

TITLE 11

BUILDINGS AND CONSTRUCTION

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CHAPTER 11.04

BUILDING IN GENERAL

Sections:

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11.04.01 House numbering Every person owning or occupying any house or building fronting on any street shall, prior to occupancy, have the proper number attached to, stenciled or painted on the front part of such house or building, over, on or by each main entrance in such manner that the number shall be plainly visible from the street. Such street numbers shall conform with this section. If, because of the setback of the house or building, or for any other reason, the number cannot readily be seen from the street, then the occupant shall, in addition to the provisions above, position the numbering so that it is clearly visible from the street.

- A. The minimum size of the numbers shall be three (3") inches in height and no script is allowed. Premises on which buildings are being constructed shall post street numbers prior to beginning construction.
- B. Penalty. Any violation of any provision of this ordinance shall be punishable by a fine of not less than Twenty-Five Dollars (\$25.00) for the first offense and not less than Fifty Dollars (\$50.00) nor more than One Hundred Dollars (\$100.00) for each subsequent offense.

11.04.02 Base lines For the purposes of numbering houses, Main Street and Cotton Belt right-of-way shall be considered the base lines, from which base lines the property shall be numbered, beginning with the number one hundred one (101) and numbering such property consecutively from one hundred one (101) up to two hundred (200) for the first block, allowing one hundred (100) for each block, placing the even numbers on the North and East sides of the streets. (Sec. 5-7, 1962 Code)

11.04.04 Standard Building Code

- A. Only the following sections of Appendix A of the Standard Building Code, current edition, are hereby adopted, and all other sections of Appendix A and Appendix B through Appendix R of the Standard Building Code, 1988 Edition, are specifically excluded and are not adopted by this chapter.
- B. Section A 103.2, A 103.3.2, A 103.4 (except A 103.4.4), A 103.6 (except the remainder of A 103.6.1 beginning with the words "Every permit issued...?" and A 103.6.3), and A 103.8.6 – A 103.8.9. (Ord. No. 2211, Sec. 1.)

11.04.05 Board of Adjustments and Appeals The Board of Adjustments and Appeals, as described in Section 105, Standard Building Code, current edition, shall also assume the functions of the Board of Adjustment and Appeals as described in Section 105 of the Standard Mechanical Code, 1988 Edition.

- A. The membership of the Board of Adjustment and Appeals shall be seven (7) rather than five (5).
- B. The terms of office of the additional members of the Board of Adjustment and Appeals shall be: One (1) additional member whose term, when first appointed, shall be two (2) years; One (1) additional member whose term, when first appointed, shall be one (1) year.

- C. The jurisdiction and scope of review of the above Board shall include receiving appeals from decisions of the Electrical and Plumbing Inspector as well as the Building Inspector of the City of Jonesboro. (Ord. No. 2145, Sec. 2)

11.04.06 Unsafe buildings All buildings or structures which are unsafe, unsanitary, or do not provide adequate egress, or which constitute a fire hazard, or are otherwise dangerous to human life, or which in relation to existing use, constitute a hazard to safety or health, are considered unsafe buildings. All such unsafe buildings are hereby declared a nuisance and shall be abated by repair and rehabilitation or by demolition in accordance with the provisions of Chapter 11.32, Code of Ordinances, city of Jonesboro, Arkansas. (Ord. No. 2169, Sec. 2.)

Section 1206, Earthquake Design Loads, is specifically added to the city's adopted version of the 1988 Southern Building Code. (Ord. No. 2265, Sec. 1.)

11.04.07 Definitions

- A. Whenever the word "municipality" is used in the Building Code, it shall be held to mean the city of Jonesboro, Arkansas.
- B. Whenever the term corporation counsel is used in the Building Code, it shall be held to mean the attorney for the city of Jonesboro, Arkansas. (Sec. 5-10, 1962 Code)

11.04.08 Permit fees

- A. No permit as required by the building code shall be issued until the fee prescribed in this section shall have been paid. Nor shall an amendment to a permit be approved until the additional fee, if any, due to the increase in the estimated cost of building or structure shall have been paid.
- B. For a permit for the construction or alteration of a building or structure, the fee shall be at the rate of Ten Dollars (\$10.00) per thousand (Ord. No. 2186, Sec. 2.) of the estimated cost up to one thousand (1,000), plus Four Dollars (\$4.00) per thousand dollars of the estimated cost up to Twenty Thousand Dollars (\$20,000.00), plus Three Dollars and Ten Cents (\$3.10) per thousand dollars of the estimated cost in excess of Twenty Thousand Dollars (\$20,000.00) up to One Hundred Thousand Dollars (\$100,000.00) plus Two Dollars and Twenty Cents (\$2.20) per thousand dollars of the estimated cost in excess of One Hundred Thousand Dollars (\$100,000.00) up to Five Hundred Thousand Dollars (\$500,000.00) plus One Dollar and Fifty-Five Cents (\$1.55) per thousand dollars of the estimated cost in excess of Five Hundred Thousand Dollars (\$500,000.00) up to One Million Dollars (\$1,000,000.00) plus One Dollar and Twenty-Five Cents (\$1.25) per thousand dollars of the estimated cost in excess of One Million Dollars (\$1,000,000.00) provided no fees shall be required when the estimated cost does not exceed One Hundred Dollars (\$100.00). (Ord. No. 1707, Sec. 1)
- C. For a permit for the removal of a building or structure from one lot to another, the

fee shall be Ten Dollars (\$10.00) flat.

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- D. For a permit for the removal of a building or structure to a new location within the same lot, the fee shall be Three Dollars (\$3.00) flat.
- E. In case of abandonment or discontinuance, the cost of work performed under a permit may be estimated, an adjustment of the fee made and the portion of the fee for uncompleted work returned to the permit holder, provided that no refund of a prescribed minimum fee shall be made. If such discontinuance is due to revocation of permit, a similar adjustment and return may be made; provided that no refund shall be made until all penalties incurred or imposed by due authority have been collected. After such a refund has been made, no work shall be resumed until a new application has been made and a new permit has been issued.
- F. The term "estimated cost" as used in this section, means the reasonable value of all services, labor, materials and use of scaffolding and other appliances and devices entering into and necessary to the prosecution and completion of the work ready for occupancy; provided that the cost of excavation or grading and of painting, decorating or other work that is merely for embellishment or not necessary for the sale and lawful use of the building or structure is not deemed a part of such estimated cost. (Sec. 5-11, 1962 Code)
- G. It shall be unlawful to commence the construction, reconstruction, moving, demolishing, or structural alteration of any building until the Building Inspector has issued a building permit for such work. No building permit shall be issued unless the proposed construction or use is in full conformity with all the provisions of this chapter and other applicable building laws, ordinances or regulations.
- H. Every building permit for new construction shall expire by limitation at the end of six (6) months from the date of issue unless substantial work is in progress, as shown to the Building Inspector and if in progress, shall expire by limitation at the end of eighteen (18) months, unless it is a major project valued at more than Three Million Dollars (\$3,000,000.00) which shall expire at the end of twenty-four (24) months.
- I. A building permit for renovation or rehabilitation of an existing structure shall expire by limitation at the end of six (6) months from the date of issue unless substantial work is in progress as shown to the Building Inspector, and if in progress, shall expire by limitation at the end of twelve (12) months.
- J. A building permit shall not be issued to the renovation of any structure when condemnation proceedings involving said structure by the City Council are considered final. (Ord. No. 2159, Sec. 1.)
- K. Before beginning any work (except grading) within the city, the person responsible for building a structure shall make application for a building permit and shall pay all fees for said construction. A double fee shall be assessed to any person, firm or contractor commencing any work prior to issuance of a building permit, and for non-payment of the fee for said permit. (Ord. No. 2166, Sec. 1.)

11.04.09 Fire limits established The fire limits of the city of Jonesboro, Arkansas, are hereby established as follows:

No. 1: Beginning at the intersection of the centerlines of South Main Street and Warner Avenue, thence west along the centerline of Warner Avenue to the intersection of Warner and Union Street, thence north along the centerline of Union to the intersection of Union and Jefferson Avenue, thence west along the centerline of Jefferson Avenue to a point four hundred (400) feet west of centerline of Madison Street, thence north until it intersects with the centerline of Huntington Avenue at a point four hundred (400) feet west of the centerline of Madison Street, thence continue north along the centerline of Sharp Street to a point one hundred (100) feet north of intersection of centerline of Sharp Street and Krewson Avenue, thence west to the centerline of McClure Street at a point one hundred (100) feet north of the intersection of the centerline of McClure Street and Krewson Avenue, thence north along centerline of McClure Street to a point one hundred fifty (150) feet north of West Johnson Avenue, thence east parallel with Johnson Avenue until to intersects with Block Street, thence south along the centerline of Block Street to the south rail of the main line of the St. Louis Southwestern Rail Company, thence west along the south rail of the main line of said railway to the intersection of the railway line with East Street, thence south along the centerline of East Street and East Street Extended to a point three hundred (300) feet east of the centerline of the intersection of South Church Street and Jackson Avenue, thence east along the centerline of Jackson Avenue to the intersection of Jackson Avenue and Carson Street, thence south along the centerline of Carson Street to the intersection of Carson Street and Matthews Avenue, thence west along the centerline of East Matthews Avenue to the intersection of Matthews and Cobb Street, thence south along centerline of Cobb to a point two hundred (200) feet south of East Matthews Avenue, thence west to the centerline of South Church Street at a point two hundred (200) feet south of the intersection of South Church Street and Matthews Avenue, thence south along the centerline of South Church Street to the intersection of South Church Street and Buffalo Avenue, thence west to the point of beginning.

No. 2: Beginning at the intersection of the centerlines of South Main Street and Warner Avenue; thence west along the centerline of Warner Avenue to the intersection of Warner Avenue and Union Street; thence north along the centerline of Union Street to the intersection of Union Street and Jefferson Avenue; thence west along the centerline of Jefferson Avenue to a point four hundred (400) feet west of the centerline of Madison Street; thence south to the intersection of the centerline of Haven Street and Oak Avenue; thence east along the centerline of Oak Avenue to the intersection of Oak Avenue and South Church Street; thence north along the centerline of South Church Street to the intersection of South Church Street and Buffalo Avenue, thence east along the centerline of Buffalo Avenue and Buffalo Avenue Extended to the intersection of Buffalo Avenue Extended and Rains Street; thence north along the centerline of Rains Street to the intersection of Rains Street and East Matthews Avenue; thence west along the centerline of East Matthews Avenue to the intersection of East Matthews Avenue and Cobb Street; thence south along the centerline of Cobb Street to a point which is two hundred (200) feet south of East Matthews Avenue; thence west to the centerline of South Church Street at a point two hundred (200) feet south of the intersection of South Church Street and East Matthews Avenue; thence south along the centerline of South Church Street to the intersection of South Church Street and Buffalo Avenue; thence northwesterly to the point of beginning.

