

ORDINANCE NO 2154

AN ORDINANCE ESTABLISHING A UNIFORM PENALTY FOR ALL PERMIT & PLANNING DEPARTMENT PROGRAMS AND ORDINANCES REGULATING ELECTRICAL, HVAC, PLUMBING, SEWER, AND BUILDING IN THE CITY OF SHERWOOD, ARKANSAS

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

SECTION 1: It is established that the City of Sherwood has several ordinances that regulate the safeguarding of life and property through the promulgation and administration of various building and building related codes, and that each code has a penalty section to establish the fine structures for violations.

SECTION 2: It is further established that when a violation exists, and remedy cannot be obtained through the routine permitting and inspection processes, that the Permit & Planning Department may issue a citation to court in order to promote compliance with adopted laws.

SECTION 3: Therefore, a uniform violation penalties section is hereby established applicable to all building and building related codes adopted by the City of Sherwood:

(1) Any person, firm or corporation who violates a provision of this code or fails to comply with any of the requirements thereof or who erects, constructs, alters or repairs a building or structure in violation of the approved construction documents or directive of the building official, or of a permit or certificate issued under the provisions of this code, or fails to comply with the time limits of an abatement notice or other corrective notice, shall be subject to penalties as prescribed, each day that such violation continues being regarded as a new and separate offense.

(2) Any person, firm, or corporation who shall willfully violate any of the applicable provisions of this article shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of not less than one-hundred dollars (\$100.00) nor more than five-hundred dollars (\$500.00) for each offense, together with the costs of prosecution and/or imprisonment for not more than thirty (30) days. Each day that a violation continues after due notice has been served, in accordance with the terms and provisions hereof shall be deemed a separate offense, which is subject to a fine not less than fifty dollars (\$50.00) for each day that the violation continues unabated.

SECTION 4: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 5: The provisions of this ordinance are declared to be severable, and if any provisions shall for any reason be illegal or invalid, such holding shall not affect the validity of the remainder of this ordinance.

SECTION 6: This ordinance being necessary for the orderly development of the City of Sherwood, and the protection of the public health, safety, and welfare of the citizens of Sherwood, Arkansas, this ordinance shall be in full force 30 days after the adoption thereof.

ADOPTED on this 26th day of **June 2017**.

Virginia R. Young, Mayor

ATTEST:

Angela Nicholson, City Clerk

APPROVED AS TO FORM:

Stephen Cobb, City Attorney