the Department a diagram of the contemplated fence and specify the manner, mode and material to be used in construction of said fence and, for any non-residential construction project, an estimate of the cost of the project. Any permit issued pursuant to this Section shall only permit construction or erection of the fence so identified to the Department.”

Section 2. The provision of this ordinance are separable and, upon any finding that any provision of this ordinance is unenforceable, the remaining provision shall be enforceable according to their terms.

Section 3. All ordinances, resolution or other acts of the City in conflict with the terms hereof are repealed to the extent of any such conflict.

Emergency Clause. The Searcy City Council has determined that an emergency exists and that the immediate adoption and enforcement of this ordinance being necessary for the public peace, health, safety and welfare, the provisions hereof shall be in full force and effect from and after its passage.

Adopted this 14<sup>th</sup> day of July, 2020.

The City of Searcy, Arkansas

By: /s/ Kyle Osborne  
Mayor of Searcy

Attest

/s/ Jerry Morris  
Searcy City Clerk-Treasurer