No. 3: Beginning at the northwest corner of Section 28, Township 14 North, Range 4 East, thence south along the west line of said Section 28 a distance of two hundred ten (210) feet to the point of beginning proper; thence continue south along the west line of said Section 28 a distance of four hundred ten (410) feet; thence southwesterly six hundred eighty (680) feet; thence north six hundred seventy (670) feet to a point in the south line of Section 20, Township 14 North, Range 4 East, thence east along the south line of said Section 20 a distance of seventy (70) feet; thence north six hundred sixty (660) feet; thence east two hundred (200) feet; thence north one thousand nine hundred eighty (1,980) feet to a point in the south rail of the main line of the St. Louis Southwestern Railway Company; thence southeasterly along said south rail to a point which is one hundred eighty (180) feet east of the west line of Section 21, Township 14 North, Range 4 East; thence southwesterly two thousand eighty hundred twenty (2,820) feet; thence west one hundred sixty (160) feet to appoint in the west line of Section 28, Township 14 North, Range 4 East, the point of beginning proper.

No. 4: Beginning at the northwest corner of Section 27, Township 14 North, Range 4 East; thence east along the north line of said Section 27 (centerline of West Lake City Avenue) a distance of two hundred sixty (260) feet to the intersection of West Lake City Avenue and National Drive; thence south along the centerline of National Drive Extended one hundred seventy (170) feet; thence east eight hundred seventy (870) feet to a point in the centerline of Thorn Street; thence north along the centerline of Thorn Street to the intersection of Thorn Street, Nettleton Avenue and Lake City Avenue, thence continue north to the south rail of the main Line of the St. Louis San Francisco Railway Company; thence northwesterly along said south rail five hundred forty (540) feet; thence southwesterly five hundred ten (510) feet to a point which is one hundred (100) feet north of the south line of Section 22, Township 14 North, Range 4, East, thence west and parallel to said south line of said Section 22 a distance of three hundred ninety (390) feet; thence south one hundred (100) feet to the point of beginning.

No. 5: Beginning at the intersection of the centerlines of School Street and Thorn Street; thence east along the centerline of School Street two hundred twenty (220) feet; thence southeasterly along the centerline of School Street two hundred fifty (250) feet to the west rail of the main Line of the Missouri Pacific Railway Company; thence northeasterly along the west line of said west rail two hundred forty (240) feet to the south rail of the main line of the St. Louis San Francisco Railway Company; thence northwesterly along said south rail a distance of six hundred ten (610) feet to the intersection of Clark Street Extended; thence south along the centerline of Clark Street Extended and Clark Street three hundred twenty (320) feet; thence west one hundred twenty (120) feet to a point in the centerline of Thorn Street; thence south along the centerline of Thorn Street one hundred seventy (170) feet to the intersection of Thorn Street and School Street, the point of beginning. (Ord. No. 1204, Sec. 9, 6-17-68)

11.04.10 Cooperation of other officials The Building Official may request and shall receive so far as may be necessary in the discharge of his duties, the assistance and cooperation of other officials of the municipality. (Ord. No. 1204, Sec. 6, 6-17-68)

11.04.11 Right of entry The Building Official, in the discharge of his official duties, and upon proper identification, shall have authority to enter any building, structure or premises at any reasonable hour. (Ord. No. 1204, 6-17-68)

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11.04.12 Flood hazard prevention regulations The flood hazard prevention regulations for the city of Jonesboro, Arkansas, prepared by the Jonesboro City Council, pursuant to the revised regulations of the Federal Insurance Administration, effective December 1, 1976, are hereby adopted. Three (3) copies of the flood hazard prevention regulations are on file in the office of the City Clerk and are available for public inspection between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday. For additional information, see Section 14.28 - Flood Damage Prevention. (Ord. No. 1403, Secs. 1-8, 4-15-74, Ord. No. 1631, Sec. 1, 1-16-78)

CHAPTER 11.08

HOUSING

Sections:

- 11.08.01 License - Required for moving
- 11.08.02 Issuance; fee; bond
- 11.08.03 Notice
- 11.08.04 Control by Chief of Police
- 11.08.05 Poles and wires
- 11.08.06 Building Code
- 11.08.07 Fair housing policy

11.08.01 License - Required for moving It shall be unlawful for any person to move any house, building or other structure upon, over or along the streets or alleys of this city or any portion or part of them or any of them until such person has first taken out a license, paid the license fee and complied with the other regulations of this chapter.

A license, as provided for herein, shall not be issued or granted until the structure to be moved and the property on which the structure will be located has been inspected by the city inspector and the city inspector certifies to the City Clerk that the structure and location meet the requirements of the city ordinances. (Digest 1934, Sec. 536, Ord. No. 1210, Sec. 1, 10-21-68)

11.08.02 Issuance; fee; bond It shall be the duty of the Clerk to issue a license authorizing any person to move houses, buildings or other structures upon, over or along the streets and alleys of the city upon payment of a license fee of Twenty-Five Dollars (\$25.00) for each six (6) months period and all licenses issued before June 30th and before December 31st shall expire on December 31st of same year. The full license fee of Twenty-Five Dollars (\$25.00) shall be paid regardless of the date when the license was taken out; provided that the

license shall not be issued until the person applying therefore shall make and file with the Clerk, a bond in the sum of One Thousand Dollars (\$1,000.00) with good and sufficient security to be

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approved by the City Council, conditioned that the person to whom the license is issued will pay to the city any and all damages to streets, alleys and sidewalks or other public improvements or property that may be damaged in moving any house or structure under such license. (Digest 1934, Sec. 537)

11.08.03 Notice Before commencing to move any house, building or structure upon, over or along any street or alley of the city, the person authorized by license so to do, shall file, in the office of the Chief of Police, written or printed notice of his intention to move the house, building or structure on a certain date, stating the point from which it will be moved, the streets or alleys over or along which the same will pass and the place of destination. (Digest 1934, Sec. 538)

11.08.04 Control by Chief of Police All houses, buildings or structures while being moved over the streets and alleys of this city shall be under the direction of and control of the Chief of Police. Licensees shall use such diligence in moving the same as shall be necessary to clear the street without unreasonable delay. If it is seen by the Chief of Police that the street pavement is being damaged by the removal of the house, building or other structure thereupon, he shall order the movement stopped until he has taken adequate steps to prevent the occurrence of further damages. (Digest 1934, Sec. 539)

11.08.05 Poles and wires Whenever it shall become necessary for any electric light, telegraph or telephone poles to be taken up temporarily, on amount of the moving of a house, building or other structure over the streets and alleys of the city or to remove temporarily any of the overhead wires or cables upon said poles, though it may not be necessary to remove the pole itself, the licensee shall pay to the person owning, controlling or maintaining said poles, wires or cables for the removing of same Two Dollars (\$2.00) per hour per man for all time or labor as required, plus the actual cost of any and all material necessary to the changing, removing and replacing of the poles, wires or cables. (Digest 1934, Sec. 540)

11.08.06 Building Code Ord. No. 1692 adopting the Southern Standard Housing Code is hereby repealed.

A. The following sections are hereby revised:

Section 101.1
Section 1612.3
Section 1612.3
Section 3409.2

B. The document entitled, the 2002 Edition of the Arkansas Fire Prevention Code, appendix Chapters "D" (fire districts) and Appendix "E" (supplementary accessibility requirements); is hereby adopted by reference, and shall become the

11.08.07 Fair housing policy

- A. It is hereby declared that the policy of the city is to adhere to, encourage and comply with all laws prohibiting discriminatory policies and practices based on color, creed or national origin in relation to both the private and public use of housing and property ownership in the city.
- B. It is hereby declared to be the policy of the city to comply with open housing and nondiscrimination in all matters relating thereto.
- C. It is further declared that efforts on the part of the city to resolve discriminatory practices shall not be in any alter, affect or prejudice the parties' legal rights to resolve such difference.
- D. It is further declared that the city establish a procedure through which grievances may be presented, investigated and resolved, where possible, by conciliation. Should the city fail to resolve such grievances through conciliation, then all possible assistance shall be given to the party(ies) alleging discrimination in filling out and forwarding appropriate forms to the responsible division of the HUD Area Office. (Ord. No. 1705)

CHAPTER 11.12

PLUMBING CODE

Sections:

- 11.12.01 State plumbing code adopted by reference; amendments
- 11.12.02 Permits and fees - Notice for inspection required
- 11.12.03 Bond
- 11.12.04 Street cuts
- 11.12.05 Prohibition of nonmetallic piping or fittings
- 11.12.06 Installation of non-metallic piping and fittings
- 11.12.07 Standards for sanitary sewer lines under streets
- 11.12.08 Violation
- 11.12.09 Conflict of interest with Plumbing Inspector
- 11.12.10 Board of Adjustment and Appeals

11.12.01 State Plumbing Code adopted by reference; amendments

- A. There is hereby adopted by the city of Jonesboro, Arkansas, a certain Plumbing Code known as the 1995 Arkansas State Plumbing Code, Seventh Edition, less

and except those portions that are deleted, modified or amended as specified in this ordinance. (Ord. No. 3043, Sec. 1.)

B. The following sections of the Arkansas State Plumbing Code shall be amended to read as follows:

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1. Section 2.26.1 Lead. Four (4") inch lead bends and stubs or PVC Schedule 40 plastic pipe may be used on water closets or similar connections.
2. Section 2.26.2 Iron or PVC. Four (4") inch waste with cast iron flange or PVC Schedule 40 plastic flange may be used on concrete floors or on conventional floors.
3. Section 2.26.3 Repealed.
4. Section 11.1.2 Above ground piping within buildings. Soil and waste piping for a drainage system within a building shall be of cast iron, lead, brass, PVC Schedule 40 plastic pipe, or copper pipe or copper tube.
5. Section 11.5.5 Minimum size of stack vent or vent stack. Any structure on which a building drain is installed shall have at least one stack-vent or vent stack carried full size through the roof not less than three (3") inches in diameter. (Ord. No. 2393, Sec. 1.)

11.12.02 Permits and fees – Notice for inspection required The application for plumbing inspections shall be accompanied by fees in accordance with the following schedule:

Plumbing rough-in inspection	\$5.00
Water heater, electric	\$5.00
Each plumbing fixture and waste-discharging device	\$2.00
Sprinkler back flow preventer	\$10.00
Sewer stub out	\$2.00
Water meter	\$5.00
Sewer connection	\$5.00
Reinspection fee	\$15.00
Permit issuance fee, residential and commercial	\$10.00
Street cuts	\$25.00
Final inspection, per fixture	\$0.50
Application, issuance fee:	

1. An additional fee of Two Dollars (\$2.00) shall be charged for each additional trip on the part of the Plumbing Inspector, caused by the negligence of the plumber.
2. The application issuance fee will be assessed only once on each application issued regardless of whether the application is issued for all plumbing or all gas or a combination of both.
3. Any person, firm or corporation installing a plumbing work shall be required to notify the Plumbing Inspector when the work being performed is ready for a required inspection. The Plumbing Inspector shall perform the requested inspection within twenty-

four (24) hours after receiving the request.

4. The person installing plumbing or gas shall be required to notify the Plumbing Inspector when the job is ready for a rough-in

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inspection. The Plumbing Inspector will then perform a visual inspection of all workmanship and materials prior to any workmanship or materials being concealed from view. Any workmanship or materials concealed from view at the time of the rough-in inspection shall be disapproved until the workmanship and materials are made easily accessible for a visual inspection.

