

ORDINANCE NO. 2007-05

AN ORDINANCE DEFINING THE RESPONSIBILITIES OF THE PLANNING AND ZONING COMMISSION, FOR THE INSTALLATION OF SEWAGE DISPOSAL SYSTEMS, IN THE CITY OF CHEROKEE VILLAGE, FULTON AND SHARP COUNTIES, ARKANSAS.

BE IT ORDAINED: by the Cherokee Village City Council of the city of Cherokee Village, Arkansas: an Ordinance to define what the responsibilities are, for the Planning and Zoning Commission, for the installation of sewage disposal systems, in the city of Cherokee Village, Fulton and Sharp Counties, Arkansas.

THE LANGUAGE OF ORDINANCE 2003-12 AND 2006-04 IS HEREBY STRICKEN AND REPLACED BY:

Section 1: DESIGNATED RESPONSIBILITIES: The septic sewer system, for new residential construction in Cherokee Village, will be based on the number of bedrooms that are designed for that residence and must be approved by the Arkansas Department of Health. Any room that is not a kitchen, living room, dining room, great room, laundry room or bathroom, and has a closet, will be considered to be a bedroom for determining the required size of the septic system.

The building Inspector will be responsible for the updating of septic system diagrams. Both new systems and repairs to existing systems.

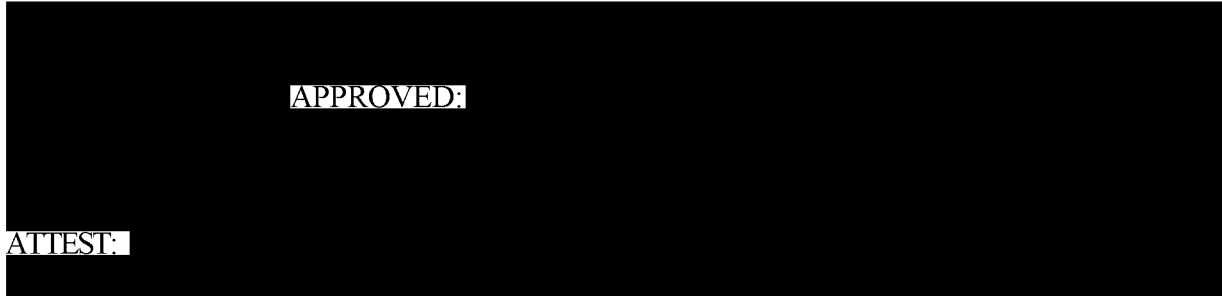
SECTION 2: VARIANCE: A variance can be obtained, in special cases, with the approval of the Arkansas State Department of Health and the Designated Representative.

SECTION 3: PENALTY: Any person, contractor, firm, corporation, partnership, association of persons, owner, occupant, agent, or anyone having supervision or control, which shall violate a provision of this Ordinance, fail to comply with, shall be deemed guilty of a misdemeanor. Each such person shall be deemed guilty of a separate offense for each and every day, or portion thereof, during which any violation of any provision of this Ordinance is committed or continued. Upon conviction of any such violation, such person(s) shall be punished by a fine, not to exceed \$500.00 for the first offense, and not more than \$100.00 for each day's offense of a continuing nature.

SECTION 4: SEVERABILITY CLAUSE: If any part of this Ordinance would be held to be invalid, that part shall be deemed severable and the invalidity thereof shall not affect the remaining parts of the Ordinance.

PASSED AND APPROVED BY THE CHEROKEE VILLAGE CITY COUNCIL.

DATED: 11/15/07



SIGNATURES ON FILE AT CITY OF CHEROKEE VILLAGE CITY HALL