

**ORDINANCE NO. 18-21****AN ORDINANCE AMENDING THE 2019 UNIFIED DEVELOPMENT  
ORDINANCE OF THE CITY OF FORT SMITH**

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**WHEREAS**, the Board of Directors passed and approved Ordinance No. 87-19 which adopted the Unified Development Ordinance on October 15, 2019, and,

**WHEREAS**, is it necessary to amend the certain sections of the Unified Development Ordinance to provide clarity and remove conflict with other provisions of the municipal code; and,

**WHEREAS**, the Planning Commission held a public hearing regarding the amendment and recommended on January 12, 2021, that changes be made; and,

**WHEREAS**, three (3) copies of February 2021 Amendment to the Unified Development Ordinance have been on file in the Office of the City Clerk of the City of Fort Smith for inspection and review by the public prior to the passage of this Ordinance; and,

**WHEREAS**, the February 2021 Amendment to the Unified Development Ordinance proposes to amend the required minimum off-street parking regulations by adding Neighborhood Store to the retail trade description category and requiring a minimum of 1 space per 250 square feet of customer service area; and,

**NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE BOARD OF DIRECTORS OF THE CITY OF FORT SMITH, ARKANSAS THAT:**

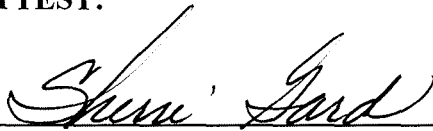
**SECTION 1:** The February 2021 Amendment to the Unified Development is hereby adopted.

**SECTION 2:** The codifier shall codify the adopted amendment by amending existing sections of the UDO at the discretion of the codifier.

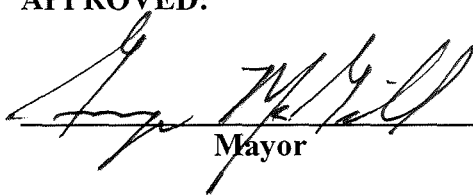
**SECTION 3:** It is hereby found and determined that the adoption of the amendment to the Unified Development Ordinance is necessary to alleviate an emergency created by the lack of regulation of uses of property within the City of Fort Smith so that the protection of the health, safety and welfare of the inhabitants of the City requires that the amendment be effective, and the amendment is hereby made effective, as of date of approval of the Ordinance.

PASSED AND APPROVED THIS 2<sup>nd</sup> DAY OF February, 2021.

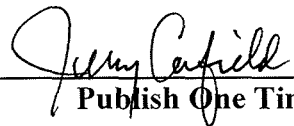
**ATTEST:**

  
\_\_\_\_\_  
City Clerk

**APPROVED:**

  
\_\_\_\_\_  
Mayor

**Approved as to form:**

  
\_\_\_\_\_  
Publish One Time