5. The person installing plumbing or gas shall be required to notify the Plumbing Inspector when the job is ready for final inspection. Upon inspection and approval a plumbing inspection certificate shall be issued. Permanent water service to the premises shall not be authorized until such final inspection certificate is issued.
6. The property owner may install plumbing in a single-family dwelling provided the property owner does the work himself and the dwelling is owned and occupied by such owner as his home. Subject owner must make application for the required inspection and pay all fees for said inspection. (Ord. No. 3043, Sec. 3.)

11.12.03 Bond Every master plumber doing business in the city of Jonesboro shall execute and deliver to the city a bond, with a surety bonding company, in the amount of Ten Thousand Dollars (\$10,000.00) to indemnify the city or any citizen for any damage caused by the failure of such master plumber to comply strictly with the provisions of this chapter. No plumbing permit shall be issued to any master plumber unless this bond has been delivered to the city and is in full force and effect. (Ord. No. 3043, Sec. 3.)

11.12.04 Street cuts

- A. All street cuts made in the public streets or alleys must be made as carefully as possible and all materials excavated from the trenches shall be removed or placed where the least inconvenience to the public will be caused.
- B. All street cuts are to be repaired per Section 9.32.06 (b) 1(b) of the city of Jonesboro Code of Ordinances. If the plumber fails to repair the street to the satisfaction of the City Engineer, then the plumber will not be issued any plumbing permits until such repairs are made.
- C. All street cuts shall be marked with sufficient barriers. Yellow lamps shall be maintained around the opening at night and all other precautions shall be taken by the plumber or excavator to protect the public from damage to person or property.
- D. All street cuts shall require a permit and inspection. Advance notice, minimum of at least 24 hours, must be given to the 911 Center, the Fire and Police Departments and all other emergency vehicle operators prior to making such cut. (Ord. No. 3043, Sec. 4.)

11.12.05 Prohibition of non-metallic piping or fittings The use of non-metallic piping or fittings are hereby specifically prohibited in the new installation or repair of water supply within or under a building or structure within the area of inspection jurisdiction of the Plumbing Inspector for the city of Jonesboro, Arkansas.

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Non-metallic piping and fittings may be used for drain, waste and vents as specified in 11.12.02. (Ord. No. 2393, Sec. 2.)

11.12.06 Installation of non-metallic piping and fittings When non-metallic piping and fittings are used in new installations or repair of plumbing as noted in 11.12.02 they shall be installed using a colored pipe cleaner meeting manufacturer's specifications and with the manufacturer's recommended glue product. (Ord. No. 2393, Sec. 3.)

11.12.07 Standards for sanitary sewer lines under streets

- A. All sanitary sewer service lines that are installed and/or repaired in the street right-of-way within the city of Jonesboro shall be constructed of cast iron, Schedule 40 PVC or equivalent materials. When materials other than cast iron or Schedule 40 PVC are to be used, proof of the equivalency shall be submitted to the Engineering Department of City Water & Light and to the Plumbing Inspector for the city of Jonesboro and approval obtained prior to the installation or repair.
- B. All sanitary sewer service lines which are constructed with a bell or coupling hole shall be installed in such a manner as to provide a uniform and continuous support of the pipe barrel between the bell or coupling hole.
- C. Prior to the installation of any sanitary sewer service lines, any accumulation of excess water that may have occurred in the trench shall be removed by means other than discharging the accumulation into a sewer main.
- D. All sanitary sewer permits issued by City Water & Light (CW & L) shall be available on the job site at all times while repair or installation is underway. After the repair or installation has been completed, inspected and approved by a CW & L Inspector, the CW & L Inspector shall sign the permit stating such approval.
- E. All sanitary sewer service lines installed and/or repaired within the street right-of-way under the jurisdiction of the Arkansas Transportation and Highway Department (AHTD), the method of construction and material specifications shall be according to current AHTD standards. (Ord. No. 3043, Sec. 6.)

11.12.08 Violation Any person, firm or corporation who fails to comply with or violate any of the provisions of this chapter shall be deemed guilty of a misdemeanor and in addition to the penalty prescribed in Section 1-8, the license of such person may be revoked. (Ord. No. 3043, Sec. 8.)

11.12.09 Conflict of interest with Plumbing Inspector The Plumbing Inspector shall not be connected in any way with any person, firm or corporation directly or indirectly engaged in the business of plumbing or plumbing supplies. (Ord. No. 3043, Sec. 9.)

11.12.10 Board of Adjustment and Appeals The Board of Adjustment and Appeals as set forth in Section 105 of the 1992 Arkansas Fire Prevention Code, Volume II shall serve as the appeals board for decisions regarding interpretations of the plumbing and gas codes. (Ord. No. 3043, Sec. 10.)

CHAPTER 11.16

GAS CODE

Sections:

- 11.16.01 Fees
- 11.16.02 Inspections
- 11.16.03 Certificates
- 11.16.04 Materials
- 11.16.05 Consumer's piping
- 11.16.06 Board of Adjustment and Appeals

11.16.01 Fees The following fees shall be charged:

The fee for inspection of consumer piping	
One (1) to four (4) outlets	\$2.00
Five (5) outlets and above	\$.55 per outlet.
Gas pressure inspection	\$10.00 each.
Gas water heaters	\$5.00 each
Unit heaters, wall heaters and floor furnaces	\$5.00
Wall heaters	\$5.00 each.
Floor furnaces	\$5.00 each.
Gas appliances vented, forty thousand (40,000) BTU and above	\$5.00 each.
Warm air furnaces	
First one hundred thousand (100,000) BTU	\$5.00 each
Each additional one hundred thousand (100,000) BTU or fraction thereof	\$1.50
Boilers	
First one hundred thousand (100,000) BTU	\$5.00
Each additional one hundred thousand (100,000) BTU or fraction thereof	\$1.50
Permit issuance fee, residential and commercial (Ord. No. 2174 as amended by Ord. No. 3043, Sec. 5.)	\$10.00

The permit issuance fee will be assessed only once on each permit issued regardless of whether the permit is issued for all plumbing or all gas or a combination of both. Any and all fees shall be paid by the person to whom the permit is issued.

An additional of Ten Dollars (\$10.00) shall be charged for each additional trip on the part

of the Plumbing Inspector, caused by the negligence of those performing under a permit. (Ord. No. 2174, Sec. 2)

11.16.02 Inspections An inspection of gas piping shall be required if the gas has been off or disconnected for a period of twelve (12) months or more. A new inspection certificate shall be required to be issued to the gas company. (Ord. No. 3043, Sec. 5.)

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11.16.03 Certificates The inspector shall issue a certificate of approval at the completion of the work for which a specific permit has been issued. If after inspection, it is found that such work complies with the provisions of this chapter and all other requirements of law or ordinance applicable thereto. A duplicate of each certificate shall be delivered to the gas company and used as its authority to grant gas service. (Ord. No. 3043, Sec. 5.)

11.16.04 Materials All pipe installation, extension, alteration, or repair of any house gas piping shall be of standard weight and standard dimension black wrought iron or black steel pipe, except that approved flexible connectors may be used as appliance connectors not exceeding thirty inches (30"); provided a manual gas cut-off is installed between such connector and such piping. (Ord. No. 3043, Sec. 5.)

11.16.05 Consumer's piping

- A. All gas service piping from the point of delivery to the first outlet of gas shall not be less than one and one-quarter (1 ¼) inches in diameter.
- B. Gas outlets for instantaneous water heaters and gas ranges shall not be less than three-fourths (3/4") inch pipe and all outlets for central heating plants not less than one (1") pipe.
- C. Table of minimum sizes for house piping shall be in accordance with the following chart:

<u>Minimum Size</u>	<u>Maximum Length</u>	<u>Maximum Number of Outlets</u>
½ inch pipe	10 feet	1
¾ inch pipe	10 feet	2
¾ inch pipe	20 feet	1
1 inch pipe	20 feet	6
1 inch pipe	40 feet	4
1 inch pipe	60 feet	2
1 inch pipe	80 feet	1
1 ¼ inch pipe	50 feet	10
1 ¼ inch pipe	100 feet	5
1 ½ inch pipe	50 feet	40
1 ½ inch pipe	100 feet	20
2 inch pipe	100 feet	80
2 inch pipe	200 feet	40

(Ord. No. 3043, Sec. 5.)

11.16.06 Board of Adjustment and Appeals The Board of Adjustment and Appeals as set forth in Section 105 of the 1992 Arkansas Fire Prevention Code, Volume II shall serve as the appeals board for decisions regarding interpretations of the plumbing and gas codes. (Ord. No. 3043, Sec. 11.)

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CHAPTER 11.20

ELECTRICAL CODE

Sections:

- 11.20.01 Purpose of chapter; constitutes minimum standard
- 11.20.02 Permit
- 11.20.03 Temporary permit requirements
- 11.20.04 Same - New permit required for alterations or additions to original plans
- 11.20.05 Inspections
- 11.20.06 Correction of defects
- 11.20.07 Reinspections; notice to put in safe condition; existing buildings
- 11.20.08 Inspection fees
- 11.20.09 Certificate of inspection; requirements
- 11.20.10 National Electrical Code adopted
- 11.20.11 Local exceptions to National Electrical Code
- 11.20.12 Appeals Board
- 11.20.12 Interior wiring construed; outside wiring regulated
- 11.20.13 Sale of unsafe appliances
- 11.20.14 Liability construed
- 11.20.15 Penalties

11.20.01 Purpose of chapter; constitutes minimum standard The purpose of this chapter is the practical safeguarding of persons and buildings and their contents from electrical dangers and hazards arising from the use of electricity for light, heat, power, radio, signaling, and for other purposes. It covers electrical conductors and equipment installed inside and outside of private and public buildings and other premises, including yards, carnivals and parking lots.

The requirements of this chapter constitute a minimum standard only. Compliance therewith will result in installations reasonably free from dangers and hazards, but not necessarily efficient or convenient. The provisions of this chapter shall not be regarded as a design specification or as an instructional manual for untrained persons. Good service and satisfactory results will often require larger sizes of wire, more branch circuits and better types of equipment than the minimum herein specified. (Ord. No. 957)

11.20.02 Permit

- A. Each person desiring to install or repair interior wiring or other apparatus for the use of electrical current in the city, shall, before commencing or doing any work, file an application in writing for a permit therefore with the city, which application shall describe, in detail, the materials and apparatus to be used, give the plans and specifications of the proposed work, and the street address and location on the premises where the work is to be done. Forms for making such

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applications shall be furnished by the city through the City Electrical Inspector. (Ord. No. 2206, Sec. 1.)

- B. All such applications shall be passed upon by the electrical inspector and if it is to be found by him that they conform to all applicable ordinances of the city, including this chapter, a permit for the proposed work shall be given by him in triplicate over his signature.
- C. Any person doing or attempting to do any electrical work within the city without having procured and then possessing the required permit shall be guilty of a misdemeanor and shall be punished as hereinafter provided. No permit shall be required or necessary for the making of minor repairs which do not involve the use of new wire, fixtures or equipment.
- D. Permits under this chapter may be issued only to persons duly licensed by the state of Arkansas under the Acts pertaining to the licensing of persons qualified thereunder, to engage in the making of electrical installations and repairs within the city. (Ord. No. 2206, Sec. 1.)

