

## **ORDINANCE 28 OF 2021**

### **AN ORDINANCE TO ESTABLISH A NEW PERMIT FEE SCHEDULE FOR LAND USE ACTIVITIES WITHIN THE CITY OF CABOT, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES**

WHEREAS, the Cabot Public Works Department provides permitting and enforcement services related to land use and development; and

WHEREAS, the City desires to adopt a new permit fee schedule as delineated herein and subject to the approval of this governing body; and

WHEREAS, the Cabot City Council has authority to adopt fees in the amount reasonably necessary to recover the cost of providing services pursuant to state and local law.

**NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF CABOT, ARKANSAS THAT:**

**SECTION 1:** The permit fee schedule as attached hereto in Exhibit “A” and incorporated herein by this reference is hereby adopted and enacted.

**SECTION 2:** Severability Clause. If, for any reason, any portion or portions of this ordinance shall be held invalid, such invalidity shall in no way affect the remaining portions thereof which are valid, and that such valid portions shall be and remain in full force and effect.

**SECTION 3:** All Ordinances and parts of Ordinances in conflict herewith are hereby repealed to the extent of the conflict.

**SECTION 4: EMERGENCY CLAUSE.** The provisions of city code are of importance to the safety and welfare of the residents of Cabot. These code amendments will lead to better and more consistent enforcement of city code and promote more uniform compliance. This will benefit the safety and welfare of all Cabot residents. An emergency is therefore declared and this Ordinance being necessary for the preservation of the public peace, health, safety, and welfare shall be in full force and effect from and after its passage.

**SPONSOR:**

Ed Long, Council Member

**PASSED:** 8-0

**DATE:** 8-0

**APPROVED:**

9/20/2021

Ken Kincade, Mayor

**APPROVED AS TO FORM:**

Ben Hooper, City Attorney

**ATTEST:**

Tammy Yocom, City Clerk-Treasurer



**Attachment "A"**

|                            |     |             |          |
|----------------------------|-----|-------------|----------|
| Annexation                 | Fee |             | \$250.00 |
| Appeal                     | Fee | Appeal Fee  | \$35.00  |
| Rezone                     | Fee | Residential | \$150.00 |
| Rezone Commercial          | Fee | Commercial  | \$250.00 |
| Sign Variance              | Fee | Commercial  | \$250.00 |
| Special Use Permit         | Fee | Commercial  | \$250.00 |
| Variance-Post Construction | Fee | Residential | \$250.00 |
| Variance-Pre-Construction  | Fee |             | \$100.00 |

Pre-construction: Prior to any construction or placement of any materials or structure on property.

Post Construction: After any construction or placement of any materials or structures on property.

