

ORDINANCE NO. 105-19

AN ORDINANCE AMENDING PROVISIONS IN CHAPTER 16 OF THE FORT SMITH MUNICIPAL CODE TO PROVIDE REGULATIONS FOR ABATEMENT OF NUISANCES AND MAINTENANCE OF REAL PROPERTIES.

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

SECTION 1: Section 16-1 of the Fort Smith Municipal Code is hereby amended to read as follows:

Section 16-1. Order to abate authorized—Generally. After inspection and determination as is set out in section 16-6, the city administrator, or his designated representative, is authorized to order, in the name and by the authority of the city, any owner or occupant, or both, of any real property, subdivided or otherwise, within the limits of the city (1) to cut weeds, grass or dead or dying trees, remove garbage, indoor furniture, mattresses, box springs (stored outdoors), tires, appliances, rubbish and other unsightly and unsanitary articles and things, abate all fire and flooding hazards, and/or to eliminate, fill up or remove stagnant pools of water or any other unsanitary thing, place or condition which might become a breeding place for mosquitoes, flies and germs when any one (1) or more of the above-listed conditions are found to exist on the property or on alleys, utility easements, rights-of-way and/or easements adjoining the property; or (2) repair or secure any building or structure which is determined to be unsightly, unsanitary, unsecured, obnoxious or which constitutes a fire hazard or in other manner is detrimental to the public welfare.

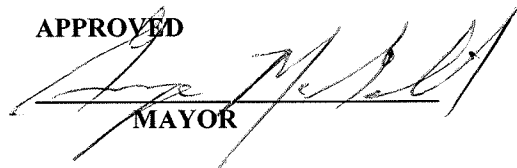
Section 2: The first sentence of Fort Smith Municipal Code Section 16-4 is amended to read as follows: It shall be unlawful for either the owner or occupant of a residential or nonresidential building, structure or property to utilize the premises of such property for the open storage of any abandoned or inoperable motor vehicle, household appliance or household furniture (regardless of working condition), tires, tools, boxes, tubs, exercise equipment, inoperable lawn equipment, bathroom fixtures, mattresses, box springs, glass, building material, building rubbish or similar items.

Section 3: The guideline for maintenance of “weeds and grasses” set forth in Fort Smith Municipal Code Section 16-5(2), (3) and (4) and Section 16-7 is amended to be “shall not exceed ten (10) inches in height.”

SECTION 2: Effective Date: This Ordinance shall be effective commencing February 1, 2020

PASSED AND APPROVED THIS 17th DAY OF December 2019

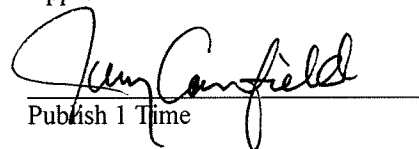
APPROVED


MAYOR

ATTEST:


CITY CLERK

Approved as to form:


Publish 1 Time