11.20.03 Temporary permit requirements Where a permit for the installation of wiring has been applied for and granted by the City Electrical Inspector who may grant a temporary permit to connect the electrical current for such period of time as shall be just and reasonable, the facts and circumstances considered, before such temporary permit to connect the electric current shall be granted, however, the licensed electrician and the owner or occupant of the premises shall enter into an agreement in writing that unless final inspection is applied for and made, and the work approved, the electric current may be automatically cut off without notice. Before work has begun on wiring, a set of building plans and specifications shall be shown the inspector. Each form to each contractor shall be the same. The service entrance locations shall be approved in writing by the electric utility serving Jonesboro. (Ord. No. 2206, Sec. 1.)

11.20.04 Same - New permit required for alterations or additions to original plans No alterations or additions shall be made in any electrical installations without first notifying the electrical inspector thereof, procuring a permit for such work, submitting to the electrical inspector for examination the plans and specifications covering the proposed work, and paying the fees provided in this chapter. If it is desired to increase the number of circuits called for in an original permit, such increase shall be considered as an addition to the original installation and a permit procured therefor, for which a fee shall be paid as for addition. When an addition is made to or an alteration is made in any installation of electric work, the number of circuits or other electrical apparatus previously in service in any such installation, together with the character thereof, shall be fully stated in the permit for additions or alterations. (Ord. No. 957)

11.20.05 Inspections

- A. All electrical work for which permits are required by this chapter shall be inspected by the electrical inspector before it may be accepted by the owner and put into operation or use and the person to which any such permit is issued shall apply to the electrical inspector for an inspection of such work within thirty (30)

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days from the date of the permit unless such work is completed prior thereto, in which event, application for inspection shall be made as soon as such electrical work is ready for inspection. Before any interior electrical wiring shall be concealed from view, the person installing the same shall give written notice to the electrical inspector or who, as soon as possible after the receipt of said notice, shall inspect such work. No such work shall be concealed from view prior to the expiration of thirty-six (36) hours from receipt of the aforesaid notice by the electrical inspector unless he shall have made his inspection and approved the work prior to the expiration of said thirty-six (36) hours.

- B. Before any electrical current shall be used upon any interior electrical wiring of the character mentioned in the foregoing paragraph of this section, written notice shall be served upon the electrical inspector that an inspection thereof is desired, whereupon the electrical inspector shall, as soon as possible, inspect said wiring and issue a certificate of inspection covering the same, which certificate shall contain a general description of the installation and the date of inspection and approval. No current shall be used prior the issuance of such certificate. The electrical inspector may, however, issue temporary permits for the use of electric current during the course of construction or alteration of buildings which temporary permits shall expire when the electrical apparatus for said building is fully installed, whereupon the electrical inspector shall have the current cut off until final inspection is made and a certificate of inspection and approval has been issued. (Ord. No. 957)

11.20.06 Correction of defects Whenever any person has obtained a permit to install or to do any electrical work and whenever an inspection of such work by the electrical inspector or his assistants discloses that such work is not done in accordance with the National Electrical Code or is not done in conformity with the provisions of this chapter, it shall be the duty of the electrical inspector to serve notice upon such permit holder, pointing out the defects in such work or installation and such permit holder shall proceed immediately to correct such defects and to make the work and materials conform to the provisions of this chapter and the National Electrical Code for electrical wiring and apparatus. In the event such permit holder neglects or refuses to promptly comply with this chapter and the National Electrical Code, the electrical inspector shall forthwith notify the Board of Electrical Examiners and Supervisors of the city of such neglect or refusal and said Board is empowered and directed, in its discretion, to instruct the city collector not to issue any other permits for the making of electrical installations or repairs to the said offending permit holder until such time as he shall have made the electrical work

complained of conform to this chapter and the National Electrical Code and procured the electrical inspector's approval thereof. (Ord. No. 957)

11.20.07 Reinspections; notice to put in safe condition; existing buildings

- A. The electrical inspector is hereby empowered to inspect or reinspect or to have inspected or reinspected all interior apparatus and wires conducting electrical

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current for light or power and when conductors or apparatus are found to be unsafe to life or property, he shall notify the person owning or using the same to place the same in a safe and secure condition within forty-eight (48) hours. Any person failing to comply with such shall be punished as hereinafter provided.

- B. No system or installation of interior wiring in any commercial or industrial building which has been vacated shall be used again as an electrical conductor without reinspection by the electrical inspector. The electrical inspector, for good cause shown,, may issue a temporary permit in such cases until reinspection can be made. (Ord. No. 957)

11.20.08 Inspection fees

- A. Before beginning any electrical work within the area of jurisdiction of the City Electrical Inspector, the person installing same shall make application for the required inspections and pay all fees for said inspections. A double inspection fee shall be assessed to any person, firm or corporation commencing any electrical work prior to making application for the required inspections and the payment of all fees for said inspections.
- B. The applications for electrical inspections shall be accompanied by fees in accordance with the following schedule:

1.	Application issuance fee:	
	Residential	\$5.00
	Commercial/Industrial buildings and apartments over two (2) units	\$10.00
2.	Service entrance:	
	First one hundred (100) amps	\$2.00
	Over one hundred (100) amps to one thousand two hundred (1,200) amps, per one hundred (100) amps	\$1.00
	Over one thousand two hundred (1,200) amps, per one hundred (100) amps	\$0.50
3.	Circuits:	
	First circuit	\$2.00
	Two (2) to ten (10) circuits, each	\$0.70
	Over ten (10) circuits, each	\$0.40
4.	Motors and connected horsepower:	

First horsepower or outlet	\$2.00
Two (2) to ten (10) horsepower or outlet, each	\$0.35
Additional horsepower or outlets, each	\$0.20
5. Commercial/Industrial building reinspection fee:	

The inspection fee for the reinspection of a commercial/industrial building under the

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provisions of Section 11.20.07 (b) shall be Ten Dollars (\$10.00). An application issuance fee shall not be assessed for reinspections requested under the provisions of Section 11.20.07 (b).

6. Heating Kilowatts:	
Up to and including thirty (30) KW	\$5.00
Over thirty (30) KW, each KW or fraction thereof	\$0.20
7. Unit Heaters: Each unit	\$5.00
(Ord. No. 2206, Sec. 1.)	

- C. An additional fee of Five Dollars (\$5.00) shall be assessed for each additional trip on the part of the electrical inspector caused by the negligence of the electrician.
- D. All fees assessed under this section shall be collected by the City Planning and Inspection Department. (Ord. No. 2206, Sec. 1.)
- E. Where motor and generators are combined as motor/generator sets, the permit fee shall be based on the motor only.
- F. When generators and motors are installed at the same time and the generators are to supply current for the motors, permit fees shall be based on the horsepower of the generators or the motors, whichever is the greater in horsepower. (Ord. No. 1708, Sec. 1)

11.20.09 Certificate of inspection; requirements No certificate of inspection shall be issued unless the electric light, power and heating installations are in strict conformity with the provisions of this chapter and unless they are in conformity with the approved methods of construction for safety to life and property. The regulations are laid down in the latest National Electrical Code as approved by the American Standards Association shall be prima facie evidence of such approved methods subject to the limitations and excavations contained in this chapter. (Sec. 8-9, 1962 Code)

11.20.10 National Electrical Code adopted There is hereby adopted by the city of Jonesboro, Arkansas, a certain Electrical Code known as the 1996 National Electric Code, less and except those portions that are deleted, modified or amended as specified in this ordinance. (Ord. No. 3008, Sec. 1.)

11.20.11 Local exceptions to National Electrical Code The following rules shall govern local conditions and shall be exceptions to the National Electrical Code:

- A. All commercial buildings, except those listed in the following subsection, shall be wired in conduit with conduit being defined as: National Electric Code.
1. A properly certified manufactured home being converted for use as a commercial office shall be exempt from the requirements to be wired in metal conduit when said structure shall be occupied on a temporary basis, with temporary being defined as a limited time not to exceed twelve (12) months. Under extenuating circumstance, an appeal for extension of time can be made to the City Council for approval.
 2. Properly certified pre-built (off-site) portable office buildings, not exceeding 500 square feet shall be exempt from the requirements to be wired in metal conduit, when said structure shall be occupied on a temporary basis, with temporary being defined as a limited time not to exceed twelve (12) months. Under extenuating circumstances, an appeal for extension of time can be made to the City Council for approval.
 3. Any type six (wood frame) non-commercial accessory buildings to a residential use shall be exempt from the requirements to be wired in metal conduit.
- B. Overhead service masts shall not be less than two inch (2") rigid conduit.
- C. Thin wall conduit shall not be used for service entrances.
- D. PVC conduit may be installed outdoors when it meets the rating required for exposure to outside elements.
- E. The minimum size of aluminum wire that can be used is No. 2 stranded.
- F. No meter shall be less than four feet (4') nor more than six feet (6') from ground level or as approved by local utility.
- G. A master switch or breaker shall be installed on all electric services up to 400 amps. The switch or breaker shall be installed at the entrance of the electric meter and the entrance shall not be concealed. Services over 400 amps shall follow NEC.
- H. No permit shall be issued for electric service exceeding 200 amps nor for any three (3) phase service until written approval has been issued by the local utility.
- I. In residential structures there shall be no more than ten (10) duplex receptacles or lights per each twenty (20) amp circuit with #12 copper wire.
- J. In residential structures there shall be no more than ten (10) duplex receptacles or lights per each twenty (20) amp circuit.
- K. No circuit shall be wired with less than No. 12 copper wire and aluminum wire romex will not be permitted.
- L. No 14 copper wire may be used for switching legs only for lighting with circuits not exceeding 15 amp. #12 copper wire is the minimum wire size in residential.
- M. No appliances requiring a separate circuit shall be wired without a permit. (Ord. No. 3008, Sec. 2.)
- N. Wire under manufactured homes shall be incased in protective conduit. Conduit must be on surface under manufactured unit. conduit must be within 24" of drop from unit.

No less than three (3) copies of the Electrical Code shall be on file in the office of the City Clerk of the city of Jonesboro, Arkansas. (Ord. No. 3008, Sec. 3.)

11.20.12 Appeals Board The Board of Adjustment and Appeals as set forth in Section 105 of the 1992 Arkansas Fire Prevention Code, Volume II shall serve as the appeals board for decisions regarding interpretations of the Electrical Code. (Ord. No. 3008, Sec. 4.)

