

## **ORDINANCE NO. 2020-1**

### **AN ORDINANCE CHANGING SECTION 14.04.07 OF THE HARDY MUNICIPAL CODE**

**WHEREAS**, Act 186 of 1957 of the General Assembly of the state of Arkansas as amended, empowers the city of Hardy to enact zoning regulations and to provide for their administration, enforcement and amendment.; and

**WHEREAS**, Title 14 with the heading “Zoning” of the city of Hardy Municipal Code adopted by ordinance 2017-5 passed on the 5<sup>th</sup> day of December 2017 establishes the zoning regulations and administration for the city of Hardy.; and

**WHEREAS**, Section 14.04.07 with the heading “Enforcement and administration” of the city of Hardy Municipal Code specifies building permit administration.; and

**WHEREAS**, the City of Hardy, after careful review desires to amend the requirements for building permit administration.

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HARDY**

#### **ORDINANCE SECTION 1 – Change.**

##### 14.04-07 Enforcement and administration

##### Section 3 Procedure for approval of applications for building permits

##### B. Documents required

##### 1. New Homes

##### d. Bond

(1) ~~A completion bond in an amount equal to the cost of building, but not less than \$25,000.00 must be furnished by the contractor.~~

(2) If the applicant is acting as his/her own contractor, and plans to build the house himself, a letter from the bank or lending institution must be submitted with the application stating that an amount sufficient to cover the construction cost is available for construction of the applicant’s home.

##### 2. Additions to existing structures and/or additional buildings or structures (Residential)

##### d. Bond

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- (1) — ~~A completion bond in an amount equal to the cost of the addition must be furnished by the contractor if the amount of the construction is over \$2,500.00.~~
- (2) ~~If the applicant is acting as his/her own contractor, and plans to do the work on his home himself, a letter from the bank or lending institution must be submitted with the application stating that an amount equal to the estimated cost of construction is available for the addition to the applicant's home if the cost is over \$2,000.00.~~
3. Commercial buildings and/or structures
- d. Bond Completion of the project must be assured by one of the following:
- (1) — ~~A completion bond in an amount equal to the cost of construction or \$50,000.00 (whichever is larger), must be furnished by the contractor.~~
- (2) If the applicant is his/her own contractor and plans to do the work himself, a letter from a bank or lending institution must be submitted with the application stating that an amount equal to the estimated cost of construction is available to complete the project.
4. Additions to existing structures and/or additional buildings or structures (Commercial)
- d. Bond Completion of the project must be assured by one of the following:
- (1) — ~~A completion bond in an amount equal to the cost of construction or \$50,000.00 (whichever is larger), must be furnished by the contractor.~~
- (2) If the applicant is his/her own contractor and plans to do the work himself, a letter from a bank or lending institution must be submitted with the application stating that an amount equal to the estimated cost of construction is available to complete the project.

#### Section 4 Time limitations

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- A. Failure to complete construction, and have final inspection within twelve (12) months from the date of issuance shall void the building permit, and no refund of fee or deposit will be allowed. A new building permit, including then current fee ~~and deposit~~, shall be required before final inspection can be made.

Section 6 Fees

- ~~A.~~ An application fee shall be paid at the time the application is filed. In no case shall this application fee be refundable.
- ~~B.~~ ~~A refundable deposit shall be paid to the City Clerk with each application. This deposit shall be returned to the applicant upon submission of completion certificates from the City Building Official, Plumbing and Electrical Inspectors. Deposit amounts shall be as follows:~~

	<u>Application fee</u>	<u>Deposit</u>
New home	<del>-\$50.00</del> \$25.00	<del>\$50.00</del>
Addition to home	\$25.00	<del>\$25.00</del>
Additional home structure	\$25.00	<del>\$25.00</del>
Commercial building	<del>\$100.00</del> \$75.00	<del>\$100.00</del>
Commercial – addition to building	<del>-\$75.00</del> \$50.00	<del>\$100.00</del>
Commercial – additional building	<del>-\$75.00</del> \$50.00	<del>\$100.00</del>

**ORDINANCE SECTION 2. Repeal of Conflicting Ordinances.**

All previously existing ordinances or parts thereof in conflict with the provisions of this ordinance are hereby repealed.

**ORDINANCE SECTION 3. Emergency Clause.**

Being that it is necessary for the financial health and welfare of the City of Hardy and its assets, this Ordinance shall take effect and be in force from and after its passage and approval.

**PASSED AND APPROVED BY THE MAYOR AND COUNCIL OF THE CITY OF HARDY, ARKANSAS ON THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2020.**

\_\_\_\_\_  
Ernie Rose, Mayor

ATTEST: \_\_\_\_\_

Greg Bess, City Clerk/Treasurer