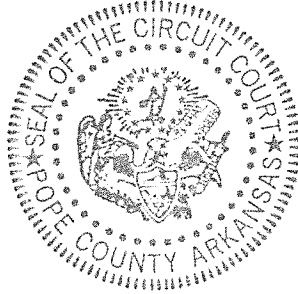


**This Instrument Prepared by:**

**William F. Smith  
203 South Commerce Ave.  
Russellville, AR 72801**



CERTIFICATE OF RECORD  
DOCUMENT NUMBER: 2020-06203  
FILED: 07/24/2020 09:11 AM  
POPE COUNTY, ARKANSAS  
RACHEL L. OERTLING  
DEBBIE PRICE, D.C.  
PAGES: 5  
FEE: \$ 35.00

**Ordinance**

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**INSTRUMENT TYPE**

**City of Russellville**

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**GRANTOR**

**Ordinance #2361**

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**GRANTEE**



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**ORDINANCE NO. 2361**

**AN ORDINANCE ESTABLISHING A REVIEW OF PLUMBING PLANS WITHIN THE CITY OF RUSSELLVILLE, ARKANSAS; PROVIDING FEES FOR THE REVIEW; PRESCRIBING A PENALTY AND FOR OTHER PURPOSES**

**WHEREAS**, A.C.A. §17-38-204(h) authorizes cities to review plumbing plans and specifications; and,

**WHEREAS**, A.C.A. §17-38-204(h) requires that in order for a city to review plumbing plans, that it have an employee or employees who are certified as a plumbing and natural gas inspector to review the plumbing plans; and,

**WHEREAS**, certain employees of the City of Russellville, Arkansas (“City”) working within the Russellville Fire Department (“RFD”), Fire, Building & Safety Division, are certified as plumbing and natural gas inspectors; and,

**WHEREAS**, these certain RFD employees who perform the plan reviews shall have the responsibility to ensure that the plumbing plans meet the state requirements; and,

**WHEREAS**, the City of Russellville has decided to enact an ordinance to provide for plan reviews of plumbing plans to be built within the city limits of the City.

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RUSSELLVILLE, ARKANSAS, OF THE FOLLOWING:**

**SECTION 1:** The title of this Ordinance shall be, “The City of Russellville, Arkansas, Plumbing Plan Review Ordinance.”

**SECTION 2:** The recitals of the Preamble of this Ordinance shall be incorporated into this Section of the Ordinance by reference.

**SECTION 3:** This Ordinance is enacted pursuant to the authority granted to the City by the State of Arkansas (“State”) under A.C.A. §17-38-204(h).

**SECTION 4:** The definitions listed in A.C.A. §17-38-101 are hereby adopted and incorporated in this Section of the Ordinance by reference.

**SECTION 5:** Before beginning any plumbing work in the City, a plumber installing plumbing in the city limits shall apply to a certified plumbing and natural gas inspector, or other designated official, from the City or Arkansas Department of Health, and obtain a review of plumbing plans to do such work. Only those persons authorized to do plumbing may submit plumbing plans for review.

**SECTION 6:** Application for plumbing plan review shall be made on suitable forms provided by the Fire, Building & Safety Division. The application shall be accompanied by a fee and the plumbing plans for review. The fees imposed in accordance with A.C.A. §20-7-123(b)(2) shall be one percent (1%) of the estimated cost, with a maximum fee of five hundred dollars (\$500) and a minimum fee of fifty dollars (\$50), calculated and paid on the basis of the engineering estimate of the total cost of the particular improvement, which estimate is to be submitted with the plans and specifications for review.

**SECTION 7:** Every plumbing plan review issued hereunder shall expire by limitation and become null and void if construction/installation is not commenced within six (6) months from the date of such plumbing plan review, or if the construction/installation authorized after the plumbing plan review is abandoned for a period of six (6) months at any time after the construction/installation is commenced. Before such installation can begin or be recommended, a plumbing plan review extension fee shall be paid or a new plumbing plan review shall be secured for the unfinished portion of the installation as required by the Fire, Building & Safety Division.