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11.20.12 Interior wiring construed; outside wiring regulated Interior wiring and other apparatus, as referred to in this chapter, shall be construed to mean all wiring done within the city except such outside wiring on poles, transmission lines, conduits or in substations, up to the customer's measuring device, done by any public utility supplying the city or the inhabitants thereof with light, power, telephone or telegraph service. Wherever applicable, the rules and regulations herein provided for interior wiring shall apply to outside wiring and the electrical inspector is empowered to control and inspect all wiring outside of buildings for the purpose of enforcing the provisions of this chapter for the public safety. Permits shall be procured for outside wiring just as in the case of interior wiring and the fees hereinafter provided shall be charged, paid and collected. (Ord. No. 957)

11.20.13 Sale of unsafe appliances It shall be unlawful and a misdemeanor punishable as provided in this chapter for any person in the city to sell or offer for sale any electrical appliances, devices or materials, which when used, are dangerous to life, health or property. (Ord. No. 957)

11.20.14 Liability construed This chapter shall not be construed to effect the responsibility or liability of any person owning, operating, controlling or installing materials, devices, appliances or equipment for damages to persons or property caused by any defects therein nor shall the city be held to assume any such liability by reason of the approval of any material, device, appliance or equipment authorized herein. (Ord. No. 957)

11.20.15 Penalties

- A. Any person, firm or corporation who shall do any act or thing in any manner contrary to the requirements of this chapter or who shall fail to do any act or thing by this chapter required to be done by such person shall be guilty of a misdemeanor.
- B. Any person who shall conceal from view unsoldered joints or connections or who shall put spliced wire into conduits or who shall use current contrary to the provisions of this chapter shall be guilty of a misdemeanor.
- C. The Electrical Inspector is empowered to direct the electric utility serving Jonesboro to disconnect electric current when he finds that it is being used on any work where this chapter is not being complied with fully and to keep such current cut off until this chapter has been complied with.

- D. The Electrical Inspector is empowered and directed to notify in writing any person furnishing electric current to any person violating this chapter that the violation therein described exists and that unless the violation cease within forty-eight (48) hours from the mailing of such notice, the electric current must be, by the furnisher of such electric current, cut off and denied to such person, so violating this chapter until such time as the violation shall have ceased. (Ord. No. 957)

CHAPTER 11.24

LICENSING OF ELECTRICIANS, CONTRACTORS

Sections:

11.24.01	Compliance
11.24.02	Names reported
11.24.03	License required
11.24.04	Penalty for violations
11.24.05	License required

11.24.01 Compliance All persons engaged in electrical work or business shall comply with the provisions of this chapter. (Ord. No. 776)

11.24.02 Names reported All licensed electrical contractors shall report to the City Electrical Inspector the name, address and phone number of all licensed electricians and registered apprentices employed by them. Any licensed electrical contractors failing to comply with this provisions may be suspended. The reporting of the above information is to be done before January 31st of each year and within thirty (30) days of the employment of any new electrician or apprentice. (Ord. No. 1748, Sec. 1)

11.24.03 License required Only Master Electrician licensed by the city of Jonesboro holding a current state of Arkansas Master Electrician license will be permitted to obtain a privilege license and/or permit to do electric work in the jurisdiction of the city of Jonesboro. No Master Electrician or electrical contractor shall permit any person other than his employees to work under his license and/or permits. (Ord. No. 1748, Sec. 2)

11.24.04 Penalty for violation Any person who shall violate or fail to comply with any of the provisions of this article or the rules and regulations of the city shall be deemed to be guilty of a misdemeanor. (Ord. No. 2206, Sec. 2.)

11.24.05 License required Every person desiring to engage in any kind of electrical work or business within the city of Jonesboro, Arkansas, shall, before engaging in such business, have a valid license from the Arkansas State Electrical Board.

The renewal fees for those electricians holding a license from the city of Jonesboro are as follows: Master Electricians license, Ten Dollars (\$10.00) per year; Journeyman Electrician license, Five Dollars (\$5.00) per year; Electrical Maintenance Man license, Five Dollars (\$5.00) per year. There is no fee for an apprentice.

There will be a registration fee to be paid by all licensed electricians as defined above who are operating within the city of Jonesboro, Arkansas, in the amount of Ten Dollars (\$10.00) to be paid by January 31st of each calendar year. Or, if a non-resident, to be paid at the time said electrician obtain the electrical permit.

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The registration fee shall be an annual registration fee to be collected by the City Electrical Inspector and the necessary forms for registering all master electricians, journeyman electricians, electrical maintenance man and apprentice electricians shall be provided by the Electrical Inspector.

The Electrical Inspector shall issue a card to all master electricians, journeyman electricians, electric maintenance man electrician upon the payment of the above registration fee. The registration card shall not be issued until all applicable privilege taxes have been paid and where applicable, all renewal fees have been paid.

The card must be carried by the electrician while working on a construction job or jobs and must be shown to the Electrical Inspector, Building Inspector or their authorized agents upon their request. Any person not holding a current license and registration card and performing electrical work within the city of Jonesboro, Arkansas, will be required to halt said work immediately until they present to the City Electrical Inspector, Building Inspector or their authorized agents, evidence of a current electrical license and registration card. (Ord. No. 1588)

CHAPTER 11.28

FIRE PREVENTION CODE

Sections:

- | | |
|----------|---|
| 11.28.01 | Adopted |
| 11.28.02 | Definition |
| 11.28.03 | Modifications |
| 11.28.04 | Establishment and duties of bureau of fire prevention |
| 11.28.05 | Establishment of limits of districts in which storage of flammable liquids in outside aboveground tanks is to be prohibited |
| 11.28.06 | Establishment of limits in which bulk storage of liquefied petroleum gases is to be restricted |
| 11.28.07 | Appeals |

- 11.28.08 Penalties
- 11.28.09 Fire protection without city limits - Apparatus to be taken beyond city limits only on order of Mayor or fire chief
- 11.28.10 Conditions
- 11.28.11 Authority to enter into mutual aid agreements
- 11.28.12 Smoking in hotel rooms, etc.
- 11.28.13 Dispatching rescue truck

11.28.01 Adopted There is hereby adopted by the City Council of the city of Jonesboro, Arkansas, for the purpose of prescribing regulations governing conditions hazardous to life-and

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property from fire or explosion, that certain code known as the 2002 Edition of the Arkansas Fire Prevention Code, Volumes I & II, including any and all future editions, thereof and the whole thereof, save and except such portions as are hereinafter deleted, modified or amended of which code not less than three (3) copies have been and now are filed in the office of the Fire Marshal of the city of Jonesboro, Arkansas, and the same are hereby adopted and incorporated as fully as if set out at length herein and from the date on which this section shall take effect, the provisions thereof shall be controlling within the municipal boundaries of the city of Jonesboro, Arkansas. (Ord. No. 2641, Sec. 1)

11.28.02 Definition Wherever the word "municipality" is used in the fire prevention code, it shall be held to mean the city of Jonesboro, Arkansas. (Ord. No. 895)

11.28.03 Modifications Chapter 2, Board of Appeals on adjustment, contained within the Standard Fire Prevention Code, 1988 Edition, are hereby deleted and excluded and shall have no effect within the municipal limits of the city of Jonesboro, Arkansas. (Ord. No. 2131, Sec. 2)

11.28.04 Establishment and duties of bureau of fire prevention

- A. The Fire Prevention Code shall be enforced by the bureau of fire prevention in the Fire Department of the city, which is hereby established and which shall be operated under the supervision of the Chief of the Fire Department.
- B. The Chief of the Fire Department may detail such members of the Fire Department as inspectors as shall from time to time be necessary. The Chief of the Fire Department shall recommend to the City Council the employment of technical inspectors who, when such authorization is made by the Council, shall be selected through an examination to determine their fitness for the position. The examination shall be open to member and nonmembers of the Fire Department. (Ord. No. 895)

11.28.05 Establishment of limits of districts in which storage of flammable liquids in outside aboveground tanks is to be prohibited The limits referred to in the Fire Prevention Code, adopted in this chapter, in which storage of flammable liquids in outside aboveground tanks is prohibited are hereby established as follows:

Beginning at the intersection of the centerline of South Main Street and Warner Avenue; thence west along the centerline of Warner Avenue to the intersection of Warner Avenue and Union Street; thence north along the centerline of Union Street to the intersection of Union Street and Jefferson Avenue; thence west along the centerline of Jefferson Avenue to a point four hundred (400) feet west of centerline of Madison Street; thence north until it intersects with the centerline of Huntington Avenue to a point four hundred (400) feet west of the centerline of Madison Street; thence continuing north along the centerline of Sharp Street to a point one hundred (100) feet north of intersection of centerline of Sharp Street and Krewson Avenue; thence west to the centerline of McClure Street at a point one hundred (100) feet north of the intersection of the centerline of McClure Street and Krewson Avenue; thence north along

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centerline of McClure Street to a point one hundred fifty (150) feet north of West Johnson Avenue; thence east parallel with Johnson Avenue until it intersects with Block Street; thence south along centerline of Block Street to the south rail of the main line of the St. Louis Southwestern Rail Company; thence west along the South rail of the main line of said railway to the intersection of the railway line with East Street; thence south along the centerline of East Street extended to a point three hundred (300) feet east of the centerline of the intersection of South Church Street and Jackson Avenue; thence east along the centerline of Jackson Avenue to the intersection of Jackson Avenue and Carson Street; thence south along the centerline of Carson Street to the intersection of Carson Street and Matthews Avenue; thence west along the centerline of East Matthews Avenue and Cobb Street; thence south along the centerline of Cobb Street to a point two hundred (200) feet south of East Matthews Avenue; thence west to the centerline of Church Street to a point three hundred (300) feet south of the intersection of South Church Street and Matthews Avenue; thence south along the centerline of South Church Street to the intersection of South Church Street and Buffalo Avenue; thence west to the point of beginning. (Ord. No. 895, Sec. 4, 2-21-55)

11.28.06 Establishment of limits in which bulk storage of liquefied petroleum gases is to be restricted The limits referred to in Section 21.6 of the fire Prevention Code, in which bulk storage of liquefied petroleum gas is restricted, are hereby established and defined to include all that territory included within the corporate limits of the city. (Ord. No. 895)

11.28.07 Appeals Whenever the Chief of the Fire Department shall disapprove an application or refuse to grant a license or permit applied for or when it is claimed that the provisions of the code do not apply or that the true intent and meaning of the code have been misconstrued or wrongly interpreted, the applicant may appeal from the decision of the Chief of the Fire Department to the City Council within twenty (20) days. (Ord. No. 895)

11.28.08 Penalties

- A. Any person who shall violate any of the provisions of the Fire Prevention Code or fail to comply therewith or who shall violate or fail to comply with any order made thereunder or who shall build in violation of any statement of specifications or plans submitted and approved thereunder or any certificate or permit issued

thereunder and from which no appeal has been taken or who shall fail to comply with such an order as affirmed or modified by the Fire Chief, City Council or by a court of competent jurisdiction within the time fixed herein shall severally for each and every violation and noncompliance respectively be guilty of a misdemeanor. The imposition of one (1) penalty for any violation shall not excuse the violation or permit it to continue and all such persons shall be required to correct or remedy violations or defects within a reasonable time and when not otherwise specified, each ten (10) days that prohibited conditions are maintained shall constitute a separate offense.

- B. The application of the above penalty shall not be held to prevent the enforced removal of prohibited conditions. (Ord. No. 895)

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11.28.09 Fire protection without city limits - Apparatus to be taken beyond city limits only on order of mayor or fire chief No fire department apparatus shall be taken beyond the city limits to assist at any fire or for any other purpose except by order of the Mayor or fire chief and subject to the restrictions and conditions hereinafter set forth. (Ord. No. 872, Sec. 1, 4-5-54)

11.28.10 Conditions The Mayor and Fire Chief are authorized, in their discretion, to aid in the extinguishing of fires within a reasonable distance from the city or on property immediately adjacent to the city in which there is a possibility of fire spreading within the city limits under the following conditions:

- A. Requests. A request from a city or incorporated town for assistance must come only from the Mayor, Fire Chief or such other person as may be designated by mutual agreement.
- B. Safety factors. Calls may be responded to only by such apparatus which, in the judgment of the Mayor or Fire Chief, can be safely sent without unduly impairing the fire protection within the city and when highway and weather conditions are favorable.
- C. Charges. The city, incorporated town, public institution, corporation or individual requesting assistance must pay the following charge for apparatus and service:

Unless there exists a mutual aid agreement, every municipality, institution, corporation or individual requesting and receiving the service of the Fire Department of the city of Jonesboro, shall pay for such services and the use of apparatus as follows:

Two Hundred Fifty Dollars (\$250.00) for each piece of equipment or apparatus.

Such fees shall be payable to the municipal Treasury within fifteen (15) days after demand period. (Ord. No. 872.2 and 872.3, 4/5/54; Ord. No. 1248.1 4/19/71)

- D. Responsibility for damages. The city, incorporated town, public institution, corporation or individual must compensate the city of Jonesboro for any loss or damage to such apparatus while answering such call and be responsible to the members of the fire department of the city of Jonesboro for any injuries suffered

or incurred by them while responding to such call and while working at such fire.
(Ord. No. 872, 1298)

11.28.11 Authority to enter into mutual aid agreements The Mayor, City Clerk and Fire Chief are hereby authorized to enter into mutual aid agreements with other municipalities, firms, corporations or individuals for the rendering of fire service. (Ord. No. 872)

11.28.12 Smoking in hotel rooms, etc.

A. It shall be unlawful for any person while in or on a bed in any hotel, motel or public rooming house in the city to smoke a lighted cigarette, cigar, pipe or other tobacco in any form.

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B. It shall be unlawful for any person while in a hotel room, motel room or in the room of a public rooming house in the city carelessly to set fire to, burn, or cause to be burned any bedding, furniture, curtains, draperies, household furnishings by means of any lighted cigarette, cigar, pipe or other forms or burning tobacco or by means of matches, lighters and the like in lighting or attempting to light any cigarette, cigar, pipe or other form of smoking tobacco. (Ord. No. 835)

11.28.13 Dispatching rescue truck The senior Fire Department officer on duty shall be authorized to send the fire department rescue truck out of the corporate limits of Jonesboro, Arkansas, without the prior approval of either the Mayor or the Chief of the Fire Department if the Mayor or Fire Chief is out of his office or if the Fire Chief is away from the central fire station. (Ord. No. 1454)

CHAPTER 11.32

CONDEMNED STRUCTURES

Sections:

- 11.32.01 Nuisance properties unlawful
- 11.32.02 Condemnation for abatement
- 11.32.03 Pre-condemnation notice
- 11.32.04 Contents of resolution and notice
- 11.32.05 Post-condemnation notice
- 11.32.06 Boarding and securing
- 11.32.07 Abatement by owner
- 11.32.08 Abatement by city
- 11.32.09 Sale of materials
- 11.32.10 Disposition of sale proceeds
- 11.32.11 Abatement costs and lien on property

- 11.32.12 Penalty
- 11.32.13 Judicial declaration and fine
- 11.32.14 Emergency action
- 11.32.15 Applicability of technical codes

11.32.01 Nuisance properties unlawful It shall be and it is hereby declared to be unlawful for any person or persons, partnership, corporation or association, to own, keep or maintain any house, building and/or structure within the corporate limits of the city of Jonesboro, Arkansas, which constitutes a nuisance and which is found and declared to be a nuisance by resolution of the City Council. (Ord. No. 3115, Sec. 1.)

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11.32.02 Condemnation for abatement Any such house, building and/or structure which is found and declared to be a nuisance by resolution of the City Council will be condemned to insure the repair rehabilitation, securing, and/or razing and removal thereof as specified in the "Notice to Repair or Remove." (Ord. No. 3115, Sec. 2.)

11.32.03 Pre-condemnation notice Prior to the consideration of a resolution by the City Council declaring any house, building and/or structure as a nuisance, the owner of such house, building and/or structure together with any mortgage or lien-holder shall be notified in writing of the date, time and place that the City Council will consider said resolution. Said notice shall be sent twenty (20) days prior to the date of the hearing and shall include a copy of the inspection report, by registered letter or personal service, the receipt of which shall be duly acknowledged. Should the owner(s) of any such house, building and/or structure not be known or the owner(s) whereabouts not be known or such owner(s) is a non-resident of Arkansas, then a copy of the written notice shall be posted upon the premises and the Mayor or his designee shall make an affidavit setting out the facts to unknown address or whereabouts of non-residents, and thereupon service by publication once a week for two consecutive weeks as now provided for by law against non-resident defendant may be had and an attorney ad litem shall be appointed to notify the defendant by registered letter addressed to his last known place of residence of same can be found. (Ord. No. 3115, Sec. 3.)

11.32.04 Contents of resolution and notice The resolution of the City Council condemning any house, building and/or structure which constitutes a nuisance will include in said resolution and attachments thereto, an adequate description of the house, building and/or structure; the name or names, if known, of the owner or owners thereof; notification of the requirements and penalties imposed by this ordinance, and shall set forth the reason or reasons said house, building and/or structure has been condemned as a nuisance. (Ord. No. 3115, Sec. 4.)

11.32.05 Post-condemnation notice After a house, building and/or structure has been found and declared to be a nuisance and condemned by resolution as herein provided a true or certified copy of said resolution together with a "Notice to Repair or Remove" will be mailed to the owner or owners thereof if the whereabouts of said owner or owners thereof is known or their

last-known address is known; and a copy thereof shall be posted at a conspicuous place on said house, building and/or structure. Provided that if the owner or owners of said house, building and/or structure is unknown, or if his or their whereabouts or last-known address is unknown, the posting of the copy of said resolution as herein above provided will suffice as notice. (Ord. No. 3115, Sec. 5.)

11.32.06 Boarding and securing When necessary for the public health and safety, the owner(s) of all property declared a nuisance by the City Council shall board and secure the structure or condition within the time set forth in the notice. The owner(s) shall maintain such boarding or securing at all times until the structure is brought into full compliance with the applicable building or abatement codes or until such time as the structure is razed and removed. Boarding and securing of the structure or condition does not relieve the owner(s) of the

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requirement to diligently repair, rehabilitate or demolish and remove the structure or condition. All materials used to board and secure shall be weatherproofed or treated and shall be painted and maintained with a color of paint that blends with the overall structure. (Ord. No. 3115, Sec. 6.)

11.32.07 Abatement by owner The owner(s) of any property declared a nuisance by the City Council shall obtain necessary permits and commence to repair, rehabilitate, secure, raze and remove, or otherwise abate the nuisance within thirty (30) days and shall continue such work to satisfactory completion within such time as the Mayor or his/her designee determines. A renovation permit shall be required for the correction or elimination of nuisances on property or structures that have been approved for condemnation by the City Council. The conditions of the granting of a renovation permit are:

- A. A renovation permit must be obtained within 30 days from the date of condemnation by the City Council.
- B. A renovation permit shall expire 45 days from date of issue.
- C. The City Council may grant upon written recommendation from Code Enforcement Officer with cause shown grant one extension not to exceed six months. Said extension shall be conditioned upon posting a bond, cash or cash equivalent, in the amount of 25% of value of original building permit. Said sum shall be placed in an interest bearing account. Further said bond shall be posted prior to the request for the extension being placed on the City Council agenda.
- D. A structure of property shall be removed from condemnation procedures provided the provisions of the ordinance have been complied with and the structure or property satisfactorily passes an inspection by the City Inspector of Code Enforcement Officer. At such time the money deposited per Subsection C shall be refunded. If the property does not pass inspection at the expiration of the permit said bond shall be used to cover the net costs of razing said structure. Any surplus money shall be refunded to the individual posting said bond together with any accrued interest. Any sum exceeding the amount of the bond shall be pursued pursuant to the collection provisions set forth herein.

- E. Fees for renovation permit issued involving building, electrical or plumbing repair of modification shall be the same as currently charged by the city for building, electrical and plumbing permits. A flat fee of Twenty-Five Dollars (\$25.00) will be assessed for all renovation permits issued which does not involve building, electrical or plumbing repair or modification. (Ord. No. 3115, Sec. 7.)

11.32.08 Abatement by city If the owner(s) of the house, building and/or structure constituting a nuisance have not obtained the required permits and commenced work to rehabilitate, secure, raze and remove, or otherwise abate said nuisance within thirty (30) days after the posting of the true copy of the resolution at a conspicuous place on said house, building and/or structure, said house, building and/or structure constituting the nuisance will be repaired, boarded and secured, or razed and removed as may be necessary to abate the nuisance by the Mayor or his/her designated representative. (Ord. No. 3115, Sec. 8.)

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11.32.09 Sale of materials The Mayor or any other person(a) designated by him/her to raze and remove any house, building and/or structure constituting a nuisance shall ensure the removal thereof and dispose of the same in such a manner as deemed appropriate in the circumstances and to that end may, if the same has a substantial value, sell said house, building and/or structure, or any saleable material thereof, by public sale to the highest bidder for cash ten (10) days' notice thereof being first given by one (1) publication in some newspaper having a general circulation in the city, to ensure its removal and the abatement of the nuisance. (Ord. No. 3115, Sec. 9.)

11.32.10 Disposition of sale proceeds All the proceeds of the sale of any such house, building and/or structure, or the proceeds of the sale of saleable materials therefrom, and all fines collected from the provisions of this ordinance shall be paid by the person(s) collecting the same to the City Collector. If any such house, building and/or structure or the saleable materials thereof are sold for an amount which exceeds all costs incidental to the abatement of the nuisance (including the cleaning up of the premises by the city and pays any fine or fines imposed) the balance thereof will be returned by the City Collector to the former owner(s) of such house, buildings and/or structure constituting the nuisance. (Ord. No. 3115, Sec. 10.)

11.32.11 Abatement costs and lien on property If the city has any net costs in the securing, repair or razing and removal of any house, building and/or structure, such costs shall be charged to the owner(s). Should the owner(s) fail to pay said charges within sixty (60) days from the date of the first billing, the city shall have a lien on the property as provided by A.C.A. 14-54-903 and 904. The lien may be enforced in either one (1) of the following manners: The lien may be enforced at any time within eighteen (18) months after work has been done by an action in the Chancery Court, or the amount of the lien herein provided may be determined at a hearing before the City Council held after thirty (30) days written notice by certified mail to the owner or owners of the property if the name and whereabouts of the owners or owners are known; and if the name of the owner or owners cannot be determined then only after the publication of notice of such hearing in a newspaper having a bona fide circulation in Craighead County for one (1) insertion per week for four (4) consecutive weeks. The determination of the City Council being subject to appeal by the property owner in the Circuit Court and the amount so determined at

said hearing, plus a ten (10) percent penalty for collection, shall be by the City Council certified to the tax collector of Craighead County and by him/her placed on the tax books as delinquent taxes are collected accordingly; and the amount, less three (3) percent thereof, when so collected shall be paid to the city by the Craighead County Tax Collector. It is expressly stated that the tax lien method is the preferred method of collection unless the Code Enforcement Officer in consultation with the City Attorney makes a determination to proceed with one of the other specified collection methods. (Ord. No. 3115, Sec. 11.)