**SECTION 8:** All revenues derived from fees for services or plan reviews performed by the Fire, Building Safety Division, shall be deposited in the Fire Contingency Fund. The revenues that accumulate in said account shall be used solely for costs associated with the Fire Department.

**SECTION 9:** (a) Any person violating any provisions of this Ordinance shall be deemed guilty of a misdemeanor and upon conviction be fined a sum, up to, but not exceeding:

- (1) one thousand dollars (\$1,000.00) for the first offense;
- (2) two thousand dollars (\$2,000.00) for the second offense;
- (3) four thousand dollars (\$4,000.00) for each subsequent offense after the second offense;
- (4) plus court costs and applicable fees.

(b) If it is found that any violation of this Ordinance is found to be continuous in respect to time, the fine or penalty for allowing the continuous thereof, in violation of this Ordinance, shall not exceed five hundred dollars (\$500.00) for each day that it is unlawfully continued, plus court costs and applicable fees.

**SECTION 10:** The provisions of this Ordinance are hereby declared to be severable, and if any provision shall for any reason be held to be illegal or invalid, such holding shall not affect the validity of the remainder of this Ordinance.

Prepared by:  
William F. Smith III  
City Attorney and  
Richard Setian  
Fire Marshal & Building Official  
203 South Commerce Street  
Russellville, AR 72801  
Sponsor: RFD  
NB#3

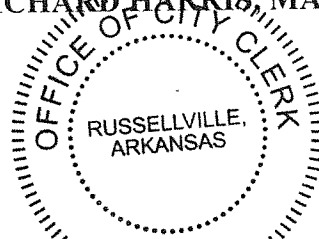
ORDAINED, this 16<sup>th</sup> day of July, 2020.

  
\_\_\_\_\_  
RICHARD HARRIS, MAYOR

ATTEST:

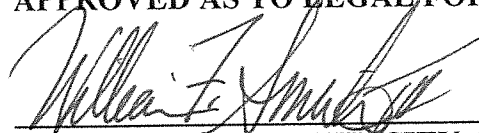


\_\_\_\_\_  
GINA SKELTON, CITY CLERK-TREASURER



I, Gina Skelton, City Clerk-Treasurer of the City of Russellville, Arkansas, hereby certify that the above and foregoing is a true and correct copy of Ordinance No. 2361 passed by the City Council of the City of Russellville, Pope County, Arkansas, on the 16<sup>th</sup> day of July, 2020.

APPROVED AS TO LEGAL FORM:



\_\_\_\_\_  
WILLIAM F. SMITH III, CITY ATTORNEY

Prepared by:  
William F. Smith III  
City Attorney and  
Richard Setian  
Fire Marshal & Building Official  
203 South Commerce Street  
Russellville, AR 72801  
Sponsor: RFD  
NB#3

**SECTION 11:** The City Council has determined that the need to establish a plumbing plan review by the RFD is urgent in order to protect the health, safety and welfare of the residents of the City from unsanitary conditions; therefore, an emergency is declared to exist and this Ordinance shall take effect immediately upon passage.

**ORDAINED**, this 16<sup>th</sup> day of July, 2020.

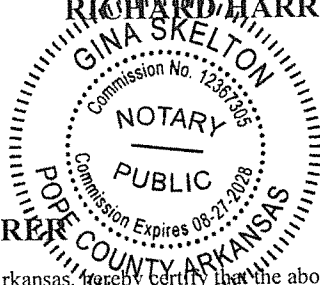


**RICHARD HARRIS, MAYOR**

**ATTEST:**



**GINA SKELTON, CITY CLERK-TREASURER**



I, Gina Skelton, City Clerk-Treasurer of the City of Russellville, Arkansas, hereby certify that the above and foregoing is a true and correct copy of Ordinance No. 2361 passed by the City Council of the City of Russellville, Pope County, Arkansas, on the 16<sup>th</sup> day of July, 2020.

**APPROVED AS TO LEGAL FORM:**



**WILLIAM F. SMITH III, CITY ATTORNEY**