11.32.12 Penalty A fine of not less than Two Hundred Fifty Dollars (\$250.00) nor more than Five Hundred Dollars (\$500.00) is hereby imposed against the owner or owners of any house, building and/or structure found and declared to be a nuisance by resolution of the City Council thirty (30) days after the same has been so found and declared to be a nuisance; and for each day thereafter that said nuisance is not abated constitutes a separate and distinct offense

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punishable by a fine of Two Hundred Fifty Dollars (\$250.00) for each said separate and distinct offense; provided that the notice as provided in Section 5 hereof has been given within ten (10) days after said house, building and/or structure has been by resolution found and declared to be a nuisance. (Ord. No. 3115, Sec. 12.)

11.32.13 Judicial declaration and fine In the event that it is deemed advisable by the City Council that a particular house, building and/or structure be judicially declared to be a nuisance by a court having jurisdiction of such matters, the City Council is hereby authorized to employ an attorney to bring such an action for said purpose in the name of the city; and the only notice to be given to the owner or co-owners of any such house, buildings and/or structure sought to be judicially declared to be a nuisance will be that as now provided for by law in such cases in a court of equity or Circuit Court. When any such house, building and/or structure has been declared judicially to be a nuisance by a court of competent jurisdiction, a fine of One Hundred Dollars (\$100.00) for each separate and distinct offense punishable by a fine of One Hundred Dollars (\$100.00) for each separate and distinct offense. In the even that the owner or owners of any such house, building and/or structure judicially found to be a nuisance fails or refuses to abide by the orders of the court, the Mayor or his/her designee shall take such action as provided in 11.32.08 hereof; and 11.32.09, 11.32.10 and 11.32.11 of this ordinance will be applicable to such owner or owners. The provisions contained in the immediately preceding sentence apply independently of any action as may be taken by the court judicially declaring the nuisance. (Ord. No. 3115, Sec. 13.)

11.32.14 Emergency action Notwithstanding any provision herein to the contrary, in cases of extreme emergency where notice is not practical, the city and its authorized agents may enter upon any real property, houses, buildings or other structures and take such action or actions as may be immediately necessary for the preservation of the public health, safety and welfare prior to the issuance of notice as provided for herein. Provided further, that the procedural requirements of this ordinance shall be adhered to following any such emergency action. (Ord. No. 3115, Sec. 14.)

11.32.15 Applicability of technical codes The provisions of this ordinance shall not be construed to limit the authority of the city, its agents, officers and enforcement of the various technical codes which have been adopted by ordinance and which shall remain in full force and effect, specifically, the Housing Code, Building Code, Fire Prevention Code, Electrical Code and Plumbing Code. (Ord. No. 3115, Sec. 15.)

CHAPTER 11.36

MECHANICAL CODE

Sections:

- 11.36.01 Adopted
- 11.36.02 Amendments

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11.36.01 Adopted. There is hereby adopted by the City Council of the city of Jonesboro, Arkansas, a certain Mechanical Code known as the 1991 Arkansas State Mechanical Code save and except those portions that are deleted, modified or amended. There are not less than three (3) copies of the Mechanical Code now on file in the office of the City Clerk of the city of Jonesboro, Arkansas. (Ord. No. 2643, Sec. 1.)

11.36.02 Amendments

- A. Section 105, Standard Mechanical Code, 1988 Edition, is hereby amended as follows: The Board of Adjustment and Appeals as set forth in Section 104 of the 1991 Arkansas State Mechanical Code shall be administered by the Board of Adjustment and Appeals established in Section 105 of the 1992 Arkansas Fire Prevention code, Volume II.. (Ord. No. 2643, Sec. 2)

CHAPTER 11.40

DEPARTMENT OF CODE ENFORCEMENT

Sections:

- 11.40.01 Code Enforcement Director
- 11.40.02 Code Enforcement Officers designated
- 11.40.03 Code Enforcement Officers powers authorized
- 11.40.04 General requirements
- 11.40.05 Enforcement powers
- 11.40.06 Line of authority

- 11.40.07 Report to Council
- 11.40.08 Metropolitan Area Planning Commission support
- 11.40.09 Liability of Department of Code Enforcement employees
- 11.40.10 Duties of director
- 11.40.11 Right of entry

11.40.01 Code Enforcement Director Code Enforcement Officers for the city of Jonesboro, Arkansas, are to be under the direction of the Code Enforcement Director. The Code Enforcement Director shall be appointed by the Mayor, and may be, but not limited to, the Police Chief of the city, the Public Works Director of the city, the City Planner, and/or the Fire Chief of the city. As appointed by the Mayor, the Director of Code Enforcement will have the authority to direct the activities of any Code Enforcement Officer. (Ord. No. 2163, Sec. 1.)

11.40.02 Code Enforcement Officers designated Hereinafter the following employees are designated as City Code Enforcement Officers, and shall have only the duties as outlined in 11.40.03:

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- A. Building Inspector
- B. Electrical Inspector
- C. Plumbing Inspector
- D. Animal Control Officer
- E. Condemnation and Weeds/Grass Officer
- F. Meter/Parking Officer
(Ord. No. 2163, Sec. 2.)
- G. City/Civil Engineer
- H. Street Construction Inspector
- I. Mechanical Inspector
(Ord. No. 3411, Sec. 1.)

11.40.03 Code Enforcement Officers powers authorized The Code Enforcement Officers shall have the following powers as listed for each, and no others.

- A. The Building Inspector shall enforce and be authorized to issue citations for violations only for those currently effective codes and ordinances, and any future revisions to same, as follows:
 - 1. Arkansas State Fire Prevention Code - 2002 Edition
 - a. Chapter 5.20.03 of the City Health and Sanitation Code
 - b. Chapters 7.40.23, 7.40.24, 7.40.25 and 7.40.26 of the City Public Peace, Safety and Morals Code
 - c. Chapters 14.20 and 14.24 of the City Zoning Code
 - 4. The following code sections regarding enforcement by the Building Official as a Code Enforcement Officer is hereby specifically excepted from the authorization herein provided:
 - a. The City Health and Sanitation Code – Title 5 of the Jonesboro Municipal Code, Sections 5.16.17, 5.16.18, 5.16.20 and 5.16.23,

5.24.03, 5.24.04 and 5.24.06.

- b. The City Vehicles and Traffic Code – Title 8 of the Jonesboro Municipal Code, 8.28.10.
- B. The City Electrical Inspector shall enforce and be authorized to issue citations for violations only for those currently effective codes and ordinances, and any further revisions to same, as follows:
 - 1. National Electrical Code – 2003 Edition
 - 2. Arkansas State Plumbing Code – 2003 Edition
 - 3. Standard Mechanical Code – 2003 Edition
 - 4. City Building and Construction Code – Title 11 of the Jonesboro Municipal Code, 11.12, 11.16, 11.20, 11.24 and 11.36
 - 5. City Water and Sewer Code – Title 10 of the Jonesboro Municipal Code, 10.04.03, 10.04.05(B), 10.12.03(b)
- C. The City Plumbing Inspector shall enforce and be authorized to issue citations for violations only for those currently effective codes and ordinances, and any future revisions to same, as follows:

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- 1. National Electrical Code – 2003 Edition
- 2. Arkansas State Plumbing Code – 2003 Edition
- 3. Standard Mechanical Code – 2003 Edition
- 4. City Building and Construction Code – Title 11 of the Jonesboro Municipal Code, 11.12, 11.16, 11.20, 11.24 and 11.36
- 5. City Water and Sewer Code – Title 10 of the Jonesboro Municipal Code, 10.04.03, 10.04.05(B), 10.12.03(b)
- D. The City Animal Control Officer shall enforce and be authorized to issue citations for violations only for the Animals and Fowl Code, Title 6 of the Jonesboro Municipal Code, and any further revisions thereto.
- E. The City Condemnation and Weeds/Grass Officer shall enforce and be authorized to issue citations for violations only for those currently effective codes and ordinances, and any further revisions to same, as follows:
 - 1. City Buildings and Construction Code, Title 11 of the Jonesboro Municipal Code, Chapter 11.32.
 - 2. City Vehicles and Traffic Code, Title 8, of the Jonesboro Municipal code, Chapter 8.16.
 - 3. City Health and Sanitation Code, Title 5 of the Jonesboro Municipal Code, Chapter 5.08 and 5.16. (Ord. No. 2176, Sec. 1.)
- F. The Meter/Parking Officer shall enforce and be authorized to issue citations for violations only for the City Vehicles and Traffic Code – Title 8 of the Jonesboro Municipal Code, Chapters 8.40 and 8.44. (Ord. No. 2163, Sec. 3.)
- G. The City/Civil Engineer and Street Construction Inspector shall enforce and be authorized to issue citations for violations on streets, sidewalks, subdivisions and planning covered under the following:
 - 1. Title 9.04, 9.08, 9.12, 9.16, 9.20, 9.24, 9.28, 9.32, 9.36, 9.38 and Title 15.04, 15.08, 15.12, 15.16, 15.20 of the Jonesboro Code of Ordinances.

(Ord. No. 3411, Sec. 2.)

- H. The City Council of the city of Jonesboro authorizes the Mechanical Inspector to enforce and issue citations for violations only for those currently effective code and ordinances and any future revision to same, as follows:
1. National Electrical Code
 2. Arkansas State Plumbing Code
 3. Standard Mechanical Code
 4. City Buildings and Construction Code – Title 11, Chapters 11.12, 11.16, 11.20, 11.24 and 11.36.
 5. City Water and Sewer Code – Title 10, Sections 10.04.03, 10.04.05(B), 10.12.03(b) (Ord. No. 3411, Sec. 3.)

11.40.04 General requirements

- A. No water or electricity or gas service shall be turned on for service shall on the premises in which construction, work or installation does not comply with the

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codes and ordinances of the city of Jonesboro, Arkansas, and such service shall not be turned on by the water, electric, or gas utility except upon receipt of authorization by the appropriate Code Enforcement Officer provided that temporary service may be granted for construction work in unfinished buildings.

- B. Any applicant for certification or completion and inspection shall present proof to the appropriate Code Enforcement Officer that the property and nearly completed buildings have been listed for assessment with the County Tax Assessor of Craighead County and such applicants shall present a copy of such listing for assessment duly signed and certified to by the County Tax Assessor with his application for final permit of certificate of completion and inspection. The appropriate Code Enforcement Officer shall not issue a certificate of completion and final inspection until a copy of such listing is on file in his office. The appropriate Code Enforcement Officer shall maintain a file record preserving said listings. (Ord. No. 2163, Sec. 4.)

11.40.05 Liability of Code Enforcement Any Code Enforcement Officer, or Code Enforcement Director, acting in good faith and without malice for the city in the discharge of their duties, shall not hereby render themselves liable personally and they are hereby relieved from all personal liability for any damage that may accrue to person or property as a result of any act required or by reason of any act or omission in the discharge of their duties. Any suit brought against any Code Enforcement Officer or Director because of such act or omission performed by said Officer or Director in the enforcement of any provisions of codes and ordinances shall be defended by the Legal Department of the city until final termination of the proceedings. (Ord. No. 2163, Sec. 5)

CHAPTER 11.44

PUBLIC WORKS DIRECTOR/CITY ENGINEER

Sections:

11.44.01	Office created
11.44.02	Qualifications
11.44.03	Salary and remuneration
11.44.04	Duties and authority
11.44.05	Report to Council

11.44.01 Office created There is hereby created and established the position of Public Works Director/City Engineer of the city of Jonesboro, Arkansas. The said City Engineer shall be appointed by a standing committee consisting of the Mayor, Chairmen of the Street, Sanitation, and Cemetery Committees. Confirmation subject to a majority vote of the City Council of the city of Jonesboro and shall serve and hold office at the will and discretion of the

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Mayor and City Council. Everyday operations of this office will be supervised by the Mayor. The Mayor has the authority to suspend such person until a full hearing of the City Council can be held. Final authority shall be determined by a majority of the City Council. (Ord. No. 1913, Sec. 1.)

11.44.02 Qualifications The incumbent to the herein established position shall be duly qualified, registered professional Civil Engineer, licensed to practice within the state of Arkansas. (Ord. No. 2229, Sec. 1.)

11.44.03 Salary and remuneration The said Public Works Director/Engineer shall receive such salary and remuneration for his services to the city and for carrying out the responsibilities hereinafter prescribed as shall from time to time be fixed by resolution of the City Council of Jonesboro. (Ord. No. 2229, Sec. 1.)

11.44.04 Duties and authority The duties and authority of the Public Works Director/City Engineer of the city of Jonesboro shall be as follows:

- A. He or a person so designated shall supervise the engineering, including plan and specification preparation and on-site inspection or work, in connection with the maintenance and repair, construction and reconstruction of streets, sidewalks, crosswalks, drains, ditched, gutters, culverts, bridges, and all other city performed improvements, construction and repairs as directed by the Mayor and City Council.
- B. He shall be ultimately responsible for insuring the preparation, professional certification, and submission of plans and specifications with estimate of costs, when so directed by the Mayor and City Council, or proposed construction, reconstruction, extensions, or improvements, and shall supervise and be

responsible for such construction or maintenance after same has been approved by the Mayor and City Council, and the construction or improvement authorized, and shall, when such work is done by contract, inspect and be responsible for the proper performance and completion of the contract for such improvements.

- C. He shall be ultimately responsible for insuring the examination of all plats and specifications of proposed subdivisions within the corporate limits of under the jurisdiction of the City Planning Commission, before such plats and specifications are submitted to the City Planning Commission, and shall certify said submissions as to their agreement with the master street plan and that such subdivision plat, plans and specifications, conform to the subdivision ordinance, rules and regulations of the city of Jonesboro.
- D. He or a person he so designated shall from time to time as deemed necessary inspect all such subdivision improvements as the subdivision work progresses to determine and insure that such work is done in conformity to the subdivision rules, regulations, and standards provided for by the laws and ordinances of the city of Jonesboro, and shall institute prosecution of any deviation from such regulations or violations thereof.

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- E. He shall establish all grades for streets, curbs, and sidewalks, drains, and storm sewers within the city of Jonesboro, when they are to be constructed by the city, and when such improvements are done by contract, or by a sub-divider, shall check and certify.
- F. He or a person he so designates shall be responsible for and he or a person he so designates shall supervise all of the duties now imposed upon the Plumbing Inspector, and Electrical Inspector, and shall make or cause to be made all examinations and inspections required under the ordinances of the city of Jonesboro pertaining to such duties and offices, and shall enforce the provisions of all such ordinances.
- G. He shall be ultimately responsible for and he or a person he so designates shall supervise all of the duties now imposed upon the Plumbing Inspector, and Electrical Inspector, and shall make or cause to be made all examinations and inspections required under the ordinances of the city of Jonesboro pertaining to such duties and offices, and shall enforce the provisions of all such ordinances.
- H. He shall head a department of public works, which department shall include those services of solid waste collection and disposal, street and drainage maintenance and construction and buildings and zoning inspection functions shall be responsible directly to the Director of Public Works/City Engineer for the efficient administration of their respective divisions.
- I. Said Engineer shall perform such other similar or related duties and exercise such other similar or related powers as may from time to time be required or conferred by the City Council of the city of Jonesboro. (Ord. No. 2229, Sec. 5.)

11.44.05 Report to Council Said Engineer shall make a report to the Mayor and City Council at the first regular meeting of the City Council each month, and shall meet with the City

Council at all other regular meetings for the purpose of reporting to and advising with the City Council upon matters coming before such Council meetings. (Ord. No. 2229, Sec. 6.)

CHAPTER 11.48

ARKANSAS RESIDENTIAL HOUSING AND HEALTH CARE

FACILITIES BOARD

Sections:

11.48.01	Findings
11.48.02	Creation of Board
11.48.03	Members of the Board; Term of office
11.48.04	Powers

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11.48.05	Issuance of bonds
11.48.06	Organization; reports
11.48.07	Excess revenues

11.48.01 Findings The City Council of the city hereby finds and determines:

- A. There exists within and near the city a shortage of decent, safe and sanitary residential housing facilities available for rehabilitation, construction or purchase on terms that persons and families of low and moderate income can afford to pay.
- B. Existing economic conditions including high rates of interest on residential mortgage loans and a shortage of funds within lending institutions in the state of Arkansas for residential mortgage loans are operating (i) to further restrict the rehabilitation, construction and purchase of residential housing by persons of low and moderate income at reasonably affordable costs, (ii) to create unemployment and hardship within the residential construction industry, adversely affecting residents of the city and (iii) to reduce and limit the value of property within the city, all of which adversely affects the city's tax revenues and which, if not alleviated will lead to further urban blight and decay and result in disproportionately large expenditures for services by the city.
- C. The availability of mortgage financing to assist such persons and families in the rehabilitation, construction or purchase of decent, safe and sanitary residential housing facilities will be aided by the providing of funds for mortgage financing of residential housing facilities by the creation of a public facilities board pursuant to the provisions of this Act.
- D. The providing of financial assistance in order to enable persons and families of low and moderate income to finance the costs of decent, safe and sanitary

residential housing facilities is a proper public purpose as declared by the Act and this determination of the City Council of the city.

- E. The public purpose of financing residential housing facilities may best be served by establishing a public facilities board to purchase mortgages on such residential housing facilities as provided in the Act.
- F. There exists within and near the city a shortage of adequate health care facilities to adequately provide for the health care needs of the citizens and residents of the city which cannot reasonably be met by presently available health care facilities.
- G. The availability of financing to assist in the constructing, acquiring, or equipping of health care facilities will be aided by the expansion of the powers of the public facilities board created by the City Council in its Ordinance No. 1657, pursuant to the provisions of the Act.
- H. The providing of financial assistance in order to enable the constructing, acquiring or equipping of health care facilities within or near the city is a proper public purpose as declared by the Act and this determination of the City Council of the city. (Ord. No. 1607, Sec. 1 as amended by Ord. No. 1717, Sec. 1)

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11.48.02 Creation of Board Pursuant to the authority of the Act there is hereby created and established the "City of Jonesboro, Arkansas, Residential Housing and Health Care Facilities Board" (hereinafter referred to as the "Board" with authority as hereinafter provided (i) to accomplish, finance, contract and make or purchase mortgage loans concerning residential housing facilities and otherwise act in such manner as may be permitted by the Act to provide decent, safe and sanitary residential housing facilities within or near the city and (ii) to accomplish, finance, contract concerning and otherwise deal with or dispose of health care facilities, and otherwise act in such manner as may be permitted by the Act to provide adequate health care facilities within or near the city." (Ord. No. 1717, Sec. 2)

11.48.03 Members of the Board; Term of office The Board shall consist of five (5) persons. The initial members shall be appointed by the Mayor of the city to serve for terms of one (1), two (2), three (3), four (4) and five (5) years respectively. Successor members shall be selected as provided in the Act. The members of the Board shall be residents of the city and shall take and file with the city Clerk the oath of office prescribed by the Act. The initial members of the Board, each of whom is a resident of the city, and their respective terms of office shall be:

<u>Member</u>	<u>Term</u>
Fred Dacus	One Year
Randall Ishmael	Two Years
Glen Highfill	Three Years
Charles Schaff	Four Years
Herb Davis	Five Years

As soon as practicable after the enactment of this ordinance, each member of the Board shall qualify by taking and filing with the City Clerk the oath of office as prescribed by the Act. (Ord. No. 1657, Sec. 3)

11.48.04 Powers The Board is empowered, from time to time, (i) to loan, acquire, construct, reconstruct, extend equip, improve, sell, lease and contract concerning (which shall include the purchase of mortgage loans and the making of loans to mortgage lenders) residential housing facilities as shall be determined by the Board to be necessary to effect the purposes of this ordinance to provide decent, safe and sanitary residential housing facilities within or near the city and (ii) to own, acquire, construct, reconstruct, equip, improve, sell, lease and contract concerning health care facilities as shall be determined by the Board to be necessary to effect the purposes of this ordinance to provide adequate health care facilities within or near the city. The Board shall require that a majority of the funds made available for the purchase of mortgages or making loans to mortgage lenders shall be used for residential housing facilities located within the corporate limits of the city as now existing or as may hereafter be extended. In addition, the Board shall have each of the powers set forth in Section 7 of the Act, as amended, and appropriate to the purposes for which the Board is created. The Board may enter into such contractual or cooperative agreements with such persons as may, in its discretion, be advisable to accomplish the purposes of this ordinance, including without limitation, departments, agencies or

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instrumentalities of the United States of America, the state of Arkansas or the city, e.g. the Department of Housing and Urban Development, the Federal Housing Administration and the Arkansas Housing Development Agency. (Ord. No. 1717, Sec. 3)

11.48.05 Issuance of bonds The Board is authorized to issue revenue bonds, from time to time, and to use the proceeds, either alone or together with other available funds and revenues, to accomplish the purposes for which the Board is created as the same relate to the providing of decent, safe and sanitary residential housing facilities or adequate health care facilities. Such revenue bonds shall be obligations only of the Board and shall not constitute an indebtedness of which the faith and credit of the city or any of its revenues are pledged and the principal and interest on the bonds shall be payable from and secured by a pledge of revenues derived residential housing facilities or health care facilities, respectively, financed in whole or in part, from bond proceeds and as authorized by and in accordance with the provisions of the Act, together with such other collateral as may properly be pledged under the Act and as the Board, in its discretion, may determine. (Ord. No. 1717, Sec. 4)

11.48.06 Organization; Reports As soon as practicable after the adoption of this ordinance, the Board shall meet and elect such officers as shall be required by the Act. The Board may adopt such bylaws and other rules and regulations as shall be necessary for the conduct of its business and consistent with the provisions of the Act. The Board shall cause to be filed with the City Clerk of the city the annual report described in Section 18 of the Act. (Ord. No. 1657, Sec. 6)

11.48.07 Excess revenues Any revenues of the Board accumulated in excess of the amount necessary to accomplish the purposes for which the Board is created and to comply with

all covenants and agreements of the Board in connection with any outstanding bond or other obligation shall be reported to the City Council of the city which may direct the payment of such excess revenues into the general fund of the city. (Ord. No. 1717, Sec. 7)

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